



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR DOUGLAS P. SCOTT, DIRECTOR

RECEIVED
CLERK'S OFFICE
MAY 22 2007
STATE OF ILLINOIS
Pollution Control Board

(217) 782-9817
TDD: (217) 782-9143

May 17, 2007

The Honorable Dorothy Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

AC07-60

Re: Illinois Environmental Protection Agency v. Joseph Combs
IEPA File No. 128-07-AC: 0610405013—Greene County

Dear Clerk Gunn:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

Michelle M. Ryan
Assistant Counsel

Enclosures

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • Des PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

ADMINISTRATIVE CITATION

MAY 22 2007

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
JOSEPH COMBS,)
))
Respondent.)

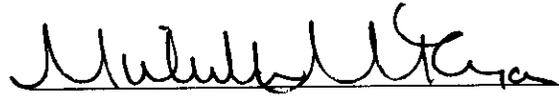
AC 07-60
(IEPA No. 128-07-AC)

NOTICE OF FILING

To: Joseph Combs
260 Isreal Street
White Hall, IL 62092

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST.

Respectfully submitted,



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: May 17, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
MAY 22 2007
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
JOSEPH COMBS,)
)
)
Respondent.)

AC 07-60
(IEPA No. 128-07-AC)

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2004).

FACTS

1. That Joseph Combs ("Respondent") is the present operator of a facility located at 260 Isreal Street, White Hall, Greene County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as White Hall/Combs.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0610405013.
3. That Respondent has operated said facility at all times pertinent hereto.
4. That on April 12, 2007, Charlie King of the Illinois Environmental Protection Agency's Springfield Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct observations made by Charlie King during the course of his April 12, 2007 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2004).

- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2004).

- (3) That Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2004).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Four Thousand Five Hundred Dollars (\$4,500.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than July 31, 2007, unless otherwise provided by

order of the Illinois Pollution Control Board.

If Respondent elects to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2004), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

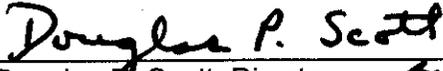
Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2004), if Respondent fails to petition or elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondent's check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondent shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondent from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2004). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.



Douglas P. Scott, Director
Illinois Environmental Protection Agency

Date: 5/17/07

Prepared by: Susan E. Konzelmann, Legal Assistant
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

RECEIVED
CLERK'S OFFICE

MAY 22 2007

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
JOSEPH COMBS,)
)
Respondent.)

AC 07-60
(IEPA No. 128-07-AC)

FACILITY: White Hall/Combs
COUNTY: Greene
DATE OF INSPECTION: April 12, 2007

SITE CODE NO.: 0610405013
CIVIL PENALTY: \$4,500.00

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

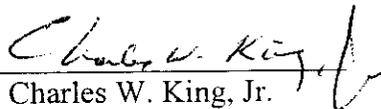
AFFIDAVIT

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Joseph Combs,)
)
)
Respondent.)

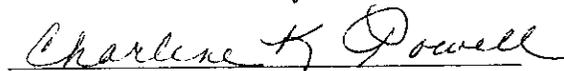
IEPA DOCKET NO.

Affiant, Charles W. King, Jr., being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On April 12, 2007 between 1:20 PM and 2:20 PM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Cass County, Illinois, and known as White Hall/Combs by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 0610405013 by the Illinois Environmental Protection Agency.
3. Affiant inspected said White Hall/Combs open dump site by an on-site inspection, which included walking and photographing the site.
4. As a result of the activities referred to in paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said White Hall/Combs open dump.


Charles W. King, Jr.

Subscribed and Sworn To before me
This 1st day of May, 2007



Notary Public

OFFICIAL SEAL
CHARLENE K. POWELL
NOTARY PUBLIC
STATE OF ILLINOIS

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: Greene LPC#: 0610405013 Region: 5 - Springfield
 Location/Site Name: White Hall/Combs
 Date: 04/12/2007 Time: From 1320 To 1420 Previous Inspection Date: 11/17/2006
 Inspector(s): Charlie King Weather: Overcast, 38 deg. F., Winds NW @ 20 mph
 No. of Photos Taken: # 14 Est. Amt. of Waste: 1,344 yds³ Samples Taken: Yes # No
 Interviewed: Joseph Combs Complaint #: C-07-037-C

Responsible Party Mailing Address(es) and Phone Number(s):	Joseph Combs 260 Isreal Street White Hall, IL 62092 217/942-3759 or 217/491-4761	Debra Kay Combs 260 Isreal Street White Hall, IL 62092
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	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
7.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<input checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input checked="" type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 0610405013

