

RECEIVED  
CLERK'S OFFICE

FEB 27 2009

STATE OF ILLINOIS  
Pollution Control Board

*Ac 09-32*

**PROOF OF SERVICE**

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that a copy of the foregoing documents was placed with UPS on December 24, 2008 for overnight delivery to be served upon the Glover Family Trust, Elaine D. Glover and Glen K. Glover, all parties to Administrative Citation 09 AC 32, by enclosing the same in an envelope addressed to said parties at their last known address, with postage fully prepaid, and by depositing the same with UPS in Joliet, Illinois, and that the attached shipping and tracking information are true and correct to the best of her knowledge.



Subscribed and sworn to  
before me on this *27<sup>th</sup>* day of February, 2009.

*Gwen M. Patryna*  
Notary Public



UPS: Tracking Information

Close Window



### Tracking Summary

#### Tracking Numbers

**Tracking Number:** 1Z 1TT 186 22 1003 772 8 *ELAINE D. GLOVER*  
**Type:** Package  
**Status:** **Delivered**  
**Delivered On:** 12/26/2008  
 10:17 A.M.  
**Delivered To:** NAPERVILLE, IL, US  
**Service:** NEXT DAY AIR

**Tracking Number:** 1Z 1TT 186 22 1003 771 9 *The GLOVER TRUST*  
**Type:** Package  
**Status:** **Delivered**  
**Delivered On:** 12/26/2008  
 10:17 A.M.  
**Delivered To:** NAPERVILLE, IL, US  
**Service:** NEXT DAY AIR

**Tracking Number:** 1Z 1TT 186 22 1003 774 6 *I.P.C.B.*  
**Type:** Package  
**Status:** **Delivered**  
**Delivered On:** 12/29/2008  
 9:40 A.M.  
**Delivered To:** CHICAGO, IL, US  
**Signed By:** JOHN  
**Service:** NEXT DAY AIR

**Tracking Number:** 1Z 1TT 186 22 1003 773 7 *GLEN K. GLOVER*  
**Type:** Package  
**Status:** **Delivered**  
**Delivered On:** 12/26/2008  
 10:17 A.M.  
**Delivered To:** NAPERVILLE, IL, US  
**Service:** NEXT DAY AIR

Tracking results provided by UPS: 02/27/2009 3:11 P.M. ET

**NOTICE:** UPS authorizes you to use UPS tracking systems solely to track shipments tendered by or for you to UPS for delivery and for no other purpose. Any other use of UPS tracking systems and information is strictly prohibited.

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**UPS Next Day Air**  
**UPS Worldwide Express**  
 Shipping Document

See instructions on back. Call 1-800-PICK-UPS (800-742-5877) for additional information.

TRACKING NUMBER **1Z 1TT 186 22 1003 772 8**

**SHIPMENT FROM**

SHIPPER'S UPS ACCOUNT NO. **1 T T 1 8 6**

REFERENCE NUMBER **Glover Trust**

NAME \_\_\_\_\_ TELEPHONE \_\_\_\_\_

COMPANY **WILL COUNTY STATE'S ATTORNEYS**

STREET ADDRESS **121 N. CHICAGO STREET**

CITY AND STATE **JOLIET IL** ZIP CODE **60432 4205**

**EXTREMELY URGENT DELIVERY TO**

NAME **Elaine D. Glover** TELEPHONE \_\_\_\_\_

COMPANY **333 W. Benton Avenue**

STREET ADDRESS **Naperville, IL 60540**

CITY AND STATE (INCLUDE COUNTRY IF INTERNATIONAL) \_\_\_\_\_ ZIP CODE \_\_\_\_\_



3	WEIGHT ENTER LTR OR LETTER	DIMENSIONAL WEIGHT If Applicable	SHIPPER'S COPY
4	TYPE OF SERVICE <input checked="" type="checkbox"/> NEXT DAY AIR <input type="checkbox"/> EXPRESS (INTL) FOR WORLDWIDE EXPRESS SHIPMENTS Mark an "X" in this box if shipment only contains documents of no commercial value.	<input type="checkbox"/> DOCUMENTS ONLY	CHARGES \$
5	<input type="checkbox"/> SATURDAY PICKUP See instructions.	<input type="checkbox"/> SATURDAY DELIVERY See instructions.	\$
6	OPTIONAL SERVICES <input type="checkbox"/> INSURED VALUE Contents are automatically protected up to \$100. For insured value over \$100, see instructions.	AMOUNT \$	\$
7	<input type="checkbox"/> C.O.D. (C.O.D. order amount to be collected and which complies with UPS C.O.D. tag to package).	AMOUNT \$	\$
8	ADDITIONAL HANDLING CHARGE <input type="checkbox"/> An Additional Handling Charge applies for certain items. See instructions.	\$	\$
9	TOTAL CHARGES \$		
10	METHOD OF PAYMENT <input type="checkbox"/> BILL SHIPPER <input type="checkbox"/> BILL RECEIVER <input type="checkbox"/> BILL THIRD PARTY (New Day Air Only) <input type="checkbox"/> CREDIT CARD <input type="checkbox"/> American Express <input type="checkbox"/> Diner's Club <input type="checkbox"/> MasterCard <input type="checkbox"/> Visa <small>Provide Account No. in Section 8</small>	<input type="checkbox"/> CHECK	

RECEIVERS / THIRD PARTY'S UPS ACCT. NO. OR MAJOR CREDIT CARD NO. \_\_\_\_\_ EXPIRATION DATE \_\_\_\_\_

THIRD PARTY'S COMPANY NAME \_\_\_\_\_

STREET ADDRESS \_\_\_\_\_

CITY AND STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_

SHIPPER'S SIGNATURE *X Elaine D. Glover* DATE OF SHIPMENT **12/24/08**

0101911202609 6/00 M

**UPS Next Day Air**  
**UPS Worldwide Express**  
 Shipping Document

See instructions on back. Call 1-800-PICK-UPS (800-742-5877) for additional information.

