ILLINOIS POLLUTION CONTROL BOARD June 4, 2009

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,)
Complainant,)
v.) AC 06-39
SPEEDY GONZALEZ LANDSCAPING, INC.,) (Administrative Citation))
Respondent.))
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,)
Complainant,)
v.) AC 06-40
JOSE R. GONZALEZ,) (Administrative Citation)
Respondent.)
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,)
Complainant,)
V.) AC 06-41
1601-1759 EAST 130th STREET, L.L.C.,) (Administrative Citation)
Respondent.)

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,)	
,)	
Complainant,)	
)	
v.)	AC 07-25
)	(Administrative Citation)
1601-1759 EAST 130th STREET, L.L.C.,)	(Consolidated)
)	
Respondent.)	

JENNIFER A. BURKE AND GRAHAM G. McCAHAN, CITY OF CHICAGO DEPARTMENT OF LAW, APPEARED ON BEHALF OF COMPLAINANT; and

JEFFREY J. LEVINE, JEFFREY J. LEVINE, P.C., APPEARED ON BEHALF OF RESPONDENTS.

OPINION AND ORDER OF THE BOARD (by T.E. Johnson):

The Board today issues its final opinion and order in these four consolidated administrative citation cases, imposing civil penalties and assessing hearing costs. Each of the four administrative citations, corresponding to dockets AC 06-39, AC 06-40, AC 06-41, and AC 07-25, was issued by the complainant, the City of Chicago Department of Environment (CDOE). The site at issue in all four citations is located at 1601 E. 130th Street in Chicago, Cook County and is designated with Site Code No. 0316485103.

In this final opinion, the Board will first summarize the findings of its March 19, 2009 interim opinion and order. The Board will then describe the hearing cost filings received pursuant to the Board's interim order, after which the Board will discuss and assess hearing costs. The final opinion is followed by the Board's final order.

SUMMARY OF FINDINGS OF INTERIM ORDER

On March 19, 2009, the Board issued an interim opinion and order, granting respondents' motions to consolidate the four cases for purposes of decision, and then finding as follows:

- 1. In AC 06-39, CDOE did not prove that respondent Speedy Gonzalez Landscaping, Inc. (SGLI) violated Section 21(p)(1), (p)(2), (p)(3), (p)(4), or (p)(7)(i) of the Environmental Protection Act (Act) (415 ILCS 5/21(p)(1), (p)(2), (p)(3), (p)(4), (p)(7)(i) (2006)) on March 22, 2006.
- 2. In AC 06-40, respondent Jose R. Gonzalez (Mr. Gonzalez) violated Sections 21(p)(1), (p)(2), (p)(3), and (p)(7)(i) of the Act (415 ILCS 5/21(p)(1), (p)(2), (p)(3), (p)(7)(i) (2006)) on March 22, 2006, but CDOE did not prove that Mr.

Gonzalez violated Section 21(p)(4) of the Act (415 ILCS 5/21(p)(4) (2006)) on that date.

- 3. In AC 06-41, respondent 1601-1759 East 130th Street, L.L.C. (130th LLC) violated Sections 21(p)(1), (p)(2), (p)(3), and (p)(7)(i) of the Act (415 ILCS 5/21(p)(1), (p)(2), (p)(3), (p)(7)(i) (2006)) on March 22, 2006, but CDOE did not prove that 130th LLC violated Section 21(p)(4) of the Act (415 ILCS 5/21(p)(4) (2006)) on that date.
- 4. In AC 07-25, the administrative citation against 130th LLC for alleged violations of Sections 21(p)(1) and (p)(7)(i) of the Act (415 ILCS 5/21(p)(1), (p)(7)(i) (2006)) on October 3, 2006, was improperly issued and must be dismissed. See City of Chicago Department of Environment v. Speedy Gonzalez Landscaping, Inc., AC 06-39, City of Chicago Department of Environment v. Jose R. Gonzalez, AC 06-40, City of Chicago Department of Environment v. 1601-1759 East 130th Street, L.L.C., AC 06-41, City of Chicago Department of Environment v. 1601-1759 East 130th Street, L.L.C., AC 07-25 (consol.), slip op. at 35-36 (Mar. 19, 2009) (Interim Order).

Because no violations were found in AC 06-39 or AC 07-25, the Board held that SGLI is not subject to civil penalties or hearing costs in AC 06-39 and that 130th LLC is not subject to civil penalties or hearing costs in AC 07-25. *See* Interim Order, slip op. at 35. The Board further held:

Mr. Gonzalez (AC 06-40) and 130th LLC (AC 06-41) allowed the open dumping of waste in a manner resulting in litter, scavenging, open burning, and the deposition of general construction or demolition debris. Accordingly, Mr. Gonzalez and 130th LLC violated Sections 21(p)(1), (p)(2), (p)(3), and (p)(7)(i) of the Act on March 22, 2006. None of these violations resulted from uncontrollable circumstances. Mr. Gonzalez and 130th LLC are therefore subject to civil penalties and must pay the respective hearing costs of CDOE and the Board, as discussed further below.

However, CDOE did not establish that Mr. Gonzalez (AC 06-40) or 130th LLC (AC 06-41) caused or allowed the open dumping of waste in a manner resulting in the deposition of waste in standing water. Therefore, CDOE failed to prove that Mr. Gonzalez or 130th LLC violated Section 21(p)(4) of the Act on March 22, 2006.

As set forth in the order below, the Board directs CDOE and the Clerk of the Board to file hearing cost documentation for AC 06-40 and AC 06-41, to which Mr. Gonzalez and 130th LLC may respectively respond. After the time periods for the filings on hearing costs have run, the Board will issue a final opinion and order imposing civil penalties and assessing appropriate hearing costs. *Id.*

HEARING COST FILINGS RECEIVED PURSUANT TO INTERIM ORDER

On March 31, 2009, the Clerk's Office of the Board filed a statement of costs incurred by the Board as a result of hearings on May 9 and May 17, 2007, in the four administrative citation cases. The statement lists the Board's costs, the entirety of which consists of "court reporting" charges, as follows:

May 9, 2007	\$1,332.70
May 9, 2007	\$764.25
May 17, 2007	\$850.00
May 17, 2007	\$1,949.25
Total	\$4,896.20

Statement at 2.

On April 15, 2009, CDOE filed a statement indicating that it will not seek hearing costs.

On May 11, 2009, Mr. Gonzalez and 130th LLC filed a "Response Challenging Claimed Costs" (Resp.). These respondents state that the March 31, 2009 statement of costs incurred by the Board delineates "costs for the hearings in AC 06-39, AC 06-40, AC 06-41 and AC 07-25" without "indicating the specific documentation for the AC 06-40 and AC 06-41 hearings, most likely because it would have been impossible to segregate testimony resulting in liability and non-liability." Resp. at 1-2.

Mr. Gonzalez and 130th LLC argue that there should be no liability for hearing costs associated with AC 06-39 or AC 07-25 because no violations were established in those cases. Resp. at 1-2. These respondents then assert:

Further, as the CDOE did not prove that Respondents Mr. Gonzalez or 1601-1759 East 130th Street, LLC., caused or allowed the open dumping of waste in standing water, Respondents should not be responsible for hearing costs associated with efforts related to those charges. *Id.* at 2.

According to Mr. Gonzalez and 130th LLC, to hold them:

responsible where certain allegations are found to be baseless amounts to a form of extortion where the CDOE can charge[] baseless allegations and a Respondent must either accede to all charges or become responsible for paying the costs of a protracted hearing to challenge baseless allegations. *Id*.

Mr. Gonzalez and 130th LLC conclude by requesting that the Board "decline to impose costs for the hearings as there is no basis to accurately determine the costs for the AC 06-40 and AC 06-41 hearings." *Id.* at 3.

DISCUSSION

Section 42(b)(4-5) of the Act provides in relevant part:

In an administrative citation action under Section 31.1 of this Act, any person found to have violated any provision of subsection (p) of Section 21 of this Act shall pay a civil penalty of \$1,500 for each violation of each such provision, plus any hearing costs incurred by the Board and the Agency 415 ILCS 5/42(b)(4-5) (2006) (emphasis added).

The Board held in its March 19, 2009 interim opinion and order that the Board would assess no costs for the AC 06-39 hearing or the AC 07-25 hearing, as neither case resulted in any violations. However, having found violations in AC 06-40 and AC 06-41, the Board ruled that "Mr. Gonzalez (AC 06-40) and 130th LLC (AC 06-41) must pay the corresponding AC 06-40 and AC 06-41 hearing costs of CDOE and the Board" and that the Board's "final opinion and order will assess appropriate hearing costs." <u>Interim Order</u>, slip op. at 34.

The Board agrees with Mr. Gonzalez and 130th LLC that the Clerk's Office statement does not delineate which Board hearing costs are attributable to AC 06-40 or AC 06-41. Though the hearings for the four administrative citations were conducted separately, they were, with the agreement of the parties, conducted consecutively to maximize efficiency. As the Board stated in its interim order:

- 1. The AC 06-39 hearing was held on May 9, 2007, and resulted in a 219-page transcript.
- 2. The AC 06-40 hearing was held on May 9, 2007, and was continued on May 17, 2007, and resulted in three separately-paginated transcripts: one 15-pages long; the next 135-pages long; and the third 140 pages in length.
- 3. The AC 06-41 hearing was held on May 17, 2007, and resulted in a 313-page transcript.
- 4. The AC 07-25 hearing was held on May 17, 2007, and resulted in a 50-page transcript. <u>Interim Order</u>, slip op. at 5.

Accordingly, on the first of the two days of hearings, May 9, 2007, the AC 06-39 hearing was initiated and completed, and then the AC 06-40 hearing was initiated but not completed. On the second day of hearings, May 17, 2007, the AC 06-40 hearing resumed and was completed, and then the AC 06-41 hearing was initiated and completed, after which the AC 07-25 hearing was initiated and completed.

The Board has reviewed the court reporting invoices billed to the Board for the four hearings that took place over May 9 and May 17, 2007. Four invoices were received (two for May 9 and two for May 17), each with a total dollar amount corresponding to one of the subtotals provided in the Clerk's Office statement: (1) Invoice #4808 for May 9, 2007, totaling \$1332.70; (2) Invoice #5084 for May 9, 2007, totaling \$764.25; (3) Invoice #4823 for May 17, 2007, totaling \$850.00; and (4) Invoice #4926 for May 17, 2007, totaling \$1,949.25. Each of the four invoices provides a breakdown of court reporting charges (*e.g.*, reporter attendance, pages

of transcription, disk, delivery) and, where applicable, deductions for late delivery. The Board directs the Clerk's Office to put the invoices in the record.

By procedural rule, the Board, at the beginning of each fiscal year, places on its web site "a per day breakdown of the Board's costs for holding a hearing." 35 Ill. Adm. Code 108.504. As stated on the web page setting forth hearing costs for July 1, 2008 through June 30, 2009 (http://www.ipcb.state.il.us/ClerksOffice/hearingcosts.asp), the Board "only seeks reimbursement of its court reporting charges." For hearings held in the geographical area of Illinois north of U.S. 36, currently-posted rates (below) have not changed since the May 9 and May 17, 2007 hearings were held in Chicago, and are reflected in the invoices at issue:

Attendance of court reporter – hourly charge	\$50.00
Cost per page	\$4.75
Delivery/mailing charge	Actual
Disk	\$15.00
Late fee deduction	\$0.10 per page

Two of the four invoices here (Invoice #5084 and Invoice #4823) set forth charges only for the AC 06-40 hearing. Each of the other two invoices, however, includes charges for more than one hearing: Invoice #4808 reflects charges for the AC 06-39 hearing and the AC 06-40 hearing; and Invoice #4926 reflects charges for the AC 06-41 hearing and the AC 07-25 hearing. Some of the charges on Invoice #4808 and on Invoice #4926 do not clearly distinguish between hearings. To avoid imposing any costs that may relate to the AC 06-39 or AC 07-25 hearing, the Board will take a very conservative approach with these invoices. The Board therefore requires Mr. Gonzalez and 130th LLC to pay only for the respective hearing costs that plainly relate *solely* to either the AC 06-40 hearing or the AC 06-41 hearing. For example, Invoice #4926 lists \$200.00 for 4.0 hours of reporter attendance, but does not specify how much of that time was spent on the AC 06-41 hearing as opposed to the AC 07-25 hearing. The invoice also provides only single charges for the disk of transcription and for delivery of the transcripts. With Invoice #4926 then, the Board will not assess any of the charges for the reporter's attendance, the disk, or the delivery, but instead will assess only the cost per page (\$4.75) for the 313-page AC 06-41 transcript.

Proceeding in this manner and applying the rates set forth above, \$1,675.50 of the Board's actual court reporting costs are associated with the AC 06-40 hearing and \$1,486.75 of the Board's actual court reporting costs are associated with the AC 06-41 hearing. Because four but not all five of the alleged violations were established at the AC 06-40 hearing and likewise for the AC 06-41 hearing, the Board will reduce each hearing cost assessment by one-fifth. *See* County of Will v. CDT Landfill Corp., AC 94-98, AC 95-1, AC 95-2 (consol.), slip op. at 3 (Dec. 7, 1995) (reducing assessment of Board hearing costs by one-third where hearing resulted in the establishment of only two of the three alleged violations). Accordingly, under Section 42(b)(4-5) of the Act, Mr. Gonzalez must pay \$1,340.40 for the cost of the AC 06-40 hearing and 130th LLC must pay \$1,189.40 for the cost of the AC 06-41 hearing. The Board finds these hearing costs to be reasonable. If Mr. Gonzalez or 130th LLC objects to the imposition of any of these charges, either respondent may file a motion to reconsider or modify or a petition for judicial review. *See* 35 Ill. Adm. Code 101.520, 101.902, 101.906.

As CDOE has declined to pursue hearing costs, the Board assesses no hearing costs on behalf of CDOE. *See* City of Chicago Department of Environment v. Eddie Greer, AC 04-13, slip op. at 2 (Dec. 2, 2004) (CDOE proved alleged violations but claimed no hearing costs).

CONCLUSION

The order below sets forth the Board's findings with respect to alleged violations in AC 06-39, AC 06-40, AC 06-41, and AC 07-25. The order also includes the imposition of civil penalties and the assessment of hearing costs in AC 06-40 and AC 06-41. The Board incorporates by reference the findings of fact and conclusions of law from its March 19, 2009 interim opinion and order. Under Section 31.1(d)(2) of the Act (415 ILCS 5/31.1(d)(2) (2006)), the Board attaches the administrative citations filed in AC 06-40 and AC 06-41 and makes them part of the Board's final order. This final opinion and order constitutes final action by the Board in all four administrative citation proceedings.

This final opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

- 1. In AC 06-39, the Board finds that CDOE did not prove that SGLI violated Section 21(p)(1), (p)(2), (p)(3), (p)(4), or (p)(7)(i) of the Act on March 22, 2006.
- 2. In AC 06-40, the Board finds that on March 22, 2006, Mr. Gonzalez violated Sections 21(p)(1), (p)(2), (p)(3), and (p)(7)(i) of the Act. The Board finds that CDOE did not prove that Mr. Gonzalez violated Section 21(p)(4) of the Act on March 22, 2006.
- 3. In AC 06-41, the Board finds that on March 22, 2006, 130th LLC violated Sections 21(p)(1), (p)(2), (p)(3), and (p)(7)(i) of the Act. The Board finds that CDOE did not prove that 130th LLC violated Section 21(p)(4) of the Act on March 22, 2006.
- 4. In AC 07-25, the Board finds that the administrative citation against 130th LLC for alleged violations of Sections 21(p)(1) and (p)(7)(i) of the Act on October 3, 2006, was improperly issued and dismisses the administrative citation.
- 5. In AC 06-40, the Board assesses Mr. Gonzalez the statutory civil penalty of \$6,000 for the four violations, as well as hearing costs totaling \$1,340.40, for a total amount due of \$7,340.40. In AC 06-41, the Board assesses 130th LLC the statutory civil penalty of \$6,000 for the four violations, as well as hearing costs totaling \$1,189.40, for a total amount due of \$7,189.40.
 - a. Mr. Gonzalez and 130th LLC must pay these respective total amounts no later than July 21, 2009, which is the 45th day after the date of this order.
 Mr. Gonzalez and 130th LLC must pay by certified check or money order,

made payable to the City of Chicago. The respective case number, case name, and respondent social security number or federal employer identification number must be included on the certified check or money order.

b. The certified check or money order must be sent to:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, Illinois 60602

- c. Penalties unpaid within the time prescribed will accrue interest under Section 42(g) of the Act (415 ILCS 5/42(g) (2006)) at the rate set forth in Section 1003(a) of the Illinois Income Tax Act (35 ILCS 5/1003(a) (2006)).
- d. Payment of the penalty does not prevent future prosecution if the violations continue.

IT IS SO ORDERED.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2006); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board's procedural rules provide that motions for the Board to reconsider or modify its final orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520; *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on June 4, 2009, by a vote of 5-0.

John T. Therriault, Assistant Clerk Illinois Pollution Control Board

John T. Therrank



City of Chicago Richard M. Daley, Mayor

Department of Environment

Sadho A. Johnston Commissioner

Twenty-lifth Floor
30 North LaSalle Street
Chicago, Illinois 60682-2575
(312) 744-7606 (Voics)
(312) 744-6451 (FAX)
(312) 744-3586 (FFY)
http://www.citsofchicago.org

May 10, 2006

ORIGINAL

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

Ret.

City of Chicago Department of Environment v.

Jose R. Conzalez

AC:

CDOE No. 06-03-AC Site Code: 0316485103

Dear Clerk Guin:

Enclosed for filing with the Illinois Pollution Control Board, please find an electronic Administrative Citation issued to the above-referenced Respondent, with a Notice of Filing.

On this date, the City of Chicago Department of Environment ("CDOE"), through its agent, will serve this Administrative Citation upon the Respondent. As soon as I receive the affidavit of service, I will promptly file a copy with you, for the purpose of entering a default judgement in the event Respondent fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please contact me at (312) 744-5272,

Sincerely,

John F. Kryl, CHMM

Difector of Investigations

CDOE Permitting and Enforcement Division

Encl.