Inspection Date: 04/12/2007

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input checked="" type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
13.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
OTHER REQUIREMENTS			
14.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
15.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
4. The provisions of subsection (p) of Section 21 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

MEMORANDUM

DATE: April 25, 2007

TO: Land Division File

FROM: Charlie King, DLPC/FOS – Springfield Region

SUBJECT: LPC # 0610405013 – Greene County
White Hall/Combs
C-07-037-C
Compliance File

NARRATIVE RE-INSPECTION REPORT DOCUMENT

The purpose of this memorandum is to serve as the Narrative Re-Inspection Report Document of a re-inspection conducted at the subject site on April 12, 2007 from approximately 1:20 p.m. until 2:20 p.m., by this author. The re-inspection was conducted to follow up the original site inspection that was conducted on November 17, 2006, by this inspector. That original inspection resulted in alleging apparent violations of the Illinois Environmental Protection Act (Act) and an apparent violation of the regulations, Title 35, Illinois Administrative Code, Subtitle G (35 IAC). It was reported in a Narrative Inspection Report Document Memorandum to the Land Division File, from this author, dated December 14, 2006. Subsequently, an Open Dump Administrative Citation Warning Notice (ACWN) was issued to the respondents dated December 19, 2006. Joseph Combs, one of the respondents, telephoned this inspector within a few days of the inspection and was advised that he would be receiving the ACWN. He was told that he would have to respond to the ACWN in writing within 15 days of receipt of that notice with the reasons for the alleged violations, a description of the corrective actions that have been taken or will be taken to correct the alleged violations and a proposal to ensure that the alleged violations will not recur. He was also advised to meet cleanup deadlines set in the ACWN and to submit copies of receipts documenting cleanup activities, such as from landfills and scrap yards. Mr. Combs agreed to comply at that time and admitted placing the wastes on the property. No written response was submitted prior to the re-inspection as required.

The site is located at 260 Isreal Street, White Hall, Illinois. It is located southeast of the downtown area of White Hall, approximately two blocks east of the railroad tracks that run north/south on the east side of the town. A Warranty Deed was obtained via Liz Stemm of the Greene County Health Department and has been made part of the file. The only name on the Deed as grantee is Debra Kay Combs. Details of the property location and proximity to neighboring properties were presented during the initial site inspection, and therefore, will not be repeated herein.

Upon arrival at the site on the day of the inspection, the weather was overcast, cool and windy, with an air temperature of approximately 38° F. Winds were northwesterly at approximately 20 mph. Surface soil conditions were wet and muddy.

Upon arrival at the site on the day of the inspection, I went to the residence and knocked on the door. A man answered who identified himself as Mr. Combs. He asked me in, and I stood just inside the doorway as Mr. Combs sat in a chair and discussed matters with me. When I asked to conduct the re-inspection, he granted permission. When asked if he would like to accompany me, he said he would and soon met me outside.

The re-inspection results revealed that very little work towards compliance had been made, that some of the wastes were not on the respondents' property, rather they were on neighbors' properties, and no receipts had been obtained for the minimal cleanup undertaken, as explained herein. Upon inquiry to Mr. Combs during the inspection as to why he had not only failed to clean up his property, but also failed to respond in writing to the ACWN, Mr. Combs replied that the weather got "nasty" over winter. When asked how the weather kept him from replying as required, he again stated that the weather was bad, but added that he didn't have any help cleaning up, and that his truck was broken down. He said he did have the oil tanker removed (an upside down tank observed in the driveway during the initial inspection, with approximately 1,000 gallon capacity with wheels but no cab or engine). However, a used oil stain was left in its place on the gravel in the driveway.

During the original site inspection, numerous open dump and some open burn areas were observed. During the re-inspection, Mr. Combs noted that the open dump areas at the western extent noted in the Site Sketch and narrative in my original report, were not on his property. He did not identify his two neighbors that had those small open dump areas on their properties, but stated that the one furthest south, next to his driveway, was owned by a man who owned a paintball business in Greenfield.

During the re-inspection, plastics, vehicle parts, paper, used tires, metals, general household refuse, roofing shingles, construction wastes and other solid wastes. Some of the wastes were burned. A large amount of wood chips was also found.

