



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

RECEIVED
CLERK'S OFFICE

NOV 23 2011

STATE OF ILLINOIS
Pollution Control Board

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

November 17, 2011

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

AC12-18

ORIGINAL

Re: Illinois Environmental Protection Agency v. F.I.M., Inc.
IEPA File No. 343-11-AC; 0010655313—Adams County

Dear Mr. Therriault:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

Michelle M. Ryan
Assistant Counsel

Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED
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NOV 23 2011
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
F.I.M. INC.,)
)
Respondent.)

AC 12-18
(IEPA No. 343-11-AC)

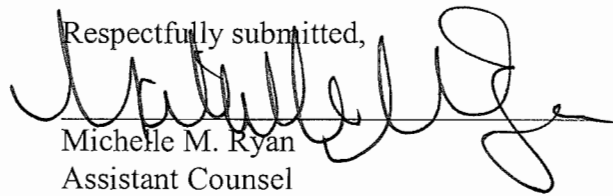
ORIGINAL

NOTICE OF FILING

To: F.I.M., Inc.
711 South Front Street
Quincy, IL 62301

F.I.M., Inc.
Att: Thomas A. Frese, Registered Agent
1627 State Street
Quincy, IL 62301

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST.

Respectfully submitted,

Michelle M. Ryan
Assistant Counsel

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

Dated: November 17, 2011

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

ADMINISTRATIVE CITATION

NOV 23 2011

ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Complainant,)
)
 v.)
)
 F.I.M, INC.,)
)
)
 Respondent.)

STATE OF ILLINOIS
Pollution Control Board

AC 12-18
(IEPA No. 343-11-AC)

2 ORIGINAL

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2008).

FACTS

1. That F.I.M., Inc. is the current owner and operator ("Respondent") of a facility located at North 30th Street, Quincy, Adams County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Quincy/FIM, Inc.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0010655313.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on September 29, 2011, Jan Mier of the Illinois Environmental Protection Agency's ("Illinois EPA") Springfield Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 11-17-11, Illinois EPA sent this Administrative Citation via Certified Mail No. 7004 2510 0001 8588 4861 & 7004 2510 0001 8588.4854.

VIOLATIONS

Based upon direct observations made by Jan Mier during the course of her September 29, 2011 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2008).

- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2008).

- (3) That Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 21(p)(7) (2008).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Four Thousand Five Hundred Dollars (\$4,500.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty

specified above shall be due and payable no later than December 15, 2011, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent elects to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2008), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2008), if Respondent fails to petition or elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondent's check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondent shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondent from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

~~Respondent has the right to contest this Administrative Citation pursuant to and in~~
accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2008). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.



John J. Kim, Interim, Director
Illinois Environmental Protection Agency

Date: 11/9/11

Prepared by: Susan E. Konzelmann, Legal Assistant
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

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CLERK'S OFFICE

NOV 23 2011

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Complainant,)
)
 v.)
)
 F.I.M., INC.)
)
)
 Respondent.)

AC 12-18
 (IEPA No. 343-11-AC)

ORIGINAL

FACILITY: Quincy/F.I.M, Inc.

SITE CODE NO.: 0010655313

COUNTY: Adams

CIVIL PENALTY: \$4,500.00

DATE OF INSPECTION: September 29, 2011

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

AFFIDAVIT

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency,)
Complainant)
vs.)
F.I.M., Inc.)
Respondent)
)
)
)
)

IEPA DOCKET NO.

AC12-18

ORIGINAL

Affiant, *Jan Mier*, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On September 29, 2011, between 12:05 p.m. and 12:30 p.m., Affiant conducted an inspection of an open dump, located in Adams County, Illinois and known as *F.I.M., Inc.* by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC #0010655313 by the Agency.
3. Affiant inspected said site by an on-site inspection, which included walking and photographing the site.
4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said open dump.

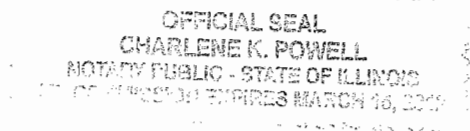
Jan Mier

Jan Mier

Subscribed and Sworn to Before Me
this 19 day of October, 2011

Charlene K. Powell

Notary Public



LPC # 0010655313

Inspection Date: 09/29/2011

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input checked="" type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
10.	55(k)	NO PERSON SHALL:	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input checked="" type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
11.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
12.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
13.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
14.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
OTHER REQUIREMENTS			
15.		APPARENT VIOLATION OF: <input type="checkbox"/> PCB; <input type="checkbox"/> CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
16.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
- The provisions of subsection (p) of Section 21 and subsection (k) of Section 55 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
- This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act. 415 ILCS 5/4(c) and (d).
- Items marked with an "NE" were not evaluated at the time of this inspection.

**STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
INSPECTION NARRATIVE**

**LPC#0010655313 - Adams County
Quincy/FIM, Inc.
FOS File**

**DATE: 9/29/11
INSPECTOR: Jan Mier
C-09-079-C**

On September 29, 2011, I conducted an inspection at the above-referenced site located NW of the intersection of Locust St. and at N. 30th Street in Quincy. The south portion of the property has recently been bought from F.I.M., Inc. by J.L. Scrap Metals, Inc. The northern portion of the property is still owned by "FIM Incorporated," according to information obtained from the Adams County GIS web site (see attached aerial photo), and the attached warranty deeds obtained from Adams County via the Adams County Health Department. The entire property was originally inspected on 2/25/09, after being denied access by an employee on 2/10/09. At that time, Thomas Frese of F.I.M., Inc. said the property was for sale and they were consolidating scrap metal on the southwest portion of the property. Also on site were two open topped semi trailers filled with used on and off rim tires. An Administrative Citation Warning Notice, dated 4/3/09, was sent to F.I.M., Inc. No response was received. The site was re-inspected on 5/6/09, revealed continuing violations of open dumping and failure to register as a used tire storage facility. Telephone calls to Mr. Frese were not returned and a letter dated 5/19/09 was sent to F.I.M., Inc. No response was received. On 8/18/09, another re-inspection was done and waste and the semi trailers of used tires were still on site, and a letter dated 9/4/09 was sent to F.I.M., Inc. No response was received. On 2/5/10, Paul Eisenbrandt, DLPC/FOS – Springfield Region, documented the used tires and waste still on site.

I arrived at 12:05 p.m. and went to J.L. Scrap Metals and spoke to Gerald Lierly, president. Mr. Lierly stated he had bought the south portion of the property, but F.I.M., Inc. still owned the north portion of the property beginning where the bins were. He said Mr. Frese had called him to see if he wanted to buy the bins, but Lierly declined because the wastes in the bins would have to go to the landfill. Photos #001, #002, and 010 show the J.L. Scrap area.