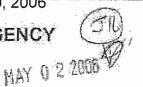




A Analis and Analis an	MAY 0.2 2Uth
BUREAU OF LAND INVEN	TORY DATA INPUT FORM
INVENTORY # ISSUED: TRA	AN CODE TRAN DATE $^{\gamma \nu}$
0 3 1 6 4 8 5 1 0 3	Add 🗆
	C hange ⊠ / / YYY
10	14 (CHECK) 15 (LEAVE BLANK) 20 21 23
010 FACILITY NAME	
SPEEDY GONZALEZ	INC
²⁴ USEPA#:	NAICS CODE:
66	99 100 105
IEMA INCIDENT#:	
020 LOCATION ADDRESS (STREET ADDRESS F	REQUIRED) SEND MAIL HERE
1113 STREET: 1 6 0 1 E 1 3 0 T T	S T 48
P. O. BOX:	40
the second of th	
GITY: C H I C A G O	TATE: IL 75.76
ZIP: 6 0 6 1 7 -	TELEPHONE:
77	86 89 92 95
CONTACT:	MAIL (ND:
COUNTY: COOK/CHGO	TOWNSHIP:
030 OWNER ADDRESS (IF SAME AS ABOVE, LE	
11 13	
NAME: 1 6 0 1 - 1 7 5 9 8 1 3	0 7 5 T L L C
STREET: 3 0 5 1 0 A K G R 0	V B D R S T B 2 2 0 78
P.O. BOX: CITY: DOWN	E E G E O V E
79 84 85	104
STATE: IL ZIP: 6 0 5 1 5 -	TELEPHONE: 6 3 0 - 4 3 4 - 0 4 0 0
105106 107 145 CONTACT: DENNIS WINKLER	116 119, 122 125 MAIL IND:
126	150 151
040 OPERATOR ADDRESS (IF SAME AS ABOVE	, LEAVE BLANK): SEND MAIL HERE
11/13	
NAME:	33
STREET:	and the second s
P.O. BOX: SITY:	76.
79 84 85	104
STATE: ZIP:	TELEPHONE:
105 106 107 115	116 119 122 125
CONTACT:	150 MAIL IND:
	Report LUST Report
information: Company Letter Other:	
SEND E-MAIL TO: bolid.request@epa.state.il.us	
CAMPAGE AND ALL STATES IN CONTRACT OF THE STATES AND ASSESSMENT OF THE STA	
FROM: JOHN F KRYL	REG/SECTION: 2
TELEPHONE#: 3 1 2 × 7 4 4 × 7 2 3 5	DATE: 3/29/2006
PREVIOUS COMPANY NAME:	
A STATE OF THE PARTY OF THE PAR	

1

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-040 * * * * * * ILLINOIS ENVIRONMENTAL PROTECTION AGENCY **Open Dump Inspection Checklist**



County:	Cook/Chica	jö	LPC#: 0	31648	35103	Region. 2	- Des Plaines
Location/	Site Name:	1601 E. 130 th	Street				
Date:	03/22/2006	Time. From	10:00AM	To	1.30PM	Previous Inspection Date:	1st
nspector	(s): Antono	oulos/Maciel	Period September	Learnings.	Weather:	Cloudy 35 F	
lo. of Ph	otos Taken: #	22 Est. A	mt. of Was	ie: 30	000 yds ³	Samples Taken: Yes#	No ⊠
nterviews	ed: Chuck V	Vebber (CTA),	E-King Re	ŷ —	Compl	aint#:	

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

1601-1759 E. 130th St. LLC 10630 S. Torrence

Chicago, IL 60617

Dennis W. Winkler 3051 Oak Grove Dr. STE 220 Downers Grove, IL 60515

a solution and a solution of the solution of t		SECTION	DESCRIPTION	VIOL
		ILL	INGIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS	
	**	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	
	2.	9(c)	CAUSE OR ALLOW OPEN BURNING	Ø
	á.	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	
HARAGARIA MINANG	6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE-DISPOSAL OPERATION:	
**		(1)	Without a Permit	図
		(2)	In Violation of Any Regulations or Standards Adopted by the Board	M
	T.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT	X
	8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH R IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	ESULTS
	-	(1)	Litter	\boxtimes
eraja no crista inte		(2)	Scavenging	M
		(3)	Open Burning	Ø
		(4)	Deposition of Waste in Standing or Flowing Waters	Ø
Quality II		(5)	Proliferation of Disease Vectors	
		(6)	Standing or Flowing Liquid Discharge from the Dump Site	

0316485103 LPC#

Inspection Date: 03/22/2006

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	
9,	55(a)	NO PERSON SHALL:	
	(4)	Cause or Allow Open Dumping of Any Used or Waste Tire	
	(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	図
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	B
AT IN THE PROPERTY OF THE PROP	3.4	OTHER REQUIREMENTS	4 -
14.		APPARENT VIOLATION OF: () PCB; () CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	
15.	OTHER:		
en en e	on <u>Discounted to the resign</u> ation of the contract of the cont		Inscrince in the second
<u></u>			i j
in		ngen and it is a second and a s	
· ·			
1		AND AND ADDRESS OF THE PROPERTY OF THE PROPERT	

Informational Notes

[Illinois] Environmental Protection Act; 415 ILCS 5/4.

Illinois Pollution Control Board: 35 III. Adm. Code; Subtitle G.

- 1. 2. 3. Statutery 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 ofted 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: 4 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 ILOS 5/4(c) and (d)
- Items marked with an "NE" were not evaluated at the time of this inspection.

0316485103	LIST OF APPARENT STATE VIOLATIONS	3/22/06
9 (å)	Caused and allowed air pollution from the open burning of waste tires and wood debris.	
9 (c)	Caused and allowed the open burning of waste.	
21 (a)	Caused and allowed the open dumping of waste.	
21 (d) (1)	Conduct any waste-storage, waste-treatment, or a waste-disposal operation without a permit.	òπ
21 (d) (2)	Conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or Standards Adopted by the Board,	
21 (e)	Causing or allowing the disposal, treatment, storage or abandonment of 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 the Illinois Environmental Protection Act.	
21 (p) (1)	Causing, or allowing the open dumping of any waste in a manner, which in litter at the dump site	results
21 (p) (2)	Caused and allowed scavenging of materials.	
21 (p) (3)	Cause or allow the open burning of waste.	
21 (p) (4)	Caused and allowed the deposition of waste in standing water.	
21(p)(7)	Deposition of General Construction or Demolition Debris: or Clean Constr Demolition Debris	uction or
55 (a) (1)	Causing or allowing the open dumping of any used or waste tire.	
	Failure to submit an application for a permit to develop and operate a land that is required from the Agency under Section 21(d) of the Environmental Protection Act (Act) (III. Rev. Stat. 1989, Ch.111 14, par. 1021(d)).	
809.302 (a)	Accepted special waste from a waste hauler without a permit and / or man	iifest.

0316485103

ATTACHMENT "B"

03/22/06

MUNICIPAL VIOLATIONS:

7-28-440 -	DUM	PING	ON REAL
ESTATE WITI	TUOE	APE	RMIT

CAUSED and allowed the open dumping of debris on a vacant lot without obtaining the required permit.

7-28-450 - OWNER RESPONSIBLE FOR REMOVAL/NUISANCE

Owner responsible for the removal or cause to be removed any debris placed on an unimproved lot.

11-4-1500 - TREATMENT AND DISPOSAL OF SOLID OR LIQUID WASTE CAUSED and allowed the improper disposal of construction debris and Municipal solid waste at an unpermitted facility.

11-4-250 - WASTE HANDLING FACILITIES/ REQUIRED PERMIT CAUSED and operated a waste disposal facility without first obtaining the required permit.

7-28-080 - NUISANCE IN CONNECTION WITH BUSINESS CAUSED and allowed a public nuisance from dumping waste debris on a storage lot adjacent to residential homes.

7-28-720 Accumulation of Junk or Materials.

Respondent caused and allowed an accumulation waste on the ground.

11-4-1040 - PROHIBITED WASTE Caused and allowed the dumping of grease and oil into the sewer causing flow restrictions.

7-28-060 - CONDITIONS DETRIMENTAL TO HEALTH CAUSED and allowed conditions detrimental from the improper disposal / storage of A.C.M.

7-28-750 - Noncombustible screen fence required Owner is required to maintain and secure vacant let.

11-4-640 - PUBLIC NUISANCE ABATEMENT Respondent caused a public nuisance from the particulate emission becoming windborne from the salt unloading operations:



CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PERMITTING AND ENFORCEMENT

NARRATIVE EVALUATION

INSPECTION DATE: 3/22/2006

SITE NAME: Speedy Gonzalez Inc.

SITE CODE: 0316485103 SITE ADDRESS: 1601 E 130TH ST TIME: AM 10:00

EMPLOYEE: Chris Antonopoulos

COUNTY: Gook / Chicago

SUMMARY

As I was Driving East on 130th St. heading to a meeting with City of Chicago Department of Revenue at a site on 136th and Hoxie, it was observed that there was some bluish and black smoke deriving from the property address of 1601 E. 130th St. I then along with Johnna Potthoff- legal counsel for DOE and Charles King- Attorney for the City of Chicago Law Department and Edward Collins-Inspector for DOE, proceeded to investigate the smoke and upon driving into the open gate it was observed that there were trucks from E.King Hauling in the process of receiving loads of what looked to be C& D debris. I then assessed the remainder of the site and observed broken concrete, scrap metal, compost material, property belonging to the City of Chicago (signs), railroad fies, two piles of wood, one in the rear (which was burning) and one in the front near the entrance that was in the process of segregation by an unknown person that looked to be an employee, port-a-johns with the advertisement of OUIIOUII Incorporated and a water tanker with the name Speedy Gonzalez Inc. spray painted on the side.

I then with the help of inspector Collins proceeded to interview the heavy equipment operator (Front End Loader) about the generation point of the material and destination. The operator of the loader than stated that he had a manifest from the IEPA and that they were working for the City of Chicago and CTA. I then corrected the individual and stated that he is not working for the City of Chicago and that the manifest states a different address and that the generator was in fact CTA signed by Chuck Webber with no date. I then talked to Supervisor-Stanley Kaehler of DOE via Nextel and gave all information on the ongoing investigation. Supervisor Kaehler then stated that he would send another inspector to assist at the site, along with the Director of Inspections- John Kryl.

After contacting supervisor Kaehler, I proceeded to speak with the driver of the E. King truck and stated that he is not to remove the material from the site until further notice. The Driver and heavy equipment operator, than stated he would continue his work until the gentleman in the white pick up truck told them not to do so. I then spoke to the driver of the white Truck who was identified as the owner of Speedy Gonzalez Inc. and he stated that we were on private property and that we had no right to be on his property. I then asked Mr. Gonzalez to cease his illegal transfer station activities and he in turn stated the manifest in my hands were not given to me by the people on the site and he proceeded to drive off onto the other side of the property and let his employees continue the loading of the trucks and releasing the trucks with the material in question under his supervision.

After gathering all information and meeting with Chuck Webber- CTA and Paschen Construction, it was found that the CTA, Paschen, E. King and Mr. Gonzalez were under an agreement to store fuel- contaminated soil from the CTA Brownline project at the 1601 E. 130th St., until the CID Landfill resumed business on Monday. Further information also was given that the material was questionable on the generation point (Brownline) and that there would be an ongoing investigation on the behalf of the CTA.

Inspector Maciel, Ms. Pottoff, Mr. King, Mr. Kryl, and myself discussed the sites condition with Chuck Webber and a representative from Paschen Construction. Mr. Webber is a CTA's environmental consultant in charge of the brown line project and Paschen was the hired subcontractor to do the renovation. They both informed us that the CTA material that was removed from the project was to go to CID landfill. However, since the renovation work occurred over the weekend the loads would have to wait to go to the landfill until Monday. Mr. Webber also informed us that E. King was hired to do the hauling. He said that E-King was to keep all the loads in roll-offs and on site until CID opened. Neither Mr. Webber nor Paschen could conclude if the waste material came from the brown line project. The total amount of debris waste from CTA equaled 800 yards. This waste consisted of bricks, wood, scrap metal, soil, and concrete.



CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PERMITTING AND ENFORCEMENT

NARRATIVE EVALUATION

INSPECTION DATE: 3/22/2006

SITE NAME: Speedy Gonzalez Inc.

SITE CODE: 0316485103 SITE ADDRESS: 1601 E 130TH ST TIME: AM 10:00

EMPLOYEE: Chris Antonopoulos

COUNTY: Gook / Chicago

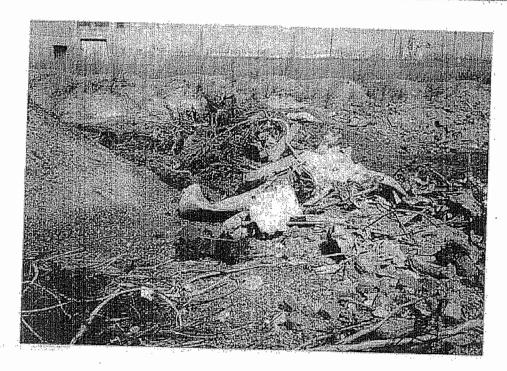
SITE CONDITIONS;
Stone piles (80 cu. yards)
Debris piles (1480 cu. yards)
Suspected CTA Material (800 cu. yards)
Compost pile (400 cu. yards)
Timber w/ possible arsenic contamination (200 cu. yards)
~50 waste tires
Dump truck, tanker truck, and flatbed parked and labeled on site
~50 port-o-johns, empty
Concrete blocks (40 cu. yards)

REPORT COMPLETED ?	EZ-YES	L] NO	NOV ISSUEI	3×7 []	YES	□√Í NO
INVESTIGATION COMPLETED ?	YES	✓ NO	ATTACHMENTS	\$ 7	YES	NO
I, Chris Antonopoulos an emplo an inspection of the above menti the report are true and accurate. 122 STAR #						

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 16016120 451 Site Code: 321448-103

Time: 10-1:30 PT Inspector: ROTON FOR S/MMIEL County: Cook / Chicago



Roll #8374 Photo # Direction NE Comments: LANDSCAPINE WHATE STAR METAL PONCE OF WEICKS PACKE THE STARTS OF THE LOT - ILLEGALLY WATED



Roll#534 Photo# Direction/VE

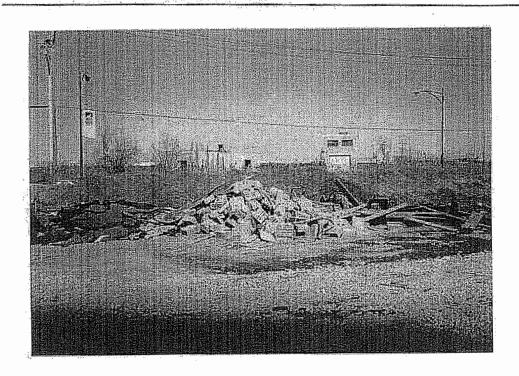
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date 3/22/06 Site: 1601 6 1707/51 Site Code 32 164/8-10

Time_IO_1-30VJ-1
Inspector: <u>AUTO/05/2016/19</u>/MEIE_
County: <u>Cook / Chicago</u>



Roll # \$734 Photo # 3 Direction A/W
Comments: COMMENTS COMMENTS PASKIL

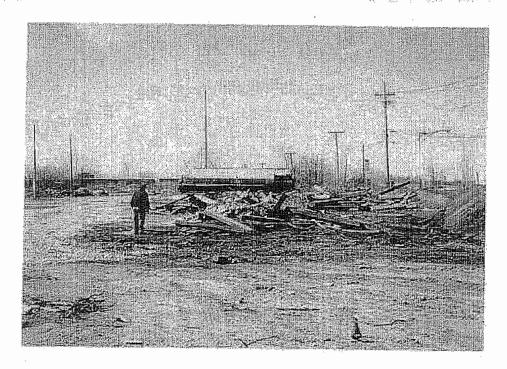


Roll #3734 Photo #4 Direction MTV

à

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

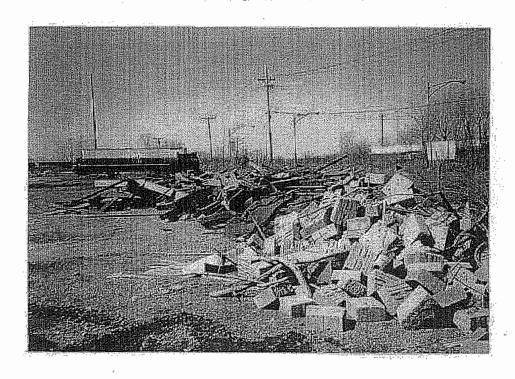
Date: 3/22/06 Site: <u>160/06/130</u> Pl Site Code: 03/06/18(70/3



Roll #2534 Photo # 5 Direction (A)551

Comments: FLACE TANKEE VALUE OF GREEN (-put-1) = LANDEL ARTH-" STRAY

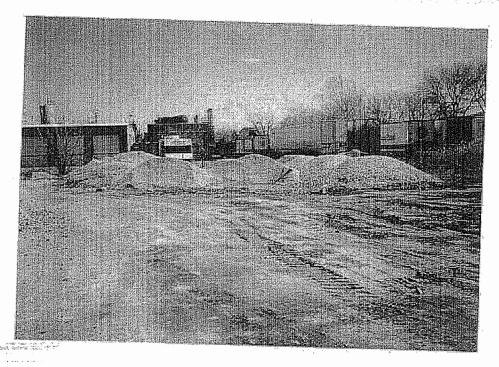
PLACE ON 1



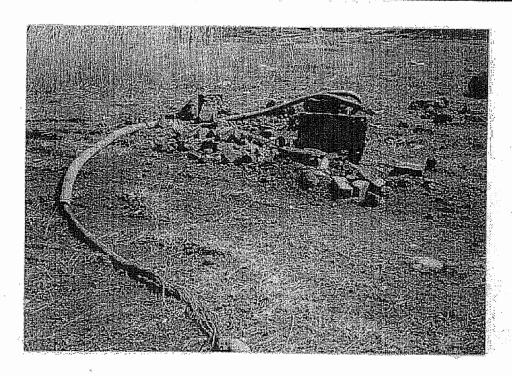
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site:/601 6 13084) Site Coder:23/66/95/03

Time: 10-1-70 YY
Inspector: 4/7/24/F/// 18/16C
County: Cook/Chicago



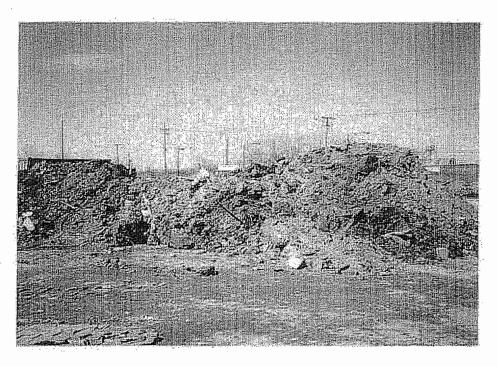
Roll #3834 Photo # 7 Direction 3457



Roll # Photo # B Direction EST

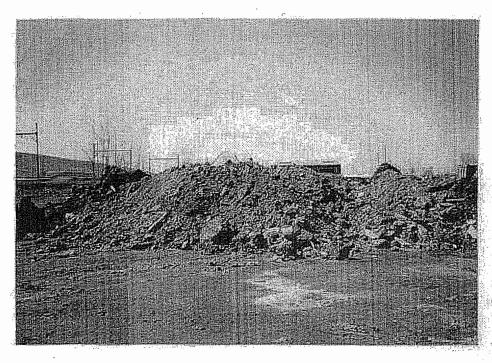
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/0-5 Site: 16-01 = 130 = 1 Time: 10-1:30PH Inspector: ANTONEY AND HILLEL County: Cook/Chicago



Roll#977/ Photo# Direction /W
Comments Superior CTA WANTE LATER ALL CONTAINS CONTRACTOR SUPERIOR HETAL.