The deer fawn that was observed in a shed to the north of the residence was still there. When asked if the Illinois Department of Natural Resources, Conservation Police, had come out to inspect the deer, Mr. Combs stated that no, not to his knowledge. I asked if he had a permit for the captive deer fawn, and he said it belonged to his daughter. He stated that he thinks she bought it at a livestock auction and said he was sure she had a permit for it.

Mr. Combs was told that since very little cleanup had occurred and since he did not respond to the ACWN as required, he would likely receive an Administrative Citation (AC), which would include a fine of \$1,500 for each violation of Section 21(p) of the Act, or \$4,500. He said he sure didn't need that. I told him that we gave him ample chances to communicate and to bring the site into compliance. I told him that he would

have his chance to contest the charges, but since he failed to respond to the ACWN and was told verbally and in writing of the consequences of not cleaning up in a timely manner, and since he had no receipts, that an AC would very likely be issued.

During the re-inspection, 14 photographs were taken with a digital camera. They show the conditions of the site on the day of the inspection. From the re-inspection and the Digital Photographs, and from the previous sketch of the site, a partially computer generated and partially hand drawn sketch of the site was developed by this author. The Site Sketch shows the approximate layout of the property, as well as the approximate locations and directions of the inspection photographs. The digital camera assigns a three-digit number to each photograph, i.e., 001, 002, etc. This is how the photos are identified on the Digital Photographs and in this narrative. However, to save space on the Site Sketch, real numbers were used, i.e., 1, 2, etc. Copies of the Digital Photographs and the Site Sketch accompany this narrative and a part of this report.

From the Digital Photographs:

Photo # 001 shows waste reportedly on the neighboring property to the west, and not part of this inspection.

Photo # 002 shows an open burn pile measuring approximately 12' x 20' x 4'.

Photo # 003 shows the same pile shown in photo # 002 from another angle.

Photo # 004 shows two burn barrels and two homemade makeshift incinerators measuring approximately 3' x 3' x 5' (in center of photo with pipe sticking out of the top) and 4' x 2' x 3' (elongated rectangular box).

Photo # 005 shows a partially demolished trailer in the back center of the photo.

Photo # 006 shows an oil stain in the foreground, the large shed with some clutter on the ground and used tires against the building in the background.

Photo # 007 shows oil contaminated rock and soil from a used oil tank that formerly was located at this location.

Photo # 008 shows approximately 35 used tires, some on rims, some off, that were observed leaning against the south side of the main shed.

Photo # 009 shows the area between the main shed (right) and the trailer being demolished. The trailer reportedly came from White Hall North Greene High School. The trailer measured approximately 12' x 60' x 10'. The waste on the ground measured approximately 20' x 5' x 3', showing only a slight improvement since the original site inspection.

Photo # 010 shows the partially burned doublewide trailer. Used tires, metals and other solid wastes measured approximately 20' x 20' x 2' on the ground behind the main shed.

Photo # 011 shows part of a demolished building measuring approximately 20' x 20' x 4. Also shown are approximately 30 used tires, some on rims and some off.

Photo # 012 shows the wood chip pile measuring approximately 100' x 50' x 3'.

Photo # 013 shows the same wood chip pile shown in photo # 012.

Photo # 014 shows dumped shingles in the wood chip pile.

During the inspection, apparent violations of the Illinois Environmental Protection Act (Act) and of the regulations, Title 35, Illinois Administrative Code, Subtitle G (35 IAC) were observed. Those apparent violations of the Act are, Sections: 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), 21(p)(3), 21(p)(7) and 55(a)(1). An apparent violation of the regulations, 35 IAC, is, Part: 812.101(a). The Open Dump Inspection Checklist that accompanies this narrative, and is a part of this report, provides additional information.

The volume of waste at this site is estimated at approximately 1,344 cu. yds. This is a reduction from the estimate shown in the first inspection report. The removed oil tanker and the exclusion of small open dump piles that were reportedly to be actually on neighboring properties have been omitted from the previous total. The revised figure was arrived at as follows:

<u>Waste Description</u>	<u>Size of Waste Area</u>	<u>Totals in Cu. Ft.</u>
Makeshift incinerator # 1	3' x 3' x 5'	= 45
Makeshift incinerator # 2	4' x 2' x 3'	= 24
Wastes in front of south side of metal shed	42' x 18' x 3'	= 1,890
Wastes in front of north side of metal shed	35' x 12' x 2'	= 840
Wastes east of (behind) metal shed	20' x 20' x 2'	= 800
Area between metal shed and half-trailer	20' x 5' x 3'	= 300
Half-trailer undergoing demolition	12' x 60' x 10'	= 7,200
Wood chip piles northeast part of site	100' x 50' x 5'	= 25,000
Batteries and miscellaneous if piled together	10' x 10' x 2'	= + 200
		36,299

$$*36,299 \div 27 \text{ (conversion factor cu. ft. to cu. yds.)} = 1,344.407 \text{ or } 1,344 \text{ cu. yds.}$$

Based on the evidence and conditions discussed herein, the site is referred for consideration of an AC. There are no other comments to report at this time.