TRACKING NUMBER **1Z 1TT 186 22 1003 771 9**

**SHIPMENT FROM**

SHIPPER'S UPS ACCOUNT NO. **1 T T 1 8 6**

REFERENCE NUMBER **Glover Trust**

NAME \_\_\_\_\_ TELEPHONE \_\_\_\_\_

COMPANY **WILL COUNTY STATE'S ATTORNEYS**

STREET ADDRESS **121 N. CHICAGO STREET**

CITY AND STATE **JOLIET IL** ZIP CODE **60432 4205**

**EXTREMELY URGENT DELIVERY TO**

NAME **The Glover Trust** TELEPHONE \_\_\_\_\_

COMPANY **c/o Glen K. Glover and Elaine D. Glover**

STREET ADDRESS **333 W. Benton Avenue**

CITY AND STATE (INCLUDE COUNTRY IF INTERNATIONAL) **Naperville, IL** ZIP CODE **60540**

3	WEIGHT ENTER LTR OR LETTER	DIMENSIONAL WEIGHT If Applicable	SHIPPER'S COPY
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6	OPTIONAL SERVICES <input type="checkbox"/> INSURED VALUE Contents are automatically protected up to \$100. For insured value over \$100, see instructions.	AMOUNT \$	\$
7	<input type="checkbox"/> C.O.D. (C.O.D. order amount to be collected and which complies with UPS C.O.D. tag to package).	AMOUNT \$	\$
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THIRD PARTY'S COMPANY NAME \_\_\_\_\_

STREET ADDRESS \_\_\_\_\_

CITY AND STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_

SHIPPER'S SIGNATURE *X Elaine D. Glover* DATE OF SHIPMENT **12/24/08**

DATE OF SHIPMENT

**UPS Next Day Air**  
**UPS Worldwide Express**  
 Shipping Document

See Instructions on back. Call 1-800-PICK-UPS (800-742-5877) for additional information.

TRACKING NUMBER **1Z 1TT 186 22 1003 774 6**

SHIPMENT FROM  
 SHIPPER'S UPS ACCOUNT NO. **1 T T 1 8 6**

REFERENCE NUMBER  
**Glover Trust**

NAME  
**Melanie Manning**

COMPANY  
**WILL COUNTY STATE'S ATTORNEYS**

STREET ADDRESS  
**121 N. CHICAGO STREET**

CITY AND STATE  
**JOLIET IL 60432 4205**

EXTREMELY URGENT DELIVERY TO  
 NAME  
**Ill. Pollution Control Board, Att: Clerk**

COMPANY  
**100 West Randolph Street**

STREET ADDRESS  
**James R. Thompson Center, Suite 11-500**

CITY AND STATE (INCLUDE COUNTRY IF INTERNATIONAL)  
**Chicago, IL 60601-3218**



**PLEASE PRESS HARD**  
**WE ARE MAKING 3 COPIES**

WEIGHT	ENTER LTR IF LETTER	DIMENSIONAL WEIGHT	SHIPPER'S COPY
TYPE OF SERVICE <input type="checkbox"/> NEXT DAY AIR <input type="checkbox"/> EXPRESS (INTL) FOR WORLDWIDE EXPRESS SHIPMENTS Mark an "X" in this box if shipment only contains documents of no commercial value.			CHARGES
OPTIONAL SERVICES <input type="checkbox"/> SATURDAY PICKUP <input type="checkbox"/> SATURDAY DELIVERY <input type="checkbox"/> INSURED VALUE <input type="checkbox"/> C.O.D. <input type="checkbox"/> An Additional Handling Charge applies for certain items. See instructions.			\$ \$ \$ \$
TOTAL CHARGES			\$
METHOD OF PAYMENT			
<input type="checkbox"/> BILL SHIPPER	<input type="checkbox"/> BILL RECEIVER	<input type="checkbox"/> BILL THIRD PARTY	<input type="checkbox"/> CHECK

RECEIVERS / THIRD PARTY'S UPS ACCT. NO. OR MAJOR CREDIT CARD NO. EXPIRATION DATE

THIRD PARTY'S COMPANY NAME

STREET ADDRESS

CITY AND STATE ZIP CODE

SHIPPER'S SIGNATURE *X [Signature]* 12/24/08  
 DATE OF SHIPMENT  
 0101911202609 6/00 M

**UPS Next Day Air**  
**UPS Worldwide Express**  
 Shipping Document

See Instructions on back. Call 1-800-PICK-UPS (800-742-5877) for additional information.

TRACKING NUMBER **1Z 1TT 186 22 1003 773 7**

SHIPMENT FROM  
 SHIPPER'S UPS ACCOUNT NO. **1 T T 1 8 6**

REFERENCE NUMBER  
**Glover Trust**

NAME  
**Melanie Manning**

COMPANY  
**WILL COUNTY STATE'S ATTORNEYS**

STREET ADDRESS  
**121 N. CHICAGO STREET**

CITY AND STATE  
**JOLIET IL 60432 4205**

EXTREMELY URGENT DELIVERY TO  
 NAME  
**Glen K. Glover**

COMPANY  
**333 W. Benton Avenue**

STREET ADDRESS  
**Naperville, IL 60540**

CITY AND STATE (INCLUDE COUNTRY IF INTERNATIONAL)  
**Naperville, IL 60540**



**PLEASE PRESS HARD**  
**WE ARE MAKING 3 COPIES**

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TYPE OF SERVICE <input checked="" type="checkbox"/> NEXT DAY AIR <input type="checkbox"/> EXPRESS (INTL) FOR WORLDWIDE EXPRESS SHIPMENTS Mark an "X" in this box if shipment only contains documents of no commercial value.			CHARGES
OPTIONAL SERVICES <input type="checkbox"/> SATURDAY PICKUP <input type="checkbox"/> SATURDAY DELIVERY <input type="checkbox"/> INSURED VALUE <input type="checkbox"/> C.O.D. <input type="checkbox"/> An Additional Handling Charge applies for certain items. See instructions.			\$ \$ \$ \$
TOTAL CHARGES			\$
METHOD OF PAYMENT			
<input type="checkbox"/> BILL SHIPPER	<input type="checkbox"/> BILL RECEIVER	<input type="checkbox"/> BILL THIRD PARTY	<input type="checkbox"/> CHECK

RECEIVERS / THIRD PARTY'S UPS ACCT. NO. OR MAJOR CREDIT CARD NO. EXPIRATION DATE

THIRD PARTY'S COMPANY NAME

STREET ADDRESS

CITY AND STATE ZIP CODE

SHIPPER'S SIGNATURE *X [Signature]* 12/24/08  
 DATE OF SHIPMENT

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF WILL,	)	
	)	
Complainant,	)	
	)	
vs.	)	AC 09
	)	
	)	
GLOVER FAMILY TRUST, ELAINE D.	)	
GLOVER, GLEN K. GLOVER,	)	
	)	
Respondents.	)	

**NOTICE OF FILING**

TO: GLOVER FAMILY TRUST, under trust agreement dated February 26, 2003, c/o co-trustee Glen K. Glover, 333 W. Benton Ave., Naperville, IL 60540; GLEN K. GLOVER, 333 W. Benton Ave., Naperville, IL 60540; and ELAINE D. GLOVER, 333 W. Benton Ave., Naperville, IL 60540

PLEASE TAKE NOTICE that on this 24<sup>th</sup> day of December, 2008, I cause to be mailed via overnight delivery for filing with the Office of the Clerk of the Illinois Pollution Control Board, the Complaint for Administrative Citation, a copy of which is herewith served upon you.



