



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3897
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6111

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

RECEIVED
CLERK'S OFFICE

JUN 19 2008

STATE OF ILLINOIS
Pollution Control Board

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

ORIGINAL

A 08-36

June 17, 2008

John Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Re: Illinois Environmental Protection Agency v. Charles F. Kinsel
IEPA File No. 78-08-AC; 0578170001—Fulton County

Dear Mr. Therriault:

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

bcc: Susan Konzelmann, DLC #21
Mike Davison, Division of Land Pollution Control #24
Division of Land Pollution Control File Room #24 (Compliance File)
Kinsel, Charles
0578170001—Fulton County
Robert Wagner, Peoria Regional Office

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
JUN 14 2008
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

CHARLES F. KINSEL,

Respondent.

ORIGINAL

AC

08-36

(IEPA No. 78-08-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 (2006).

FACTS

1. That Charles F. Kinsel ("Respondent") is the present operator of a facility located at 14998 N. Shelby Road, Lewistown, Fulton County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Kinsel Property.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0578170001.
3. That Respondent has operated said facility at all times pertinent hereto.
4. That on May 13, 2008, Robert Wagner of the Illinois Environmental Protection Agency's Peoria 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 Robert Wagner during the course of his May 13, 2008 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) (2006).

- (2) 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) (2006).

CIVIL PENALTY

On October, 5, 2006 and on January 10, 2002, the Board found Charles F Kinsel in violation of Section 21(p)(1) of the Act in AC 07-09 and AC 02-22.

Because this Administrative Citation addresses a second or subsequent violation of Section 21(p)(1) of the Act, pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2006), Respondent is subject to a civil penalty of Three Thousand Dollars (\$3,000.00) and pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2006), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for the violation of Section 21(p)(7), 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 30, 2008, 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 (2006), 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 statutory civil penalty for each violation.

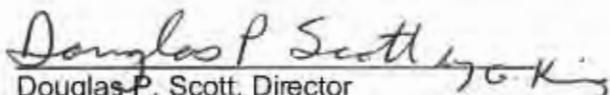
Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2006), if Respondent fails to petition or elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board 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 (2006). 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: 6/17/08

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

REMITTANCE FORM

RECEIVED
CLERK'S OFFICE

JUN 19 2008

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
CHARLES F. KINSEL,)
Respondent.)

ORIGINAL

AC 08-36
(IEPA No. 78-08-AC)

FACILITY: Kinsel Property

SITE CODE NO.: 0578170001

COUNTY: Fulton

CIVIL PENALTY: \$4,500.00

DATE OF INSPECTION: May 13, 2008

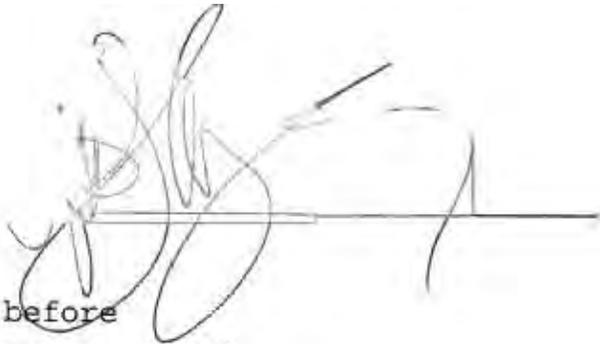
DATE REMITTED:

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.

A large, stylized handwritten signature in black ink, written over a horizontal line.

Subscribed and Sworn to before
me this 4 day of June, 2008

Carolyn S. Schlueter
Notary Public



**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Open Dump Inspection Checklist**

County: Fulton LPC#: 0578170001 Region: 3 - Peoria
 Location/Site Name: Little America / Kinsel Property
 Date: 05/13/2008 Time: From 9:45 AM To 10:30 AM Previous Inspection Date: 03/14/2007
 Inspector(s): Robert J. Wagner Weather: 60 F Dry, Sunny
 No. of Photos Taken: # 19 Est. Amt. of Waste: 5643 yds³ Samples Taken: Yes # No
 Interviewed: No One Onsite Complaint #: C-2008-024-P
 Latitude: 40.40791 Longitude: -90.05977 Collection Point Description: -
 (Example: Lat. 41.26493 Long.: -89.38294) Collection Method: -

Responsible Party
 Mailing Address(es)
 and Phone Number(s):

Charles F. Kinsel 14998 N Shelby Rd. Lewistown, IL 61542 (309) 668-2833	
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	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input 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	<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 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 # 0578170001

Inspection Date: 05/13/2008

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a), or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input checked="" type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input 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.