I walked north to the F.I.M., Inc. property and observed twelve open bins filled with wastes. Photo #003 shows the bin on the east side filled with lumber, dry wall and metal. Photo #004 shows another bin filled with plastic, concrete and lumber with vegetation growing in it. Photo #005 shows on rim used tires. Photo #006 shows another bin filled with paper, plastic, lumber and metal. Photo #006 shows a bin filled with paper, plastic and metal. Photo #007 shows a used off rim tire in one of the bins. Photo #008 shows a bin containing wooden pallets, and an adjacent plastic tank in another bin. Photo #009 shows a bin with a stuffed animal, a blue plastic barrel, metal and lumber, also with vegetation growing in the waste. Photo #011 is looking NE to F.I.M., Inc. property, showing the fence posts that mark the boundary line between the properties, and 3 semi-trailers on F.I.M., Inc. property. Photo #012 shows the F.I.M., Inc. property littered with

foam, rubber shred, plastic and lumber pieces. Photo #013 shows another area of the F.I.M., Inc. property littered with a blue plastic barrel, metal, concrete and pipe. A pile of about 70 used on and off rim tires was located between two bins. The photo I took of this used tire pile did not turn out, but photo #014 shows water accumulating in one of the used tires in the pile. Photo #015 shows another used tire holding water. A pile of waste on the ground shown in Photo #016 contained aluminum cans, lumber, scrap metal and plastic. Photo #017 shows a semi trailer being held up on one corner by a propane tank. Photo #018 shows a pile of rusted metal shavings and small pieces on the ground. I departed at 12:30 p.m.

I went to the F.I.M., Inc. facility at 713 S. Front Street in Quincy, but the employee at the front desk said Mr. Frese was not in.

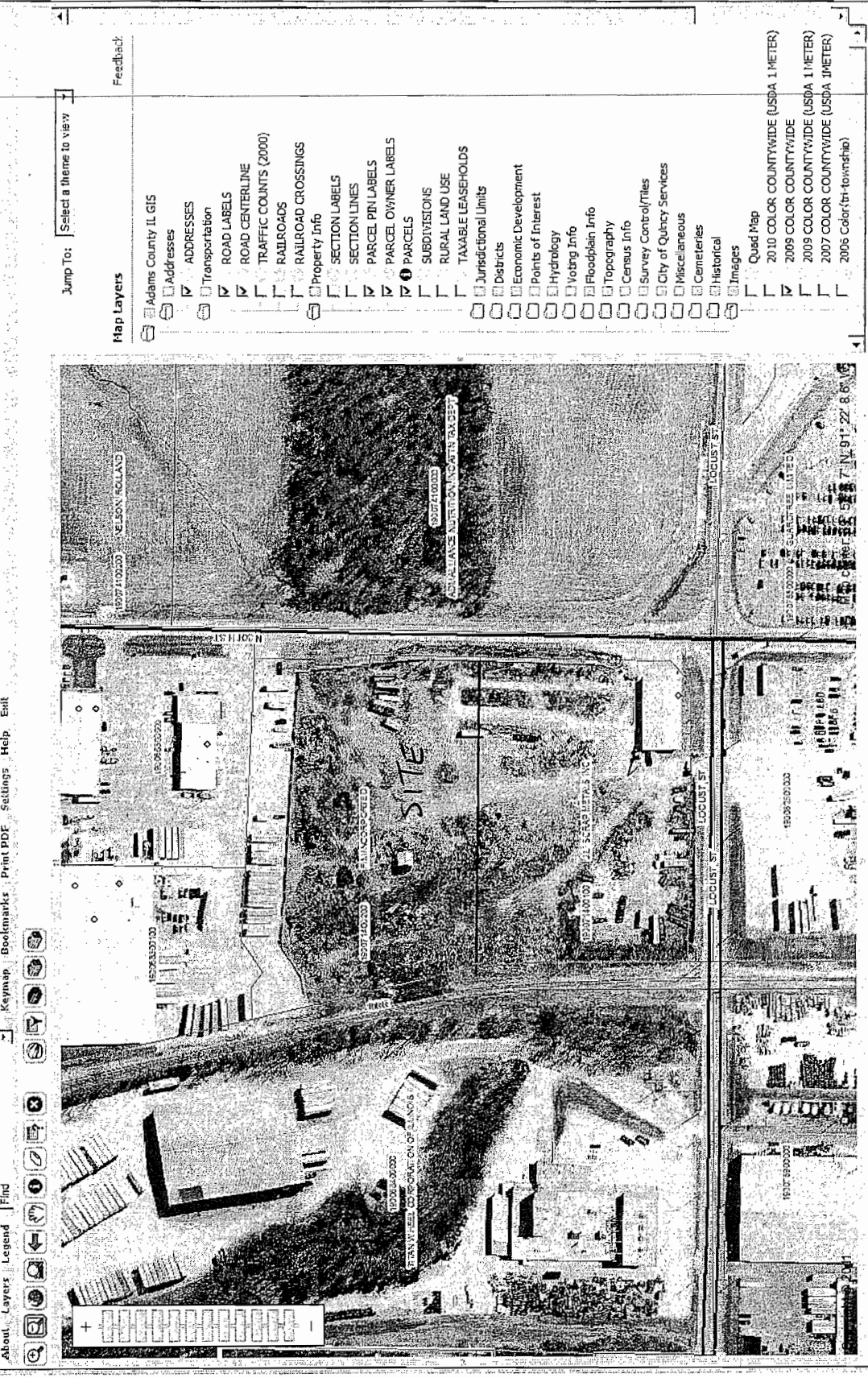
The current IL Secretary of State Corporation File Detail Report for "F.I.M., Inc." lists Tom Frese as the registered agent and president (see attached). There is no IL Secretary of State Corporation File Detail Report for "FIM, Inc." or "FIM Incorporated." F.I.M., Inc.'s 2010 Annual Registration Report (see attached) filed with the Missouri Secretary of State provides the corporate address for F.I.M., Inc. as 713 Front Street, Quincy, IL 62305. CT Corporation System, 120 S. Central Ave., Clayton, MO 63105 is listed as the F.I.M., Inc. registered agent, per the Missouri Secretary of State (see attached).

Apparent violations observed during the inspection are noted on the attached checklist.

cc: DLPC Division File
DLPC/FOS – Springfield Region

CA # 0010655173
FM, INC.
BS FILE

ADAMS COUNTY, ILLINOIS
Geographic Information System
About Layers Legend Find Keymap Bookmarks Print PDF Settings Help Exit



- Jump To: Select a theme to view
- Map Layers
- Adams County IL GIS
 - Addresses
 - ADDRESSES
 - Transportation
 - ROAD LABELS
 - ROAD CENTERLINE
 - TRAFFIC COUNTS (2000)
 - RAILROADS
 - RAILROAD CROSSINGS
 - Property Info
 - SECTION LABELS
 - SECTION LINES
 - PARCEL PIN LABELS
 - PARCEL OWNER LABELS
 - PARCELS
 - SUBDIVISIONS
 - RURAL LAND USE
 - TAXABLE LEASEHOLDS
 - Jurisdictional Limits
 - Districts
 - Economic Development
 - Points of Interest
 - Hydrology
 - Voting Info
 - Floodplain Info
 - Topography
 - Census Info
 - Survey Control/Tiles
 - City of Quincy Services
 - Miscellaneous
 - Cemeteries
 - Historical
 - Images
 - Quad Map
 - 2010 COLOR COUNTYWIDE (USDA 1 METER)
 - 2009 COLOR COUNTYWIDE
 - 2009 COLOR COUNTYWIDE (USDA 1 METER)
 - 2007 COLOR COUNTYWIDE (USDA 1METER)
 - 2006 Color(t1-township)