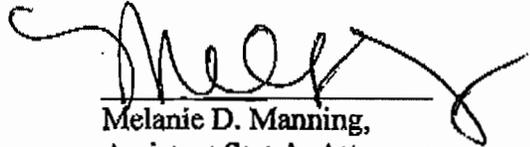
Melanie D. Manning,  
Assistant State's Attorney  
Will County State's Attorney's Office  
121 N. Chicago St.  
Joliet, Illinois 60432  
815/727-8453

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF WILL,	)	
Complainant,	)	
	)	
vs.	)	AC 09
	)	
GLOVER FAMILY TRUST, ELAINE D.	)	
GLOVER, GLEN K. GLOVER,	)	
	)	
Respondents.	)	

APPEARANCE

I hereby file my appearance on behalf of the COUNTY OF WILL, a body corporate and politic, in this proceeding.



Melanie D. Manning,  
Assistant State's Attorney  
Will County State's Attorney's Office  
121 N. Chicago St.  
Joliet, IL 60432  
815/727-8453

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

COUNTY OF WILL,	)	
Complainant,	)	
	)	
vs.	)	AC 09
	)	
	)	
GLOVER FAMILY TRUST, ELAINE D.	)	
GLOVER, GLEN K. GLOVER,	)	
	)	
Respondent.	)	

**ADMINISTRATIVE CITATION**

NOW COMES the complainant, the COUNTY OF WILL, a body corporate and politic, through its State’s Attorney James W. Glasgow, by one of his assistants, Melanie D. Manning, and for its Administrative Citation against the GLOVER FAMILY TRUST, EALINE D. GLOVER, an individual and co-trustee, and GLEN K. GLOVER, an individual and co-trustee, states as follows:

**JURISDICTION**

This Administrative Citation is issued pursuant to authority vested in the Illinois Environmental Protection Agency by 415 ILCS 5/1, *et. seq.*, specifically 415 ILCS 5/31.1.

**FACTS**

1. The respondents, the GLOVER FAMILY TRUST, under a certain trust agreement dated February 26, 2003, ELAINE D. GLOVER, an individual and upon information and belief, co-trustee of the GLOVER FAMILY TRUST, and GLEN K. GLOVER, an individual and upon information and belief, co-trustee of the GLOVER FAMILY TRUST, (hereinafter collectively referred to as “Respondents”) at all times relevant hereto are the owner of the real property, or have an ownership interest in the

trust that is the property, located at 24W947 Ramm Dr., Naperville, Will County, Illinois P.I.N. 07-01-05-203-018 (hereinafter collectively referred to as the "subject property").

2. The Illinois Environmental Protection Agency has previously assigned the subject property a site code of 1978205013.

3. At all times relevant hereto the Respondents have owned, had an interest in a trust that owned and/or controlled the subject property, and upon information and belief, allowed an unknown person to use the subject property and/or operate a business on the subject property.

4. On October 31, 2008, Jason Peppmuller, an Environmental Enforcement Officer for the Waste Services Division of the Will County Land Use Department, inspected the subject property.

5. After his October 31, 2008, inspection of the subject property, Officer Peppmuller prepared an Inspection Report detailing his observations of the subject property. A true and correct copy of the inspection report and a supporting affidavit are attached hereto and incorporated herein as "Group Exhibit A".

### VIOLATIONS

#### I. CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN LITER AT THE DUMP SITE, SECTION 21(p)(1)

6. On the basis on Officer Peppmuller's direct observations, he has determined the Respondents allowed the open dumping of waste, which resulted in litter at the subject property in violation of 415 ILCS 5/21(p)(1).

7. Specifically that Respondents allowed the open dumping of waste, which resulted in litter, at the subject property as on October 31, 2008, Officer Peppmuller observed during his on-site inspection dumping which caused litter in violation of 415 ILCS 5/21(p)(1).

**II. CAUSE OF ALLOW THE OPEN DUMPITNG OF ANY WASTE IN A MANNER WHICH RESULTS IN OPEN BURNING, SECTION 21(D)(3)**

8. On the basis on Officer Peppmuller's direct observations, he has determined the Respondents allowed the open dumping of waste, which resulted in open burning at the subject property in violation of 415 ILCS 5/21(p)(3).

9. Specifically that Respondents allowed the open dumping of waste, which resulted in litter, at the subject property as on October 31, 2008, Officer Peppmuller observed during his on-site inspection dumping which resulted in open burning in violation of 415 ILCS 5/21(p)(3).

**III. CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN DEPOSITION OF GENERAL CONSTRUCTION OR DEMOLITION DEBRIS; OR CLEAN CONSTRUCTION OR DEMOLITION DEBRIS AT THE DUMP SITE, SECTION 21(P)(7)**

10. On the basis on Officer Peppmuller's direct observations, he has determined the Respondents allowed the open dumping of waste which was caused or allowed in a manner which resulted in deposition of general construction or demolition debris or clean construction debris at the subject property in violation of 415 ILCS 5/21(p)(7).

11. Specifically that Respondents allowed the open dumping of waste, which resulted in litter, at the subject property as on October 31, 2008, Officer Peppmuller observed during his on-site inspection open dumping of waste which was caused or allowed in a manner which resulted in deposition of general construction or demolition debris or clean construction debris at the subject property in violation of 415 ILCS 5/21(p)(7).

**CIVIL PENALTY**

Pursuant to Section 415 ILCS 5/42(b)(4)-(5), Respondents are subject to a civil penalty of \$1,500.00 for each of the violations identified above, for a total of \$4,500. If Respondents elect not to petition the Illinois Pollution Control Board, the statutorily civil penalty specified above shall be due and payable no later than February 27, 2009, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondents elect 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, 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 hearings costs shall be assessed in addition to the \$1,500.00 statutory civil penalty for each violation.