Narrative

On May 13, 2008, this author (Robert J. Wagner) inspected property owned by Charles Kinsel. The property is located at 14998 N. Shelby Road, Lewistown, Illinois. For the purpose of this report the property will be referred to as the Kinsel Property.

The open dump inspection was a result of a citizen complaint (C-2008-024-P). The complainant alleged that Charles Kinsel is hauling demolition waste from the demolished Starbuck/Zempel Building located in Lewistown, Illinois to his property and burying it. According to the complainant the waste material is being buried on the far west corner of the property.

Site History

On June 15, 1988, an open dump inspection took place at Kinsel Property. The inspection was a result of citizen complaint C-1988-090-P. On June 30, 1988, a Compliance Inquiry Letter was sent to Charles Kinsel for operating a landfill without a permit. On August 5, 1988 a Pre Enforcement Conference Letter was sent to Mr. Kinsel. On August 12, 1988, the Agency received a response letter from Mrs. Brenda Kinsel explaining why they opened dumped on the property.

On February 14, 1992, an open dump inspection took place at the Kinsel Property. The inspection was a result of citizen complaint C-1992-023-P. On March 13, 1992, an Administrative Warning Notice (AWN) was issued to Charles Kinsel for open dumping demolition debris on his property. On August 19, 1992 a re-inspection took place at the property. No violations were observed at the time of this inspection.

On September 19, 2001, an open dump inspection took place at this site. The inspection was a result of citizen complaint C-2001-104-P. On November 6, 2001, Administrative Citation AC 2002-022 was issued to Mr. Kinsel for open dumping on his property. On November 16, 2001, a NICROD was sent to Mr. Kinsel. The IPCB ordered Mr. Kinsel to pay a penalty of \$1,500. On January 23, 2002 a re-inspection took place at the property. No violations were observed at the time of this inspection.

On July 18, 2006, an open dump inspection took place at this site. The inspection was a result of citizen complaint C-2006-068-P. On August 18, 2006, Administrative Citation AC 2007-009 was issued to Mr. Kinsel for open dumping and open burning on his property. On August 28, 2006, a NICROD was sent to Mr. Kinsel. The IPCB ordered Mr. Kinsel to pay a penalty of \$1,500. On November 13, 2006 a re-inspection took place at the property. No violations were observed at the time of this inspection.

Inspection

This author arrived at the property at 9:45 AM. This author identified himself to Mr. Kinsel's son and explained the purpose of the visit. This author received permission to inspect the

property. The property had two areas that had demolition waste dumped on it. For the purpose of this report they will be described as Area 1 and Area 2 (see site sketch and map).

This author proceeded to Area 1. Photographs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, and 15 show Area 1 located in the northwest portion of the property. The photographs show concrete block, red brick commingled with chunks of concrete, electrical conduit, metal wire, tree roots, a brick with a protruding metal post, fiberboard, and processed wood. The size of Area 1 was approximately 40 feet long by 12 feet wide by 5 foot high (88 yd³). Photograph 12 shows heavy earth moving equipment located at the top of Area 1.

This author proceeded to Area 2. Photographs 16, 17, 18, and 19 show the middle portion of the property where Area 2 is located. The photographs show chunks of concrete with protruding metal bars, processed wood, and asphalt being deposited on a slope. The size of Area 2 was approximately 200 feet long by 50 feet wide by 15 foot deep (5555 yd³). This author departed the site at 10:30 AM.