BRITERS SOLL TV-PIPIW- ADD WANTE

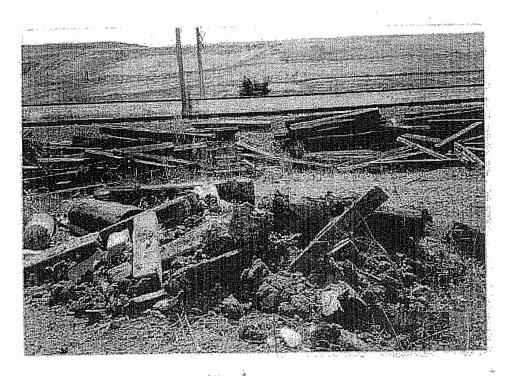


CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: <u>3/21/04</u> Site: <u>1661 & 130</u>74 Site Gode: <u>31648</u>703 Time: 10-1:30917
Inspector: 40004/Proceed County: Cook/Chicago



Roll #BC134/Photo # Direction ////
Comments: UDOD TIES UN FORS 199 LE ARSENY CONTRAINATION

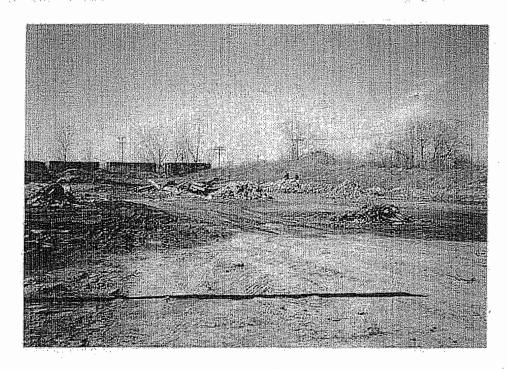


Roll #5734 Photo # 12 Direction

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

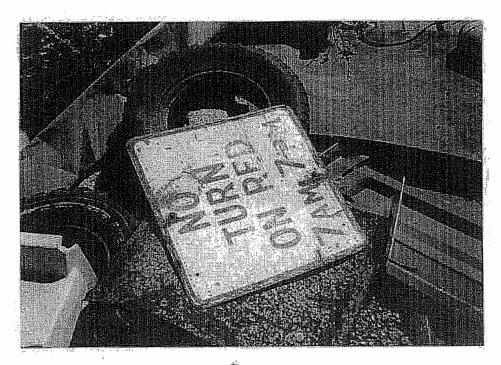
Date: 3/22/05 Site: 1/6-91/5 1/30-9/ Site Code: 2/3/6/7/03

Time: 10-1:30551
Inspector: ATTOMS CAST / MACE
County: Cook / Chicago



Roll #3134 Photo #13_ Direction (NST)

Contiments of MERCAS FILES SLATTERON AROUND LOT. SOLUTE FILES ARE LYDE IN WHERE
PHOSPHONOLOGY OF BRILLIES CONCRETE (LYD MATERIAL) SERVE MESTAL



Roll #573/ Photo # 14 Direction 500/

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

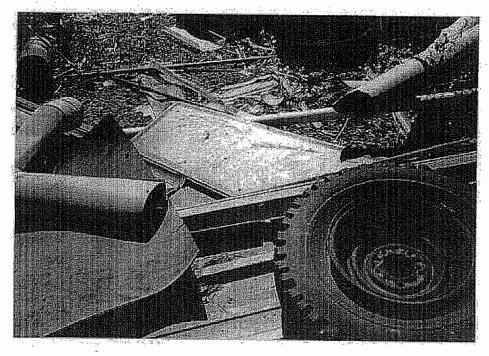
Date: 3/22/06 Site: 160/ 25 1309/ Site Code: 3/4/8/103

Time: 10-130FF7
Inspector: Art or (Fold S) MISSING
County: Cook/Chicago



Roll #5734 Photo # 15 Direction 1/1557

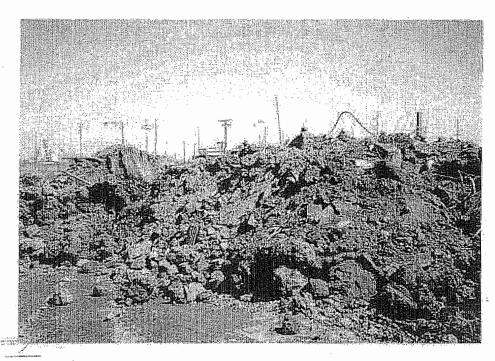
Comments 7275 FILES Vis SCROP MEMBER SINCE SINCE AND WINE WALK FIRST TEAT OF FROM INC. AND WINE WALK FIRST



Roll # 2734 Photo # 16 _ Direction Fourth

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/20/06 Site: 150/15 1500/ Site Code: 03/64/87/03 Time: 10-1/30771
Inspector: Autour Condes / PINGE
County: Cook / Chicago



Roll##434/Photo#IT Direction 2017
Comments 3-10-TO CTA WHITE HITEIZIAL FOOTAINS WOOD, THRICK, SUBJAP
HETAL CONCRETE SOIL FUL PICING

Roll#___Photo#___Direction___

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

DATE: 3/22/06 SITE:180/ E 130形 SITE CODE:03/64/85/103 TIME: 1000AM-1:30PM
INSPECTOR/WIGHT LOS/MACIET
COUNTY: COOKICHICAGO



ROLL# na PHOTO# //R DIRECTION: SW
COMMENT: open burning, misc, waste on top off standing water

* * * * * AC 2006-040 * * * * *

CITY OF CHICAGO

DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

DATE: 3/22/06

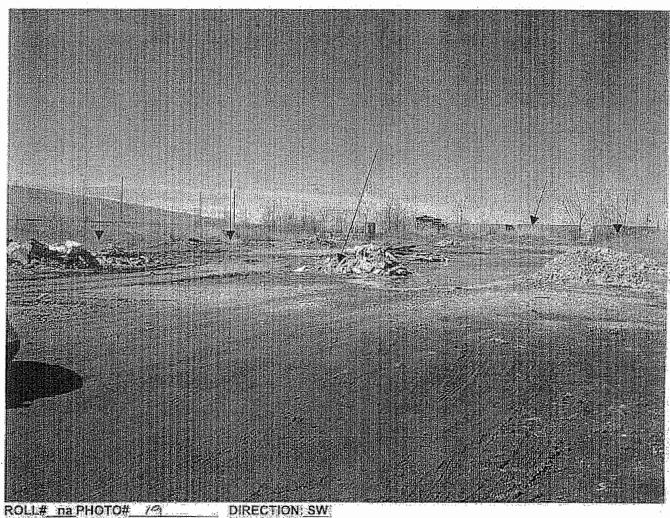
SITE: 1601 & 1300 97

SITE CODE 2716489103

TIME: 1000 AM - 1:30 M

INSPECTOR ANTENOFOLLOS/HACIEL

COUNTY: COOK/CHICAGO



COMMENT: open burning, misc, waste on top off standing water and waste debris as berm on the perimeter of site.

* * * * * AC 2006-040 * * * * * CITY OF CHICAGO
DEPARTMENT OF ENVIRONMENT
PHOTOGRAPHS

DATE 3/22/06

SITE: 160/ & 1300 57

SITE CODE: 03/6485103

TIME: 1005 A-1:304-1

INSPECTOR ANTONOFON LASHMENEL

COUNTY: COOK/CHICAGO



DEPARTMENT OF ENVIRONMENT **PHOTOGRAPHS**

DATE: 3/22/06

SITE 140/ 4 (2012/57)

SITE CODE 0316485103

TIME: 1000 AM-1:30PM

INSPECTOR/ATTOMOFOR LISTMIKE ISL

COUNTY: COOK/CHICAGO



ROLL#<u>na</u>PHOTO#<u></u>
COMMENT: CTA waste? DIRECTION: SW

CITY OF CHICAGO
DEPARTMENT OF ENVIRONMENT
PHOTOGRAPHS

DATE: 3/22/04 SITE: 601 & 1307 FT SITE CODE & 316485103 TIME: 10:00 ATTO AND AS INSPECTOR ATTO AND AS INSPECTOR ATTO AND AS INSPECTOR ATTO AND AS INSPECTOR AND ASSETTION AS INSPECTOR AS INSPECTOR AS INSPECTOR AS INSPECTOR AS INSPECTOR ASSETTION AS INSPECTOR ASSETTION ASSETTION AS INSPECTOR AS INSPECTOR ASSETTION ASSETTION AS INSPECTOR ASSETTION AS INSPECTOR AS INSPECTOR ASSETTION ASSETTION ASSETTION ASSETTION AS INSPECTOR ASSETTION AS INSPECTOR ASSETTION ASSETTION ASSETTION AS INSPECTOR ASSETTION ASSETTION



ROLL#_na PHOTO#_ゼユ____ DIRECTION; SW COMMENT: CTA waste? broken concrete, wood debris, brick and soil.

MM

WASTE MANAGEMENT 138TH & I-94 CALUMET CITY, IL 60409

Phone

773.646.3099

Fax

773.646.6989

FAX

To:

Rafael Maciel

From:

Irma Stickann

Comments:

03/27/2006 07:55 FAX 1 779 648 *9*9* * * ACD 2006 1040 * * *

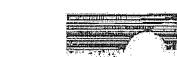
16305154448

Tex 1: 773 546 5989

12:002/009 P.8/15

MAR-E1-2005 18:30 From: NASTE MGMT 02/24/2008 11:00 FAX 773 549 3264

Z0004



First Environmental Laboratories, Inc.

IL ELAP/NELAC Acceditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

THE JOBSIDE OTA BELMONT

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/05

Project ID:

CIA - Brown Line

Time Collected: 14:45

02/03/06

Sample ID: Sample No: Comp 6-0493-001 Date Received:

Date Reported: 02/10/06

Results are reported on a dry weight be				
Analyte	Result	R.L.	Units	Flags
Solids, Totai Analysis Date: 02/03/06	Method: 160.3			alan da dan arang ar
Tomal Solids	85.21		%	
Volstile Organio Compounds Analysis Date: 02/08/06	Method: 5035A/8260B			A CONTRACTOR OF THE PROPERTY O
Acetope	< 100	100	ug/kg	
Benzene .	< 5.0	5.0	ug/kg	
Bromodichloromethane	< 5.0	5.0	ug/kg	
Bromotom	< 5.0	5.0	ug/kg	
Bromomethine	< 10.0	10.0	ug/kg	
2-Butanone (MEK)	< 10.0	10.0	nħ _{\F} B	
Carbon disulfide	< 5.0	5.0	na/ra	
Carbon tetrachloride	< 5.0	5.0	ug/kg	
Chlorobenzene	< 5.0	5:0	ng/kg	
Chlorodibromomethane	₹ 50	5,0	na/xa	
Chloroethane	< 10.0	10.0	ug/kg	
Shloroform	5.0	5.0	υ γ /kg	
Informerhane	< 10.0	10.0	ug/kg	
1-Dichloroethane	< 5.0	5.0	t.e⁄kg	
2-Dichloroethane	< 50	5,0	ng/kg	
.T-Dichloroethene	< ≤.0	5.0	ug/kg	
rs-1,2-Dishloroethene	\$ 5.0	5.0	ug/kg	
rans-1,2-Dichlorgethene	₹ 5.0	5.0	ug/kg	
,2-Dichloropropene	₹ 50	5.0	ug/kg	
is-1,3-Dichloropropene	₹50	s. 0	ug/kg	
rans-1,3-Dichloropropene		5.0	ug/kg	e,
thylbenzene	√< 5.0	5,0	ug/kg	
-Hexanone	< 10.0	10.0	1875 A. 1967 B.	
Tethyl-tert-butylether (MTBE)	< 3.0	5.0	ng/kg	
-Mathyl-2-pentanone (MBK)	< 10.0	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	nbyke	*
fathylene uhloride	₹ 5.0	10.0 5.0	ug/kg	
Cyrcuc	₹ 5.0	5.0 5.0	ng/kg	
1,2,2-Tetrachleroethane	250		mB\yca	
chachlorodhene	< 5.0	5,0	ng/Jck	
aluene	1 E 120	5.0	nt/ps	
J.1-Trichloroethane	< 30	5.0	ug/kg	
11.2-Trichloroethane		5.0	119/Kg	
nichioroethene	5.0	5.0	ug/kg	
THE HOLDE MONE	₹5.0	5.0	ng/kg	

03/27/2006 07:56 PAX 1 773 646 46 46 4 * * AC 2006 040 * * * * *

2 003×009

MAR-01-2005 10:30 From: WASTE MONT 02/24/2008 11:38 HAX 773 549 3284 15305154448 FUT JOUSITE CLA BELMONT

To: 1 773 646 6989

P. STIS 图005



First Environmental Laboratories, Inc.

ILELAP/NELAC Accreditation # 100292

1600 Shore Road • Napervilla, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45

Sample ID:

Comp

Date Received:

02/03/06

Sample No: 6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight basis.

Anglyte	Result	RJA	Units	Flags
Volatile Organic Compounds Analysis Date: 02/08/06	Method: 5035A/8260B	and the second seco		The state of the s
Vinyl acetate	\$ 10.0	10.0	ug/ke	
Vinyl chloride	< 10.0	10.0	ug/kg	
Xylene, Total	< 50	5.0	ug∕kg	
Semi-Volatile Compounds Analysis Date: 02/08/06	Methon: 8270C Preparation Method 3540 Preparation Date: 02/06/06		UC .	
Ascnaphthene	< 330	330	ug/kg	,
Acenaphrhylenn	< 330	330	ug/kg	
Anthracene	< 330	330	ugkg	
Beargidine '	< 330	330	ug/kg	
Benzo(a)anthracene	366	330	ug/kg	
Buizo(a)pyrune	338	90	ug/kg	
Benzo(b)fluoranthene	369	330	ug/kg	
Benzo(k)fluoranthene	345	330 _y	ug/kg	
Benzo(ghi)perylene	< 330	330	ug/kg	
Benzoic acid	≤ 330	OEE	ug/kg	
Benzyl alcohol	< 330	330	ug/kg	
bis(2-Chloroethoxy)methane	< 330	330	ug/kg	
bis(2-Chloreethyl)ether	∞ < 330	330	ug/kg	
bis(2-Chloroisopropy1)ether	≤ 330	330	ug/kg	: 4
bis(2-Ethylhexyl)phthalate		330	ug/kg	
4-Bromophenyl phenyl ether	330 ≤ 330	330	ug/kg	
Butyl benzyl phthalaic	< 330	330	ug/kg	
Carbazole	330	330		e de
+Chlorosniline	< 330	330 330	ug/kg	
-Chloro-3-methylphenol	< 330	230	ug/kg	
2-Chleronaphthalene	< 330 × 330	330	n ë/kë	
2-Chlorophenol	< 330	20,000	us/kg	
-Chlorophenyl phonyl ether	~ 330	330	ma\k6	
Chrysens	560	330	ug/kg	
Di-n-buryl phthalate	< 930	330	ve/ka	
Di-n-octylphthalata	V 330779724	330	naye	
Pibenzo(a,h)anthracens	< 330	330	ng/kg	
onsolmanaeses Obersolmanaeses	< 90	90	ug/kg	
,2-Dichlorobenzene	₹ 330	330	ug/kg	
PAGE SERVEN AND SER	330	330	ug/kg	
,3-Dichlorobenzene ,4-Dichlorobenzene	< 330	330	ug/kg	
THE PROPERTY OF THE PROPERTY O	< 330	330	ug/kg	

03/27/2006 07:56 FAX 1 773 646 *6969 * * ACT 2006 040 * * * * *

To:1 773 546 6969

P:14/15/ @006

20047009

MAR-01-2006 10:30 From:44957E MGMT 02/24/2006 11:36 1/AX 773 548 3284 15305154448 To:1 FMP JOHSTTE CTA BELMONT



First Environmental Laboratories, Inc.

ILELAP/NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 50563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client: TERRACON

TERRACON CONSULTANTS, INC.

CTA - Brown Line

Sample ID: Comp Sample No: 6-0493-001

Project ID:

Date Collected: 02/02/06

Time Collected: 14:45

Date Received: 02/03/06

Date Reported: 02/10/06

Results are reported on a dry weight basis.

Analyte		Result	RJ.	Units	Plags	
Semi-Volntile Compounds Analysis Date: 02/08/06	Method: 8270C		Preparation Method 3540C Preparation Date: 02/06/06			
3,3'-Dichlombenzidine		< 660	660	ug/kg		
2,4-Dichlorophenol	*	< 330	530	ug/kg		
Disthyl phthalate		< 330	330	ug/kg		
2,4-Dimethylphenol		< 330	OEE	us/kg		
Dimethyl phthalate		< 330	330	ug∕kg		
4,6-Dinitro-2-methylphenol		< 1,600	1600	ug/kg		
7,4-Dinitrophenol		< 1,600	1600	ug/kg		
2,4-Dinitrotoluene	•	< 250	250	ug/kg		
2,6-Dinitrotoluene		< 260	260	ug/kg		
Fluoranthene		805	330	ug/kg		
Fluorene		< 330	330	ug/kg		
Hexachiorobenzene		< 330	330	ug/kg		
Hexachlorobutadiene		< 330	330	ug/kg		
Hexachlorocyclopentadiene		< 330	330	ug/kg		
Hexachlorocthune		< 330	330	ug/kg		
Indeno(1,2,3-ed)pyrene		≈ 330	330	ug/kg		
Isophorona	-	< 330	330	па/ка		
2-Methylnaphthalene		< 330	330	ug/kg		
2-Methylphenol		< 330	330	tin/kg		
3 & 4-Methylphenol	ž.	< 330	330	ug/kg		
Naphthalene	· ·	< 330	330	ug/kg		
2-Nitromiline	-	< 1,600	1600	ug/kg		
3-Nitroaniine	ç.	< 1,600	1600	ug/kg		
4-Nitroantline		< 1,600	1600	ug/kg		
Nitrobenzene	* a	< 260	260	ug/kg		
2-Nitrophenol	Ą	< 1,600	1600	ug/kg		
4-Nitrophenol		< 1,600	1600	ug/kg		
n-Nitrosodi-n-propylamine		< 330	330	ug/kg		
n-Nitrosodimethylamine		< 930	330	ug/kg		
n-Nitrosodiphenylamine		< 330	330	ug/kg		
Pentachlorophenol		< 330	330	ng/kg		
Phenanthrene		556	330	ug/kg		
Phenol	. *	< 330	330	ug/kg		
Pyrene		763	330	46/45 119/kg		
Pyridino	•	< 330	330	ug/kg		
1,2,4-Tribillarobenzene		< 330	330	up/ke		

07:56 FAX 1 773 646* 9089* * ACI20061040 * * * * *

图005/00日

MAR-01-2006 18:31 From:WASTE MGMT 02/24/2008 11:37 FAX 773 548 8284

16365154448 FUP JUBSITE CTA BELMONT

Ta:1 773 646 5989

P. 11/15 0007



First Environmental Laboratories, Inc.

IL ELAP/NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 50563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

TERRACON CONSULTANTS, INC. Client:

Date Collected: 02/02/06 Time Collected: 14:45

CIA - Brown Line Project ID;

Date Received: 02/03/06

Sample ID: Comp 6-0493-001 Sample No:

Date Reported: 02/10/06

Analyte		Result	K.L,	Units	Flags
Semi-Volatile Compounds Analysis Date: 02/08/06	Method: 8270C		Preparation Method 3540C Preparation Date: 02/06/06		
2,4,5-Trichlorophenol 2,4,6-Trichlorophenol		< 330 < 330	330 330	המ/צת המ/צת	
Polychlorinated biphenyls (PCBs) Analysis Date: 02/09/06	Method: 8082		Preparation Method 3540C Preparation Date: 02/06/06		
Arcelor 1016		< \$0.0	\$0.0	ue/kg	
Aroclor i 221		< 80.0	0.03	ug/kg	9
Aroxior 1232		< 80.0	80,0	us/kg	
Aroclor 1242	•	< 80.0	80.0	ug/kg	
Aroclar 1248		< 80.0	0.08	ug/kg	
Acoclor 1254		< 160	160	ug/kg	
Aroclor 1260		× 160	160	บร/หม	
CCLP Volatiles Method 1311 Analysis Date: 02/09/06	Method: 5030B/	260B			
Jenzena Jenzena		< 0.050	0.050	me/L	
-Butanone (MEK)		< 0,100	0.100	mg/L	
arbon tetrachloride		< 0.050	0.050	mg/L	
hlorobenzene		< 0.050	0.050	mg/L	
Inloroform		< 0.050	0.050	me/L	
2-Dichlorocthane		< 0.050	0.050	mu/L	
.1-Dichlorouthane		< 0.050	0,050	mg/L	
etrachloroethene		< 0.050	0.050	mg/L	
richlorocthene		< 0.050	0.050	mg/L	
/myl chloride		< 0.100	0.100	THE T.	ŧ
CCLP Semi-Volatiles Method 1311 Analysis Date: 02/08/06	Method: 8270C		Preparation Method 3510C Preparation Date: 02/07/06		
4-Dichlorobenzane		< 0.10	0.10	mg/L	
A-Dinitrotolucas		< 0.10	0.10	ng/L	
lexacidorobenzone		< 0.10	0.10	mg/L	
loxachlorobutadiene		< 0.10	0.10	mg/L	
Icxachloroethane	•	< 0.10	0.10	mg/L	
-Methylphenol	4	< 0.10	0.10	mg/L	
& 4-Methylphenol		< 0.10	0.10	mg/L	
litrobunzane		< 0.10	0.10	πgÆ	
entachlorophenoi	tale and the second sec	< 0.50	0.50	ng/L	
vridne		< 0.50	0.50	mg/L	photographic sec is approximately

7/2006 07:56 FAX 1 773 646 *6989 * * AC120061040 * * * * *

20067009

MARK-01-2006 10:31 From: WestE MGMT 02/24/2008 11:37 PAX 773 540 3284

PUP JOBSITE CIA SELMONT

To:1 773 696 6969

P.12<16 out



Pirst Environmental Laboratories, Inc.