CK

cc: DLPC/FOS – Springfield Region

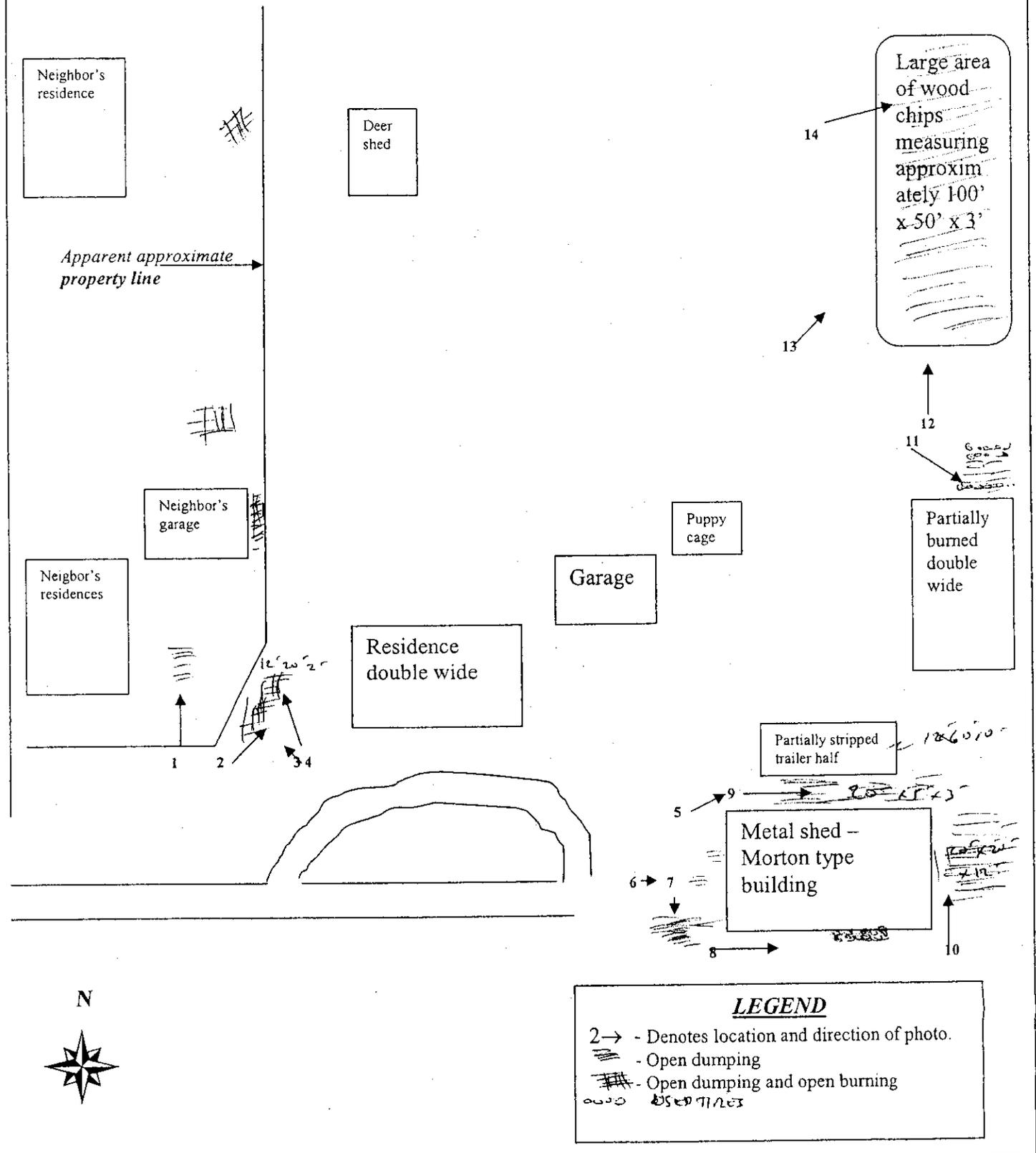
SITE SKETCH

Site name: White Hall/Combs
 LPC #: 0610405013
 Inspector: Charlie King

County: Greene
 Date: April 12, 2007
 Time: 1:20 p.m. - 2:20 p.m.