Prior to this inspection this author spoke to Mr. Kinsel on several occasions about how to properly dispose of construction debris. This author told Mr. Kinsel to follow Section 3.160 of the Illinois Protection Act. This section of the Act defines construction debris. This author told Mr. Kinsel that clean construction debris could not be comingled with general construction debris.

The following alleged violations were observed and indicated on the open dump inspection checklist:

1. Pursuant to Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)), no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) is alleged for the following reason: **Evidence of open dumping of waste was observed during the inspection.**

2. Pursuant to Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit.

A violation of Section 21(d)(1) is alleged for the following reason: **Waste was disposed without a permit granted by the Illinois EPA.**

3. Pursuant to Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) is alleged for the following reason: **A waste disposal operation was conducted in violation of regulations adopted by the Illinois Pollution Control Board.**

4. Pursuant to Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)), no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

A violation of Section 21(e) is alleged for the following reason: **Waste was disposed at this site which does not meet the requirements of the Act and regulations thereunder.**

5. Pursuant to Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in litter.

The prohibitions specified in this subsection (p) shall be enforceable by the Agency either by administrative citation under Section 31.1 of this Act or as otherwise provided by this Act. The specific prohibitions in this subsection do not limit the power of the Board to establish regulations or standards applicable to open dumping.

A violation of Section 21(p)(1) is alleged for the following reason: **The open dumping of waste was caused or allowed in a manner which resulted in litter.**

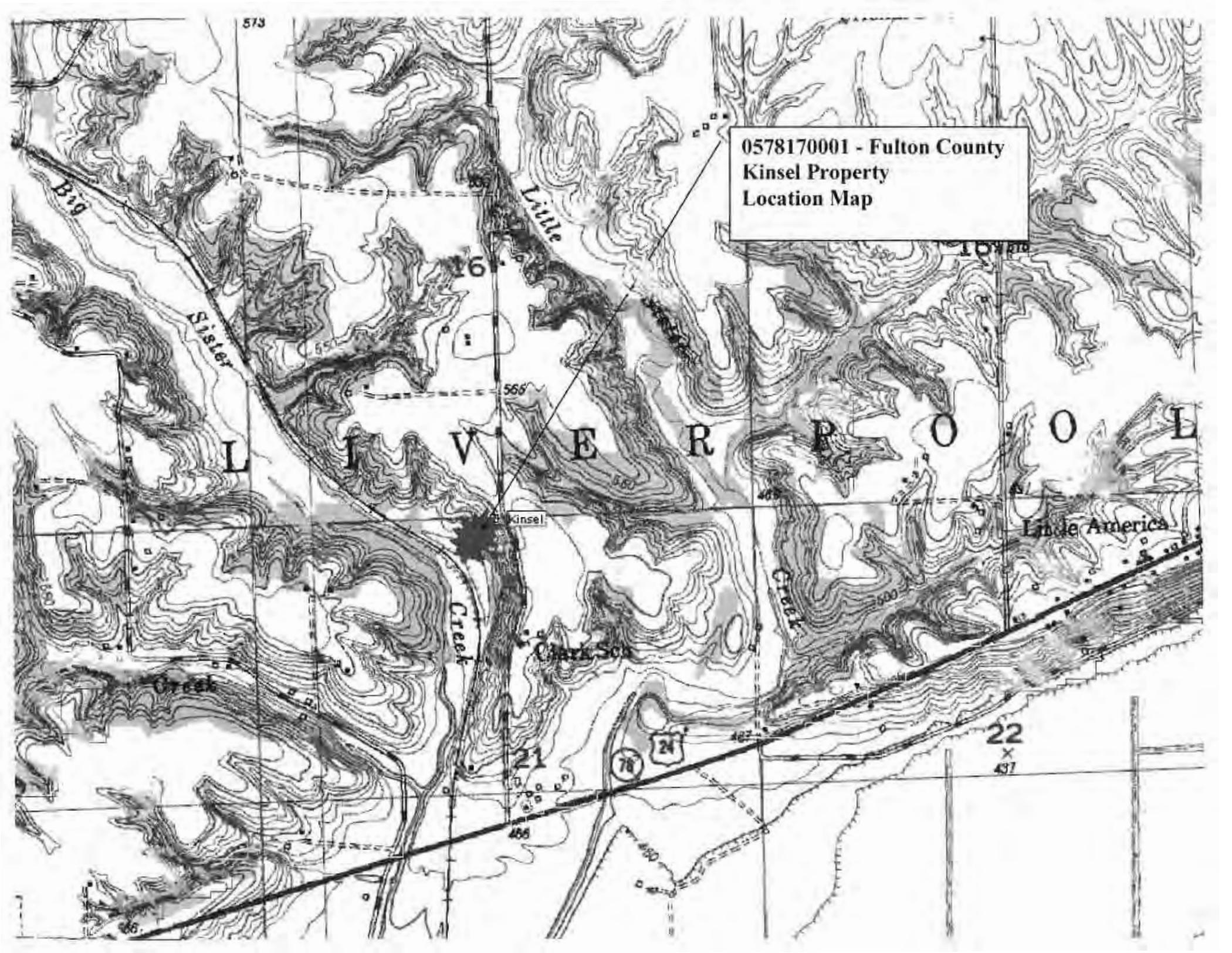
6. Pursuant to Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)), no person shall cause or allow the open dumping of waste in a manner that results in deposition of (i) general construction or demolition debris as defined in Section 3.160(a) of this Act; or (ii) clean construction or demolition debris as defined in Section 3.160(b) of this Act.