ILELAP/NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Citenti

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45

Sample ID:

Comp

Date Received: 02/03/06

Sample No:

6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight bus	Îŝ.				
Agalyte	*	Result	R.I.	Units	Flags
TCLP Semi-Volatiles Method 1311 Analysis Date: 02/08/06	Method: 8270C			Methed 351 Jaio: 02/07/06	
2,4,5-Triphlorophenol		< 0.10	0.70	mg/L	
2,4,6-Trichiorophenol	and the same and t	< 0.10	6,10	πøL	
rclP Pesticlões Method 1311 Analysis Date: 02/10/06	Method: 8081A	To the Market Control of the Control	Preparation Preparation I	Method 351 Pate: 02/08/06	
Chlordane (Total)		< 0.00s	0.005	me/L	
Badrin		< 0,001	0.001	mg/L	
gamena-BHC (Lindane)	*	< 0.005	0.005	ing/L	
Heptachlor		< 0.005	0.005	mg/L	
Heprachlor epoxide		< 0.005	0.005	ng/L	
Methoxyolilστ		< 0.005	0.005	mg/L	
Toxaobene		< 0.010	0.01	mg/L	
ICLP Herbicides Method 1311 Analysis Date: 02/09/06	Method: 8321A	4		TO COLO TO THE TOTAL TO THE PORT OF THE	
2,4.D		< 0.5	0.5	myL	8
Silvex (2,4,5-TP)	- Markey -	< 0.5	0.5	mg/L	\$
ICLP Metals Method 1311 Analysis Date: 02/09/06	Method: 6010B	***************************************		Method 301(hate: D2/07/06	A
Arsenic	:	< 0.002	0.002	mg/L	
391111111	· · ·	< 1.0	1.0	my/L	
Zadmium		< 0.001	0.001	ng/L	
<u> Zhromium</u>		0.007	0.001	INB/L	
Çoppet		< 0.1	0.1	mg/kg	
and the second s		< 0.002	0.002	mg/L	
Nickel		< 0.001	0.001	mg/L	
Selenium	Y ₁	< 0.002	0.002	mg/L	
Nilver	માં -	< 0.001	0.001	mg/L	
Žing.		< 0.005	0.005	mg/J	

03/27/2006 07:57 FAX 1 773 646 6989 * * AC 2006 040 * * *

To:: 773 646 6969

图007/009 F.13/16

MAR-21-2025 12:31 From: MASTE MGMT 02/24/2006 11:37 FAI 773 540 3284

16305154446 PMP JOBSITE CTA BELMONT

4000



First Environmental Laboratories, Inc.

IL ELAP / NPLAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60\$63 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45

Sample ID:

Com

Date Received:

02/03/06

Sample No:

6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight					
Anslyte		Result	R.L.	Units	· Flags
TCLF Metals Method 1311 Analysis Date: 02/07/06	Method: 7470A			ø	
Mercury		< 0.0005	0.0005	mg/L	
Cyanide, Reactive Analysis Date: 02/08/06	Method: 7.3.3.2.		·		
Cyanide, Reactive		< 10	10	mg/kg	
Sulfide, Reactive Analysis Date: 02/08/06	Method: 7.3.4.2.	V LOC STOCKED AND A STOCKED AN			
Sulfide, Rescrive		< 10	10	mg/kg	
Fiash Point - Open Cup Analysis Date: 02/03/06	Method: 1010M				
Piash Point - Open Cap		No Flash	9	2),2 "F	
Paint Filter Test Analysis Date: 02/03/05	Method; 9095A	•	-	-	Activities of the second
Paint Filter Test		No Liquid	ina e nom es		
pH @ 25°C, 1:10 Analysis Date: 02/03/06	Method; 4500H-	B			A CONTRACTOR OF THE PROPERTY O
pII @ 25°C, 1:10	2	8.77	dumman of the second	Ufritts	*
Phenols Analysis Date: 02/06/06	Method: 420.1				······································
Phenois		< 2.5	2.5	mg/kg	;

03/27/2008 07:57 FAX 1 773 646 *6*8* * * ACI 2006 040

@008/00p

MAR-01-2205-10:31 From: MASTE KONT 02/24/2006 11:38 FAX 773 548 3284

To:1 773 646 6969

P. 14/15

FEP JOBSITE CTA BELLONT MOLO

· ***	المساكة عددت المجور وا	principal de la constante de l	200		
Relinguistica Dy-	FCH LAB USE ONLY. Codier Tomparative: 0.1-8°C Yes. Recovered with 0 has of collection. Ico Present: Yes. 760. Notes and Special Instructions.		1946 90/2012	Project I.D.: (27/7) P.O. #: P.O. #: Matrix Codes: S = Sell Date/Time Taken	First Rayironanental Ledoratories 1500 Shem Bosé, Seike D Paperville, Ithnés 4060 Pitons: (650) 775-1200 - Fee: (650) 773-1223 24 Hr. Paper (760) 548-7507 L-mail: info@firstenr.com IEPh Certification 100.297
Lower Dower	Steen		Reck Comp	W = Writer Sample De	Lahor (Asi
152	S Sumple Religion Story Trust		1.3		T. F. Communication of the Com
Date Time Date The Reserved By:	Sumple Refrigerated: Yes Refrigerator Temperature: \$0.09 Vials Frozen: Yes Free:er Tumperature: The ter Tumperature:		K	Nu _{stra} Ze	Configur Na Strait Adolps Strait Adolps Chr. Strait Adolps Chr. Strait Adolps Strait A
78 Street			X	TO THE PARTY OF TH	Company Name Street Address City City Plane Samples By: Samples By:
Received By: 7	Containers H				20 12 12 12 12 12 12 12 12 12 12 12 12 12
	extred Pinson		X		Machanian Manager
	Containens Hessiveci Piuscavad: Alfais (Jaka)				
Date Inc. 2	1 2 3 3 3 3 3 3 3 3 3 3			Comments	
1/3/108	1/01/01				
					300

To:1 773 646 6929

P.15/16

MAR-21-2005 10:31 From: WASTE MONT 02/24/2005 11:88 FAX 773 549 3289 16305154448

FHP JUBSITY CIA BELMONT

Bott

Relinguished By	FOR LAB USE ONLY: Cooler Temperature; (1,1-8°C. Year Received within 5 his off collection; los Present. Year. No. [Yoles and Special Instructions:		Called Ro	Missix Codes, S = Seil Daig/Ture Taken	Project 1.D. Z.779	First Eurlronmental 1800 Shore Road, Sette D 1800 Shore Road, Sette D Negrer/Be, 180ale (1883 Phone: (500) 778-1289 Pro 24 His Pager (700) 559-1597 E-mail: indo@flecteny.com EEPA Certificational (10029)
	a lastructions:			S Ba		First Eurlionmental Laboratories 1809 Store Boad, Sets D Nepart Be, 1800th (1850 Poster (180) 778-1233 Poster (180) 778-1233 Poster (180) 509-7597 E-male info@fred=syscen EPA Cortificational (19029)
	Stewlera	The state of the s			booking line	
District 12/03/06 08/Seculad By.	Sample Follopement Yes_ N Refregerator Torrigo anum: 2025 Visite Frozen: Yon_ No. Frogue Temporation					ne se
3/04 08/520	mant Yes No of No. 100		X X X	Real Property of the Property		Contodiny Murre: Street, Addition: City: 6370 City: 637
Rocaled By:			X			
	Counting Received Preserved: E					Total land
Daw/Ilms			Lake	Comm		
246				dentificata	The second secon	
2			141			1 8 8

RECEIVED, CLERK'S OFFICE, MAY 10, 2006

* AC 2006-040 * * * * *

SEARCH MONU



STATE OF

[Back One Page

Document No.	Executed	Recorded	Document Type	Case No.
0501447700	01/07/2005	5008 APT 10	TRUSTES DE LO	

Aprilantawashin 30	Legal Description
Ŋ.	1

Whates Now

Document No.	Executed	Recorded	Document Type	Case No.	Amount
0501447222	\$002/20/10	\$002.457/10	dago saatsnat		\$845,000.00
	The second secon	A CONTRACTOR OF THE PERSON OF	The state of the s	Control of the Contro	

Secion-Township: 35-37-44			SUDDIV-Condor WOODERYSPINELYANDIA
100	lock #:	Block #: Part of Lot.	
Secjon-Township: 35-37-14	:		SubDiv-Condo: WOOLEYSP/NET/4NET/4
AND THE RESIDENCE OF THE PARTY	The second secon	The state of the s	
	Wilderin commission of the party of the part	AND THE PROPERTY OF THE PARTY O	
1、1、1、1、1、1、1、1、1、1、1、1、1、1、1、1、1、1、1、			The second commence and the se

Prior Document	Grantee(s)	Grantor(s)	25-35-201-009-0000 UPIN 25-35-201-011-0000 UPIN 25-35-201-011-0000 UPIN	Property Description
	Name: 1601-1759 E 130TH ST Trust Numbers	Name: DEARBORN TRUST Trust Number:		

Forms

View Purchased

Documents

Subdivision Search Trust Number

PIN Search

Legal Search Document Number Grantor / Grantee

COOK COUNTY RECORDER OF DEEDS DISCLAIMER

While the Cook County Recorder of Deeds (CCRD) attempts to keep this website up to date with existing law and policies, the CCRD does not guaranty the accuracy of any of the information contained herein, including, but not limited to, database information and document images, CCRD also does not guaranty the legality of the documents and database information contained herein and accepts the limited for the legality of the documents and database information contained herein and accepts the limited for the legality of the documents and database information contained herein and accepts no liability for any damages incurred, whether directly, indirectly, incidental punitive of consequential, as a result of any errors,

3/24/2006

170

Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill.

Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-011-0000

2005 Tax Year Information - Payable in 2006 Tax Year: 2005 Tax Type: Current Tax Volume: 294 PCL: 1-00 **Property Location** 1539 E 130TH ST CHICAGO, IL 60633-2394 Mailing Information 1601 1759 E 130 ST LLC 10630 S TORRENCE AV CHICAGO, IL 60617-6118 **Exemption Information** Exemptions do not become effective until 2nd installment. For last year's exemption data please scroll down to 2004 taxes due in 2005. Tax Payment Information Last Payment Tax Amount Tax Due Date Installment Received Received Billed Date \$1,624.75 03/01/2006 151 51,624,75 02/28/06 Balance 50.00 Due The balance due, including any penalty, is as of: 3/24/2006

Tax Year: 2004 J0	Tax Type: Current Tax	Volume: 294	PCL: 1-
Property Loca	ition	· · · · · · · · · · · · · · · · · · ·	
1539 E 1301 CHICAGO;	1H ST IL.60633-2394		
Mailing Inform	ETION	en e	THE RESERVE THE PARTY OF THE PA

Payments processed are posted through: 3/23/2006

E Panti Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-010-0000

Tax Year: 2005 5-93	Tax Type:	Current Tax	Volume: 294	PGL:
Property Loca	ition		- 1-2-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-	9/4/9/(Austrian)
1539 E 130 CHICAGO,	TH ST IL 60633-2394		MCVPPRA ABSOCIATION TO THE STATE OF THE STAT	
Mailing Inform	nation		- ON THE PROPERTY OF THE PROPE	della di una mangana ag
10630 S TO	130 ST LLC RRENCE AV IL 60617-6118	·	THE PROPERTY OF THE PROPERTY O	Company of the physical and the physical anamed and the physical and the physical and the physical and the p
Exemption In	ormation	AND ASSESSMENT OF THE PROPERTY	990044819 9041998C940480494904910405000000	
Exemptions do not	become effecti	ve until 2nd in	tallment.	**************************************
For last year's exer	nption data plea	ise scroll down	to 2004 taxes due	in 2005,
Tax Payment	77		79	Parking and Colors
Installment	Tax Amount Billed	Tax Due Date	Last Payment Received	Date Received
Lst	\$7,001.11	03/01/2006	\$7,001.11	02/28/06
Balance Due	\$0,00	: من من م	ियम् प्रतिकार किन्द्रिया व्यक्ति की श्रीकार्य का व्यक्ति की किन्द्रिया कि	n juan jag ligas jami da liber jigi jagi dan da d
1, 4911			iy penalty, is as of are posted through	

Tax Yea 3	r. 2004	Tax Type: (Current Tax	Volume: 294	PCL: 5-
Prope	rty Loca	ilon	100-101-101-101-101-101-101-101-101-101		
	9 E 130TI ICAGO, I	4 ST L 60633-2394	ACTIVITY OF THE PROPERTY OF TH		TOTA MA SULTA SULLIMINA MA LA CANALA
Mailin	g Inform	ation		THE THE PARTY OF T	
1,100	24 1 3 3 2 3 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5	130 ST LLC RENCE AV	THE THE PARTY OF T	AND	pospodienie od obi u modificialia.

Prints
Click
icon to
send
page to
printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-009-0000

2005 Tax Year	Information - F	ayable in 200	16	
Tax Year: 200 1-00	Tax Type:	Current Tax	Volume: 294	PCL;
Property Lo	cation	de la constant de la	### **** **** **** **** **** **** ****	The state of the s
2425 E 13 CHICAGO	OTH ST), IL 60633-1796	The second of th		
Mailing Info	rmation		N 2014 (
10630 S T	E 103 ST LLC ORRENCE AV D. IL 60617-6118	www.montelectr.ii		MINISTER CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CONTRACTOR CO
Exemption I	nformation			
Exemptions do n	ot become effecti	ve until 2hd ins	tallment.	**************************************
For last year's ex	emption data plea	se scroll down	to 2004 taxes due	in 2005.
Tax Paymen	it information			
Installment	Tax A Tint Billes	Tax Due Date	Last Payment Received	Date Received
184.	\$1,651.65	03/01/2006	\$1,651.65	02/28/06
Balance Due	\$0.00		ago, ano alian servina, alian'i Indonésia (man anch' mai ' ano ' ano ' ago	et est ook see ets een gevlaaf als Tell Mar een oot
	The balance d Payme	ne, including ar ents processed a	ny penalty, is as o are posted through	f: 3/24/2006 r: 3/23/2006

Tax Year: 2004 0	Tax Type: Current Tax	Volume: 294	PCI:]-
Property Lecati	on	alian security and a	nagonomi de en de la ciona est endente esta de e
2425 E 130TH CHICAGO, IL			
Mailing Informa	fion	CONTRACTOR	14 14 14 14 14 14 14 14 14 14 14 14 14 1
1601/1759 E 1	na otrario		en Provincia del Spormo Carde destina del Ambre de Maren del Sudemiro de Servicio del Servicio d

E Paum Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-012-0000

2005 Tax Year	Information - F	ayable in 20	06	deviloimannum meet en en
Tax Year: 200 1-00	5 Tax Type:	Current Tax	Volume: 294	PCL:
Property Lo	cation	7 T - 1770 110 100 100 100 100 100 100 100 10		
2545 E 130 CHICAGO	0TH ST), IL 60633-3701		-	
Mailing Infor	mation	The state of the s	TO THE STORY CAN PLEASE AND THE STORY CAN PLEA	
10630 S T	E 130 ST LLC ORRENCE AV), IL 60617-6118			
Exemption I	nformation		-	
Exemptions do n	ot become effecti	ve until 2nd in	stallment.	
For last year's ex-	emption data plea	se scroll down	to 2004 taxes due	in 2005.
Tax Paymen	t Information	->	STATE OF THE PARTY	
Installment	Tax Amount Billed	Tax Due Date	Last Payment Received	Date Received
1st	\$1,613.33	03/01/2006	\$1,613.33	02/28/06
Balance [\$0.00	ing men men ang sa	and the second section of the second section is a second section of the second section	ge stiffigegreetiite de nee arjoorijaa de tar a
			ny penalty, is as o are posted through	

Tax Year: 2004 0	Tax Type Current Tax	Volume: 294	PCL: 1-
Property Loca	ition	450 ASS ASS ASS ASS ASS ASS ASS ASS ASS AS	
2545 E 130T CHICAGO.	TL ST IL 60633-3701	encorado per esta general mante por encorado en como en encorado en entre entr	AND
Mailing Inform	nation	The state of the s	en latera e Moza are en alla el como ministra

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-040 * * * * * BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,)	ORIGINAL
Complainant,	3	
•		Site Code: 0316485103
Ÿ.	. 🤰	AC
JOSE R. GONZALEZ)	(CDOE No. 06-03-AC)
Respondent.) }	

NOTICE OF FILING

To: Jose R. Gonzales

PLEASE TAKE NOTICE that on May 10, 2006, we caused the attached Administrative Citation to be filed with the Clerk of the Illinois Pollution Control Board.

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT

By:

John F. Kryl, CHMMA Director of Investigations

CDOE Permitting and Enforcement Division

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 BEFORE THE 1LLINGS-2006 PARTOCONTROL BOARD

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,) }	ORIGINAL
Complainant,	<i>*</i>	ONTOINAL
***.		Site Code: 0316485103 AC
		(CDOE No. 06-03-AC)
JOSE R. GONZALEZ) }	
¥3 3		
Respondent.)	

ADMINISTRATIVE CITATION

Violation:	Civil Penalty:
415 ILCS 5/21(p)(1)	\$1,500.00
415 ILCS 5/21(p)(2)	\$1,500.00
415 ILCS 5/21(p)(3)	\$1,500.00
415 ILCS 5/21(p)(4)	\$1,500.00
415 ILCS 5/21(p)(7)(iii)	\$1,500.00

TOTAL: \$7,500.00

Facts

For this Administrative Citation to Jose R. Genzalez, the City of Chicago Department of Environment ("CDOE") states as follows:

- 1. Complainant, CDOE, is a unit of local government to which the Illinois Environmental Protection Agency has delegated authority to issue administrative citations pursuant to Section 4(r) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/4(r) (2004), CDOE is thus a "delegated unit" and may issue administrative citations under 35 Ill. Adm. Code 108:200.
- 2. Respondent Jose R. Gonzalez is the president of Speedy Gonzalez Landscaping, Inc., a registered Illinois corporation doing business in Chicago, Cook County, Illinois, and manager of 1601-1759 East 130th Street, LLC, a registered Illinois limited liability corporation with its office of record in Chicago, Cook County, Illinois.
 - 3. On March 22, 2006, while driving on East 130th Street in Chicago, Illinois,

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT, Complainant, v. IOSE R. GONZALEZ Respondent.	ORIGINAL Site Code: 0316485103 AC (CDOE No. 06-03-AC)
NOT	ICE OF FILING
To: Jose R. Gonzales	
PLEASE TAKE NOTICE that on Citation to be filed with the Clerk of the III	, we caused the attached Administrative inois Pollution Control Board.
	CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT
	By: John F. Kryl, CHMM Director of Investigations CDOE Permitting and Enforcement Division

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-040 * * * * * BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,	ORIGINAL
Complainant,	Site Code: 03/16485103
JOSE R. GONZALEZ) (CDOE No. 06-03-AC)
Respondent.	3

ADMINISTRATIVE CITATION

Violation:	Civil Penalty:
415 ILCS 5/21(p)(1)	51,500.00
415 ILCS 5/21(p)(2)	\$1,500.00
415 ILCS 5/21(p)(3)	\$1,500.00
415 ILCS 5/21(p)(4)	\$1,500.00
415 ILCS 5/21(p)(7)(iii)	\$1,500.00

TOTAL: \$7,500.00

Facts

For this Administrative Citation to Jose R. Gonzalez, the City of Chicago Department of Environment ("CDOE") states as follows:

- 1. Complainant, CDOE, is a unit of local government to which the Illinois Environmental Protection Agency has delegated authority to issue administrative citations pursuant to Section 4(r) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/4(r) (2004). CDOE is thus a "delegated unit" and may issue administrative citations under 35 Ill. Adm. Code 108.200.
- 2. Respondent Jose R. Gonzalez is the president of Speedy Gonzalez Landscaping. Inc., a registered Illinois corporation doing business in Chicago, Cook County, Illinois, and manager of 1601-1759 East 130th Street, LLC, a registered Illinois limited liability corporation with its office of record in Chicago, Cook County, Illinois.
 - 3. On March 22, 2006, while driving on East 130th Street in Chicago, Illinois,

* * * * * AC 2006-040 * * * * * * * CDOE environmental inspector Rafael Maciel observed smoke rising from the parcel of property located at 1601-1759 East 130th Street (the "Site").

