



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) 814-6826

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

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CLERK'S OFFICE

AUG 18 2008

STATE OF ILLINOIS
Pollution Control Board

ORIGINAL

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

August 14, 2008

AC09-10

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. Brian Bellemey
IEPA File No. 140-08-AC; 1210205002—Marion 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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

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AUG 18 2008

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
BRIAN BELLEMEY,)
)
Respondent.)

AC

09-10

(IEPA No. 140-08-AC)

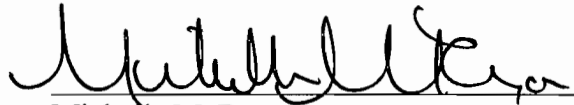
ORIGINAL

NOTICE OF FILING

To: Brian Bellemey
2945 Stiegel Road
Carbondale, IL 62901

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
Assistant Counsel

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

Dated: August 14, 2008

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

AUG 18 2008

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

BRIAN BELLEMEY,

Respondent.

ORIGINAL

AC

09-10

(IEPA No. 140-08-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 Brian Bellemey ("Respondent") is the present owner of a facility located in the 500 block Madison Avenue in Junction City, Marion County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Junction City/Bellemey.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1210205002.
3. That Respondent has owned said facility at all times pertinent hereto.
4. That on July 23, 2008, Michelle Cozadd of the Illinois Environmental Protection Agency's Collinsville Regional Office inspected the above-described facility. A copy of her inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct observations made by Michelle Cozadd during the course of her July 23, 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 the 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

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 each of the violations identified above, for a total of Three Thousand Dollars (\$3,000.00). 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 October 15, 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 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) (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: 8/14/08

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

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AUG 18 2008

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

BRIAN BELLEMEY,

Respondent.

ORIGINAL

AC

09-10

(IEPA No. 140-08-AC)

FACILITY: Junction City/Bellemeay

SITE CODE NO.: 1210205002

COUNTY: Marion

CIVIL PENALTY: \$3,000.00

DATE OF INSPECTION: July 23, 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.

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AUG 18 2008

AFFIDAVIT

ORIGINAL

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant)
))
vs.)
))
BRIAN C. BELLEMEY,)
Respondent)

IEPA DOCKET NO.

AC09-10

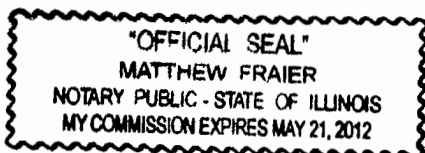
Affiant, Michelle E. Cozadd, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On July 23, 2008, between 1:05 PM and 1:20 PM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Marion County, Illinois, and known as Junction City/BellemeY by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC #1210205002 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Junction City/BellemeY open dump site by an on-site inspection that 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 Junction City/BellemeY open dump.

Michelle E. Cozadd
Michelle E. Cozadd

Subscribed and Sworn To before me
This 8th day of August, 2008

[Signature]



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: Marion LPC#: 1210205002 Region: 6 - Collinsville
 Location/Site Name: Junction City/Bellemeay
 Date: 07.23.08 Time: From 1:05 pm To 1:20 pm Previous Inspection Date: 04.02.08
 Inspector(s): Michelle Cozadd Weather: sunny and 80°F
 No. of Photos Taken: # 7 Est. Amt. of Waste: 200+ yds³ Samples Taken: Yes # No
 Interviewed: Bob Glammeyer Complaint #: C-2008-008
 Latitude: 38°34'29.65"N Longitude: 89°07'42.07"W Collection Point Description: Center of site
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Google Map

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

Brian Bellemeay
 2945 Striegel Road
 Carbondale, IL 62901
 618.351.0484

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 AUG 18 2008

STATE OF ILLINOIS
 Pollution Control Board

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	
4.	12(d)	CREATE A WATER POLLUTION HAZARD	
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	X
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	X
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	X
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	X
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	X
	(2)	Scavenging	
	(3)	Open Burning	
	(4)	Deposition of Waste in Standing or Flowing Waters	
	(5)	Proliferation of Disease Vectors	
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	

	(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)	X
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	X
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	
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	X
11.	722.111	HAZARDOUS WASTE DETERMINATION	
12.	808.121	SPECIAL WASTE DETERMINATION	
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	
OTHER REQUIREMENTS			
14.		APPARENT VIOLATION OF: <input type="checkbox"/> PCB; <input type="checkbox"/> CIRCUIT COURT CASE NUMBER: _____ ORDER ENTERED ON: _____	
15.	OTHER:		

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: 28 July 2008
TO: DLPC/Division File
FROM: Michelle Cozadd, DLPC/FOS Collinsville Region
SUBJECT: LPC #1210205002 - Marion County
Junction City/Bellemeey
FOS File

The purpose of this memorandum is to serve as the narrative for a July 23, 2008 inspection conducted at the above referenced site. The inspection took place between 1:05 pm and 1:20 pm. Seven digital photographs were taken. The weather conditions were sunny and approximately 80°F. Mr. Bob Glammeyer was interviewed briefly at the start of the inspection.