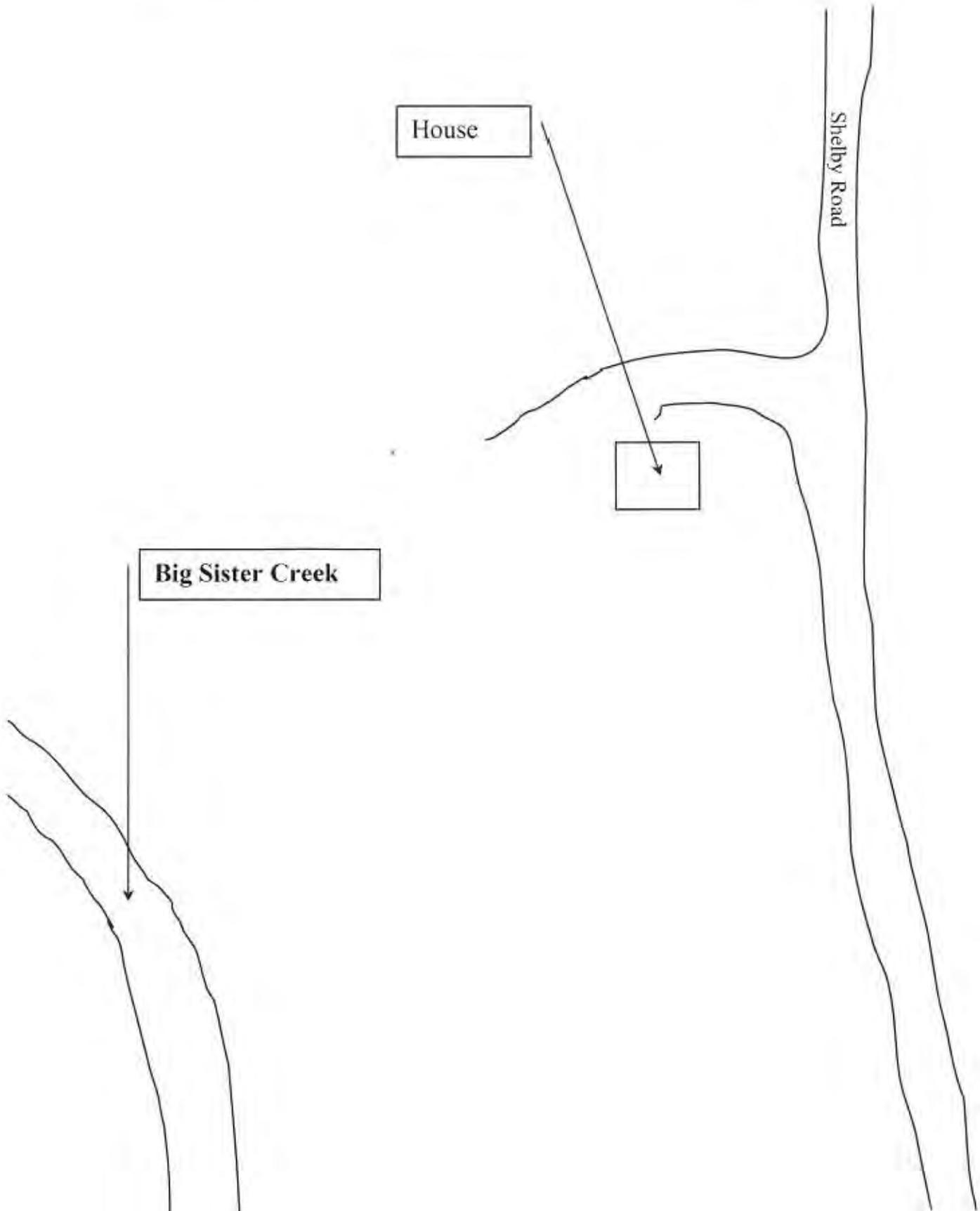
A violation of Section 21(p)(7) is alleged for the following reason: **The open dumping of waste was caused or allowed in a manner which resulted in deposition of general or clean construction or demolition debris.**