- 4. Mr. Maciel conducted an inspection of the Site, and observed the following conditions:
 - a. piles of landscaping, construction, and other waste, including soil mixed with concrete, piping, wood, rebar, and concrete.
 - a front end loader filling semi trucks with general construction and demolition debris;
 - workers segregating recyclable materials, including wood, bricks and metal, from waste piles;
 - d. waste wood being burned; and
 - e. waste in standing water.
- Mr. Maciel asked the front end loader operator the name of his supervisor. The
 operator responded his supervisor was "Speedy," the driver of a white pick up truck present on
 the Site.
- 6. Mr. Maciel asked the semi truck driver the name of his boss. The driver responded, "My boss is in the white truck."
- Mr. Maciel approached the man driving the white pickup truck, and identified the man as "Speedy" Gonzales. Upon information and belief, "Speedy" Gonzales is Respondent Jose R. Gonzales.
- 8. Later that same day, DOE inspector Chris Antonopoulos conducted a further inspection of the Site. No work was being done at the time of Mr. Antonopolous' inspection but he observed stripped wire, piles of waste material including construction and demolition debris, and waste in standing water on the Site.
- 9. A copy of Mr. Maciel's and Mr. Antonopoulos' inspection report is attached as Exhibit 1 and made a part of this Administrative Citation. Mr. Maciel's and Mr. Antonopoulos' affidavits, attesting to their material actions and observations, are attached as Exhibits 2 and 3, and made a part of this Administrative Citation.
- 10. Based upon direct observations made by Messrs. Maciel and Antonopoulos during the course of their inspections, CDOE has determined that Respondent violated the Act as follows:
 - a. Respondent caused or allowed the open dumping of waste in a manner resulting in litter, in violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2005).

- b. Respondent caused or allowed the open dumping of waste in a manner resulting in scavenging, in violation of Section 21(p)(2) of the Act, 415 ILCS 5/21(p)(2) (2005).
- c. Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, in violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2005).
- d. Respondent caused or allowed the open dumping of waste in a manner resulting in the deposition of waste in standing water, in violation of Section 21(p)(4) of the Act, 415 ILCS 5/21(p)(4) (2005).
- e. Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction and demolition debris, in violation of Section 21(p)(7)(iii) of the Act, 415 ILCS 5/21(p)(7)(iii) (2005).
- 12. Based upon the foregoing facts, under Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the five violations identified above, for a total civil penalty of Seven Thousand Five Hundred Dollars (\$7,500.00).

Notices and Instructions to Respondent

- 1. You must pay the civil penalty set forth above unless you contest this Administrative Citation. The following paragraphs contain payment instructions and more information about contesting this Administrative Citation.
- To pay the civil penalty (and any other amounts due) send a check or money order, payable to the City of Chicago, to:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, Illinois 60602

To ensure that you receive timely and proper credit for your payment, complete a Remittance Form (see Exhibit 3, attached) and include it with your payment.

- You may contest this Administrative Citation by Illing a Petition for Review, including a Notice of Filing, Certificate of Service, and Appearance, with the Illinois Pollution Control Board ("Board").
 - 4. Any Petition for Review must be filed within thirty-five (35) days of the date

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 of service of this Administrative Citation on You. The Board will not review the Administrative Citation if the Petition for Review is not filed within this time.

5. The Petition for Review must be filed with:

Clerk of the Illinois Pollution Control Board James R. Thompson Genter 100 West Randolph Street Strite 11-500 Chicago, Illinois 60601

A copy of the Petition for Review must be served on CDOE, at the following address:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, Illinois 60602

6. The contents of a Petition for Review and the procedures to be followed are governed by the Board's procedural rules. Copies may be obtained from the Clerk of the Board at the address above, by calling the Board at (312) 814-3620, or from the Board's web site at:

http://www.ipcb.state.il.us/SLR/BoardProceduralandAdministrativeRules.asp

- 7. If you do not contest this Administrative Citation by filing a petition for review with the Board within the allotted time, the Board will enter an order finding that you committed the violations alleged above and imposing the statutory civil penalty set forth above. See Section 31.1(d) of the Act, 415 ILCS 5/31.1(d) (2005), and 35 III. Adm. Code 108.500(a).
- 8. If you contest this Administrative Citation by filing a limely petition for review with the Board, the Board will hold a hearing. The Board's procedural rules have more information on hearings: see 35 Jil. Adm. Code Parts 101 and 108.
- 9. If the Board finds after the hearing that you committed a violation as alleged above, you will be assessed the hearing costs incurred by CDOE and the Board. Hearing costs are assessed in addition to the statutory civil penalty for the violations. If the Board finds after the hearing that you did not commit a violation as alleged above, or that the violation resulted from uncontrollable circumstances, you will not be assessed hearing costs and you will not have to pay a civil penalty.
- 10. If any civil penalty and/or hearing costs are not paid within the time set by the Board in its final order, interest on the amount due will be assessed against you from the date payment is due and including the date that payment is received.
 - 11. If any civil penalty and/or hearing costs are not paid within the time set by the

Board in its final order, the Office of the Arnolds Altorney General and/or the City of Chicago Department of Law may initiate court proceedings against you to collect the amount due, plus any interest accraed. In that event you may also be liable for court costs.

MAY		ZUUS
等 有情 注 崇	45. 45.0	· 5.44.43

Date

CITY OF CHICAGO

DEPARTMENT OF ENVIRONMENT

By:

Sadhu A. Johnston Commissioner

Department of Environment

CITY OF CHICAGO OF ENVIRONMEN	7	T).	ORIGINA	1
	Complainant,	у.		_
, V		}; }	Site Code: 0316485103 AC	
al Bartha tha water - Day 2004 than the de-	يوشريت	*	(CDOE No. 06-03-AC)	
JOSE R. GÓNZALI		· · · · · · · · · · · · · · · · · · ·		
		,		
	Respondent.	and the second s	•	
		AFFADA	VII	
State of Illinois	X	Access construently measurement in the Access		
)	95.1		
County of Cook	<i>)</i> ·			

Affiant, Rafael Maciel, being duly sworn, voluntarily deposes and states as follows:

- 1. At all times relevant to the above-captioned Administrative Citation, Affrant was employed as an environmental inspector by the City of Chicago Department of Environment.
- 2. On March 22, 2006 between 10 a.m. to 11 a.m. and 12:50 p.m. and 1:30 p.m.. Affiant conducted an inspection of the 1601-1759 W. 130 h Street, Chicago, Illinois.
- 3. Affiant conducted an onsite inspection, which included walking around the site, speaking with workers and Jose R. Gonzalez on the site and photographing the site.
- 4. In connection with this inspection and subsequent conversation, Affiant and inspector Antonopoulos completed the Inspection Report appended to and made part of the above-captioned Administrative Citation, which is an accurate record of Affiant's observations and factual conclusions with respect to this site.

Rafae Maciel

Subscribed and sword before me
This 3ed day of 1004 2006

Notary Public

Notary Public 11/16/2009

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 BEFORE THE TLINGS POLICY CONTROL BOARD

CITY OF CHICAGO OF ENVIRONMEN	14		ORIGINAL
, V ac	Complainant,		Site Code: 0316485103 AC (CDOE No. 06-03-AC)
JOSE R. GONZALE	Ž	*)
		•	
·	Respondent.)	
		AFFAI	AVIT
State of Illinois		And the street, and the street of the street	aljakili autoriti. Milio
County of Cook).)	\$5. . .	
Affiant, Chris	s Antonopoulos, l	being duly (worn, voluntarily deposes and states as follows:
employed as an envir	onmental inspect arch 22, 2006 bel	or by the C	captioned Administrative Citation, Affiant was ity of Chicago Department of Environment. I p.m. and 12:00 p.m., Affiant conducted an ago. Illinois.
	st conducted an o	nsite inspec	tion, which included walking around the site.
Inspector Maciel con	ipleted the Inspec iцve Citation, wh	ction Repor ich is an ac	and subsequent conversation. Affiant and appended to and made part of the above- curate record of Affiant's observations and
Subscribed and swor This <u>3^{EL}</u> day of 1			
Koren C. Jack Notary Public	<u>Len</u>		OFF EAL' Kar cson Notary Illinois My Con: 2,06/2009

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 BEFORE THE ILLING AC 2006 TO CONTROL BOARD

CTTY OF CHICAGO DEPARTMENT OF ENVIRONMENT, Complainant, V. JOSE R. GONZALEZ Respondent.	ORIGINA Site Code: 0316485103 AC (CDOE No. 06-05-AC)
REMITTA	NCE FORM
PACILITY/PROPERTY:	SITE CODE: 0316485103
COUNTY: Cook	CIVIL PENALTY: \$7,500.00
DATE OF INSPECTION: 03/22/2006	DATE REMITTED;
Signature:	FEIN/S\$N:
Print Name:	Title:

Instructions

Enter the date of your remittance, your Federal Employee Identification Number (FEIN) (or social security number (SSN) if an individual) and sign this Remittance Form. Print the name of the person signing this remittance Form and that person's title, if applicable. Send your check (payable to City of Chicago) along with Remittance Form to:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North-LaSalle Street Suite 2500 Chicago, IL 60602



City of Chicago Richard M. Daley, Mayor

Department of Environment

Sadhu A. Johnston Commissioner

Twensy-fifth Floor 36 North LaSalle Street Chicago, Illinois 60602-2575 (312) 744-7606 (Voice) (312) 744-6451 (FAX) (312) 744-3586 (TTY) auto-//www.cirjoichicago.org May 10, 2006

ORIGINAL

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

Re:

City of Chicago Department of Environment v.

1601-1759 East 130th Street, LLC

AC:

CDOE No. 06-01-AC Site Code: 0316485103

Dear Clerk Gunn:

Please find for filing with the Illinois Pollution Control Board a PDF of an Administrative Citation issued to the above-referenced Respondent, with a Notice of Filing.

On this date, the City of Chicago Department of Environment ("CDOE"), through its agent, will serve this Administrative Citation upon the Respondent. As soon as I receive the affidavit of service, I will promptly file a copy with you, for the purpose of entering a default judgement in the event Respondent fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please contact me at (312) 744-5272.

Sincerely

John F. Kryl, ČHMM

Director of Investigations

CDOE Permitting and Enforcement Division

Encl





KOMIC	FILING,	KECEN	VED, CLERK	SOFF	TICE, MAY	10, 2006
	* * * *	* AC	2006-041	* * *	* *	

1			MAY 0 2 2006
BUREAU OF LAND IN	VENTORY DATA IN		XX
INVENTORY # ISSUED:	TRAN CODE	TRAN DA	ΓE Ψ
0 3 1 6 4 8 5 1 0 3	A dd ☐ C hange ⊠	į į	YYY
1	10 14 (GHECK)	15 (LEAVE BLANK)	20 21 23
010 FACILITY NAME			
11 13 SPEEDY GONZALE	zine		
24	NAICS CODE:	ACCIA C., COLO BARRA, ACCIONO, ACCIANA DE SER SER SER SER SER SER SER SER SER SE	53
USEPA#:	77 NAICS CODE.	94 99 100	105
IEMA INCIDENT#:			
020 LOCATION ADDRESS (STREET ADDRI	ESS REQUIRED)	SEND MAII	HERE
11 13 STREET: 1 6 0 1 E 1 3 0 *	я в р		eraterassassassassassassassassassassassassass
P. O. BOX:			
CITY: C H I C A G O	SUBSELECTION OF THE SECTION OF THE S	STATE	7576
ZIP: 6 0 6 1 7 -	TELEPHONE:	eg	147
CONTACT;	85	89 92	MAIL IND:
COUNTY: COOK/CHGO	TOWNSHIP:	120	121
030 OWNER ADDRESS (IF SAME AS ABOV	THE RESIDENCE OF THE PARTY OF T	SEND MAIL	HERE
11 13	1 3 0 T B S T		* Parameter **
NAME: 1 6 0 1 - 1 7 5 9 B	A STATE OF THE STA	r r c	53.
STREET: 3 0 5 1 O A K G R	OVEDR	STE 2	2 0 78
	WNERS GR	O V Z	104
STATE: IL ZIP: 6 0 5 1 5 -		The same and the s	4 0 0
105 106 107 GONTACT: DENNIS WINKLE	115 T		MAIL IND:
040 OPERATOR ADDRESS (IF SAME AS AI	DOVE LEAVE DI ANIK): SEND MAIL	
11 13 NAME:	OVE, LEAVE DLANG	J. SEND WAIL	- DENE L
24			
STREET:	10 to	The second secon	78
P.O. BOX: CITY:	O.		
79 84 85 STATE: ZIP: -	TELEPHONE:	(mag): she	104
105 106	15 5	(6 119 122	
CONTACT:	· · · · · · · · · · · · · · · · · · ·	45	MAIL IND:
***************************************	Annual Report	LUST Report	
	Other:		
SEND E-MAIL TO: bolid.request@epa.state.il.us		mánara sing estané mnah navinna de zarondos naminodos castras d	
FROM: JOHN F KRYL		REG/SECTION: 2	
TELEPHONE#: 312 × 744 × 7235	DATE: 3/29/20	ÖĞ.	
PREVIOUS COMPANY NAME:			
AGENCY SITE ID NUMBER: 1 7	Che	ck box to send form	by e-mail.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist ODICIALAL

			U	pen bum	P III	Spection		A 0 5 5000 A
County:	Cook/Chicag	ĵo .		LPC#; 03	1648	35103 U	RIGINA Region:	2 - Des Plaines
Location/Si	te Name:	1601 E	. 130 th	Street				ALL AND
Date:	03/22/2006	Time:	From	10:00AM	To	1:30PM	Previous Inspection Dat	e: 1st
inspector(s): Antonop	oulos/A	Maciel	Witte American Straight Straight Straight	. ·	Weather:	Cloudy 35 F	
No. of Phot	os Taken: #	22	Est. A	mt. of Waste	a: 3(opposite population of the second	Samples Taken. Yes #	No 🗵
Interviewed	Chuck V	Vebber	(CTA).	E-King Rep	. Secondaria	Compl	aint#:	NAMANIMANT PRODUCTION COMPANIE

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

1601-1759 E. 130th St. LLC 10630 S. Torrence Chicago, IL 60617

Dennis W. Winkler 3051 Oak Grove Dr. STE 220 Downers Grove, IL 60515.

	SECTION	DESCRIPTION	VIOI
outour some dispession in	Lil	INOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS	MARIO PLANCA MINISTRA CANADA C
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	Provide A
4.	12(d)	CREATE A WATER POLLUTION HAZARD	
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	
6,	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE-DISPOSAL OPERATION:	
	(1)	Without a Permit	×
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	\boxtimes
Ť.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT	Ø
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RI IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	ESULTS
	(1)	Litter	\boxtimes
	(2)	Scavenging	
	(3)	Open Burning	
	(4)	Deposition of Waste in Standing or Flowing Waters	M
	(5)	Proliferation of Disease Vectors	
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	

0316485103 LPC#

Inspection Date: 03/22/2006

		J/ww/wood	
Culindeninduse con services	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	
9.	55(a)	NO PERSON SHALL;	
	. (1)	Cause or Allow Open Dumping of Any Used or Waste Tire	
,	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	priseropes
		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	
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	\boxtimes
onanimatania 4.	2002 to the sent and programme entering or any construction	OTHER REQUIREMENTS	teret errore industries de Base II, Laur
14.	na colombia e e e e e e e e e e e e e e e e e e e	APPARENT VIOLATION OF: (□) PCB; (□) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	
15.	OTHER:		
			NAME OF STREET
	- p	· ·	
	ничника в претинали не потого в 22		

Informational Notes

[Illinois] Environmental Protection Act: 415 ILCS 5/4.

Illinois Pollution Control Board: 35 III. 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 ILOS 5/4(c) and (d).
- Items marked with an "NE" were not evaluated at the time of this inspection.

0316485103	LIST OF APPARENT STATE VIOLATIONS 3/22/06
6 134	
9 (a)	Caused and allowed air pollution from the open burning of waste tires and wood debris.
9 (c)	Caused and allowed the open burning of waste,
21 (a)	Caused and allowed the open dumping of waste.
21 (d) (1)	Conduct any waste- storage, waste-treatment, or a waste-disposal operation without a permit.
21 (d) (2)	Conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or Standards Adopted by the Board,
21 (e)	Causing or allowing the disposal, treatment, storage or abandonment of 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 the Illinois Environmental Protection Act.
21 (p) (l)	Causing, or allowing the open dumping of any waste in a manner, which results in litter at the dump site
21 (p) (2.)	Caused and allowed scavenging of materials.
21 (p) (3)	Cause or allow the open burning of waste.
21 (p) (4)	Caused and allowed the deposition of waste in standing water.
21(p)(7)	Deposition of General Construction or Demolition Debris: or Clean Construction or Demolition Debris
55 (a) (1)	Causing or allowing the open dumping of any used or waste tire.
812.101 (a)	Failure to submit an application for a permit to develop and operate a landfill that is required from the Agency under Section 21(d) of the Environmental Protection Act (Act) (III, Rev. Stat. 1989, Ch.111 ½, par. 1021(d)).
809,302 (a)	Accepted special waste from a waste hauler without a permit and / or manifest.

0316485103

ATTACHMENT "R"

03/22/06

MUNICIPAL VIOLATIONS:

7-28-440 - DUMPING ON REAL	CAUSED
ESTATE WITHOUT A PERMIT	of debris on a vac
	margar Procedure scale

CAUSED and allowed the open dumping of debris on a vacant lot without obtaining the required permit.

7-28-450 - OWNER RESPONSIBLE FOR REMOVAL/NUISANCE Owner responsible for the removal or cause to be removed any debris placed on an unimproved lot.

11-4-1500 - TREATMENT AND DISPOSAL OF SOLID OR LIQUID WASTE CAUSED and allowed the improper disposal of construction debris and Municipal solid waste at an unpermitted facility.

11-4-250 - WASTE HANDLING FACILITIES/ REQUIRED PERMIT CAUSED and operated a waste disposal facility without first obtaining the required permit.

7-28-080 - NUISANCE IN CONNECTION WITH BUSINESS CAUSED and allowed a public nuisance from dumping waste debris on a storage lot adjacent to residential homes.

7-28-720 Accumulation of Junk or Materials.

Respondent caused and allowed an accumulation waste on the ground.