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

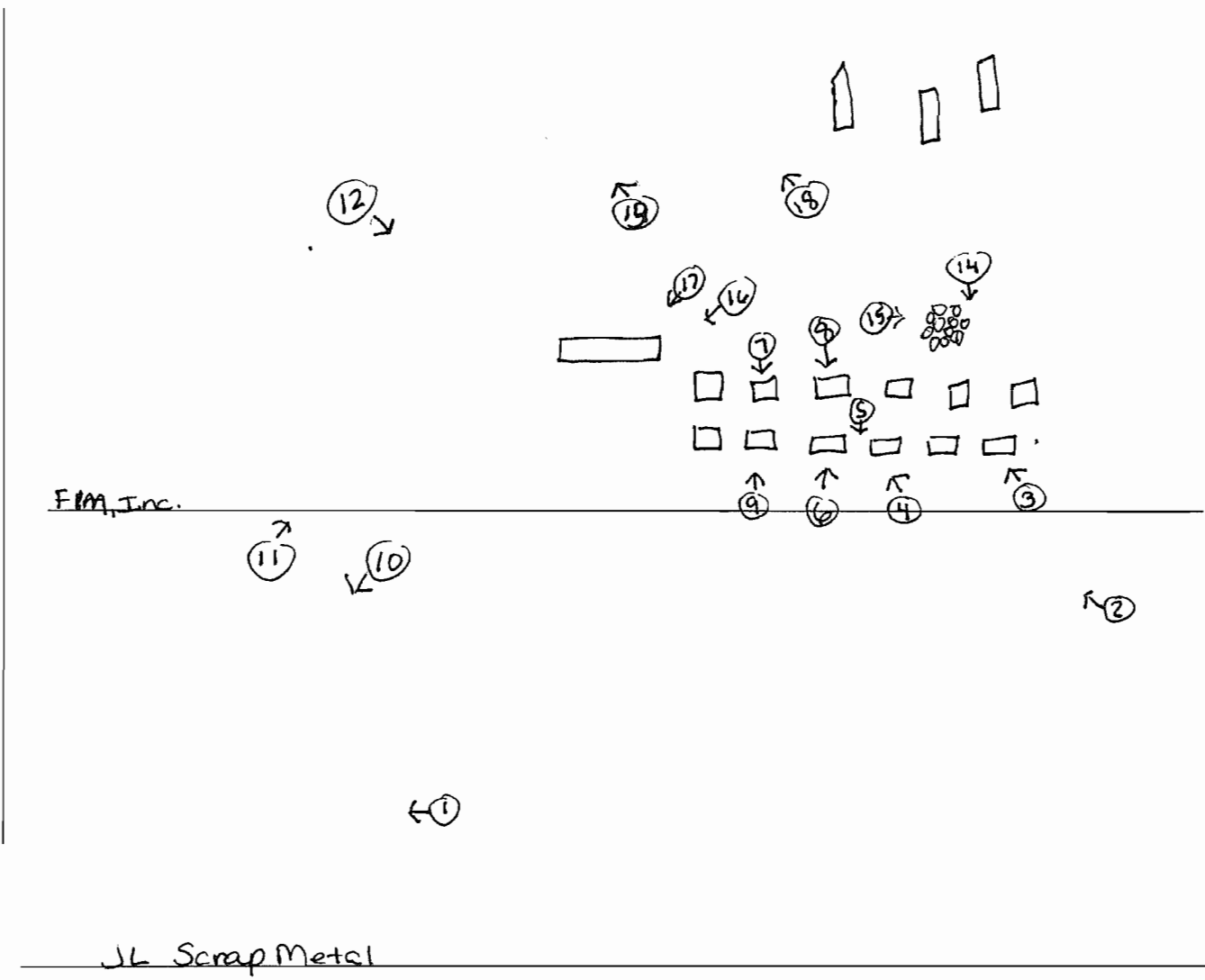
SITE SKETCH

Date of Inspection: 9/29/11
Site Number: LPC#0010655313
Site: Quincy/FIM, Inc.

County: Sangamon County
Time: 12:05 - 12:30 PM
Inspector: Jan Mier

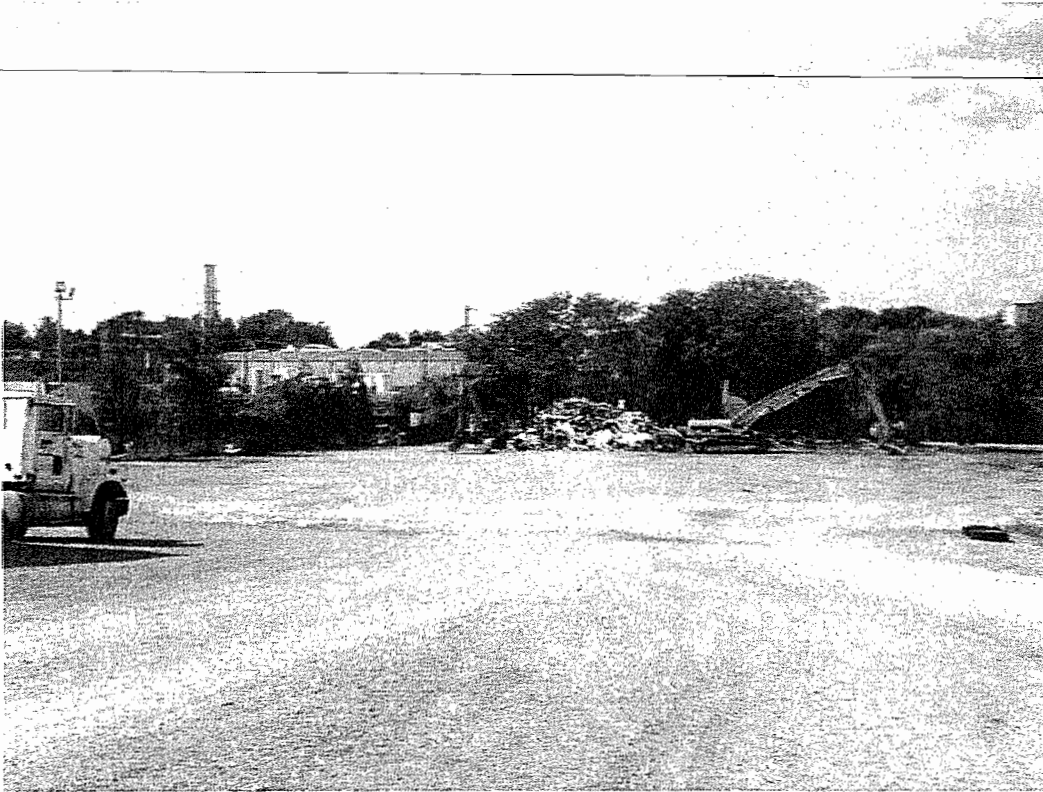
Measurements Approximate
Direction of Photo →
Not to Scale