7. Pursuant to 35 Ill. Adm. Code 812.101(a), all persons, except those specifically exempted by Section 21(d) of the {Illinois} Environmental Protection Act, shall submit to the Agency an application for a permit to develop and operate a landfill.

A violation of 35 Ill. Adm. Code 812.101(a) is alleged for the following reason: **A waste disposal site was operated without submitting to the Illinois EPA an application for a permit to develop and operate a landfill.**

0578170001 - Fulton County
Kinsel Property
Location Map







0578170001 - Fulton County
Kinsel Property
FOS

Site Photographs
Page 1 of 12

DATE: May 13, 2008

TIME: 9:46 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the southeast.

PHOTOGRAPH NUMBER: 1

PHOTOGRAPH FILE NAME:
0578170001-05132008-001.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block.



DOCUMENT FILE NAME:
0578170001-05132008.doc



DATE: May 13, 2008

TIME: 9:47 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the southeast.

PHOTOGRAPH NUMBER: 2

PHOTOGRAPH FILE NAME:
0578170001~05132008-002.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, metal wire and
processed wood.





DATE: May 13, 2008

TIME: 9:47 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the southeast.

PHOTOGRAPH NUMBER: 3

PHOTOGRAPH FILE NAME:
0578170001~05132008-003.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, chunks of concrete,
electrical conduit and processed
wood.



DATE: May 13, 2008

TIME: 9:47 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the southeast.

PHOTOGRAPH NUMBER: 4

PHOTOGRAPH FILE NAME:
0578170001~05132008-004.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, chunks of concrete,
electrical conduit and processed
wood.



DOCUMENT FILE NAME:
0578170001~05132008.doc



DATE: May 13, 2008

TIME: 9:47 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the northeast.

PHOTOGRAPH NUMBER: 5

PHOTOGRAPH FILE NAME:
0578170001-05132008-005.jpg

COMMENTS: The photograph
shows red brick commingled
with concrete block, electrical
conduit, and electrical wire.



DATE: May 13, 2008

TIME: 9:47 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the east.

PHOTOGRAPH NUMBER: 6

PHOTOGRAPH FILE NAME:
0578170001-05132008-006.jpg

COMMENTS: The photograph
shows concrete block commingled
with chunks of concrete and tree
branches.





DATE: May 13, 2008

TIME: 9:48 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the north.

PHOTOGRAPH NUMBER: 7

PHOTOGRAPH FILE NAME:
0578170001-05132008-007.jpg

COMMENTS: The photograph
shows concrete block commingled
with processed wood and paper.





DATE: May 13, 2008

TIME: 9:49 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the north.