11-4-1040 - PROHIBITED WASTE Caused and allowed the dumping of grease and oil into the sewer causing flow restrictions.

7-28-060 - CONDITIONS DETRIMENTAL TO HEALTH CAUSED and allowed conditions detrimental from the improper disposal / storage of A.C.M.

7-28-750 - Noncombustible screen fence required Owner is required to maintain and secure vacant lot.

11-4-640 - PUBLIC NUISANCE ABATEMENT

Respondent caused a public nuisance from the particulate emission becoming windborne from the salt unloading operations:

* * * * * AC 2006-041 * * * * *



CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PERMITTING AND ENFORCEMENT

NARRATIVE EVALUATION

INSPECTION DATE: 3/22/2006

SITE NAME: Speedy Gonzalez Inc.

SITE CODE: 0316485103

SITE ADDRESS: 1601 E 130TH ST

TIME: AM 10:00

EMPLOYEE: Chris Antonopoulos

COUNTY: Cook / Chicago

SUMMARY

As I was Driving East on 130th St. heading to a meeting with City of Chicago Department of Revenue at a site on 136th and Hoxle, it was observed that there was some bluish and black smoke deriving from the property address of 1601 E. 130th St. I then along with Johna Potthoff- legal counsel for DOE and Charles King- Attorney for the City of Chicago Law Department and Edward Collins-Inspector for DOE, proceeded to investigate the smoke and upon driving into the open gate it was observed that there were trucks from E.King Hauling in the process of receiving loads of what looked to be C& D debris. I then assessed the remainder of the site and observed broken concrete, scrap metal, compost material, property belonging to the City of Chicago (signs), rallroad ties, two piles of wood, one in the rear (which was burning) and one in the front near the entrance that was in the process of segregation by an unknown person that looked to be an employee, port-a-johns with the advertisement of OUIIOUII Incorporated and a water tanker with the name Speedy Gonzalez Inc. spray painted on the side.

I then with the help of inspector Collins proceeded to interview the heavy equipment operator (Front End Loader) about the generation point of the material and destination. The operator of the loader than stated that he had a manifest from the IEPA and that they were working for the City of Chicago and CTA. I then corrected the individual and stated that he is not working for the City of Chicago and that the manifest states a different address and that the generator was in fact CTA signed by Chuck Webber with no date. I then talked to Supervisor-Stanley Kaehler of DOE via Nextel and gave all information on the ongoing investigation. Supervisor Kaehler then stated that he would send another inspector to assist at the site, along with the Director of Inspections- John Kryl.

After contacting supervisor Kaehler, I proceeded to speak with the driver of the E. King truck and stated that he is not to remove the material from the site until further notice. The Driver and heavy equipment operator, than stated he would continue his work until the gentleman in the white pick up truck told them not to do so. I then spoke to the driver of the white Truck who was identified as the owner of Speedy Gonzalez Inc. and he stated that we were on private property and that we had no right to be on his property. I then asked Mr. Gonzalez to cease his illegal transfer station activities and he in turn stated the manifest in my hands were not given to me by the people on the site and he proceeded to drive off onto the other side of the property and let his employees continue the loading of the trucks and releasing the trucks with the material in question under his supervision.

After gathering all information and meeting with Chuck Webber- CTA and Paschen Construction, it was found that the CTA, Paschen, E. King and Mr. Gonzalez were under an agreement to store fuel- contaminated soil from the CTA Brownline project at the 1601 E. 130th St., until the CID Landfill resumed business on Monday. Further information also was given that the material was questionable on the generation point (Brownline) and that there would be an ongoing investigation on the behalf of the CTA.

Inspector Maciel, Ms. Pottoff, Mr. King, Mr. Kryl, and myself discussed the sites condition with Chuck Webber and a representative from Paschen Construction. Mr. Webber is a CTA's environmental consultant in charge of the brown line project and Paschen was the hired subcontractor to do the renovation. They both informed us that the CTA material that was removed from the project was to go to CID landfill. However, since the renovation work occurred over the weekend the loads would have to wait to go to the landfill until Monday. Mr. Webber also informed us that E. King was hired to do the hauling. He said that E-King was to keep all the loads in roll-offs and on site until CID opened. Neither Mr. Webber nor Paschen could conclude if the waste material came from the brown line project. The total amount of debris waste from CTA equaled 800 yards. This waste consisted of bricks, wood, scrap metal, soil, and concrete.



CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PERMITTING AND ENFORCEMENT

NARRATIVE EVALUATION

INSPECTION DATE: 3/22/2006

TIME: AM 10:00

SITE NAME: Speedy Gonzalez Inc.

Concrete blocks (40 cu. yards)

EMPLOYEE: Chris Antonopoulos

SITE CODE: 0316485103 SITE ADDRESS: 1601 E 130TH ST

COUNTY: Gook / Chicago

SITE CONDITIONS: Stone piles (80 cu. yards) Debris piles (1480 cu. yards) Suspected CTA Material (800 cu. yards) Compost pile (400 cu. yards) Timber w/ possible arsenic contamination (200 cu. yards) ~50 waste tires Dump truck, tanker truck, and flatbed parked and labeled on site ~50 port-o-johns, empty

REPORT COMPLETED ?	YES	NO	NOV	/ ISSUED ?	YES	✓ NO
NVESTIGATION COMPLETED ?	YES	₩ NC	ATTAC	HMENTS ?	YES.	NO
Chris Antonopoulos an emplo in inspection of the above mention he report are true and accurate. 122 STAR #	yee of the Cip and property	ty of Chicago you the date	indigated. I furth	hvironment, er deckre th	declare that at the observ	I have conducted vations set forth on

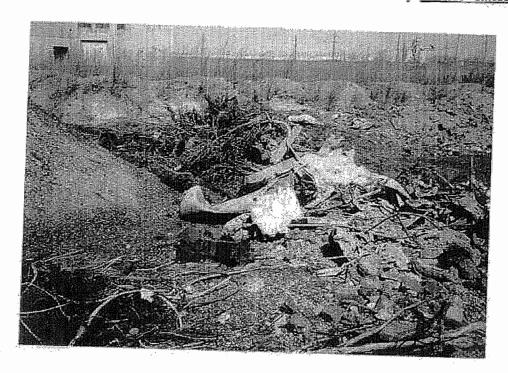
ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006

* * * * * AC 2006-041 * * * * * N BOUST CHIEFLANG MATTER FILE Rais, Criticists. HAMIS MONTE OF BUTTO (-G) PORT O JOHN CTA MULTING (-B) -€) GENERAL GTONE/TYL/DIET/TIZES PAILPON RAIL PLAD TRACKS Not to Scale All Boundaries are Approximate DATE: SITE SKETCH TIME: CITY OF CHICAGO SITE ADDRESS: DEPARTMENT OF ENVIRONMENT FIELD OPERATIONS DIVISION SITE CODE: INVESTIGATOR COUNTY: COOK COUNTY/CHICAGO

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 1601612025T Site Code: 23/4/86-103

Time: 10-1:30 PM
Inspector: ANTON PONCO | MAJEC
County: Cook / Chicago



Roll #8774 Photo # Direction W.

Comments: LANGERING WANTE, SPAR METAL, LANGE STONE WELLS

BACK BETCH SURFORM DINE LOT - ILLEGARLY TWIFED



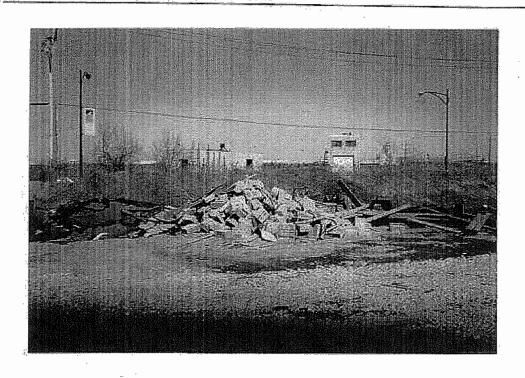
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 140/ E 1307451 Site Code: 03 16485103

Time: 10-1-3011
Inspector: Auto-180105/MICIEL
County: Cook / Chicago



Roll # 9734 Photo # 3 Direction A/W
Comments: COLINGST & UNITED APINE FABRIC



Roll #3734 Photo #4 Direction /10714

* * * * * AC 2006-041 * * * * * *

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/12/06 Site: 160/6/30# Site Code: 6316488(03

Time: 10-1:30F97
Inspector: ANTONOFON OF MAGE
County: Cook/Chicago

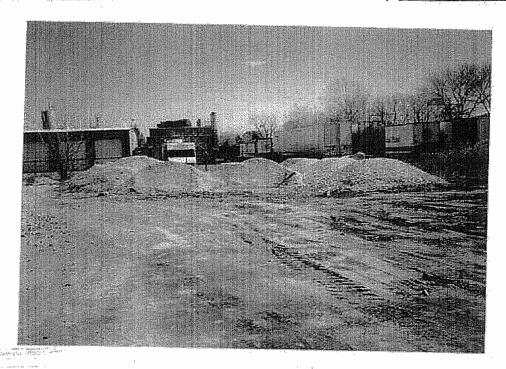


Roll #8534 Photo # 5 Direction [1/55]
Comments: FLACIE TANKER VO FORESTY (+5NFALEZ LANDSCAPING SPRAY
TANKER ON 1

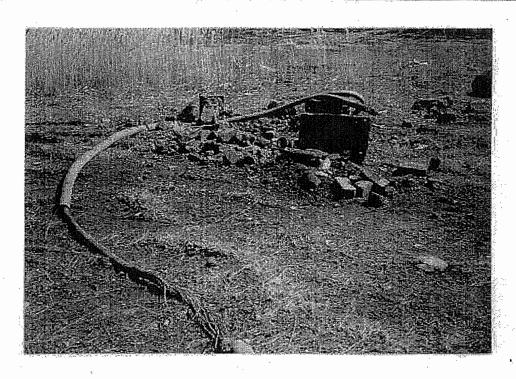


CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site:/60/05/70961 Site Codern 3/64/85/03 Time: 10-1-70 PT Inspector: Amarika Intel Acie— County: Cook/Chicago

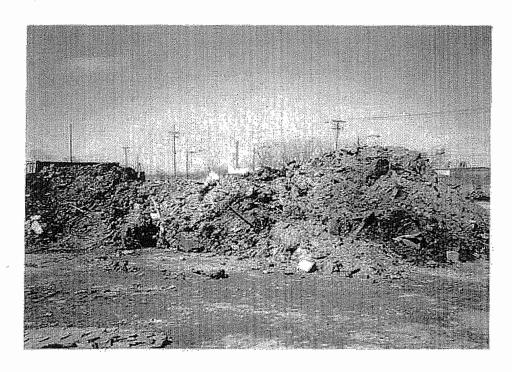


Roll # Figure Photo # 7 Direction But Comments: 570/15 PLS



CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 1601 E 1307 Site Code 03/64/87/03 Time: 10-1:30PH Inspector: Article Victorial Macaga County: Cook/Chicago



Roll # FFF Photo # Direction NW

Comments SUPERIOR COTA WAVE MATERIAL LOWAND CONCESSE SUPERIOR METAL,

BRICKS SOIL PVL PIPING AND WOODS

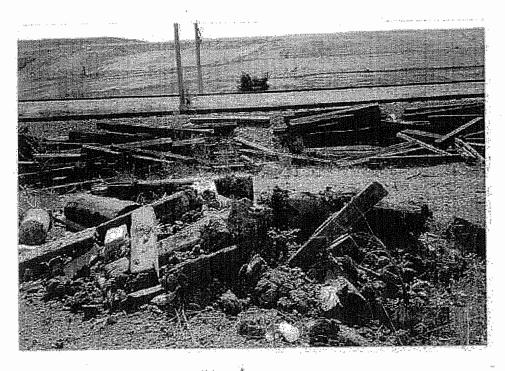


CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 5/21/04 Site: 1601 5 1304 Site Code: 536485103 Time: 10-1:30811
Inspector: ANTO-18 PONT OF MACIET.
County: Cook / Chicago



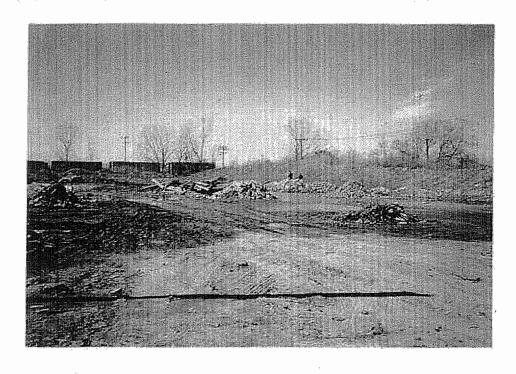
Roll #BC134/Photo # 11 Direction NIN
Comments: Ulono TLES UNI POSS 180 LE ARSEN & CONTRAINATION



Roll # Photo # 12 Direction Of

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 4/22/06 Site: 16-51 6 1-30-1/ Site Code: 0-3161/85703 Time: 10-130971
Inspector: ANTONISOLO / MACIEL
County: Cook / Chicago



Roll # 8734 Photo # 1 3 Direction NEST

Comments: NAMERON FILES SCATERIO AROUND LOT. SOLID FILES ARE LYNE IN WHERE

PILES CONSIST OF PRICES CONTRESE CAP MATERIAL FRANCES



Roll #8734 Photo # 14 Direction Good

** * * * * AC 2006-041 * * * * *

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 160/ 25/1307 Site Code: 23/64/85/03 Time: 10-13091 Inspector: Accorded Las | MACIEL County: Cook/Chicago



Roll #3734 Photo # 15 Direction WEST

Comments PERS PILES VILES VILES FICHE CONCRETE SOIL AND WINE PIKK PORT

THAT IS FROM ILES AL DIVERNAL CONSTANTS SOIL ISTRICK ELT



Roll # 8734 Photo # 16 Direction 2014

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * *

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

Date: 3/22/06 Site: 160/05/1307/ Site Code: 03/64/97/03 Time: 10-1:30TH Inspector: ANTONEONE MACIEL County: Cook / Chicago



Roll #2434/ Photo # 17 Direction 2657

Comments: 9-9-9-1-1-1 CTA WANTE MATERIAL FOUNDAME WOOD, THRICK, SURAP

LIETAL CONCOUNTE, SOIL, FULL FLOWER.

Roll#____Photo#____Direction_

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * *

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

DATE: 3/22/06
SITE: 1303/
SITE CODE 0316485103

TIME: 1000AM-1:309M
INSPECTOR ANTONIA LOS MACIES
COUNTY: COOKICHICAGO



ROLL# na PHOTO# 18 DIRECTION: SW COMMENT: open burning, misc, waste on top off standing water

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC. 2006-041 * * * * *

* * * * AC 2006-041 * * * * * CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT PHOTOGRAPHS

DATE: 3/22/06

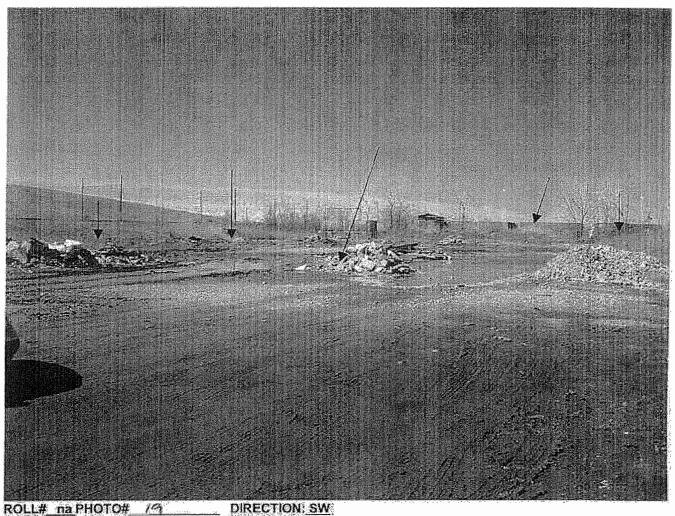
SITE 160/E 13000

SITE CODE 0 3164/85103

TIME: 1000 AM-1:3047

INSPECTOR ANTONOPOWLOS/MACIEL

COUNTY: COOK/CHICAGO



COMMENT: open burning, misc, waste on top off standing water and waste debris as berm on the perimeter of site.

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * * CITY OF CHICAGO

DEPARTMENT OF ENVIRONMENT **PHOTOGRAPHS**

DATE 3/22/06

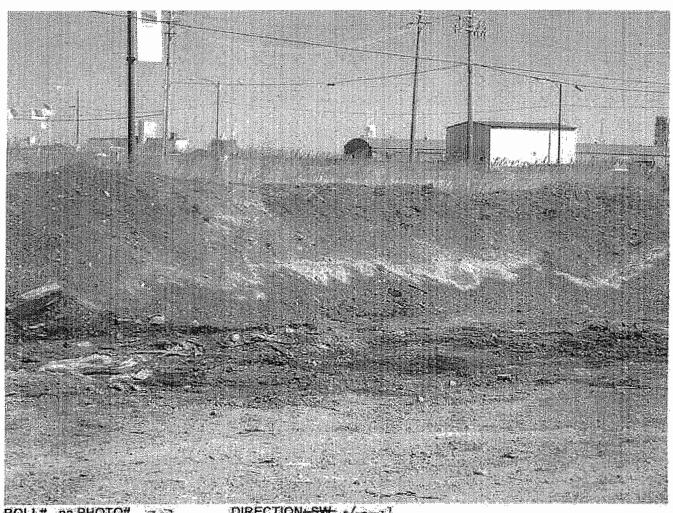
SITE: 160/ 6 1307 5T

SITE CODE: 03/64/85/103

TIME: 1000 AM-1-30FM

INSPECTOR ANTONOPOULOS/MEIEL

COUNTY: COOK/CHICAGO



ROLL# na PHOTO# -->
COMMENT: compost material.

DIRECTION-SW NORTH

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * * CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT **PHOTOGRAPHS**

DATE: 3/22/06

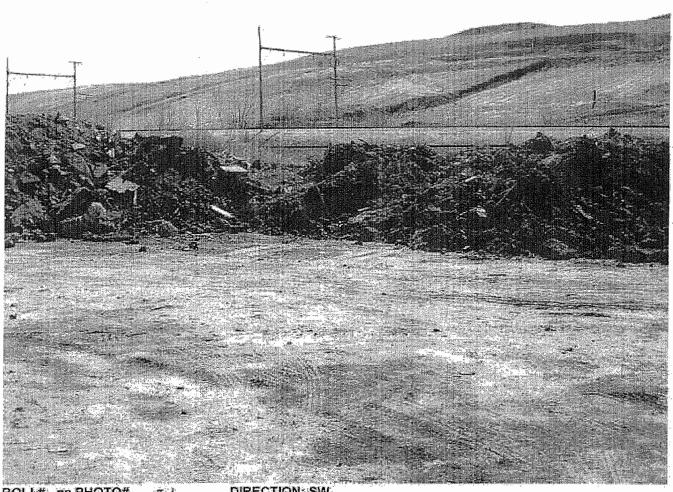
SITE 140/ 05 13075

SITE CODE 0316485103

TIME: 1000AM-1:30PM

INSPECTORATIONOPOULOS/MACIAL

COUNTY: COOK/CHICAGO



ROLL# na PHOTO# : COMMENT: CTA waste? DIRECTION: SW

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * * CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT

EPARTMENT OF ENVIRONMEN PHOTOGRAPHS

DATE: 3/22/04

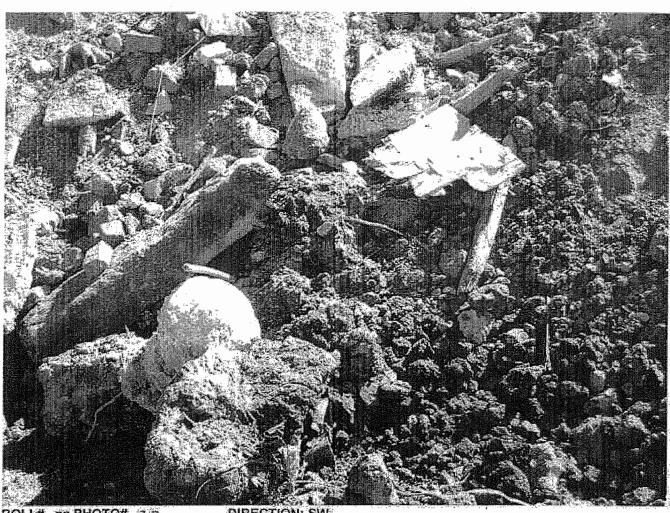
SITE: 60/ E 1302 9

SITE CODE: 3/64/8<103

TIME: 10:00 AT-1: 30 PO-1

INSPECTOR ATTOM ROLES / MEIEL

COUNTY COOK/CHICAGO



ROLL#_na_PHOTO#_________ DIRECTION: SW:
COMMENT: CTA waste? broken concrete, wood debris, brick and soil.