FOS File

A digital camera was used for the Inspection photos. Distances are approximate - Not drawn to scale



LEGEND

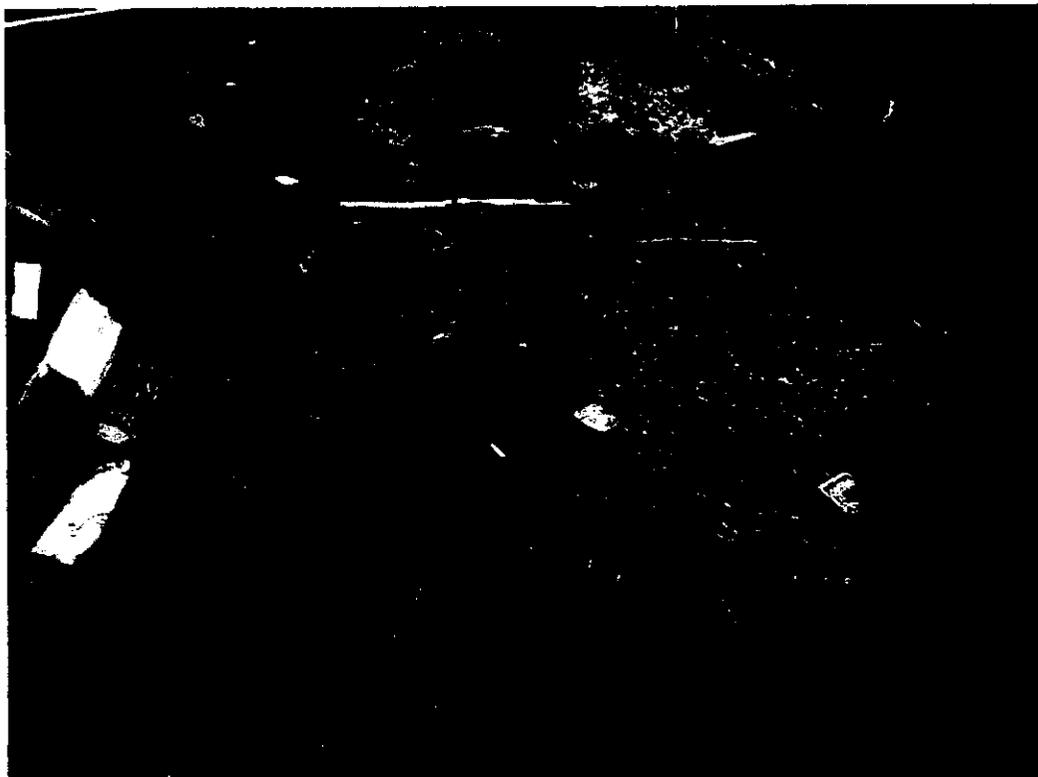
2 → - Denotes location and direction of photo.
 ≡≡≡ - Open dumping
 ≡≡≡ with cross-hatch - Open dumping and open burning



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:37 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 001
Comments: This waste reportedly in on the neighboring property to the west, and not part of this inspection.



Date: April 12, 2007
Time: 1:38 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 002
Comments: Open burn pile measuring approximately 12' x 20' x 4'.

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:38 p.m.
Direction: NW
Photo by: Charlie King
Exposure #: 003
Comments: The same pile shown in photo # 002 from another angle.



Date: April 12, 2007
Time: 1:38 p.m.
Direction: NW
Photo by: Charlie King
Exposure #: 004
Comments: Two burn barrels and two homemade makeshift incinerators measuring approximately 3' x 3' x 5' (in center of photo with pipe sticking out of the top) and 4' x 2' x 3' (elongated rectangular box).

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:40 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 005
Comments: Partially demolished trailer in back center of photo.

