



MACON COUNTY SOLID WASTE MANAGEMENT DEPARTMENT

141 S. Main St., Suite 212, Decatur, IL 62523 • phone 217/425-4505 • fax 217/424-1459

May 25, 2007

ORIGINAL

RECEIVED
CLERK'S OFFICE

MAY 30 2007

STATE OF ILLINOIS
Pollution Control Board

A 007-58

Illinois Pollution Control Board
ATTN: Dorothy Gunn, Clerk
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, Illinois 60601-3218

Re: County of Macon
MCSWMD File No. 2007-001-AC, 1158040008 – Macon County

Dear Clerk Gunn:

Please find enclosed a copy of the response submitted by Veolia ES Valley View Landfill in reference to an Administrative Citation issued in response to an inspection conducted on April 5, 2007. Also enclosed is a copy of the Certified Mail Return Receipt. If you have any questions or concerns, please do not hesitate to contact me at 217-421-0291.

Sincerely,

Darlene K. Powell
Inspector

Enclosures

Cc: Rich Gerard, Champaign Regional Office
Ellen Robinson
FOS File



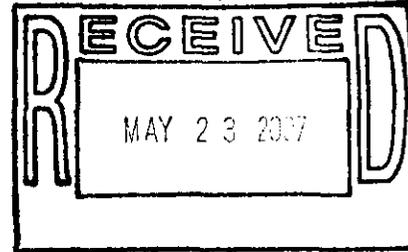
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MAY 30 2007

STATE OF ILLINOIS
Pollution Control Board

SOLID WASTE
NORTH AMERICA

ORIGINAL



May 23, 2007

VIA OVERNIGHT DELIVERY

Macon County Solid Waste Management Dept.
Attn: Darlene K. Powell, Environmental Inspector
141 South Main, Room 212
Decatur, Illinois 62523

**RE: LPC #1158040008 – Macon County
AC No. 2007-001-AC
Decatur / Veolia ES Valley View Landfill**

Dear Ms. Powell:

I have prepared this letter to respond to the above-referenced Administrative Citation issued by your office for the Veolia ES Valley View Landfill (“Veolia”), as received on May 15th, 2007.

The subject Administrative Citation identified alleged violations and deficiencies relative to the Illinois Environmental Protection Act (Act), 415 ILCS 5/4(r) (2006), and the above referenced facility’s permit. The specific issues constituting the alleged violations and a copy of the complete Notice are attached hereto as Exhibit A of this letter.

Veolia has reviewed the Administrative Citation and developed a plan to remedy any deficiencies. It is the opinion of Veolia that the alleged violations have occurred due to inadequate daily cover procedures previously in place at the facility as well as the need for additional training of the facility operators. Below are the alleged violations, suggested corrective actions as well as Veolia’s responses:

Alleged Violations:

- “A violation of Section 21(d)(1) is alleged because waste was disposed of and/or stored in violation of permit conditions”
- “A violation of Section 21(d)(2) is alleged because waste was disposed of and/or stored in a way that violates regulations and standards adopted by the Board.”
- “A violation of Section 21(e) is alleged because waste was disposed of and/or stored in a manner that does not meet the requirements of the Act.”

- “A violation of Section 21(o)(5) is alleged because uncovered refuse, which is not authorized by permit, was observed during the inspection.”
- “A violation of Section 21(o)(12) is alleged because litter was observed during the inspection.”
- “A violation of 811.106(b) is alleged because exposed waste was observed during the inspection.”
- “A violation of 811.107(k) is alleged because litter was observed during the inspection.”
- “A violation of Section II, Part 2(e) of Permit 1995-198-LF is alleged because uncovered refuse was observed in the active area during the inspection.”
- “A violation of Section II, Part 2(i) of Permit 1995-198-LF is alleged because litter was observed during the inspection.”
- “A violation of Section II, Part 5(d) of Permit 1995-198-LF is alleged because weather conditions adversely affected the ability of the ADC to prevent the blowing of litter and vectors.”
- “A violation of Section II, Part 5(f) of Permit 1995-198-LF is alleged because inaccurate information was recorded in the ADC records at the time of the inspection.”
- “A violation of Section II, Part 5(p) is alleged because the ADC failed to meet the requirements of 35 IAC, 811.106(b)(1) and 811.106(b)(2).”