The 6.7-acre site is located in the 500 block of Madison Avenue in Junction City, Illinois. Specifically, the site is located in part of the North 1/2, Northeast 1/4 of Section 31 in Township 2 North and Range 1 East of the Third Principal Meridian in Marion County. In the past, Triple T Trash operated a tire shredding business on the property. According to the attached tax deed, Mr. Brain C. Bellemeey bought the property on January 24, 2002. The attached "Lis Pendens Notice" was filed on March 10, 2008. This notice indicates that a lawsuit has been filed with Marion County concerning the property for non-payment of general taxes for the year 2004 and prior.

A previous inspection was conducted at this site on April 2, 2008. An Open Dump Administrative Citation Warning Notice (ACWN) was sent to the Mr. Bellemeey for apparent open dumping violations. The ACWN listed a July 1, 2008 deadline to remove the waste materials at the site. No response to the ACWN was received by the Illinois EPA.

Waste materials were observed scattered throughout the property and inside the buildings during the April 2, 2008 inspection. The majority of the waste materials appeared to have been brought in from off-site. The waste materials included roofing shingles, damaged dimensional lumber, broken concrete, bricks, 200+ used tires, unidentified 55-gallon drums, scrap metal, carpeting, a freezer, a couch, clothing, chairs, a boat, railroad ties, siding, insulation, telephone poles, and miscellaneous debris. The waste materials are illustrated in the thirty-seven photographs taken during the April 2, 2008 inspection.

During the April 2, 2008 inspection, Mr. Chris Cahnovsky, DLPC/FOS Collinsville Regional Manager and I spoke to Mr. Atchinson where he indicated that he was interested in buying the property. Mr. Atchinson also indicated that he wanted to demolish the metal building at the site. During the inspection, Mr. Cahnovsky explained the proper notification required for the demolition. In addition, the notification information was sent to Mr. Atchinson in an April 10, 2008 letter. A copy of the April 2, 2008 inspection report was enclosed with the letter.

LPC #1210205002 - Marion County
Junction City/Bellemeay
FOS File

On July 23, 2008, I spoke to Mr. Glammeyer upon arrival at the site. He and another unidentified gentleman were loading scrap metal into a pickup truck. Mr. Glammeyer explained that he is Mr. Ron Atchinson's cousin and is assisting in the cleanup of the site. I gave Mr. Glammeyer my business card and requested that Mr. Atchinson call me to discuss the site.

During the July 23, 2008 inspection, I observed that the metal building adjacent to the large concrete building has been removed from the site sometime after the previous inspection on April 2, 2008 (see attached photos #001 and #007). The property owner or operator failed to submit to the Illinois EPA the required 10-day notification of demolition and renovation form for the removal of the metal building. The site will be referred to the Illinois EPA's Bureau of Air for possible enforcement action.

The removal of the metal building was the only significant change observed at the site. The remainder of the site appeared unchanged since the April 2, 2008 inspection. The waste materials near the building are shown in the attached photos #001 through #004. The waste materials included used tires, damaged dimensional lumber, broken concrete, and siding. The attached photo #005 shows the drums in the small metal shed adjacent to the east wall of the building. The drums were also observed during the previous inspection on April 2, 2008. The attached photo #006 illustrate the damaged dimensional lumber, railroad ties, concrete blocks, siding, and insulation near the concrete structure on the eastern half of the site. The waste materials observed at the site appeared unchanged since the previous inspection on April 2, 2008.