Pursuant to Section 415 ILCS 5/31.1(d)(1), if Respondents fails to petition or elect not to petition the Illinois Pollution Control Board for review of this Administrative Citation within 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, checks shall be made payable in equal amounts (50% of total penalty each) to:

(1) County of Will, c/o Pat McGuire, Will County Treasurer, 302 N. Chicago St., Joliet, Illinois 60432; and

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

Respondents shall complete and return the enclosed Remittance Forms with payments to ensure property 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 Complainant may either initiate

proceedings against Respondent in the Circuit Court or other debt collection actions to collect said penalty and/or hearing costs, plus any interest accrued.

**PROCEDURE FOR CONTESTING ADMINISTRATIVE CITATION**

You have the right to contest this Citation, pursuant to 415 ICLS 5/31.1. If you elect to contest this Citation, you must file a Petition for Review with the Clerk of the Illinois Pollution Control Board. A copy of the Petition for Review shall be filed with James W. Glasgow, Will County State's Attorney, Attn: Melanie D. Manning, Assistant State's Attorney, Will County State's Attorney's Office, 121 N. Chicago St., Joliet, Illinois 60432. **YOUR PETITION FOR REVIEW MUST BE FILED WITHIN 35 DAYS OF THE DATE OF SERVICE OF THE PRESENT CITATION ON YOU. IF YOU FAIL TO FILE YOUR PETITION, A DEFAULT ORDER AGAINST YOU WILL BE ENTERED BY THE POLLUTION CONTROL BOARD.**

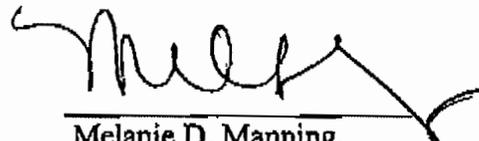
Your original Petition must be filed with the Clerk of the Board at:

Clerk  
Pollution Control Board  
100 W. Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

A copy must be sent to:

James W. Glasgow, Will County State's Attorney  
Attn: Melanie D. Manning, Assistant State's Attorney  
Will County State's Attorney's Office  
121 N. Chicago St.  
Joliet, Illinois 60432.

DATED this 22 day of December, 2008

  
Melanie D. Manning,  
Assistant State's Attorney

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF WILL )

**AFFIDAVIT**

Affiant, Jason Peppmuller, being first duly sworn on oath, voluntarily deposes and states as follows:

1. Affiant has been with the Waste Services Division of the Will County Land Use Department since May 2005 and has been so employed at all times relevant hereto.
2. Currently and at all times relevant hereto Affiant is an Environmental Enforcement Officer for the Waste Services Division of the Will County Land Use Department.
3. On October 31, 2008, affiant conducted an inspection of the real property and facility located at 24W947 Ramm Dr., Naperville, Will County, that is the subject of the Administrative Citation.
4. Affiant inspected said subject property and witnessed all the observations as set forth in the Administrative Citation and his Inspection Report attached as part of Group Exhibit A.
5. As a result of the actions of affiant contained in paragraphs 3 and 4 above, affiant completed the Inspection Report attached hereto and made a part hereof, which is an accurate representation of affiant's observations and factual conclusions with respect to the property as identified and described in paragraph 2 above and the Administrative Citation as it appeared on October 31, 2008.
6. On December 11, 2008, Affiant conducted another inspection of the subject property and all violations alleged in the Administrative Citation and the Inspection Report continued to exist on the subject property.

*Jason L. Lorean* 12-22-08

*Jason Peppmuller*

Jason Peppmuller,  
Environmental Enforcement Officer,  
Waste Services Division  
Will County Land Use Department



## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

### Open Dump Inspection Checklist

County: Will LPC#: 1978205013 Region: 2 - Des Plaines  
 Location/Site Name: 24W947 Ramm Dr., Naperville 60564 / Glover property  
 Date: 10/31/2008 Time: From 1:25 pm To 1:33 pm Previous Inspection Date: 8/13/2004  
 Inspector(s): Jason Peppmuller Weather: 68 degrees Fahrenheit, west-southwest winds at 8 mph, clear skies  
 No. of Photos Taken: # 16 Est. Amt. of Waste: 220 yds<sup>3</sup> Samples Taken: Yes #      No   
 Interviewed: N/A Complaint #:     

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

Glover Family Trust  
TR G&E 333  
333 W. Benton Ave.  
Naperville, IL 60540

	SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
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	<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 # 1978205013

Inspection Date: 10/31/2008

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input checked="" type="checkbox"/>
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(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"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
10.	812.101(a)	<b>FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL</b>	<input checked="" type="checkbox"/>
11.	722.111	<b>HAZARDOUS WASTE DETERMINATION</b>	<input type="checkbox"/>
12.	808.121	<b>SPECIAL WASTE DETERMINATION</b>	<input type="checkbox"/>
13.	809.302(a)	<b>ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST</b>	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
14.		<b>APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:</b>	<input type="checkbox"/>
15.	21(c)	Abandon any vehicle in violation of the "Abandoned Vehicles Amendment to the Illinois Vehicle Code"	<input checked="" type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

**Informational Notes**

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

Page 1 of 2, Glover property / Site # 1978205013

**OBSERVED VIOLATIONS**  
10/31/08 Site Inspection

**# 1** Pursuant to Section 9(a) of the [Illinois] Environmental Protection Act (415 ILCS 5/9(a)), no person shall cause, threaten, or allow air pollution in Illinois.

A violation of Section 9(a) of the [Illinois] Environmental Protection Act (415 ILCS 5/9(a)) is alleged for the following reason: **During the inspection evidence of open burning of waste debris was observed.**

**# 2** Pursuant to Section 9(c) of the [Illinois] Environmental Protection Act (415 ILCS 5/9(c)), no person shall cause or allow open burning.

A violation of Section 9(c) of the [Illinois] Environmental Protection Act (415 ILCS 5/9(c)) is alleged for the following reason: **During the inspection evidence of open burning of waste debris was observed.**

**# 3** Pursuant to Section 21(a) of the Act, no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(a)) is alleged for the following reason: **Evidence of open dumping of waste was observed during the inspection.**

**# 4** Pursuant to Section 21(c) of the Act, no person shall abandon any vehicle in violation of the "Abandoned Vehicles Amendment to the Illinois Vehicle Code", as enacted by the 76<sup>th</sup> General Assembly.