Required Corrective Actions:

- “#1 Provide daily cover on all uncovered refuse by the end of the operating day.”
- “#2 Immediately collect and contain all litter from the site by the end of the operating day.”

Response:

- Veolia has completed corrective action #1 and has placed daily cover materials on all areas of uncovered refuse. Veolia will continue to monitor the landfill daily to determine additional areas which require daily cover placement.
- Veolia has completed corrective action #2 and has taken all actions to immediately collect all litter from the site by the end of each operating day. These actions include but are not limited to the staffing of temporary labor, utilization of wind collection fences and covering additional areas with daily and intermediate cover.

In addition, Veolia has taken the following actions to prevent the above violation from re-occurring:

- Veolia has re-trained all its employees on the proper procedures for daily cover placement as well as *litter control*;
- Veolia has purchased additional approved alternate daily covers (tarps) for use in maintaining complete coverage of the active areas;
- Veolia has initiated additional check and balance procedures to be followed to ensure proper cover placement is occurring.

- Veolia Management will review the ADC logs for accuracy on a daily basis.

Based on the site inspection by the Macon County Solid Waste Management Department on May 18, 2007, all of the above referenced violations have been corrected.

Veolia elects not to petition the Illinois Pollution Control Board for review of the Administrative Citations and accordingly, has enclosed a receipt from the Macon County Planning & Zoning Department showing payment of \$1,000.00 on May 18, 2007 as received by Mrs. Black – Secretary, as well as the required Remittance Form.

Veolia is committed to maintaining compliance with the Act, the respective permits, and the applicable regulatory requirements. Should you have any questions regarding this letter, please contact me at (217) 963-2976.

Sincerely,

VEOLIA ES VALLEY VIEW LANDFILL, INC.



David Naughton
General Manager

Bcc: Chris Peters
Randy Frank
Troy Ward
Tim Curry
Harry Cohen

REMITTANCE FORM

RECEIVED
CLERK'S OFFICE

MAY 30 2007

STATE OF ILLINOIS
Pollution Control Board

AC

(MCSWMD No. 2007-001-AC)

COUNTY OF MACON,)
)
Complainant,)
)
v.)
)
Veolia ES Valley View Landfill,)
)
)
)
Respondent.)

FACILITY: Veolia ES Valley View Landfill SITE CODE NO.: 1158040008
COUNTY: Macon CIVIL PENALTY: \$1,000.00
DATE OF INSPECTION: April 5, 2007

DATE REMITTED: 5/23/07
SSN/FEIN NUMBER: 76-0839612
SIGNATURE: 

NOTE

Please enter the date of your remittance, your Social Security Number (SSN) 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 Darlene K. Powell, Macon County Solid Waste Management Department, 141 South Main Street, Decatur, Illinois 62523-1293.

VEOLIA ES
To: MACON COUNTY SC
Invoice No. Inv.
NOV 115 2007 005/16

Check Number: 425008226
Date: May 16, 2007

Amount	Discount	Paid Amount
\$1,000.00	\$.00	\$1,000.00
\$1,000.00	\$.00	\$1,000.00

May 18, 2007

Received From: Veolia

Amount Paid: 1,000.00

For: Case

Received by: [Signature]
Macon County Planning & Zoning Department

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CLERK'S OFFICE

MAY 30 2007

STATE OF ILLINOIS
Pollution Control Board

Request
Approved
Instruction
D

Amount:
Amount:
Amount:
Date: 05/16/07
Date: 05/16/07

12822

RECEIVED
CLERK'S OFFICE

MAY 30 2007

STATE OF ILLINOIS
Pollution Control Board

COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>	<p>A. Received by (Please Print Clearly) _____ B. Date of Delivery <u>5/8/07</u></p>
<p>1. Article Addressed to:</p> <p>Veolia ES Valley View Landfill Attn: Troy Ward 1363 Bear Road Decatur, Illinois 62522</p>	<p>C. Signature <u>Kum Fry</u> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <small>If YES, enter delivery address below.</small></p>
<p>2. Article Number (Copy from service label)</p>	<p>RECEIVED MAY 9 2007</p>
<p>PS Form 3811, July 1999</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>7005 1820 0006 9701 4288</p> <p>Domestic Return Receipt 102595-99-M-1789</p>