PHOTOGRAPH NUMBER: 8

PHOTOGRAPH FILE NAME:
0578170001-05132008-008.jpg

COMMENTS: The photograph
shows concrete block commingled
with chunks of concrete, tree roots,
a brick with a protruding metal
post.





DATE: May 13, 2008

TIME: 9:50 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the west.

PHOTOGRAPH NUMBER: 9

PHOTOGRAPH FILE NAME:
0578170001-05132008-009.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, chunks of concrete,
and fiberboard.





DATE: May 13, 2008

TIME: 9:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the northwest.

PHOTOGRAPH NUMBER: 10

PHOTOGRAPH FILE NAME:
0578170001-05132008-010.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, fiberboard and
processed wood.



DATE: May 13, 2008

TIME: 9:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the west.

PHOTOGRAPH NUMBER: 11

PHOTOGRAPH FILE NAME:
0578170001-05132008-011.jpg

COMMENTS: The photograph
shows red brick commingled with
concrete block, fiberboard and
processed wood.



DOCUMENT FILE NAME:
0578170001-05132008.doc



DATE: May 13, 2008

TIME: 9:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the east.

PHOTOGRAPH NUMBER: 12

PHOTOGRAPH FILE NAME:
0578170001-05132008-012.jpg

COMMENTS: The photograph
shows earth moving equipment.



DATE: May 13, 2008

TIME: 9:52 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the southwest.

PHOTOGRAPH NUMBER: 13

PHOTOGRAPH FILE NAME:
0578170001-05132008-013.jpg

COMMENTS: The photograph
shows the area.





DATE: May 13, 2008

TIME: 9:52 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the northwest.

PHOTOGRAPH NUMBER: 14

PHOTOGRAPH FILE NAME:
0578170001-05132008-014.jpg

COMMENTS: The photograph
shows the area.



DATE: May 13, 2008

TIME: 9:52 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the northwest.

PHOTOGRAPH NUMBER: 15

PHOTOGRAPH FILE NAME:
0578170001-05132008-015.jpg

COMMENTS: The photograph
shows the area.





DATE: May 13, 2008

TIME: 9:56 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the north.

PHOTOGRAPH NUMBER: 16

PHOTOGRAPH FILE NAME:
0578170001~05132008-016.jpg

COMMENTS: The photograph
shows large chunks of concrete
with protruding metal bars.



DATE: May 13, 2008

TIME: 9:56 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the north.

PHOTOGRAPH NUMBER: 17

PHOTOGRAPH FILE NAME:
0578170001~05132008-017.jpg

COMMENTS: The photograph
shows a large chunk of concrete
with protruding metal bars.





DATE: May 13, 2008

TIME: 9:56 AM

PHOTOGRAPHED BY:

Robert J. Wagner

DIRECTION: Photograph taken toward the southeast.

PHOTOGRAPH NUMBER: 18

PHOTOGRAPH FILE NAME:
0578170001-05132008-018.jpg

COMMENTS: The photograph shows red brick commingled with concrete block, asphalt, chunks of concrete with protruding metal bars, and processed wood.



DATE: May 13, 2008

TIME: 9:57 AM

PHOTOGRAPHED BY:

Robert J. Wagner

DIRECTION: Photograph taken toward the northeast.

PHOTOGRAPH NUMBER: 19

PHOTOGRAPH FILE NAME:
0578170001-05132008-019.jpg

COMMENTS: The photograph shows red brick commingled with concrete block, asphalt, chunks of concrete with protruding metal bars, and processed wood.



DOCUMENT FILE NAME:
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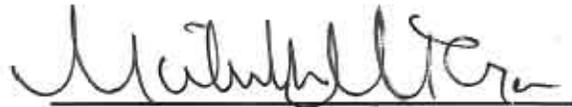
STATE OF ILLINOIS
Pollution Control Board

I hereby certify that I did on the 17th day of June 2008, 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: Charles F. Kinsel
14998 N Shelby Road
Lewistown, Illinois 61542

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: John Therriault, 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
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(217) 782-5544