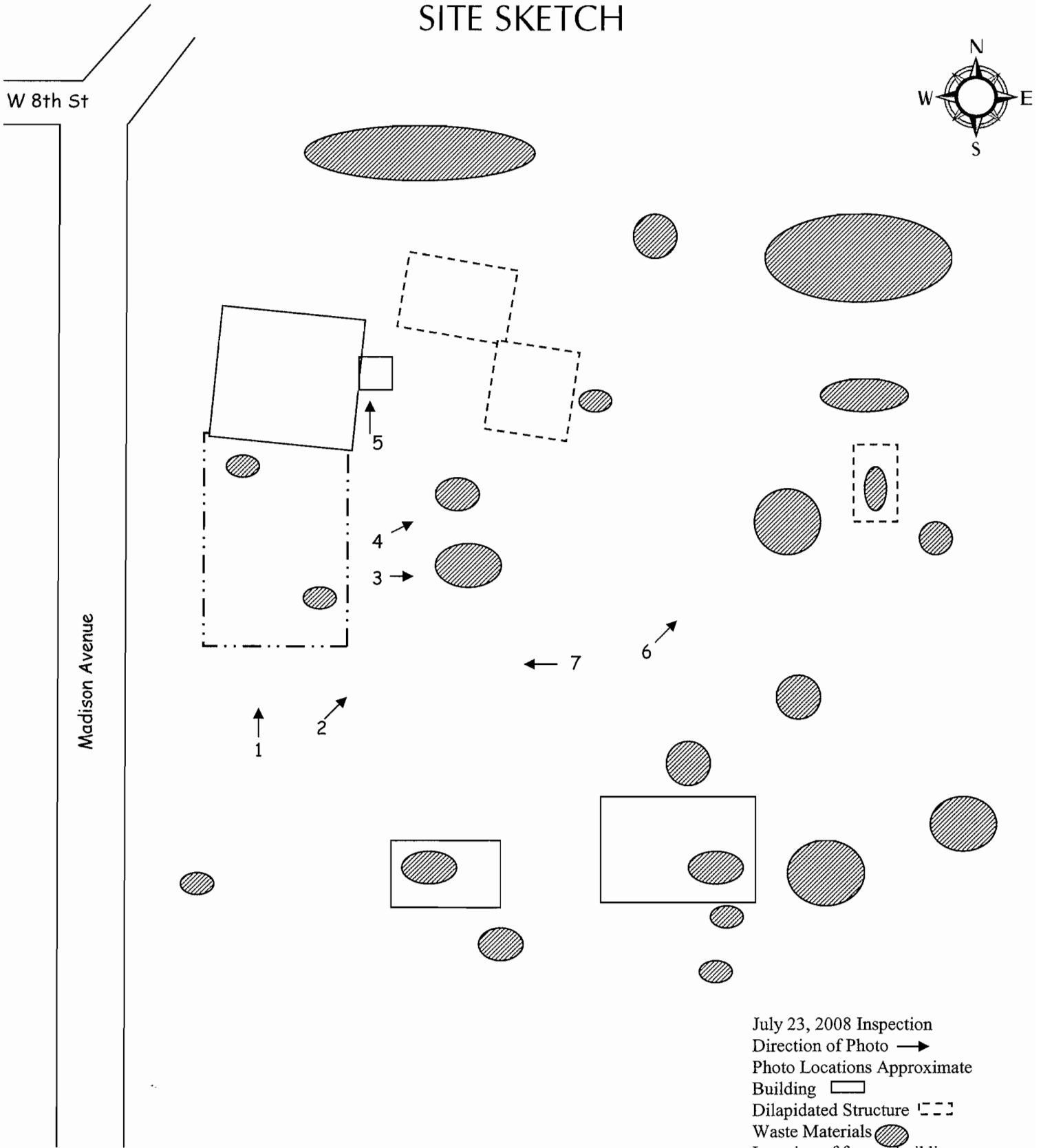
A site sketch and copies of digital photographs are attached to this narrative for the DLPC/Division File. Copies of the photographs will be provided to the property owner or operator upon request.

cc: DLPC/FOS Collinsville Region



SITE SKETCH

W 8th St



Madison Avenue

July 23, 2008 Inspection
 Direction of Photo →
 Photo Locations Approximate
 Building □
 Dilapidated Structure □- - - □
 Waste Materials ●
 Location of former building - - - -
 Not to Scale



DIGITAL PHOTOGRAPHS



Date: 23 July 2008
Time: 1:14 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 001
Comments: Former location of metal building that was located adjacent to southern edge of concrete building. Metal building removed since the previous inspection on April 2, 2008.



Date: 23 July 2008
Time: 1:14 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 002
Comments: Used tires, damaged dimensional lumber, broken concrete, siding, and other miscellaneous waste materials piled outdoors east of building.

File Names: 1210205002~07232008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 23 July 2008
Time: 1:15 pm
Direction: E
Photo by: M. Cozadd
Exposure #: 003
Comments: Used tires, damaged dimensional lumber, broken concrete, siding, and other miscellaneous waste materials piled outdoors east of building. The pile of waste materials appeared unchanged since the previous inspection on April 2, 2008.