A violation of Section 21(c) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(c)) is alleged for the following reason: **Evidence of abandoned vehicles were observed during the inspection.**

**# 5** Pursuant to Section 21(d)(1) of the Act, in relevant part, 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, including periodic reports and full access to adequate records and the inspection of facilities, as may be necessary to assure compliance with this Act and with regulations and standards adopted there under.

A violation of Section 21(d)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(d)(1)) is alleged for the following reason: **Waste was disposed without a permit granted by the Illinois EPA.**

**# 6** Pursuant to Section 21(d)(2) of the Act, 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) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(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.**

Page 2 of 2, Glover property / Site # 1978205013

**# 7 Pursuant to Section 21(e) of the Act, 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 there under.**

**A violation of Section 21(e) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(e)) is alleged for the following reason: Waste was disposed at this site, which does not meet the requirements of the Act and regulations there under.**

**# 8 Pursuant to Section 21(p) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(p)), no person shall, in violation of subdivision (a) of this Section [21], 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;
2. scavenging;
3. open burning;
4. deposition of waste in standing or flowing waters;
5. proliferation of disease vectors; or
6. standing or flowing liquid discharge from the dump site.
7. deposition of:
  - (i) general construction or demolition debris as defined in Section 3.78 of this Act; or
  - (ii) clean construction or demolition debris as defined in Section 3.78a of this Act.

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

**A violation of Section 21(p)(3) is alleged for the following reason: The open dumping of waste was caused or allowed in a manner which resulted in open burning of waste debris.**

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

**# 9 Pursuant to Section 55(a)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/55(a)(1)), no person shall cause or allow the open dumping of any used or waste tire.**

**A violation of Section 55(a)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/55(a)(1)) is alleged for the following reason: Evidence of open dumping of used or waste tires was observed during the inspection.**

**# 10 Pursuant to Section 812.101(a), all persons, except those specifically exempted by Section 21(d) of the Environmental Protection Act (Act) (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1021(d)) [415 ILCS 5/21(d)] shall submit to the Agency an application for a permit to develop and operate a landfill. The applications must contain the information required by this Subpart and by Section 39(a) of the Act, except as otherwise provided in 35 Ill. Adm. Code 817.**

**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.**

Page 1 of 11, Glover property

State of Illinois  
Environmental Protection Agency  
General Narrative Inspection Report Document

County: Will  
Location: 24W947 Ramm Dr., Naperville 60564  
Site No: 1978205013  
P.I.N: 07-01-05-203-018

Date: 10/31/08  
Time: 1:25 pm – 1:33 pm  
Inspector(s): Jason Peppmuller

**General Remarks**

**Site History**

The site was originally found in violation during a Feb. 26, 1998 inspection. Joy Hinz of the Will County Land Use Dept., Waste Services Division, was the inspector. After over one year and four violation letters sent to the owners, the site was found "In-General Compliance" during an April 21, 1999 inspection.

Dean Olson, Will County Waste Services Division Manager, conducted an inspection on July 2, 2004, found the site in violation, and sent a Non-Compliance Advisory (NCA) to the owners. During an August 13, 2004 inspection by Dean, the site was still in violation and he issued Violation Notice (VN) L-2004-WL099. On December 7, 2004 Dean issued a Notice of Intent to Pursue Legal Action letter for no VN response and no cleanup observed at the site. On February 4, 2005 Dean observed similar ongoing violations. On March 1, 2005 an EDG meeting was held and the case was referred to the Will County SAO, Case No. 05 CH 565. Two Will County Court Orders were issued during 2005, which addressed violations at the site. After several court dates, and eventual cleanup by the property owner, the case was "Dismissed without prejudice" on April 10, 2006.

**Site Inspection**

On October 31, 2008 I conducted an inspection of the above-mentioned property to determine its compliance with the Illinois Environmental Protection Act and Title 35 of the Illinois Administrative Code. Weather conditions during the inspection included a temperature of 68 degrees Fahrenheit, west-southwest winds at 8 mph, and clear skies.

I arrived at the site, parked the vehicle, and began the inspection on foot. I did not observe any persons on the property at the time. In the southeast section of the property I observed off-site generated landscape waste, construction and demolition debris, scrap metal, contaminated soil, and litter open dumped (photo 1). I observed piles of off-site generated landscape waste such as brush, grass clippings, sod, and leaves open dumped (photo 2). I observed off-site generated landscape waste, construction and demolition debris, and litter open dumped (photo 3). I then observed off-site generated landscape waste, treated woody waste, litter and contaminated soil open dumped (photo 4). I then observed waste tires, litter, construction and demolition debris, and contaminated soil open dumped (photo 5). I observed contaminated soil mixed with construction and demolition debris, litter, and tires open dumped (photo 6). I then observed an abandoned vehicle and boat open dumped (photo 7). I observed the two abandoned vehicles open dumped and buried with about one foot of open dumped soil contaminated with construction and demolition debris and litter (photo 8). I also observed an abandoned tractor open dumped partially hidden by vegetation.

