

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
NOV 18 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
)
CHARLES WESSEL AND CL WESSEL)
HEAVY EQUIPMENT, INC.)
)
)
Respondents.)

AC 15-18
(IEPA No. 359-14-AC)

ORIGINAL

Notice of Filing and Certificate of Services

NOW COMES RONALD L. HAMM, Attorney for the Respondents and states that he has filed a Petition for Review of the citations filed and that a copy of said Petition has been sent to Legal Counsel for the EPA at 1021 North Grand Avenue East, PO Box 19726, Springfield, Illinois, 62794-9276, this 19th Day of November 2014.

By: Ronald L. Hamm
Ronald L. Hamm,
Attorney for the Respondents

RONALD L. HAMM
Attorney at Law
411 Hamilton Blvd., Suite 1020
Peoria, Illinois 61602
Telephone: (309) 370-5640
ARDC# 111 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

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CIVIL SERVICE
NOV 31 2014


STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
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)
CHARLES WESSEL AND CL WESSEL)
HEAVY EQUIPMENT, INC.)
)
)
Respondents.)

AC 15-18
(IEPA No. 359-14-AC)

ENTRY OF APPEARANCE

NOW COMES RONALD L. HAMM, Attorney at Law, and enters his appearance as Attorney for Respondents herein.

By: 
Ronald L. Hamm,
Attorney at Law

RONALD L. HAMM
Attorney at Law
411 Hamilton Blvd., Suite 1020
Peoria, Illinois 61602
Telephone: (309) 370-5640
ARDC# 111 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

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NOV 21 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
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)
CHARLES WESSEL AND CL WESSEL)
HEAVY EQUIPMENT, INC.)
)
)
Respondents.)

AC 15-18
(IEPA No. 359-14-AC)

Petition for Review

NOW COMES the Respondents by Attorney RONALD L. HAMM and as answer to the complaint herein states:

FACTS

Respondents admit the allegations of paragraphs:

- 1) That Charles Wessel is the current owner and CL Wessel Heavy Equipment, Inc. is the current operator (Respondent) of a facility located at 4301 North Main Street, East Peoria, Tazewell County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as CL Wessel Heavy Equipment Inc.
- 2) That said facility is designated with Site Code No. 1790200022.
- 3) That Respondents have owned/operated said facility at all times pertinent hereto.
- 4) That on September 14, 2014, Robert J. Wagner of the Illinois Environmental Protection Agency's (Illinois EPA) Peoria 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 of hereof.

5) That on 10-21-2014, the Illinois EPA sent this Administrative Citation via Certified Mail No. 7012 0470 0001 3000 51410 to Charles Wessel, and Certified Mail No. 7012 0470 0001 3000 5158 to CL Wessel Heavy Equipment Inc.

VIOLATIONS

- 1) Respondents deny the allegations in Paragraph 1.
- 2) Respondents deny the allegations in Paragraph 2.
- 3) Respondents deny the allegations in Paragraph 3.
- 4) Respondents states that the complained of items existed on the property when purchased.
- 5) Respondents states that prior to any burning a permit had been obtained. (Ex No. 1)

PRAYER

Respondents request that the Citation filed herein be dissolved.

By: 

Ronald L. Hamm,
Attorney for the Respondents

RONALD L. HAMM
Attorney at Law
411 Hamilton Blvd., Suite 1020
Peoria, Illinois 61602
Telephone: (309) 671-9701

EAST PEORIA FIRE DEPARTMENT PERMIT FOR OUTDOOR FIRE/OPEN BURNING

As per East Peoria City Ordinance No. 2227, and except as otherwise provided in said ordinance, express authorization for outdoor fires and open burning must be approved in writing and a permit issued by the Fire Chief, City of East Peoria.

Permission is hereby granted to the below named individual or business to openly burn the listed materials, subject to the following guidelines:

- 1) Permit is valid for 30 days effective 9/14/74
- 2) Burning is to be during the hours of daylight only.
- 3) No fire is to be left unattended.
- 4) Fires shall be of a size that can be controlled so as to not create a health or property hazard to adjoining buildings or structures by the communication of smoke or fire.
- 5) No building or structure shall be burned without first having secured a demolition permit in the manner provided by Title 4, Chapter 4, City Code, City of East Peoria.

PERMIT HOLDER:	<u>Randy Chapman</u>
LOCATION OF OPEN BURNING:	<u>4299 N. MAIN ST.</u>
MATERIALS TO BE BURNED:	<u>Brush</u>
RESPONSIBLE PARTY:	<u>SAME</u>
ADDRESS:	<u>SAME</u>
PHONE (HOME AND/OR CELL)	<u>231-4596</u>

Failure to comply with the above guidelines may result in revocation of this permit.

A/C [Signature]
East Peoria Fire Department

RONALD L. HAMM, LTD.

ATTORNEY AT LAW

ASSOCIATED BANK BUILDING

411 HAMILTON BOULEVARD, SUITE 1708 1020

PEORIA, ILLINOIS 61602

TELEPHONE 309-671-9701

FAX 309-676-5489

RECEIVED
CLERK'S OFFICE

NOV 23 2014

STATE OF ILLINOIS
Pollution Control Board

AC15-18

November 18, 2014

Clerk of the Illinois Pollution Board
State of Illinois Center
100 W Randolph / Suite 11-500
Chicago, IL 60601

Dear Sir or Madam:

Please find enclosed a Petition for Review, Entry of Appearance of Counsel and Notice of Filing and Certificate of Service in IEPA No. 359-14-AC.

Sincerely,



Ronald L. Hamm