

Exhibit 13



July 23, 2013

VIA HAND DELIVERY

Robert W. Bernoteit
Acting Manager, Permit Section
Illinois Environmental Protection Agency
Division of Air Pollution Control – MC #11
1021 North Grand Avenue East
PO Box 19276
Springfield, Illinois 67294-9276

RECEIVED
STATE OF ILLINOIS
JUL 23 2013
Environmental Protection Agency
BUREAU OF AIR

Re: Request for Revision to Revised Construction Permit
KCBX Terminals Company
10730 South Burley Avenue, Chicago, Illinois 60617
Permit No. 07050082 (Conveyor Addition Project)
Facility I.D. 031600GSF

Dear Mr. Bernoteit:

This letter is written on behalf of KCBX Terminals Company ("KCBX") to request that the Illinois Environmental Protection Agency ("Illinois EPA") revise the above-referenced revised construction permit ("Revised Construction Permit") issued to KCBX for the purpose of authorizing the proposed installation of certain additional conveyance and handling equipment as part of the Conveyor Addition Project at its facility located at 10730 South Burley Avenue, Chicago, IL 60617 (Facility I.D. No. 031600GSF) ("South Facility").

As background, the KCBX North Facility, located at 3259 East 100th Street, Chicago, IL 60617 (Facility I.D. No. 031600AHI) ("North Facility"), is currently operated pursuant to a Federally Enforceable State Operating Permit ("FESOP") that Illinois EPA issued on April 5, 2012. As discussed with you and your Staff on several occasions, KCBX intends to operate the South Facility and the North Facility as a single source, pursuant to either a single FESOP or separate FESOPs. There are pending applications for both the South Facility and the North Facility indicating KCBX's intent to accept limitations on emissions and production and/or operation of this new combined source such that potential emissions would not exceed major source applicability levels and, thereby, exclude the new combined source from requiring a CAAPP permit.

As you know, KCBX acquired the South Facility in late 2012, along with the transfer of coverage under a prior version of the Revised Construction Permit. Since that time, KCBX

Mr. Robert W. Bernoteit
July 23, 2013
Page 2

requested certain revisions to the Revised Construction Permit, which were included in a reissued permit, dated April 18, 2013. Also, since the acquisition and the progression of the construction at the South Facility, KCBX has discovered that the equipment included in the Conveyor Addition Project (and authorized by the Revised Construction Permit) will not allow KCBX to achieve the material handling and throughput rates envisioned for the facility, which rates are less than the rates established in Special Condition 14(a) – (c) of the Revised Construction Permit.

Instead, additional equipment consisting of ten (10) Portable Conveyors, one (1) Box Hopper and one (1) Stacker, all of which may be relocated from the North Facility, will be necessary to achieve the throughput contemplated for the Conveyor Addition Project, again, which throughput will be less than the 11,000,000 tons per year of coal and coke authorized in Special Condition 14(c)(1) of the Revised Construction Permit. Thus, KCBX is requesting revisions to page 1 of the Revised Construction Permit to allow the installation of this additional equipment. Finally, on this point, please note, that KCBX is not requesting any changes to the annual and monthly throughput limitations and/or the emission limitations in the Revised Construction Permit, and/or to the related testing, monitoring, recordkeeping and reporting requirements. Similarly, KCBX is not requesting any changes to any other applicable requirements in the Revised Construction Permit.

The following air permit application forms are included with this application:

APC-628
197-Fee
220-CAAPP

KCBX renews its prior requests for a meeting and/or telephone conference with the appropriate representatives at Illinois EPA for the purpose of discussing the changes to the Conveyor Addition Project and the requested revisions to the Revised Construction Permit.

Mr. Robert W. Bernoteit
July 23, 2013
Page 3

Finally, KCBX respectfully requests that it be allowed to review a draft of the revised construction permit prior to issuance. If you should have any questions, please do not hesitate to contact Mr. Terry Steinert at 316.828.7847.

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael Estadt', written over a horizontal line.