NORTH





DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:09 PM
Direction: W
Photo by: Jan Mier
Exposure #: 001
Comments:

JL Scrap working area



Date: 9/29/2011
Time: 12:10 PM
Direction: NW
Photo by: Jan Mier
Exposure #: 002
Comments:

**FIM, Inc. property
begins where weeds have
grown up. Waste bins are
in weeds**

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:10 PM
Direction: NW
Photo by: Jan Mier
Exposure #: 003
Comments:

Contents of eastern most
bin consisting of lumber,
dry wall, and metal



Date: 9/29/2011
Time: 12:11 PM
Direction: NW
Photo by: Jan Mier
Exposure #: 004
Comments:

Contents of waste bin
including plastic, concrete
and lumber with
vegetation growing
through the wastes

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:11 PM
Direction: S
Photo by: Jan Mier
Exposure #: 005
Comments:

Used on rim tires



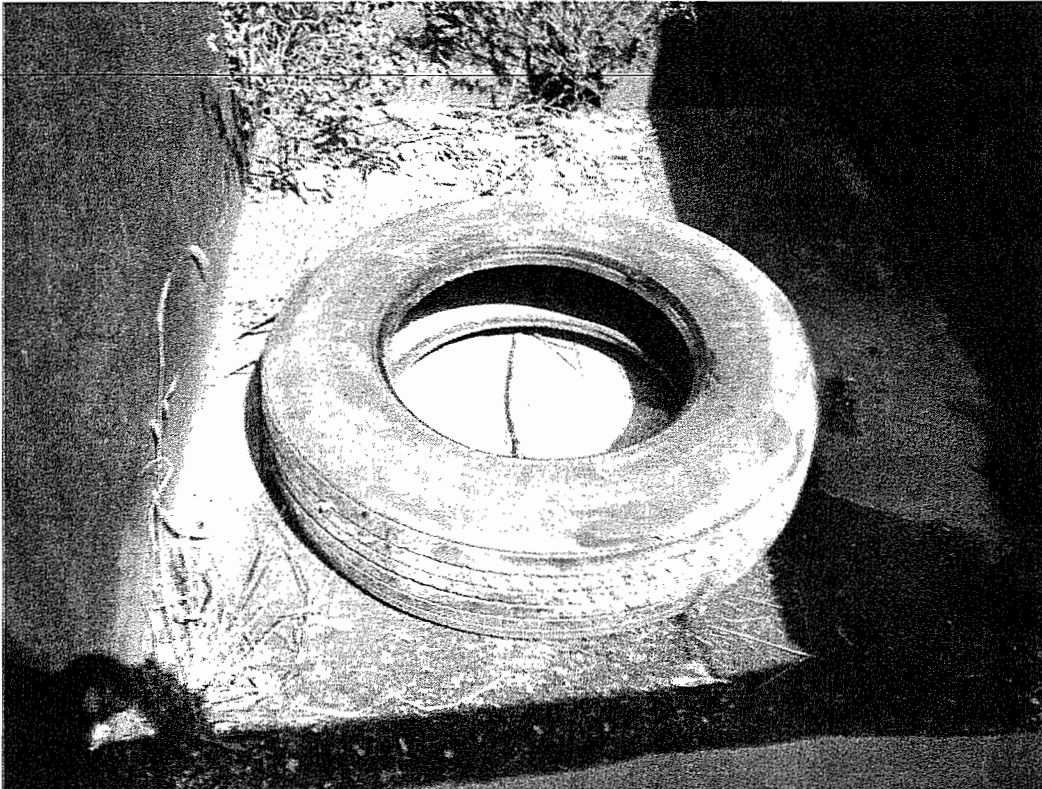
Date: 9/29/2011
Time: 12:13 PM
Direction: N
Photo by: Jan Mier
Exposure #: 006
Comments:

Contents of another bin
including paper, plastic,
lumber, and metal

File Names: 0010655313~09292011-[Exp. #].jpg

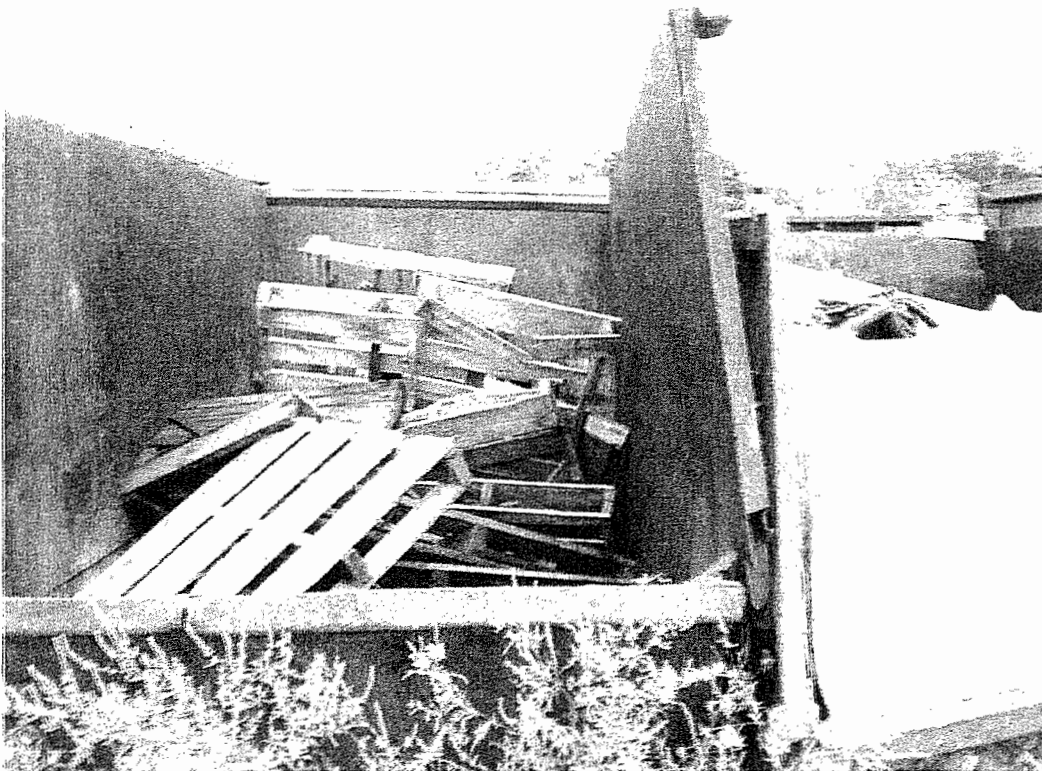


DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:13 PM
Direction: S
Photo by: Jan Mier
Exposure #: 007
Comments:

Used off rim tire inside a
bin



Date: 9/29/2011
Time: 12:14 PM
Direction: S
Photo by: Jan Mier
Exposure #: 008
Comments:

Bin with wood pallets,
and adjacent plastic tank
inside another bin

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:14 PM
Direction: N
Photo by: Jan Mier
Exposure #: 009
Comments:

Contents of another bin
with stuffed animal, blue
plastic barrel, metal and
lumber with vegetation
growing out of it



Date: 9/29/2011
Time: 12:15 PM
Direction: SW
Photo by: Jan Mier
Exposure #: 010
Comments:

JL Scrap lot

File Names: 0010655313-09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS

Date: 9/29/2011
Time: 12:20 PM
Direction:
Photo by: Jan Mier
Exposure #: 011
Comments:



Looking at FIM, Inc.
property from JL Scrap
yard. Fence posts mark
property division. Three
semi trailers are shown on
FIM, Inc. property



Date: 9/29/2011
Time: 12:21 PM
Direction: SE
Photo by: Jan Mier
Exposure #: 012
Comments:

FIM, Inc. property
littered with foam, rubber
shred, plastic and lumber
pieces

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:21 PM
Direction: NW
Photo by: Jan Mier
Exposure #: 013
Comments:

FIM, Inc. property
littered with blue plastic
barrel, metal, concrete,
and pipe



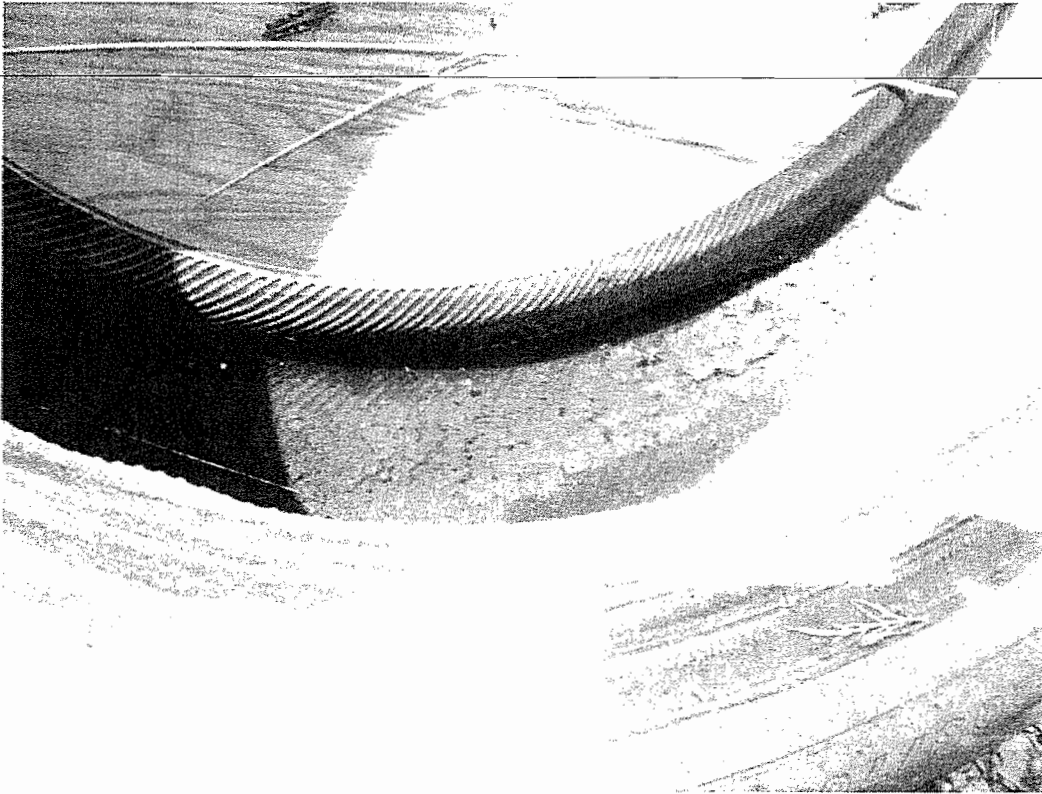
Date: 9/29/2011
Time: 12:22 PM
Direction: S
Photo by: Jan Mier
Exposure #: 014
Comments:

Water in used tire

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:22PM
Direction: E
Photo by: Jan Mier
Exposure #: 015
Comments:

Water in another used
tier



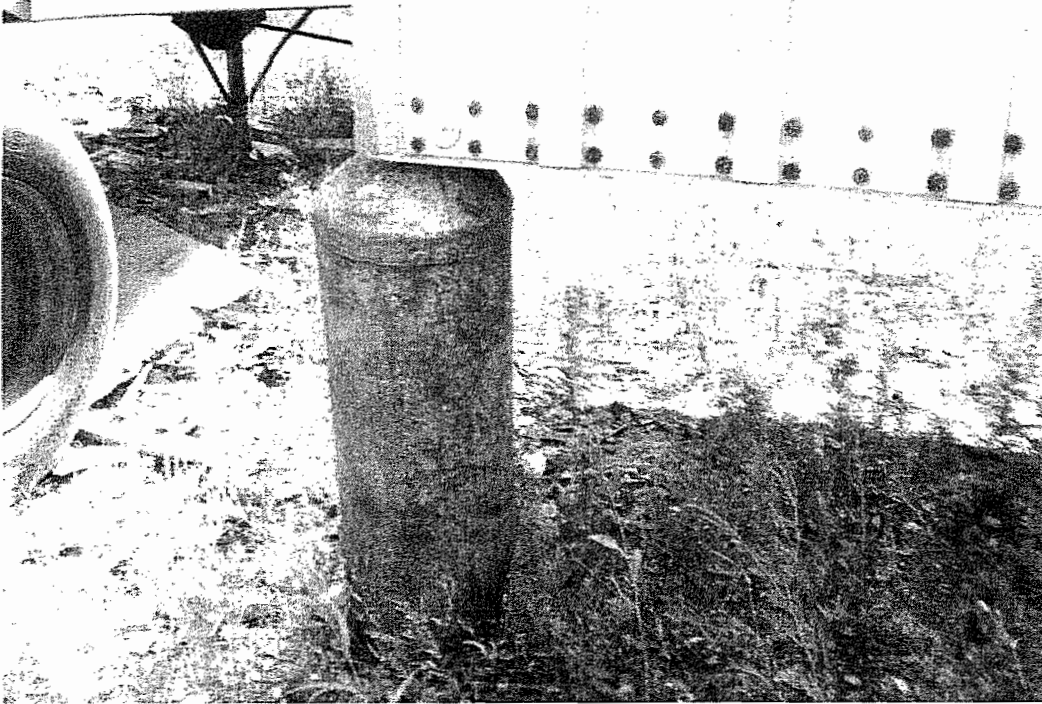
Date: 9/29/2011
Time: 12:23 PM
Direction: SW
Photo by: Jan Mier
Exposure #: 016
Comments:

Aluminum cans, lumber,
metal and plastic on the
ground

File Names: 0010655313~09292011-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 9/29/2011
Time: 12:24 PM
Direction: SW
Photo by: Jan Mier
Exposure #: 017
Comments:

Semi trailer being held up
by a propane tank



Date: 9/29/2011
Time: 12:24 PM
Direction: SE
Photo by: Jan Mier
Exposure #: 018
Comments:

A pile of small rusted
pieces of metal

File Names: 0010655313-09292011-[Exp. #].jpg

Identify Results**Coordinate Position**

Geographic: 39° 57' 5.48" N, 91° 22' 8.28" W

PARCELS

OWNER_NAME: FIM INCORPORATED
OWNER_ADDR: 711 S FRONT ST
OWNER_CITY: QUINCY
OWN_ST: IL
OWN_ZIP: 623010000
PIN: 190071400200
ALTPIN: 1430377004
ACRES: 5.994
LEGAL_DESC: LOT 16-MAERTZ & DURANT SUB -EX S 30FT VACATED ST
TSHP: 1S
RANGE: 8W
SECTION_: 30
TRS: 1S8W30
TAX_CODE: 19002
PY_TAX_COD: 19002
USE_CODE: 80
PY_USE_COD: 80
CNTY_NM: ADAMS
COLLEGE_NM: JOHN WOOD COMM COLLEGE
TSHP_NM: ELLINGTON
RD_DIST_NM: ELLINGTON
PERM_RD_NM: NONE
FIRE_NM: TRI TOWNSHIP
LIBRARY_NM: TRI-QCY AREA LIBRARY
SCHOOL_NM: SCHOOL DIST 172 QUINCY
TAXYEAR: 2011
TOTVAL2010: 0
TAXVAL2010: 0
TAXDUE2010: 0
FRMLND2010: 0
FRMBDG2010: 0
NOFMLD2010: 0
NOFMBD2010: 0
DOCNUM: 2010R-10959
WEBLINK: More data

LPC# 001 0655173

FIM, INC.

FDS FILE

LAc # 0010655313

FIM, INC.

FDS FILE

[SERVICES](#)[PROGRAMS](#)[PRESS](#)[PUBLICATIONS](#)[DEPARTMENTS](#)[CONTACT](#)

CORPORATION FILE DETAIL REPORT

Entity Name	F.I.M., INC.	File Number	54923902
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	FOREIGN BCA
Qualification Date (Foreign)	01/08/1988	State	MISSOURI
Agent Name	TOM FRESE	Agent Change Date	01/08/2003
Agent Street Address	1627 STATE ST	President Name & Address	TOM FRESE 534 SUGAR LOAF QUINCY 62305
Agent City	QUINCY	Secretary Name & Address	TIM FRESE 829 SPRINGLAKE DRIVE QUINCY 62305
Agent Zip	62301	Duration Date	PERPETUAL
Annual Report Filing Date	02/07/2011	For Year	2011

[Return to the Search Screen](#)
[Purchase Certificate of Good Standing](#)

(One Certificate per Transaction)

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LPC# 0010653173
 FIM, INC.
 FOS FILE



SERVICES PROGRAMS PRESS PUBLICATIONS DEPARTMENTS CONTACT

CORPORATION FILE DETAIL REPORT

Entity Name	J.L. SCRAP METALS, INC.	File Number	65967359
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	DOMESTIC BCA
Incorporation Date (Domestic)	02/11/2008	State	ILLINOIS
Agent Name	GERALD E LIERLY JR	Agent Change Date	02/11/2008
Agent Street Address	1723 N 400TH AVENUE	President Name & Address	GERALD E LIERLY JR 2158 N 1200TH AVE CAMP POINT 62320
Agent City	PAYSON	Secretary Name & Address	SAME
Agent Zip	62360	Duration Date	PERPETUAL
Annual Report Filing Date	03/08/2011	For Year	2011

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(One Certificate per Transaction)

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Missouri Secretary of State, Robin Carnahan

SOS Home :: Business Services :: Business Entity Search

LPC # 0010653 313
FIM, INC.
FOS FILE

Search

- By Business Name
- By Charter Number
- By Registered Agent
- For New Corporations
 - Verify
- Verify Certification
 - Registration Report
- File Online
 - File Fictitious Name Registration
- File Online
 - Renew Online
 - File LLC Registration
- File Online
 - Online Orders
- Register for Online
 - Orders
- Order Good Standing
- Order Certified Documents

Filed Documents

Date: 10/18/2011 (Click above to view filed documents that are available.)

File Report Online, click here.

For a blank Registration Report, click here.

Business Name History

Name	Name Type
F.I.M., INC.	Legal

General Business - Domestic - Information

Charter Number:	00265575
Status:	Good Standing
Entity Creation Date:	6/20/1984
State of Business.:	MO
Expiration Date:	Perpetual
Last Registration Report Filed Date:	9/2/2010 8:00:00 AM
Last Registration Report Filed:	2010
Registration Report Month:	July

Registered Agent

Agent Name:	C T CORPORATION SYSTEM
Office Address:	120 SOUTH CENTRAL AVENUE CLAYTON MO 63105
Mailing Address:	

600 West Main Street
Jefferson City, MO 65101
(573) 751-4936

Robin Carnahan Secretary of State
 2010 ANNUAL REGISTRATION REPORT
 BUSINESS

LPC#
 0010655313
 FIM, INC.
 FOS FILE

File Number:
 00265575
 Date Filed: 09/02/2010
 Robin Carnahan
 Secretary of State

* SECTION 1, 3 & 4 ARE REQUIRED

REPORT DUE BY: 10/31/2010

00265575
 F.I.M., INC.
 C T CORPORATION SYSTEM
 120 SOUTH CENTRAL AVENUE
 CLAYTON, MO 63105

RENEWAL MONTH:
July
 I OPT TO CHANGE THE CORPORATION'S RENEWAL MONTH TO _____ FOR A \$25.00 FEE.

PRINCIPAL PLACE OF BUSINESS OR CORPORATE HEADQUARTERS: *
 1 713 Front Street (Required)
 STREET
Quincy, Illinois 62305
 CITY/STATE ZIP

2 If changing the registered agent and/or registered office address, please check the appropriate box(es) and fill in the necessary information.
 The new registered agent
IF CHANGING THE REGISTERED AGENT, AN ORIGINAL WRITTEN CONSENT FROM THE NEW REGISTERED AGENT MUST BE ATTACHED AND FILED WITH THIS REGISTRATION REPORT.
 The new registered office address
 Must be a Missouri address, PO Box alone is not acceptable. This section is not applicable for Banks, Trusts and Foreign Insurance.