WM

WASTE MANAGEMENT 138TH & I-94 CALUMET CITY, IL 60409

Phone

773.646.3099

Fax

773 646.6989

FAX

To:

Rafael Maciel

From:

Irma Stickann

Comments:

03/27/2006 07:58 FAX 1 773 646 *989* * * AC 2006-041

To:1 773 646 6989

Ø 002/008 F.8/16

William Saling

MAR-01-2005 10:30 From: WASTE MGMT 02/24/2006 11:36 FAX 778 549 3284

MIP JOBSITE CIA BELMONT

M004



Environmental Laboratories, Inc.

IL ELAP / NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/05

Project ID:

CTA - Brown Line

Time Collected: 14:45

Date Received: 02/03/06

Sample ID: Sample No: Comp 6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight basis.

Analyte		Result	R.L.	Units	Flags
Solids, Total Analysis Date: 02/03/06	Method: 160.3		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		e de la companya de l
Total Solids		85.21		9/6	
Volatile Organic Compounds Analysis Date: 02/08/06	Method: 5035A/82	60B			HITTS A. SHARING MARKET STATE OF THE STATE O
Acetone		: 100	100	ug/kg	
Benzene		5.0	5.0	ug/kg	
Bromodichloromethane		5.0	5.0	ug/kg	
Bromoform	<	5.0	5.0	ug/kg	
Bromomethane		10.0	10.0	ug/kg	
2-Butanone (MEK)		10.0	10.0	ug/kg	
Carhon disulfide	<	5.0	5.0	ug/kg	
Carbon tetrachloride	<	5.0	5.0	ug/kg	
Chlorobenzene	<	: S:0	5.0	ug/kg	
Chlorodibromomethane	~	5.0	5.0	ug/kg	
Chloroethane		10.0	10.0	ug/kg	
Chloroform	<u> </u>	5.0	5.0	ug/kg	
Chloromethane	·<	10.0	10.0	ug/kg	
I, I-Dichlorgethane	ág.	5.0	5.0	ug/kg	
2-Dichloroethane	<	5.0	5,0	ug/kg	
, I-Dichloroethene	×	5.0	5.0	ug/kg	
ns-1,2-Dichloroethene		5.0	5.0	ug/kg	
rans-1,2-Dichloroethene		5.0	5.0	ug/kg	
2-Dichloropropene		5.0	5.0	ug/kg	
is-1,3-Dichloropropene	·\$	5.0	5,0	ug/kg	
rans-1,3-Dichloropropene		5.0	5.0	ug/kg	:.e.
Ethylbenzene		5.0	5,0	ug/kg	
!-Ffexanone		10.0	10,0	ug/kg	
Methyl-tert-butylether (MTBE)		5.0	5.0	ug/kg	4
i-Methyl-2-pentanone (MIBK)		10.0	10.0	ug/kg	
Methylene chloride		5.0	5.0	ug/kg	
ltyrens		5.0	5.0	ug/kg	
1.2,2-Tetrachloroethane		5.0	5.0	n8/kg	
etrachieroethene	4	5.0	5.0	ug/kg	
oluene		5.0	5.0	we≻s ug/kg	
.1.1-Trichloroethane		5.0	5.0	ug/ke	
1.2-Trickloroethane		5.0	5.D	ug/kg	
Prichloroethene		5.0	5.0	ug/kg	

03/27/2006 07:56 PAX 1 773 846 *6988 * * ACT 2006 2041

16305154448 To:1 773 646 6989 @003/009 P.9/16

MAR-01-2006 10:30 From: WASTE MGMT 02/24/2006 11:36 FAX 773 549 3284

PRP JOUSITE CIA BELKONT

Ø 005



First Environmental Laboratories, Inc.

ILELAP / NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client:

1.4-Dichlerobenzene

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45 Date Received:

02/03/06

Sample ID: Sample No: Comp 6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight basis.

Analyte	Result	R.L.	Units	Flags
Volatile Organic Compounds Analysis Date: 02/08/06	Method: 5035A/8260B			
Vinyl acetate	< 10.0	10.0	ug/kg	
Vinyl chloride	< 10.0	10.0	ug/kg	
Xylene, Total	< 5.0	5.0	ug/kg	
Semi-Volatile Compounds Analysis Date: 02/08/06	Method: 8270C	Preparation Preparation	u Method 354 Dato: 02/06/06	oc -
Asenaphthene	< 330	330	ug/kg	>
Acenaphthylene	< 330	330	ug∕kg	
Anthracene	< 330	330	ug/kg	
Benzidine	< 330	330	ng/kg	
Benzo(a)anthracone	366	330	ug/kg	
Buizo(a)pyrene	338	90	ug/kg	
Benzo(b)fluoranthene	569	330	ug/kg	
Benzo(k)fluoranthene	345	330	ug/kg	
Benzo(ghi)perylene	< 330	330	ug/kg	
Benzoic acid	< 330	330	ug/kg	
Benzyl alcohol	< 330	330	ug/kg	
bis(2-Chloroethoxy)methane	< 330	330	ug/kg	
bis(2-Chlomethyl)ether	< 330	330	ug/kg	
bis(2-Chloroisopropyl)ether	< 330	330	ug/kg	. 1
bis(2-Ethylhexyl)phthalate	2 330	330	ug/kg	
4-Bromophenyl phenyl ether	< 330	330	ug/kg	
Butyl benzyl phthalate	< 330	330	ug/kg	
Carbazole	< 330	330	Maria Service	÷
4-Chlorosniline	≤ 330	330	ug/kg ug/kg	
4-Chlore-3-methylphenol	< 330	330 330		
2-Chioronaphthalene	< 330	330	ug∕kg	
2-Chlorophenol	< 330	11.1.23	ug/kg	
4-Chlorophenyl phenyl ether	< 330	- 330 330	n a /kg	
Chrysene	560	330	ug/kg	
Di-n-butyl phthalate	≤ 330	330 330	ug/kg	
Di-n-octylphthalate	< 330	330 330	nā\Ķā	
Dibenzo(a,h)anthracene	< 90	/	ng/kg	
Dibenzoturan	< 330	90	ug/kg	
,2-Dichlorobenzene	< 330	330	ug/kg	
,3-Dichlorobenzene	< 330	330	ng/kg	
A.Dichlorahensen	330	330	ug/kg	

< 330

330

03/27/2006 07:56 FAX 1 773 616 *6 *6 * * * AC 12006-041 * * * * *

15305154448

To:1 773 646 6989

2004/009 F. 18716

MAR-01-2006 10:30 From: LASTE MONT 02/24/2006 11:36 PAX 773 549 3284

FUP JOUSTIE CTA BELMONT

Ø 006



First Environmental Laboratories, Inc.

ILELAP/NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Clienti

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/05

Project ID:

CTA - Brown Line

Time Collected: 14:45

02/03/06

Sample ID:

Comp

Date Received:

Sample No:

6-0493-001

Date Reported: 02/10/06

Results are reported on a dry weight basis.

Analyte		Result	R.L.	Units	Flags
Semi-Volatile Compounds Analysis Date: 02/08/06	Method: 8270C		Preparation	n Method 354 Date: 02/06/06	OC
3,3'-Dichlombenzidine		< 660	660	ug/kg	
2,4-Dichlorophenol		< 330	330	ug/kg	,
Diethyl phthalate		< 330	330.	ug/kg	
2,4-Dimethylphenol		< 330	330	ug/kg	
Dimethyl phthalate		< 330	330	ug/kg	
4,6-Dinitro-Z-methylphenol		< 1,600	1600	ug/kg	
2,4-Dinjtrophenol		< 1,600	1600	ug/kg	
2,4-Dimitrôtoluene	•	< 250	250	ug/kg	
2,6-Dinitrotoluene		< 260	260	ug/kg	
Fluoranthene		805	330	ug/kg	
Fluorene		< 330	330	ug/kg	
Hexachlorobenzene		< 330	330	ug/kg	
Hexachlorobutadiene		< 330	330	ug/kg	
Hexachlorocyclopentadiene	·	< 330	330	ug/kg	
Hexachloroethane		< 330	330	ug/kg	
Indeno(1,2,3-ed)pyrene		< 330	330	ug/kg	
Sophorone		< 330	330	ug/kg	
Z-Methylnaphthalene		< 330	330	ng/kg	
2-Methylphenol		< 330	330	ug/kg	
3 & 4-Methylphenol		< 330	330	ug/kg	
Naphthalene		< 330	330	n®∖ys n8√g	
2-Nitromiline		< 1,600	1600	ug/kg	
-Nitroanifine		< 1,600	1600	n8/kg	
i-Nitroaniline		< 1,600	1600	ug/kg	
vinobenzene		< 260	260	A Section of Contrast of Contr	
-Niropheaol		< 1,600	1600	ug/kg	
-Nitrophenol		< 1.600	1600	ug/kg	
(vitrosodi-ii-propylamine			100000000000000000000000000000000000000	ug/kg	
-Mitrosodi-u-propytantate -Mitrosodimethylamine		< 330 < 330	330	ug/kg	
-1410sodiphenylamine -Nirosodiphenylamine			330	ug/kg	
entschlorophenol		< 330	330	ug/kg	
henanthrene		< 330	330	n8/xE	
		556	330	ug/kg	
henol	7	< 330	330	ng/kg	
yrene		763	330	na/kg	
yridine		< 330	330	ug∕kg	
,2,4-Trichlarobenzene	•	₹ 330	330	ug/kg	

03/27/2008 07:56 FAX 1 773 840 00 00 * * AC 12006 FO41

@005/009

MAR-01-2006 10/31 From WASTE MGMT 02/24/2008 IL:37 FAX 773 549 3284 16305154448

Ta:1 773 646 6989 FUP JOBSITE CTA BELMONT

P. 11/15 @ 007.



First Environmental Laboratories, Inc.

IL ELAP / NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45 Date Received:

Sample ID: Sample No:

Pyridine

Comp 6-0493-001

02/03/06 Date Reported: 02/10/06

Analyte		Result	RL.	Units	Flugs
Semi-Volatile Compounds Analysis Date: 02/08/06	Method: 8270C	***************************************	Preparation Preparation 1	M#thod 354 Dete: 02/06/06	0 <i>C</i>
2.4.5-Trichlorophecol		< 330	330	ug/kg	
2,4,6-Trichlorophenol	· ·	< 330	330	ug/kg	*
Polychlorinated biphenyls (PCBs) Analysis Date: 02/09/06	Method: 8082			Method 354 Date: 02/06/06	
Arcelor 1016		< 80.0	80.0	ug/kg	
Aroclor 1221		< 80.0	0.08	ug/kg	
Arodor 1232		< 80.0	80.0	ug/kg	,
Aroclor 1242		< 80.0	80.0	ug/kg	
Aroclor 1248		< 80.0	80.0	ug/kg	
Aroclor 1254		< 160	160	ug/kg	
Aroclor 1260	Manager 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	< 160	160	ug/kg	
TCLP Volatiles Method 1311 Analysis Date: 02/09/06	Method: 5030B/	8260B			2.
Hanzena		< 0.050	0.050	L\gm	
2-Butanone (MEK)		< 0,100	0.100	mg/L	
Carbon tetrachioride		< 0.050	0.050	mg/L	
Chlorobenzene		< 0.050	0.050	mg/L	
Chloroform		< 0.050	0.050	mg/L	
L.2-Diehloroethane		< 0.050	0.050	mg/L	
LL-Dichlorouthene		< 0.050	0.050	mg/L	
Tetrachloroethene		< 0.050	0.050	mg/L	
Prichloroethene		< 0.050	0.050	mg/L	
Vmyl chloride		< 0.100	0.100	mg/L	-13
TCLP Semi-Volatiles Method 1311 Analysis Date: 02/08/05	Method: 8270C		Preparation Preparation I		
1,4-Dichlorobenzene		< 0.10	0.10	mg/L	
2.4-Dinitrotolução		< 0.10	0.10	mg/L	
Hexachlorobenzene		< 0.10	0.10	mg/L	
lexachtorobutatiene		< 0.10	0.10	mg/L	
Icxachloroothane		< 0.10	0.10	mg/L	
2-Methylphenol	*	< 0.10	0.10	mg/L	
3 & 4-Methylphenol		< 0.10	0.10	mg/L	
Nitrobenzene		< 0.10	0.10	mg/L	
Pentachlorophenol		< 0.50	0.50	mg/L	

< 0.50

0.50

my/L

03/27/2006 07:56 FAX 1 773 646 *898# * * ACD20061041 * * * * *

To:1 773 645 6969

@006/009 P. 12/16

MAR-01-2006 10:31 From: LASTE MENT 02/24/2008 11:37 FAX 773 549 3284

PHP JOBSITE CTA BELMONT

dovo



First Environmental Laboratories, Inc.

ILELAP / NELAC Accreditation # 100292

1600 Shore Road · Naperville, Illinois 60563 · Phone (630) 778-1200 · Pax (630) 778-1233

Analytical Report

Client:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CIA - Brown Line

Time Collected: 14:45

Sample ID:

Date Received:

02/03/06

Sample No:

Comp 6-0493-001

Date Reported: 02/10/06

Analyte		Result	R.L.	Units	Flags
TCLP Semi-Volatiles Method 1311 Apolysis Date: 02/08/06	Method: 8270C			Mothod 351 Date: 02/07/06	
2,4,5-Trichlorophenol		< 0.10	0.10	mg/L	
2,4,6-Trichlorophenal	and a second	< 0.10	0.10	mg/L	
TCLP Pesticides Method 1311 Analysis Date: 02/10/06	Method: 8081A	· ·		Method 351 Date: 02/08/06	
Chlordane (Total)		< 0.005	0.005	mg/L	
Endrin		< 0.001	0.001	mg/L	
gamma-BHC (Lindane)	**	< 0.005	0.005	mg/L	
Heptachlor		< 0.005	0,005	mg/L	
Hepwohlor epoxide		< 0.005	0.00\$	mg/L	
Methexychlor		< 0.005	0.005	mg/L	
Toxaphene		< 0.010	0.01	mg/L	
TCLP Herbicides Method 1311 Analysis Date: 02/09/06	Method: 8321A	i de deservation de la constantina della constan		- Фэте То тех тем невос обу садовання са 2000 года социализация.	**************************************
2,4-D		< 0.5	0.5	my/L	8
Silvex (2,4,5-TP)	W	< 0.5	0,5	mg/L	S
TCLP Metals Method 1311 Analysis Date: 02/09/06	Method: 6010B			Method 3010 Date: 02/07/06	or the second se
Arsenic		< 0.002	0.002	mg/L	
Barium	Ar-	< 1.0	1.0	mg/L	
Cadmium		< 0.001	0.001	mg/L	
Chromium		0,007	0.001	mg/L	
Copper		< 0.1	0:1	mg/kg	
Leed		< 0.002	0.002	mg/L	
Nickel	,	< 0.001	0.001	mg/L	
Selenium	. T.	< 0.002	0.002	mg/L	
Silver	. 6	< 0.001	0.001	mg/L	
Zind		< 0.005	0.005	mg/J	

03/27/2006 07:57 FAX 1 773 646 46939 * * ACD2006-041 * * * * *

@007/009

MAR-21-2006 10:31 From: WASTE MGMT 02/24/2006 11:37 FAX 773 549 3284 16305154448

To:1 773 646 6969 THE JOBSITE CTA BELMONT

P. 13/46 0008



First Environmental Laboratories, Inc.

IL ELAP / NELAC Accreditation # 100292

1600 Shore Road • Naperville, Illinois 60563 • Phone (630) 778-1200 • Fax (630) 778-1233

Analytical Report

Cllent:

TERRACON CONSULTANTS, INC.

Date Collected: 02/02/06

Project ID:

CTA - Brown Line

Time Collected: 14:45

Sample ID: Sample No:

4

Comp. 6-0493-001 Date Received: 02/03/06 Date Reported: 02/10/06

Depute are renorted on a druggetont basis

Analyte		Result	R.L.	Units	Flags
TCLF Metals Method 1311 Analysis Date: 02/07/06	Method: 7470A		-	***	- Allen
Mercury		< 0.0005	0.0005	mg/L	
Cyanide, Renetive Analysis Date: 02/08/06	Method: 7.3.3.2.			J	
Cyanide, Reactive		< 10	10	mg/kg	
Sulfide, Reactive Analysis Date: 02/08/06	Method: 7.3.4.2.	•	,.		-
Sulfide, Rescrive	i.e.	< 10	10	mg/kg	
Flush Point - Open Cup Analysis Date: 02/03/06	Method: 1010M	The second secon		ama abang any diffilias prima sessenti dilama ana ana madiffi	· mogration
Fiash Point - Open Cup		No Flash	@	212 °F	
Paint Filter Test Analysis Date: 02/03/05	Method: 9095A		~	and the second second second second second	-
Paint Filter Test	The same of the sa	No Liquid	la. un e		
pH @ 25°C, 1:10 Analysis Date: 02/03/06	Method; 4500H+	В	-		CONTRACTOR SHARAMATA CALL
pII @ 25°C, 1:10	45	8.77		Units	47
Phenois Analysis Date: 02/06/06	Method: 420.1			***************************************	
Phenois		< 2.5	2,5	ing/kg	

03/27/2008 07:57 FAX

AC12006-041 16385154448

To:1 773 646 6969

磁008/009 P. 14/16

MAR-81-2205 18:31 From: MASTE MONT 02/24/2006 11:38 FAX 773 548 3254

FEP JOBSITE CTA BELYONT

Ø010

TEST IN

invironmental

24 Hr. Paper (180) 569-2507 Naperville, Illinois 60561 IEPA Certification 10(29) is mail: into Ottalear.com Phone: (690) 778-1209 - Fox: (690) 778-1233 First Environmental Laboraturies 1610 Shore Road, Saide D Relinquished By: Notes and Special Instructions: Rocalved walkin 6 has, of collections WIND BAN BON Relinquished By: Ico Propert Yes Mo Cooler Temperature: 0.1-870 Ye Project ID COTA Matrix Codes: S = Soil Date/Time Taken 0000 Laboratories, Inc. * Carlos Carlos W=Water O=Other Sample Description 3 交经交叉 6.00 DALATIMA DEL DE STANCINO BY. Date Sumple Relingerated: Yes No SOUS Viole Frozen: Yes No. Religerator Temperatural Tastel Jourbardhan. WIN ASOLUM Madia Sampled By: STEEL STATE OF Since LAbority Company Name Racived By. å ሽ Containers Househed Preserved: Lighter TALOASSOADA であるがい Brouts an UNA ダーながら Date lab ID. Q

181 H. H. 1181

FOR CHRUSE ONLY:

Sample Reingermed Yes_ No... 2035 Vials Frozen Yes. Na

Contains Received Preserved: 2 Yes

Froeder Torresiana

Trunp

@009/009

MAR-01-2006 10:31 From: WASTE MONT

Notes and Special Instructions:

Ich Prosent Yes No. Received within to his of collection. Cooler Temperature: 0.1-810 Yes No

Relinguished By: Relinquished By

Dayline

Received By:

Datelline Date/Time

CO

DELOTIME 122/03/06 08/5 ROCEIGENTY.

