

August 8, 2013

Re: 17310 N. State Highway 78 Canton, Il

Illinois Environmental Protection Agency

Division of Legal Counsel

AC 44-4

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CLERK'S OFFICE
AUG 12 2013
STATE OF ILLINOIS
Pollution Control Board

Dear Sirs:

We are contesting the Administrative Citation that we received regarding our property at 17310 N. State Highway 78 Canton, Il. Mr. Robert Wagner came to our home in January 2013. He informed us that it had been reported that we had been burning. He said that we were not allowed to burn and that all burning must cease. He also alleged that we had begun a dump facility. My husband talked with Mr. Wagner and explained that he was not aware that we could not burn on our property. He also explained that we do not allow dumping on our property. No further burning has been done since Mr. Wagner first spoke to us. Mr. Wagner said that we needed to clean up the burn site as best we could and to submit dump receipts showing that debris had been taken to the landfill. He said that this needed to be completed by April 1, 2013. He did allow extra time as the charred remains had frozen to the ground over the winter. We did clean the burn site as best we could. We did have severe flooding in our area as well and were not able to drive our pickup truck through the yard to remove the charred remains until a later time. After mailing the landfill receipts to Mr. Wagner, we did not hear anything else from him. We felt that we had completed his requests. There has not been any open dumping by anyone on our property. The copied pictures that Mr. Wagner submitted show that nothing more has been burned on this property. I have actual photographs of the burn site as well as other areas of our property that I am submitting. I have also included a copied photo of the flooding on our property. We also received an additional citation from Mr. Wagner. This states that all open dumping and burning must cease. Again, the pictures show that there has not been any further burning and there never has been dumping. All waste has previously been removed. It states also to remove all used or waste tires. There are not any tires exposed outside. There are tires in the garage only. Mr. Wagner must have entered our property on June 7, 2013 without our permission. We have contacted the EPA for the consensual tire removal program that we recently learned about. The representative is coming to our home on August 13, 2013 at 10:00 a.m.. We do not agree to any fine. We did meet all of the requests made by Mr. Wagner. We are willing to answer any further questions that you may have. Thank you.

Mark and Cheryl Rogers