Date: 23 July 2008
Time: 1:15 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 004
Comments: Damaged dimensional lumber, siding, and landscape waste piled outdoors east of building. The pile of waste materials appeared unchanged since the previous inspection on April 2, 2008.

File Names: 1210205002~07232008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 23 July 2008
Time: 1:15 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 005
Comments: Drums in small metal shed adjacent to east wall of building. Drums were also observed during the previous inspection on April 2, 2008.



Date: 23 July 2008
Time: 1:17 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 006
Comments: Damaged dimensional lumber, railroad ties, concrete blocks, siding, and insulation near concrete structure. The pile of waste materials appeared unchanged since the previous inspection on April 2, 2008.

File Names: 1210205002~07232008-[Exp. #].jpg



DIGITAL PHOTOGRAPH



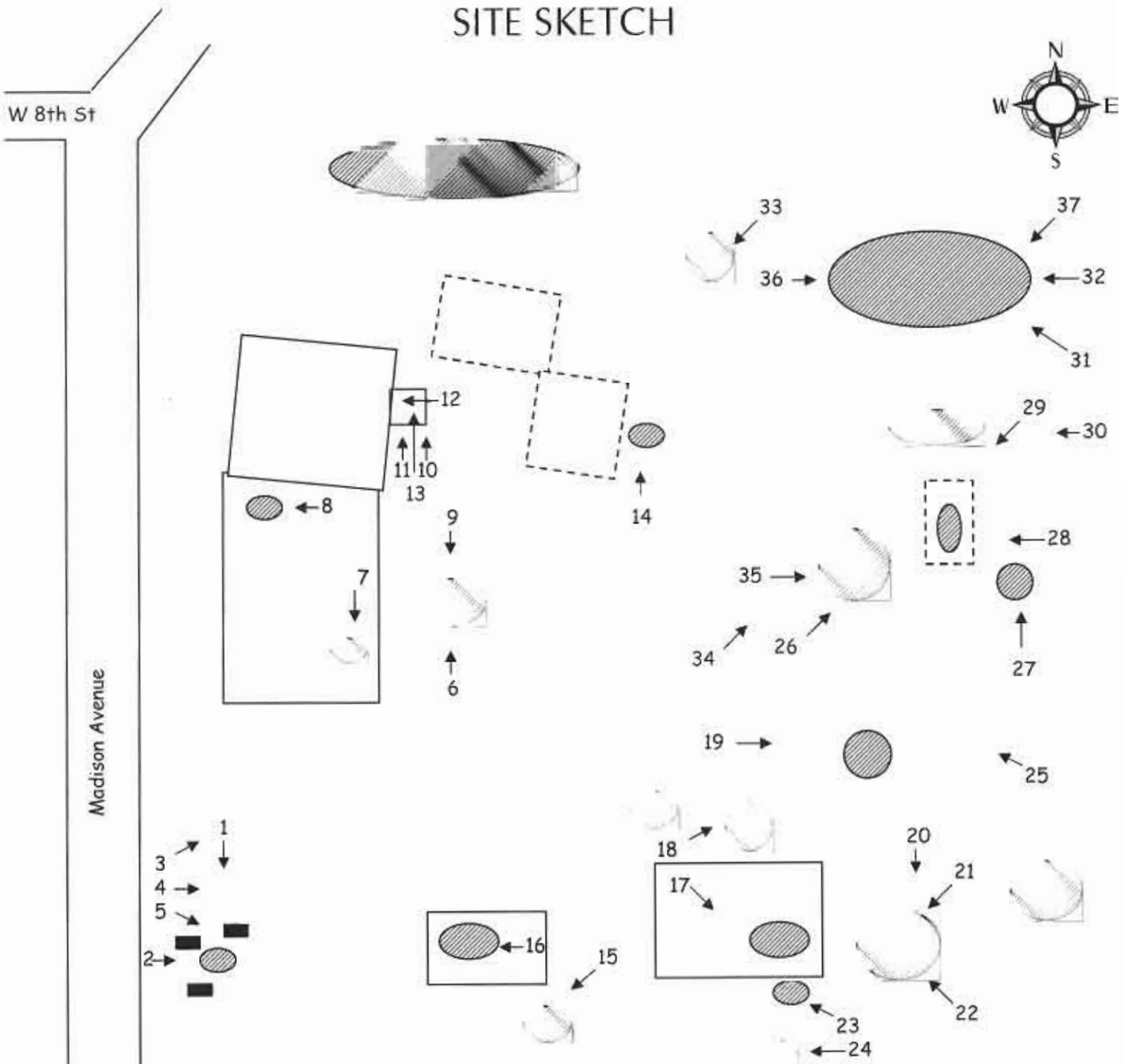
Date: 23 July 2008
Time: 1:18 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 007
Comments: Former location of metal building that was located adjacent to southern edge of concrete building. Metal building removed since the previous inspection on April 2, 2008.