To:1 773 646 5989

P.15/16

Bour

02/24/2006 11:38 FAX 778 549 3254

FNP JOBSTIL CTA BELMONT

Environmental

Naparelle, Illinois 60543 First Environmental Laboratories Phone: [630] 778-1286 * Pari: (630) 778-1313 1600 Shave Boad, Sett. D aboratories, Inc.

Said Royal Do Phone: 632 Street Address: Company Nume: かのまだなんのと Prop

24 Hz Pager (706) 569-7507 E-mark into Office towards REPA Continuational (100202 Project I.D.: CTA Matrix Codes: S = Soil Date/Time Tuken W=Water O=Oller COMO Sample Description Matrix Sampled By: - STANDARTON ライタ AM-EDIA Labin

CEIVED, CLERK'S OFFICE, MAY 10, 2006 AC 2006-041 * * * * * RECORDER OX INTERESTING LINKS Subdivision Search PIN Search Document Number Granter / Grantee Legal Search Trust Number ARE SOMEDULE Forms SEARCH MENU View Tirchased Sounty. What's New Monte Page BIOGRAPHY LOCATIONS

JOK (COUNTY RECORDER OF

100 Co. 100 Co

1.2714515

Back One Page

5,000.00 nount

Legal Description

Secion-Township: 35-37-14 LOC #: 1

Secion-Township: 35-37-14

Block #: Part of Late

SubDiv-Condot WOOLEYSP/NEL/4NEL/4

SubDiv-Condo: WOOLEYSP/NE1/4NE1/4

Property Description

25-35-201-009-0000 UPIN	
25-35-201-011-0000 UPIN	
	Name: NOWAK MATHEW TR Trust Number:
Grantor(s)	Name: DEARBORN TRUST Trust Number:
Grantae(s)	Name: 1601-1759 E 130TH ST Trust Number:-
Prior Document	

Documents

COOK COUNTY RECORDER OF DEEDS DISCLAIMER

does not guaranty the accuracy of any of the information contained herein, including, but not limited to, database information and no liability for any damages incurred, whether directly, indirectly, incidental, punitive or consequential, as a result of any errors, document images. CCRD also does not guaranty the legality of the documents and database information contained herein and accepts While the Cook County Recorder of Deeds (CCRD) attempts to keep this website up to date with existing law and policies, the CCRD

http://www--crd.info/CCRD/controller.jsessionid=2E7FBC8450AE6CDFf--CD5AD8A1EEA71.CCRDAPPSRV29commandflag=getDet

Page I of

3/24/2006

AC 2006-041 ****

Page 1 c

Panni Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-011-0000

2005 Tax Year Information - Payable in 2006 Tax Year: 2005 Tax Type: Current Tax Volume: 294 PCL: 1-00 **Property Location** 1539 E 130TH ST CHICAGO, IL 60633-2394 Mailing Information 1601 1759 E 130 ST LLC 10630 S TORRENCE AV CHICAGO, IL 60617-6118 **Exemption Information** Exemptions do not become effective until 2nd installment. For last year's exemption data please scroll down to 2004 taxes due in 2005. **Tax Payment Information** Tax Due Date Tax Amount Last Payment Installment Billed Date Received Received 1st \$1,624.75 03/01/2006 \$1,624.75 02/28/06 Balance \$0.00 Due The balance due, including any penalty, is as of: 3/24/2006 Payments processed are posted through: 3/23/2006

Property Location	
1539 E 130TH ST CHICAGO, IL 60633-2394	A CONTRACTOR OF THE CONTRACTOR
Mailing Information	THE PERSON NAMED AND ADDRESS OF THE PERSON NAMED AND ADDRESS O

Panni Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-010-0000

2005 Tax Year	Information - F	ayable in 200	06	
Tax Year: 200 5-93	5 Tax Type:	Current Tax	Volume: 294	PCL:
Property Lo	cation	AND	# 2/64/293-9082/fel6028eoooo	A CONTRACTOR OF THE CONTRACTOR
1539 E 13 CHICAGO	OTH ST), IL 60633-2394		rin Brierroweiso (Brissland & Callago y y Lavis Co	
Mailing Info	mation	A AND STREET AND STREE	The second state of the se	Angeling allowed in page and the compact of annual control of the
10630 S T	E 130 ST LLC ORRENCE AV), 1L 60617-6118	E PROPERTY CONTRACTOR	TORTHI MOOG MEDINALA LANGUAGA	· · · · · · · · · · · · · · · · · · ·
Exemption I	nformation			
_	ot become effecti emption data plea		tallment, to 2004 taxes due	in 2005,
Tax Paymen	t Information	4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	7	29/7/444
Installment	Tax Amount Billed	Tax Due Date	Last Payment Received	Date Received
1st	\$7,001.11	03/01/2006	\$7,001.11	02/28/06
Balance Due	\$0.00	angen ann general pengente get de	anaga ding pangangang dindikan serier di di di dinambang perba	و دو اور موارش مصد شو پخش هور بیش میشد
1457			ny penalty, is as of are posted through	

Tax Year: 2004 93	Tax Type: Current Tax	Volume: 294	PCL: 5-
Property Local	(ion	- Marie Company Compan	
1539 E 130TI CHICAGO, I	± ST L 60633-2394	A STATE OF THE STA	etzenherezeget (edikie andere er reze er anti et ili ili ili ili ili ili ili ili ili il
Mailing Inform	align		
1601 1759 E 10630 S TOR		entropermens and common and an entropy and	nessent and a financial state of the second st

PRINT Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-009-0000

2005 Tax Year Information - Payable in 2006 Tax Year: 2005 Tax Type: Current Tax Volume: 294 PCL: 1-00 Property Location 2425 E 130TH ST CHICAGO, IL 60633-1796 Mailing Information 1601 1759 E 103 ST LLC 10630 S TORRENCE AV CHICAGO, IL 60617-6118 Exemption Information Exemptions do not become effective until 2nd installment. For last year's exemption data please scroll down to 2004 taxes due in 2005. Tax Payment Information Tax Due Tax Arguint Last Payment Date Installment. Billed Received Received Date \$1.651.65 03/01/2006 \$1,651.65 02/28/06 lst Balance 50.00 Due The balance due, including any penalty, is as of: 3/24/2006 Payments processed are posted through: 3/23/2006

Tax Year: 2004 00	Tax Type: Current Tax	Volume: 294	PCL: 1-
Property Loca	lion	and the state of t	n mande secondo del comprese escolococarec (desegnade Asia).
2425 E 130TI CHICAGO, I	H ST L 60633-1796	A STATE OF THE STA	
Malling Inform	átion	AND THE PROPERTY OF THE PROPER	A
1601 1759 E	103 ST LLC RENCE AV		und der eine verwert der

Panni Click icon to send page to printer.



Office of the Cook County Treasurer - Maria Pappas

Cook County Property Tax & Payment Information

Printed copies of this information may not be used as a tax bill. Payments must be submitted with original tax bill.

Property Index Number (PIN): 25-35-201-012-0000

2005 Tax Year Information - Payable in 2006 Tax Year: 2005 Tax Type: Current Tax Volume: 294 PCL: 1-00 Property Location 2545 E 130TH ST CHICAGO, IL 60633-3701 Mailing Information 1601 1759 E 130 ST LLC 10630 S TORRENCE AV CHICAGO, IL 60617-6118 Exemption Information Exemptions do not become effective until 2nd installment. For last year's exemption data please scroll down to 2004 taxes due in 2005. Tax Payment Information Last Payment Tax Due Date Tax Amount Installment Billed Date Received Received 1st \$1,613,33 03/01/2006 \$1,613.33 02/28/06 Balance \$0.00 Due

Property Location	THE STATE OF THE S	Special Control of Con	
2545 E 130TH ST CHICAGO, IL 60633-370		on to the string declaration to a second sec	MANNAPAGO DIRECTORIO, DERICA SE CONTRA LA CONTRA DE
Mailing Information	· · · · · · · · · · · · · · · · · · ·	менненной баяк м.б. и. долго — — — — — — — — — — — — — — — — — — —	eren eine voor een van de konstant van de kons In de konstant van de konstant

The balance due, including any penalty, is as of: 3/24/2006

Payments processed are posted through: 3/23/2006

CITY OF CHICAGO DEPARTMENT),
OF ENVIRONMENT,	0010
	ORIGINAL
Complainant,	OTIVAL
4 A) Site Code: 0316485103
V.	A C ***********************************
) (CDOE Ng. 06-01-AC)
1601-1759 EAST 130 th STREET, LLC	tt.
•	
)
Respondent.	· ·

NOTICE OF FILING

To: 1601-1759 East 130th Street, LLC

PLEASE TAKE NOTICE that on May 10, 2006, we caused the attached Administrative Citation to be filed with the Clerk of the Illinois Pollution Control Board.

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT

John F. Kryl, CHMM

Director of Investigations

CDOE Permitting and Enforcement Division

CITY OF CHICAGO DEPARTMENT).	
OF ENVIRONMENT,	j	ORIGINAL
)	ONIGINAL
Complainant,)	., 1
•)	Site Code: 0316485103
$\dot{\mathbf{v}}_{\star}$	· ·	AC
).	(CDOE No. 06-01-AC)
1601-1759 EAST 130TH STREET, LLC)	
)	
)	
Respondent.)	

ADMINISTRATIVE CITATION

Violation:	Civil Penalty:
415 ILCS 5/21(p)(1)	\$1,500.00
415 ILCS 5/21(p)(2)	\$1,500.00
415 ILCS 5/21(p)(3)	\$1,500.00
415 ILCS 5/21(p)(4)	\$1,500.00
415 ILCS 5/21(p)(7)(iii)	\$1,500.00

TOTAL: \$7,500.00

Facts

For this Administrative Citation to 1601-1759 East 130th Street, LLC ("130th LLC"), the City of Chicago Department of Environment ("CDOE") states as follows:

- 1. Complainant, CDOE, is a unit of local government to which the Illinois Environmental Protection Agency has delegated authority to issue administrative citations pursuant to Section 4(r) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/4(r) (2004). CDOE is thus a "delegated unit" and may issue administrative citations under 35 Ill. Adm. Code 108.200.
- Respondent 130th LLC is an Illinois limited liability corporation, and owner of the property located at 1601-1759 East 130th Street in Chicago, Cook County, Illinois (the "Site").
- 3. On March 22, 2006, while driving on East 130th Street in Chicago, Illinois, CDOE environmental inspector Rafael Maciel observed smoke rising from the Site.

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * *

- 4. Mr. Maciel conducted an inspection of the Site, and observed the following conditions:
 - a piles of landscaping, construction, and other waste, including soil mixed with concrete, piping, wood, jebar, and concrete.
 - a front end loader filling semi trucks with general construction and demolition debris;
 - workers segregating recyclable materials, including wood, bricks and metal, from waste piles;
 - d. waste wood being burned; and
 - e. waste in standing water.
- 5. Mr. Maciel asked the front end loader operator the name of his supervisor. The operator responded his supervisor was "Speedy," the driver of a white pick up truck present on the Site.
- 6. Mr. Maciel asked the semi truck driver the name of his boss. The driver responded, "My boss is in the white truck."
- 7. Mr. Maciel approached the man driving the white pickup truck, and identified the man as "Speedy" Gonzales. On information and belief, "Speedy" Gonzales is the manager of Respondent.
- 8. Later that same day, DOE inspector Chris Antonopoulos conducted a further inspection of the Site. No work was being done at the time of Mr. Antonopolous' inspection but he observed stripped wire, piles of waste material including construction and demolition debris, and waste in standing water on the Site.
- 9. A copy of Mr. Maciel's and Mr. Antonopoulos' inspection report is attached as Exhibit 1 and made a part of this Administrative Citation. Mr. Maciel's and Mr. Antonopoulos' affidavits, attesting to their material actions and observations, are attached as Exhibits 2 and 3; and made a part of this Administrative Citation.
- 10. Based upon direct observations made by Messrs. Maciel and Antonopoulos during the course of their inspections, CDOE has determined that Respondent violated the Act as follows:
 - a. Respondent caused or allowed the open dumping of waste in a manner resulting in litter, in violation of Section 21(p)(1) of the Act, 415 H.CS 5/21(p)(1) (2005).
 - b. Respondent caused or allowed the open dumping of waste in a manner

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * *

resulting in scavenging, in violation of Section 21(p)(2) of the Act, 415 ILCS 5/21(p)(2) (2005).

- c. Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, in violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2005).
- d. Respondent caused or allowed the open dumping of waste in a manner resulting in the deposition of waste in standing water, in violation of Section 21(p)(4) of the Act, 415 ILCS 5/21(p)(4) (2005).
- e. Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction and demolition debris, in violation of Section 21(p)(7)(iii) of the Act, 415 ILCS 5/21(p)(7)(iii) (2005).
- Based upon the foregoing facts, under Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the five violations identified above, for a total civil penalty of Seven Thousand Five Hundred Dollars (\$7,500.00).

Notices and Instructions to Respondent

- 1. You must pay the civil penalty set forth above unless you contest this Administrative Citation. The following paragraphs contain payment instructions and more information about contesting this Administrative Citation.
- To pay the civil penalty (and any other amounts due) send a check or money order, payable to the City of Chicago, to:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, Illinois 60602

To ensure that you receive timely and proper credit for your payment, complete a Remittance Form (see Exhibit 3, attached) and include it with your payment.

- You may contest this Administrative Citation by filing a Petition for Review, including a Notice of Filing, Certificate of Service, and Appearance, with the Illinois Pollution Control Board ("Board").
- 4. Any Petition for Review must be filed within thirty-five (35) days of the date of service of this Administrative Citation on you. The Board will not review the Administrative Citation if the Petition for Review is not filed within this time.

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * * * The Petition for Review must be filed with:

5.

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

A copy of the Petition for Review must be served on CDOE, at the following address:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, Illinois 60602

The contents of a Petition for Review and the procedures to be followed are governed by the Board's procedural rules. Copies may be obtained from the Clerk of the Board at the address above, by calling the Board at (312) 814-3620, or from the Board's web site at:

http://www.ipcb.state.il.us/SLR/BoardProceduralandAdministrativeRules.asp

- If you do not contest this Administrative Citation by filing a petition for review with the Board within the allotted time, the Board will enter an order finding that you committed the violations alleged above and imposing the statutory civil penalty set forth above. See Section 31.1(d) of the Act, 415 ILCS 5/31.1(d) (2005), and 35 III, Adm. Code 108,500(a),
- If you contest this Administrative Citation by filing a timely petition for review with the Board, the Board will hold a hearing. The Board's procedural rules have more information on hearings; see 35 Ill. Adm. Code Parts 101 and 108.
- If the Board finds after the hearing that you committed a violation as alleged above, you will be assessed the hearing costs incurred by CDOE and the Board. Hearing costs are assessed in addition to the statutory civil penalty for the violations. If the Board finds after the hearing that you did not commit a violation as alleged above; or that the violation resulted from uncontrollable circumstances, you will not be assessed hearing costs and you will not have to pay a civil penalty.
- 10. If any civil penalty and/or hearing costs are not paid within the time set by the Board in its final order, interest on the amount due will be assessed against you from the date payment is due and including the date that payment is received.

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MAY 10, 2006 * * * * * AC 2006-041 * * * * * 11. If any civil penalty and/or hearing costs are not paid within the time set by the

11. If any civil penalty and/or hearing costs are not paid within the time set by the Board in its final order, the Office of the Illinois Attorney General and/or the City of Chicago Department of Law may initiate court proceedings against you to collect the amount due, plus any interest accrued. In that event you may also be liable for court costs.

CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT

By:

Date:

Sadhu A. Johnston

Commissioner

Department of Environment

MAY 0 9 2006

BEFORE THE ILLE	NOIS POLLUTION CONTROL BOARD
CITY OF CHICAGO DEPARTMENT OF ENVIRONMENT,	ORIGINAL
Complainant, v. 1601-1759 EAST 130 th STREET, LLC) Site Code: 0316485103.) AC
Respondent.)
State of Illinois)) ss.: County of Cook)	<u>AFFADAVIT</u>
1. At all times relevant to the	ig duly sworn, voluntarily deposes and states as follows: above-captioned Administrative Citation, Affrant was by the City of Chicago Department of Environment.
2. On March 22, 2006 between inspection of the 1601-1759 W. 130th Street	en 11:15 p.m. and 1:30 p.m., Affiant conducted an et, Chicago, Illinois
 Affiant conducted an onsit speaking with workers on the site and pho 	e inspection, which included walking around the site, otographing the site.

In connection with this inspection and subsequent conversation, Affiant and

Karen A. Jackson Notary Public, State of Illinois by Commission Exp. 02/06/2009

Inspector Maciel completed the Inspection Report appended to and made part of the above-captioned Administrative Citation, which is an accurate record of Affiant's observations and

factual conclusions with respect to this site.

Chris Antonopoulos

Notary Public

Subscribed and swom before me

	O DEPARTMENT) ODIO.
OF ENVIRONME	NT,	ORIGINAL
	Complainant,	<i>≸</i>
) Site Code: 0316485103
٧.		
. G.B	a dela Santa di Cara di Cara) (CDOE No. 06-01-AC)
1601-1759 EAST 1	30th STREET, LLC) }
	Respondent.	
	a descriptions	9
		AFFADAVIT
State of Illinois)	
) ss,:	
County of Cook)	
المناه		

Affiant, Rafael Maciel, being duly sworn, voluntarily deposes and states as follows:

- At all times relevant to the above-captioned Administrative Citation, Affiant was employed as an environmental inspector by the City of Chicago Department of Environment.
- 2. On March 22, 2006 between 10 a.m. to 11 a.m. and 12:50 p.m. and 1:30 p.m., Affiant conducted an inspection of the 1601-1759 W. 130th Street, Chicago, Illinois.
- 3. Affiant conducted an onsite inspection, which included walking around the site, speaking with workers on the site and photographing the site.
- 4. In connection with this inspection and subsequent conversation, Affiant and Inspector Antonopoulos completed the Inspection Report appended to and made part of the above-captioned Administrative Citation, which is an accurate record of Affiant's observations and factual conclusions with respect to this site.

Rafael Maciel

Subscribed and sworn before me

This 384 day of Way , 2006,

Notary Public

"OFFICIAL SEAL"
Karen A. Jackson
Notary Public, State of Illinois
My Commission Exp. 02/06/2009

CITY OF CHICAGO DEPARTMENT) OF ENVIRONMENT,)	ORIGINAL
Complainant;)	Site Code; 0316485103 AC
1601-1759 EAST 130 th STREET, LLC)	(CDOE No. 06-01-AC)
Respondent,)	terani una de tita ur'un
REMITTANO	CE FORM
FACILITY/PROPERTY:	SITE CODE: 0316485103
COUNTY: Cook	CIVIL PENALTY: \$7,500,00
DATE OF INSPECTION: 03/22/2006	DATE REMITTED:
Signature:	FEIN/SSN:
Print Name:	To the state of th

Instructions

Enter the date of your remittance, your Federal Employee Identification Number (FEIN) (or social security number (SSN) if an individual) and sign this Remittance Form. Print the name of the person signing this remittance Form and that person's title, if applicable. Send your check (payable to City of Chicago) along with Remittance Form to:

City of Chicago Department of Environment Permitting and Enforcement Division 30 North LaSalle Street Suite 2500 Chicago, IL 60602