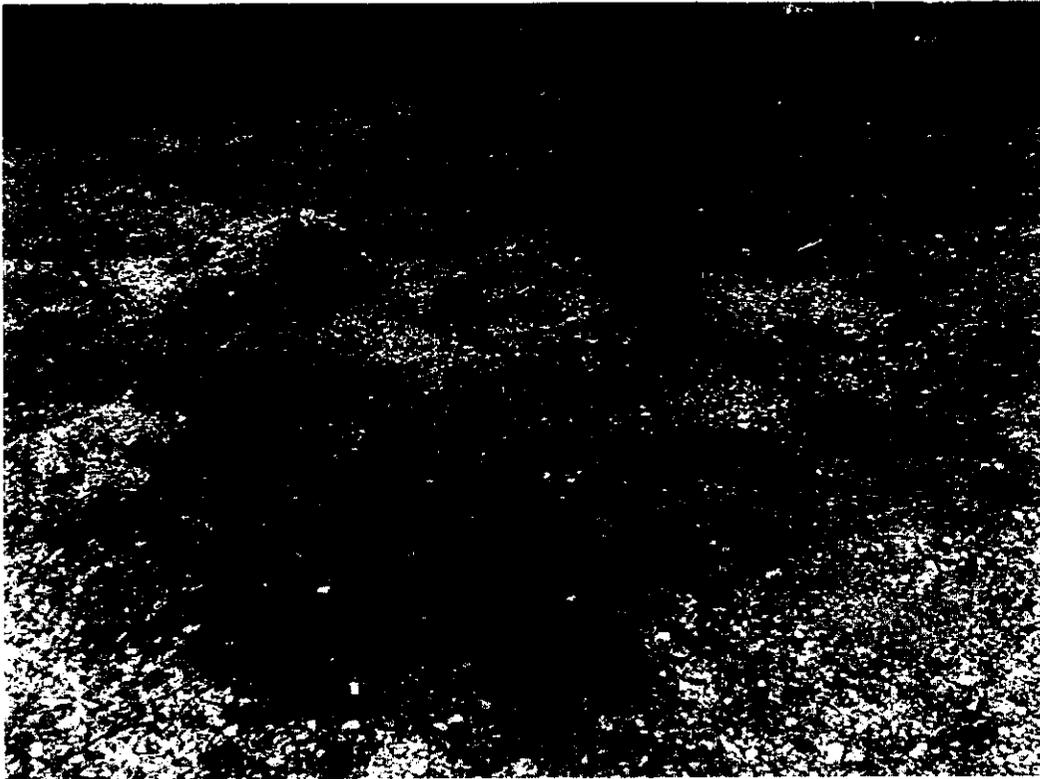


Date: April 12, 2007
Time: 1:41 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 006
Comments: Oil stain in foreground, large shed with some clutter on the ground and used tires against the building in the background.

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:43 p.m.
Direction: S
Photo by: Charlie King
Exposure #: 007
Comments: Oil contaminated rock and soil from used oil tank that formerly was located at this location.



Date: April 12, 2007
Time: 1:44 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 008
Comments: Approximately 35 used tires, some on rims, some off, were observed leaning against the south side of the main shed.

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:45 p.m.
Direction: E
Photo by: Charlie King
Exposure #: 009
Comments: The area between the main shed (right) and the trailer being demolished. The trailer reportedly came from White Hall North Greene High School. The trailer measured approximately 12' x 60' x 10'. The waste on the ground measured approximately 20' x 5' x 3', showing only a slight improvement since the original site inspection.



Date: April 12, 2007
Time: 1:48 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 010
Comments: The partially burned doublewide trailer. Used tires, metals and other solid wastes measured approximately 20' x 20' x 2' on the ground behind the main shed.

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:50 p.m.
Direction: SE
Photo by: Charlie King
Exposure #: 011
Comments: Part of a
demolished building
measuring
approximately 20' x 20'
x 4. Also shown are
approximately 30 used
tires, some on rims and
some off.



Date: April 12, 2007
Time: 1:52 p.m.
Direction: N
Photo by: Charlie King
Exposure #: 012
Comments: The wood
chip pile measuring
approximately 100' x
50' x 5'.

File Names: ~-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 12, 2007
Time: 1:53 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 013
Comments: Same
wood chip pile shown
in photo # 012.



Date: April 12, 2007
Time: 1:55 p.m.
Direction: NE
Photo by: Charlie King
Exposure #: 014
Comments: Dumped
shingles in the wood
chip pile.

File Names: ~-[Exp. #].jpg

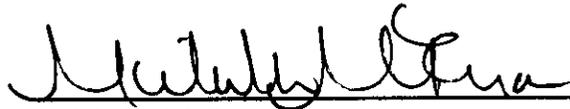
PROOF OF SERVICE

I hereby certify that I did on the 17th day of May 2007, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Joseph Combs
260 Isreal Street
White Hall, IL 62092

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid

To: Dorothy Gunn, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544