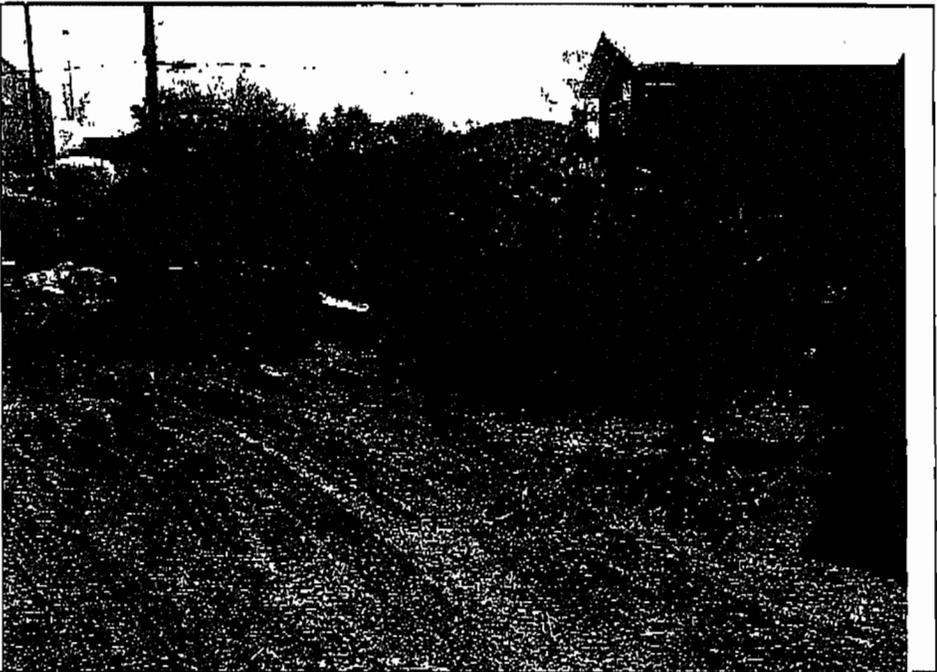
Page 2 of 11, Glover property

I proceeded and observed some pieces of scrap metal open dumped near a building (photo 9). I continued to observed piles of off-site generated landscape waste, contaminated soil, construction and demolition debris, scrap metal, and litter open dumped (photos 10 & 11). I then observed a container with open burned construction and demolition debris and litter in it (photo 12). I then observed construction and demolition debris and litter open dumped (photo 13). I then observed a pick-up truck bed filled with off-site generated landscape waste (photo 14). I then observed a Bren Concrete truck parked onsite (photo 15). I also observed a Jeff's Lawn Care & Landscaping truck parked onsite. It appears one or both of the businesses may be causing or allowing the open dumping and open burning at the site. I then concluded the inspection and exited the site. I estimated approximately 220 cubic yards of waste debris was open dumped on the site, including the two abandoned vehicles and boat.

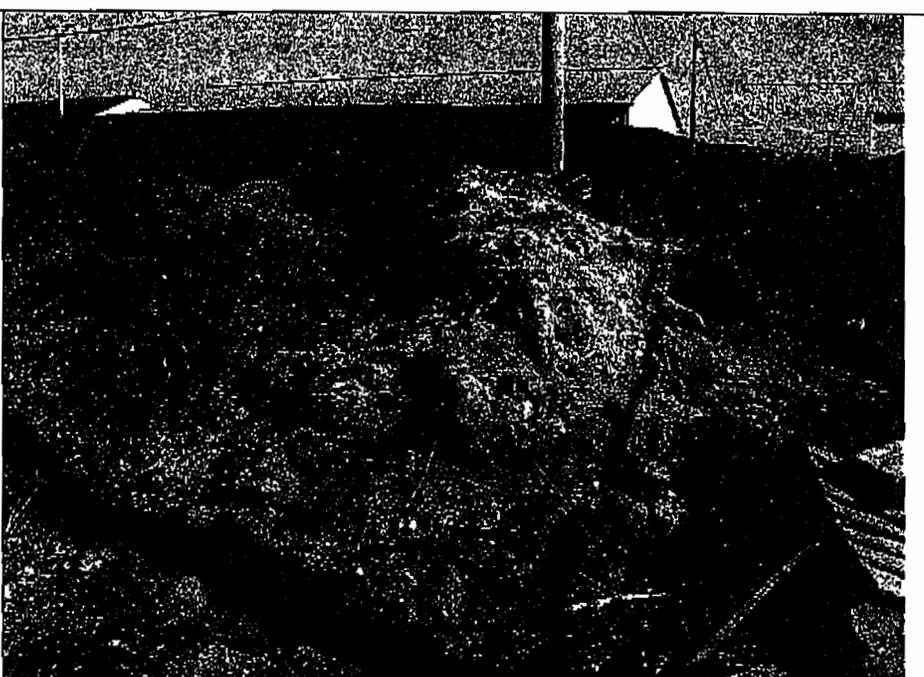
Upon concluding the inspection, the following apparent violations were observed at site: sections 9(a), 9(c), 21(a), 21(c), 21(d)(1), 21(d)(2), 21(e), 21(p(1)), 21(p(3)), 21(p(7)), 55(a)(1) of the Illinois Environmental Protection Act, and Section 812.101(a) of Title 35 Illinois Administrative Code.

END OF NARRATIVE BY JASON PEPPMULLER

Page 3 of 11, Glover property

<p><b>Photo 1</b></p> <p><b>Taken By:</b> Jason Peppmuller</p> <p><b>Date:</b> 10/31/08</p> <p><b>Location:</b> 24W947 Ramm Dr., Naperville 60564</p> <p><b>P.I.N.</b> 07-01-05-203-018</p> <p><b>Site No:</b> 1978205013</p> <p><b>Comments:</b> Facing south, photo shows off-site generated landscape waste, construction and demolition debris, contaminated soil, and litter open dumped.</p>	
<p><b>Photo 2</b></p> <p><b>Taken By:</b> Jason Peppmuller</p> <p><b>Date:</b> 10/31/08</p> <p><b>Location:</b> 24W947 Ramm Dr., Naperville 60564</p> <p><b>P.I.N.</b> 07-01-05-203-018</p> <p><b>Site No:</b> 1978205013</p> <p><b>Comments:</b> Facing southeast, photo shows piles of off-site generated landscape waste such as brush, grass clippings, sod, and leaves open dumped.</p>	

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<p>Photo 3</p> <p>Taken By: Jason Peppmuller</p> <p>Date: 10/31/08</p> <p>Location: 24W947 Ramm Dr., Naperville 60564</p> <p>P.I.N. 07-01-05-203-018</p> <p>Site No: 1978205013</p> <p>Comments: Facing northeast, photo shows off-site generated landscape waste, construction and demolition debris, and litter open dumped.</p>	
<p>Photo 4</p> <p>Taken By: Jason Peppmuller</p> <p>Date: 10/31/08</p> <p>Location: 24W947 Ramm Dr., Naperville 60564</p> <p>P.I.N. 07-01-05-203-018</p> <p>Site No: 1978205013</p> <p>Comments: Facing northwest, photo shows off-site generated landscape waste, treated woody waste, litter and contaminated soil open dumped.</p>	

Page 5 of 11, Glover property

**Photo 5**

**Taken By:** Jason Peppmuller

**Date:** 10/31/08

**Location:** 24W947 Ramm Dr., Naperville 60564

**P.I.N.** 07-01-05-203-018

**Site No:** 1978205013

**Comments:** Facing west, photo shows waste tires, litter, construction and demolition debris, and contaminated soil open dumped.