OFFICERS	BOARD OF DIRECTORS
NAME AND PHYSICAL ADDRESS (P.O. BOX ALONE NOT ACCEPTABLE). (MUST LIST PRESIDENT AND SECRETARY BELOW) A	NAME AND PHYSICAL ADDRESS (P.O. BOX ALONE NOT ACCEPTABLE). (MUST LIST AT LEAST ONE DIRECTOR BELOW) B
<u>PRES</u> <u>Thomas A. Frese</u> (Required)	<u>NAME</u> <u>Thomas A. Frese</u> (Required)
STREET/RT <u>534 Sugar Loaf</u>	STREET/RT <u>534 Sugar Loaf</u>
CITY/STATE/ZIP <u>Quincy, Illinois 62305</u>	CITY/STATE/ZIP <u>Quincy, Illinois 62305</u>
<u>V-PRES</u> <u>Timothy Frese</u>	<u>NAME</u> <u>Timothy Frese</u>
STREET/RT <u>829 Springlake Drive</u>	STREET/RT <u>829 Springlake Drive</u>
<u>3</u> CITY/STATE/ZIP <u>Quincy, Illinois 62305</u>	CITY/STATE/ZIP <u>Quincy, Illinois 62305</u>
<u>SECY</u> <u>Timothy Frese</u> (Required)	<u>NAME</u> _____
STREET/RT <u>829 Springlake Drive</u>	STREET/RT _____
CITY/STATE/ZIP <u>Quincy, Illinois 62305</u>	CITY/STATE/ZIP _____
TREAS _____	NAME _____
STREET/RT _____	STREET/RT _____
CITY/STATE/ZIP _____	CITY/STATE/ZIP _____

NAMES AND ADDRESSES OF ALL OTHER OFFICERS AND DIRECTORS ARE ATTACHED

4 The undersigned understands that false statements made in this report are punishable for the crime of making a false declaration under Section 575.060 RSMo. Photocopy or stamped signature not acceptable. *

Authorized party or officer sign here [Signature] (Required)

Please print name and title of signer: Timothy Frese / Vice President
 NAME TITLE

REGISTRATION REPORT FEE IS:
 ___ \$45.00 If filed on or before 10/31
 ___ \$60.00 If filed on or before 11/30
 ___ \$75.00 If filed on or before 12/31
 ___ \$90.00 If filed on or before 1/31
 ADD AN ADDITIONAL \$25.00 FEE IF CHANGING THE RENEWAL MONTH.

WHEN THIS FORM IS ACCEPTED BY THE SECRETARY OF STATE,
 B State of Missouri
 F Annual Report - General Business 1 Page(s) DURE



T1024603043
 11023911510

REQUIRED INFORMATION MUST BE COMPLETE O
 MAKE CHECK PAYABLE
 RETURN COMPLETED REGISTRATION REPORT AND PAYMENT TO: Secretary of State, P.O. Box 1366, Jefferson City, MO 65102

CORPORATION WARRANTY DEED

The tax statements for the year 2010
and subsequent years shall be sent to:

J.L. Scrap Metals, Inc.
1601 N. 30th St.
Quincy, IL 62301

P.I.N. 19-0-0714-000-00 (pt)



8 0 0 9 6 0 1
Tx:4007075

2010R-10959

GEORGIA VOLM

ADAMS COUNTY CLERK/RECORDER

ADAMS COUNTY, ILLINOIS

RECORDED ON

11/01/2010 09:36 AM

REC FEE: 15.00

GIS RECORDER FEE: 1.00

GIS COUNTY FEE: 19.00

STATE REV STAMP: 400.00

CO REV STAMP: 200.00

RHSP HOUSING FEE: 10.00

LA#
0010655313
FIM, INC.
FDS FILE

THIS INDENTURE WITNESSETH, That the Grantor, **F.I.M., Inc.**, a Missouri corporation duly organized and existing under and by virtue of the laws of the State of Missouri and duly authorized to transact business in the State where the following described real estate is located, for and in consideration of One Dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, and pursuant to authority given by the Board of Directors of said corporation, **CONVEYS AND WARRANTS** to **J. L. Scrap Metals, Inc.**, an Illinois corporation, the following described real estate to-wit:

All of Lot 15 and all of Lot 16 and the South Thirty feet of vacated Larch Street that lies East of the Burlington Northern Santa Fe Industrial railroad tracks, being part of Maertz & Durant's Subdivision of the South Half of the Southwest Quarter of Section 30, Township 1 South, Range 8 West of the Fourth Principal Meridian, situated in the County of Adams, in the State of Illinois, described as follows:

Commencing at the Southeast corner of the Southwest Quarter of Section 30; thence South 89 degrees 13 minutes 10 seconds West along the South line of the Southwest Quarter, 590.96 feet to the East right-of-way line of the Burlington Northern Santa Fe Industrial railroad spur; thence North 00 degrees 57 minutes 58 seconds West along railroad right-of-way, 40.00 feet to the North right-of-way line of FAU Route 7800 (Kathernie Road, Locust Street) and the Point of Beginning; thence continuing along said railroad right-of-way North 00 degrees 57 minutes 58 seconds West 293.13 feet; thence continuing along said railroad right-of-way along a curve to the left having a radius of 742.00 feet a central angle of 07 degrees 00 minutes 50 seconds and an arc length of 90.83 feet with a chord bearing North 04 degrees 28 minutes 23 seconds West 90.78 feet to the Centerline of Larch Street of Maertz & Durant's Subdivision; thence North 89 degrees 11 minutes 54 seconds East along the Centerline of Larch Street, 557.23 feet to the West right-of-way line of County Highway 33 (North 30th Street); thence South 00 degrees 11 minutes 38 seconds East along said West right-of-way, 345.51 feet; thence continuing along said right-of-way South 45 degrees 13 minutes 32 seconds West, 45.38 feet; thence continuing along said right-of-way South 81 degrees 10 minutes 47 seconds West, 49.47 feet to the North right-of-way of FAU Route 7800 (Katherine Road, Locust Street); thence South 89 degrees 13 minutes 10 seconds West along said FAU Route 7800 right-of-way, 465.26 feet to the Point of Beginning, containing 4.821 acres exclusive of road right-of-way, all situated in the County of Adams in the State of Illinois, all as

per Plat of Survey prepared by Richard L. Leach, Professional Land Surveyor #035-003234 filed as Document No 2010R-10958 in the Office of the Adams County Recorder of Deeds

This conveyance is made subject to the following

- 1 General real estate taxes for 2010 and subsequent years
- 2 Covenants, conditions, restrictions, limitations, right of ways, easements and other matters apparent and of record
- 3 All applicable zoning laws and ordinances
- 4 An Agreement between Theodore C. Poling, as surviving Trustee and Otis Elevator Company, an Illinois corporation, dated May 19, 1910, pertaining to "Katherine Road" being a part of Locust Street extended set forth in Warranty Deed recorded in Book 293 of Deeds, at Page 186
- 5 An Agreement dated January 25, 1930, between Chicago, Burlington & Quincy Railroad Company and Otis Elevator Company, an Illinois corporation, pertaining to the ownership, maintenance and operation of trackage shown in red, dashed red and green upon Blueprint No. 67486 attached to and made a part thereof, including all Rights of Ways of said Chicago, Burlington & Quincy Railroad Company as provided in said Agreement and the ownership of said railroad company of the tracks and appurtenances, set forth in Book 293 of Deeds at page 186
- 6 Dedication of Right of Way for Public Road Purposes from Gardner Denver Company to the People of the State of Illinois filed in Book 7 of Right of Ways at page 272 as shown in Plat filed in Book 11 at Page 67 in the Office of the Recorder of Deeds in and for Adams County, Illinois
- 7 Resolution to Vacate portions of Larch, Turner and Wells Roads filed in Book 9 of Right of Ways at pages 470 and 471 as shown in Plat filed in Book 13 of Plats at page 110,
- 8 Dedication of Right of way for Public Road Purposes from Cooper Industries, Inc. to Adams County Highway Department recorded June 15, 1989 in Book 13 of Right of Ways at Page 15 in the Office of the Recorder of Deeds in and for Adams County, Illinois
- 9 Annexation Covenant filed in Book 91 of Miscellaneous Records at Page 999 in the Office of the Recorder of Deeds in and for Adams County, Illinois
- 10 Easements, restrictions, and other matters shown on Plat of Subdivision recorded in Book 15 of Plats, at Page 459 in the Office of the Recorder of Deeds in and for Adams County, Illinois