NO PHOTO

File Name: 1210205002~07232008-[Exp. #].jpg



SITE SKETCH



April 2, 2008 Inspection
 Direction of Photo →
 Photo Locations Approximate
 Building
 Dilapidated Structure
 Waste Materials
 Dumpster
 Not to Scale



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:22 pm
Direction: S
Photo by: M. Cozadd
Exposure #: 001
Comments: Dumpster with roofing shingles. Broken concrete, damaged dimensional lumber, one television, and roofing shingles on ground near dumpsters.



Date: 2 April 2008
Time: 12:22 pm
Direction: E
Photo by: M. Cozadd
Exposure #: 002
Comments: View of roofing shingles inside dumpsters.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:22 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 003
Comments: Large building on western edge of site. Waste materials piled on east side of large building.



Date: 2 April 2008
Time: 12:22 pm
Direction: E
Photo by: M. Cozadd
Exposure #: 004
Comments: 10+ used or waste tires scattered on ground throughout site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:22 pm
Direction: SE
Photo by: M. Cozadd
Exposure #: 005
Comments: Dumpsters with roofing shingles, broken concrete, and two used or waste tires near southwest corner of site.



Date: 2 April 2008
Time: 12:23 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 006
Comments: Damaged dimensional lumber, broken concrete, 10+ used or waste tires, bricks, shingles, broken glass, and other miscellaneous waste materials piled outdoors on east side of large building.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:25 pm
Direction: S
Photo by: M. Cozadd
Exposure #: 007
Comments: Used or waste tires inside large building. The entire building contained about 110 used or waste tires. The majority of the used or waste tires were on rims.



Date: 2 April 2008
Time: 12:25 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 008
Comments: Used or waste tires inside large building. The entire building contained about 110 used or waste tires. The majority of the used or waste tires were on rims.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:26 pm
Direction: S
Photo by: M. Cozadd
Exposure #: 009
Comments: Damaged dimensional lumber, broken concrete, 10+ used or waste tires, bricks, shingles, broken glass, and other miscellaneous waste materials piled outdoors on east side of large building.



Date: 2 April 2008
Time: 12:27 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 010
Comments: One empty blue 55-gallon drum in foreground. The small metal shed adjacent to the east wall of the large building contained one blue 55-gallon drum, several 1-gallon paint cans, 5-gallon plastic buckets, and other containers in various sizes. The blue 55-gallon drum inside the shed was full of used oil. All the containers were in poor condition.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:28 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 011
Comments: Used oil spilled on the floor of the shed.



Date: 2 April 2008
Time: 12:28 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 012
Comments: Containers inside small shed in poor condition.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:29 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 013
Comments: Containers
in small shed in poor
condition.



Date: 2 April 2008
Time: 12:30 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 014
Comments: 12+ used or
waste tires.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:32 pm
Direction: SW
Photo by: M. Cozadd
Exposure #: 015
Comments: 60+ used or waste tires on and off rims piled outdoors near southeast corner of west building on southern half of site. Most of the tires were truck tires.



Date: 2 April 2008
Time: 12:32 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 016
Comments: 14 used or waste tires and other waste materials inside west building on southern half of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:34 pm
Direction: SE
Photo by: M. Cozadd
Exposure #: 017
Comments: Waste materials inside east building on southern half of site.



Date: 2 April 2008
Time: 12:35 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 018
Comments: 15+ used or waste tires, scrap metal, and broken concrete scattered outdoors in foreground. General construction or demolition debris piled near concrete structure in background.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:36 pm
Direction: E
Photo by: M. Cozadd
Exposure #: 019
Comments: A couch, damaged dimensional lumber, and 10+ used or waste tires scattered on eastern half of site.