**Photo 6**

**Taken By:** Jason Peppmuller

**Date:** 10/31/08

**Location:** 24W947 Ramm Dr., Naperville 60564

**P.I.N.** 07-01-05-203-018

**Site No:** 1978205013

**Comments:** Facing northwest, photo shows contaminated soil mixed with construction and demolition debris, litter, and tires open dumped.



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Photo 7

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing southwest, photo shows an abandoned vehicle and boat open dumped.



Photo 8

Taken By: Jason Peppmuller

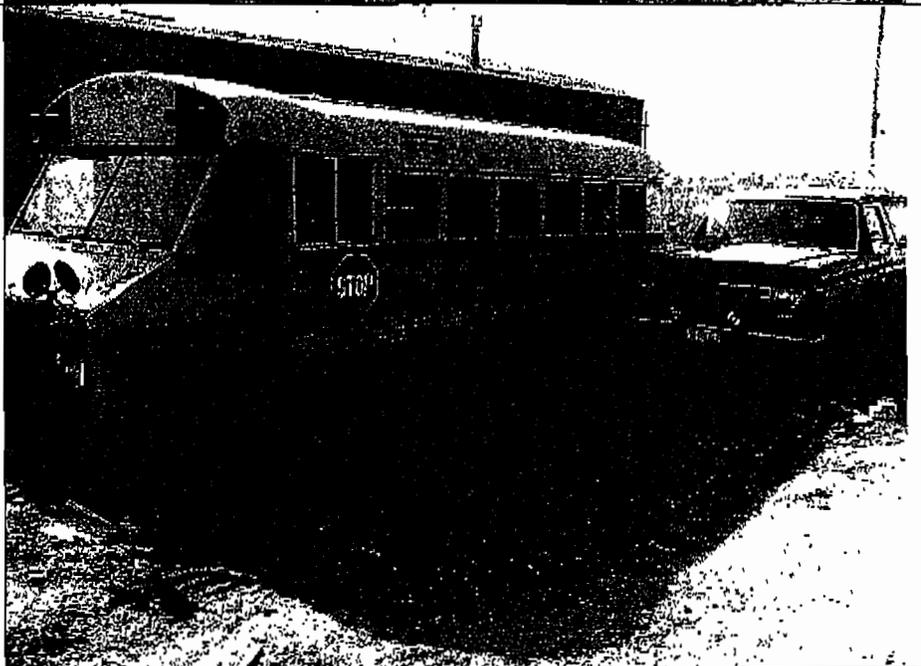
Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing southwest, photo shows 2 abandoned vehicles open dumped. Notice the tires on the vehicles are almost half buried by contaminated fill.



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Photo 9

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing north, photo shows scrap metal open dumped.

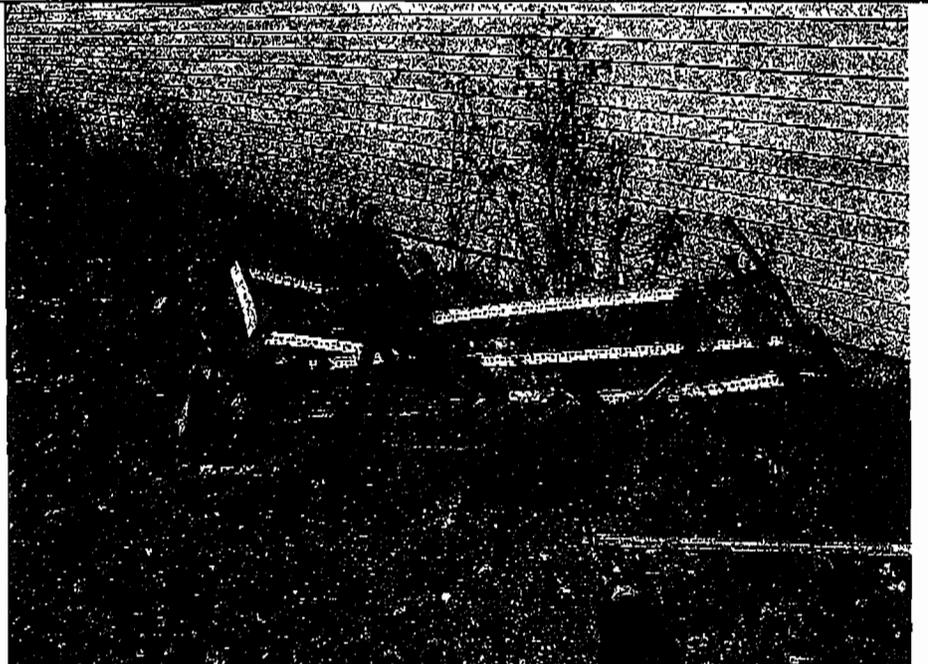


Photo 10

Taken By: Jason Peppmuller

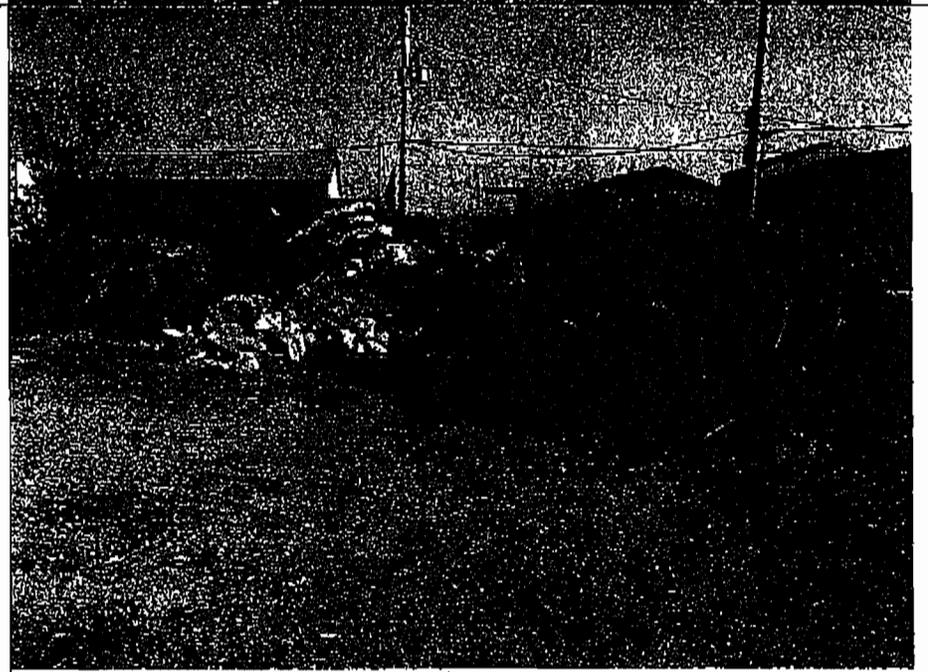
Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing east, photo shows off-site generated landscape waste, contaminated soil, construction and demolition debris, scrap metal, and litter open dumped.