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its Vice President, and attested by its Secretary, this 28 day of October, 2010

F I M, Inc

By [Signature] President
President

ATTEST:

Christopher D. Schuering
Secretary

THIS IS A SPLIT OR DIVISION OF AN EXISTING PIECE

This Deed was prepared by:
Christopher D. Schuering
GOEHL, SCHUERING, CASSENS & BIER
506 Vermont Street, Quincy, IL 62301
(217) 224-2555

STATE OF ILLINOIS)
) SS.
COUNTY OF ADAMS)

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, do hereby certify that Thomas A. Frese, personally known to me to be the President of the Corporation who is the grantor, and Timothy J. Frese, personally known to me to be the Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary they signed and delivered the said instrument as President and Secretary of said corporation, and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 28 day of October, 2010.

Christopher D. Schuering
Notary Public



RECORD

LPC#0010655313

FIM, INC.

FBS FILE

CORPORATE WARRANTY DEED

THE GRANTOR, GARDNER DENVER MACHINERY INC., a Delaware corporation of Quincy, Illinois, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid and pursuant to authority given by the Board of Directors of said corporation, CONVEY and WARRANT to Grantee, FIM INCORPORATED, a Missouri corporation, the real estate set out on "Exhibit A" which is attached hereto and made a part hereof, subject to the following:

- (1) Rights of the public, the State of Illinois and the municipality in and to that part of the land, if any, taken, used, or dedicated for roads, streets, alleys or highways;
- (2) Rights of way for drainage ditches, drain tiles, feeders, laterals and underground pipes, if any;
- (3) Real estate taxes for the years 1993 and 1994, not yet due and payable, and subsequent years, which the Grantee herein assumes and agrees to pay;
- (4) An Agreement between Theodore C. Poling as Surviving Trustee and Otis Elevator Company, an Illinois corporation, dated May 19, 1910, pertaining to "Katherine Road" being a part of Locust Street extended set forth in Warranty Deed recorded in Book 293 of Deeds, at Page 186;
- (5) An Agreement dated January 25, 1930, between Chicago, Burlington & Quincy Railroad Company and Otis Elevator Company, an Illinois corporation, pertaining to the ownership, maintenance and operation of trackage shown in red, dashed red and green upon Blueprint No. 67486 attached to and made a part thereof, including all Rights of Ways of said Chicago, Burlington & Quincy Railroad Company as provided in said Agreement and the ownership of said railroad company of the tracks and appurtenances, set forth in Book 293 of Deeds, at Page 186;
- (6) Dedication of Right of Way for public roads from Gardner Denver Company to the State of Illinois, Division of Highways, recorded April 28, 1964, in Book 7 of Rights of Way, at Page 272; and
- (7) Dedication of Right of Way for public road purposes from Cooper Industries, Inc., to Adams County Highway Department recorded June 15, 1989, recorded in Book 13 of Rights of Way, at Page 15.

IN WITNESS WHEREOF, the Grantor has caused its name to be signed to these presents by its Vice President-Finance and attested to by its Secretary this day as set out below.

Dated this 5th day of August, 1994.

ATTEST:

GARDNER DENVER MACHINERY INC.,
a Delaware corporation,

By Helen Cornell
Helen Cornell
Its Secretary

By Harry Jefferson
Harry Jefferson
Its Vice President-Finance

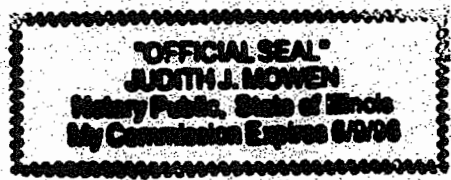
State of Illinois)
) SS.
County of Adams)

I, Judith J. Mowen, a Notary Public, in and for said County, do hereby certify that before me this day in person appeared Harry Jefferson and Helen Cornell, personally known to me to be the Vice President-Finance and Secretary, respectively, of Gardner Denver Machinery Inc., a Delaware corporation, acknowledged that they signed and delivered the foregoing instrument in their capacity herein set forth and pursuant to authority given them by the Board of Directors of said company and as the free and voluntary act of said corporation, and as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 5th day of August, 1994.

Judith J. Mowen
Notary Public

Deed prepared by:
Ted M. Niemann
Schmiedeskamp, Robertson,
Neu & Mitchell
525 Jersey Street
PO Box 1069
Quincy IL 62306
Telephone: (217) 223-3030



The tax statements for the year 1994 and subsequent years shall be sent to:

FIM Incorporated
711 South Front Street
Quincy IL 62301

24236

That part of Lots Thirteen (13) and Sixteen (16) which lies East of the Right of Way of the main switch track of the Chicago, Burlington & Quincy Railroad Company, and all of Lots Fourteen (14) and Fifteen (15) in Maertz & Durant's Subdivision of the South Half of the Southwest Quarter of Section Thirty (30) in Township One (1) South of the Base Line, Range Eight (8) West of the Fourth Principal Meridian, situated in the County of Adams, in the State of Illinois.

Jansen, David

From: Kropid, James
Sent: Monday, October 03, 2011 10:05 AM
To: Jansen, David
Subject: RE: PACER inquiry
Attachments: image001.png; image002.jpg

LAC# 0010655313
FIM, INC.
FDS FILE

Dave,

I can't find anything in any database indicating that either Fimco, Inc. or Thomas Frese ever filed for bankruptcy. I hope this helps.

James

From: Jansen, David
Sent: Friday, September 30, 2011 8:37 AM
To: Kropid, James
Cc: Mier, Jan
Subject: PACER inquiry

Could you tell me if the corporation listed below, FIMCO, Inc., or their President, Thomas Frese, is or has been in bankruptcy? They operate a junkyard in Quincy with open dumped tires on the ground. Thanks.

RECEIVED
CLERK'S OFFICE

NOV 23 2011

PROOF OF SERVICE

STATE OF ILLINOIS
Pollution Control Board

I hereby certify that I did on the 17th day of November 2011, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

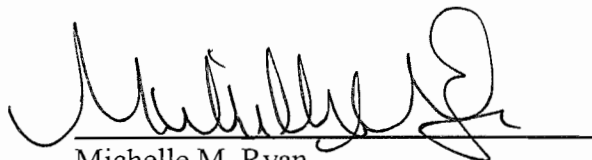
To: F.I.M., Inc.
711 South Front Street
Quincy, IL 62301

F.I.M., Inc.
Att: Thomas A. Frese, Registered Agent
1627 State Street
Quincy, IL 62301

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid

2 ORIGINAL

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



Michelle M. Ryan
Assistant Counsel

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