Date: 2 April 2008
Time: 12:36 pm
Direction: S
Photo by: M. Cozadd
Exposure #: 020
Comments: A couch, used or waste tires, damaged dimensional lumber, household trash, and other miscellaneous waste materials on eastern half of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:37 pm
Direction: SW
Photo by: M. Cozadd
Exposure #: 021
Comments:
Miscellaneous waste materials including used or waste tires, damaged dimensional lumber, household waste, carpeting, a freezer without a door, clothing, chairs, and scrap metal.



Date: 2 April 2008
Time: 12:40 pm
Direction: NW
Photo by: M. Cozadd
Exposure #: 022
Comments:
Miscellaneous waste materials including used or waste tires, damaged dimensional lumber, household waste, carpeting, a freezer without a door, clothing, chairs, and scrap metal.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:40 pm
Direction: NW
Photo by: M. Cozadd
Exposure #: 023
Comments: Tire shred outdoors south of east building on southern half of site.



Date: 2 April 2008
Time: 12:40 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 024
Comments: Tire shred, 2 used or waste tires, damaged dimensional lumber, and a boat outdoors south of east building on southern half of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:42 pm
Direction: NW
Photo by: M. Cozadd
Exposure #: 025
Comments: A couch, damaged dimensional lumber, 10+ used or waste tires, and other miscellaneous waste materials scattered on eastern half of site.



Date: 2 April 2008
Time: 12:43 pm
Direction: NE
Photo by: M. Cozadd
Exposure #: 026
Comments: Damaged dimensional lumber, railroad ties, concrete blocks, siding and insulation near concrete structure.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:44 pm
Direction: N
Photo by: M. Cozadd
Exposure #: 027
Comments: Damaged dimensional lumber, telephone poles, railroad ties, and scrap metal near concrete structure.



Date: 2 April 2008
Time: 12:44 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 028
Comments: Damaged dimensional lumber, scrap metal, and siding in concrete structure.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:45 pm
Direction: SW
Photo by: M. Cozadd
Exposure #: 029
Comments: Telephone poles, damaged dimensional lumber, siding, and other miscellaneous waste materials.



Date: 2 April 2008
Time: 12:45 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 030
Comments: Telephone poles, broken concrete, landscape waste, scrap metal, and damaged dimensional lumber near northeast corner of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:45 pm
Direction: NW
Photo by: M. Cozadd
Exposure #: 031
Comments: Broken concrete, landscape waste, scrap metal, and damaged dimensional lumber near northeast corner of site.



Date: 2 April 2008
Time: 12:46 pm
Direction: W
Photo by: M. Cozadd
Exposure #: 032
Comments: Broken concrete, landscape waste, scrap metal, and damaged dimensional lumber near northeast corner of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:47 pm
Direction: SW
Photo by: M. Cozadd
Exposure #: 033
Comments: Scrap metal
and damaged
dimensional lumber.



Date: 2 April 2008
Time: 12:20 pm - 1:25 pm
Direction: NE
Photo by: C. Cahnovsky
Exposure #: 034
Comments: Damaged
dimensional lumber,
railroad ties, concrete
blocks, siding and
insulation near concrete
structure.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 2 April 2008
Time: 12:20 pm - 1:25 pm
Direction: E
Photo by: C. Cahnovsky
Exposure #: 035
Comments: Damaged dimensional lumber, railroad ties, concrete blocks, siding and insulation near concrete structure.



Date: 2 April 2008
Time: 12:20 pm - 1:25 pm
Direction: E
Photo by: C. Cahnovsky
Exposure #: 036
Comments: Broken concrete, landscape waste, scrap metal, and damaged dimensional lumber near northeast corner of site.

File Names: 1210205002~04022008-[Exp. #].jpg



DIGITAL PHOTOGRAPH



Date: 2 April 2008
Time: 12:20 pm - 1:25 pm
Direction: SW
Photo by: C. Cahnovsky
Exposure #: 037
Comments: Broken concrete, landscape waste, scrap metal, and damaged dimensional lumber near northeast corner of site.

NO PHOTO

File Name: 1210205002~04022008-[Exp. #].jpg

PROOF OF SERVICE

**RECEIVED
CLERK'S OFFICE**

AUG 18 2008

**STATE OF ILLINOIS
Pollution Control Board**

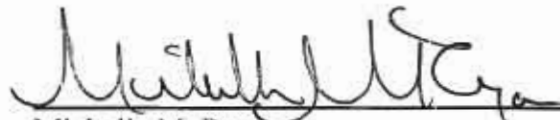
I hereby certify that I did on the 14th day of August 2008, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Brian Bellemey
2945 Stiegel Road
Carbondale, IL 62901

ORIGINAL

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
Assistant Counsel

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