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Photo 11

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing southeast, photo shows off-site generated landscape waste, contaminated soil, construction and demolition debris, scrap metal, and litter open dumped.



Photo 12

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing northwest, photo shows a container with open burned construction and demolition debris and litter in it.



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**Photo 13**

**Taken By:** Jason Peppmuller

**Date:** 10/31/08

**Location:** 24W947 Ramm Dr., Naperville 60564

**P.I.N.** 07-01-05-203-018

**Site No:** 1978205013

**Comments:** Facing southeast, photo shows construction and demolition debris and litter open dumped.



**Photo 14**

**Taken By:** Jason Peppmuller

**Date:** 10/31/08

**Location:** 24W947 Ramm Dr., Naperville 60564

**P.I.N.** 07-01-05-203-018

**Site No:** 1978205013

**Comments:** Facing east, photo shows a pickup truck bed filled with off-site generated landscape waste.



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Photo 15

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing east, photo shows a Bren Concrete truck parked onsite.

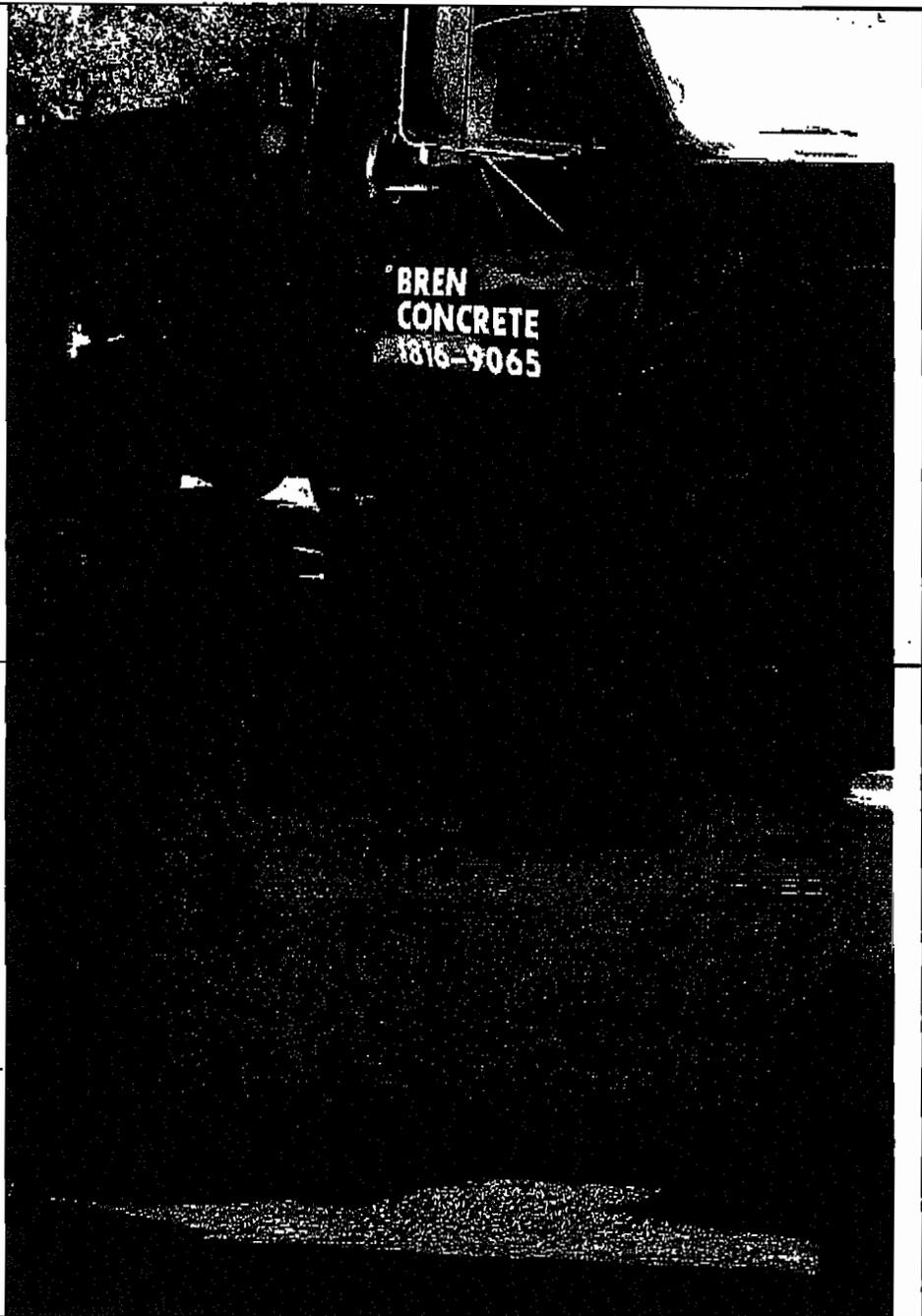


Photo 16

Taken By: Jason Peppmuller

Date: 10/31/08

Location: 24W947 Ramm Dr., Naperville 60564

P.I.N. 07-01-05-203-018

Site No: 1978205013

Comments: Facing southwest, photo shows a Jeff's Lawn Care & Landscaping truck parked onsite.

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**Site Sketch**

County: Will  
Location: 24W947 Ramm Dr., Naperville 60564  
Site No: 1978205013  
P.I.N: 07-01-05-203-018  
Not drawn to scale

Date: 10/31/08  
Time: 1:25 pm – 1:33 pm  
Inspector(s): Jason Peppmuller  
# → -Indicates photo direction & number





JAMES W. GLASGOW, *State's Attorney*

# OFFICE OF THE STATE'S ATTORNEY

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