Michael Estadt
Operations Manager

Attachments

pc: Robb Layman, Esq. (via hand delivery; w/enclosures)
Jeff Culver, Esq. (via electronic mail; w/enclosures)
Terry Steinert (via electronic mail; w/enclosures)
Katherine D. Hodge, Esq. (via electronic mail; w/enclosures)



Illinois Environmental Protection Agency

Bureau of Air • 1021 North Grand Avenue East • P.O. Box 19506 • Springfield • Illinois • 62794-9506

FEE DETERMINATION FOR CONSTRUCTION PERMIT APPLICATION

FOR AGENCY USE ONLY			
ID Number: _____	Permit #: _____	Date Complete: _____	Account Name: _____
<input type="checkbox"/> Complete	<input type="checkbox"/> Incomplete		
Check Number: _____			

This form is to be used to supply fee information that must accompany all construction permit applications. This application must include payment in full to be deemed complete. Make check or money order payable to the Illinois Environmental Protection Agency, Division of Air Pollution Control - Permit Section at the above address. Do NOT send cash. Refer to instructions (197-INST) for assistance.

Source Information

- | | |
|---|--|
| 1. Source Name: <u>KCBX Terminals Company</u> | 3. Source ID #: (if applicable) <u>031600GSF</u> |
| 2. Project Name: <u>Conveyor Addition</u> | 5. Contact Phone #: <u>(773) 375-8974</u> |
| 4. Contact Name: <u>Michael Estadt</u> | |

Fee Determination

6. The boxes below are automatically calculated.

Section 1 Subtotal	\$0.00	+	Section 2, 3 or 4 Subtotal	\$10,000.00	=	\$10,000.00
						Grand Total

Section 1: Status of Source/Purpose of Submittal

7. Your application will fall under only one of the following five categories described below. Check the box that applies. Proceed to applicable sections. For purposes of this form:

- **Major Source** is a source that is required to obtain a CAAPP permit.
- **Synthetic Minor Source** is a source that has taken limits on potential to emit in a permit to avoid CAAPP permit requirements (e.g., FESOP).
- **Non-Major Source** is a source that is not a major or synthetic minor source.

- | | |
|---|--------------------|
| <input checked="" type="checkbox"/> Existing source without status change or with status change from synthetic minor to major source or vice versa. Proceed to Section 2. | |
| <input type="checkbox"/> Existing non-major source that will become synthetic minor to major source. Proceed to Section 4. | |
| <input type="checkbox"/> New major or synthetic minor source. Proceed to Section 4. | \$0.00 |
| <input type="checkbox"/> New non-major source. Proceed to Section 3. | Section 1 Subtotal |
| <input type="checkbox"/> AGENCY ERROR. If this is a timely request to correct an issued permit that involves only an agency error and if the request is received within the deadline for a permit appeal to the Pollution Control Board. Skip Sections 2, 3 and 4. Proceed directly to Section 5. | |

This agency is authorized to require and you must disclose this information under 415 ILCS 5/39. Failure to do so could result in the application being denied and penalties under 415 ILCS 5 ET SEQ. It is not necessary to use this form in providing this information. This form has been approved by the forms management center.

Section 2: Special Case Filing Fee

8. **Filing Fee.** If the application only addresses one or more of the following, check the appropriate boxes, skip Sections 3 and 4 and proceed directly to Section 5. Otherwise, proceed to Section 3 or 4 as appropriate.

- | | |
|---|--------|
| Addition or replacement of control devices on permitted units. | |
| Pilot projects/trial burns by a permitted unit | |
| Land remediation projects | \$0.00 |
| Revisions related to methodology or timing for emission testing | |
| Minor administrative-type change to a permit | |

Section 3: Fees for Current or Projected Non-Major Sources

- 9. This application consists of a single new emission unit or no more than two modified emission units. (\$500 fee) 9. _____
- 10. This application consists of more than one new emission unit or more than two modified units. (\$1,000 fee) 10. _____
- 11. This application consists of a new source or emission unit subject to Section 39.2 of the Act (i.e., Local Siting Review); a commercial incinerator or a municipal waste, hazardous waste, or waste tire incinerator; a commercial power generator; or an emission unit designated as a complex source by agency rulemaking. (\$15,000 fee) 11. \$0.00
- 12. A public hearing is held (see instructions). (\$10,000 fee) 12. _____
- 13. Section 3 subtotal. (lines 9 through 12 - entered on page 1) 13. \$0.00

Section 4: Fees for Current or Projected Major or Synthetic Minor Sources

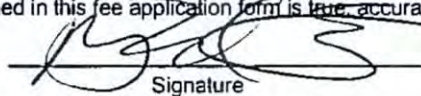
Application contains modified emission units only	14. For the first modified emission unit, enter \$2,000.	
	15. Number of additional modified emission units = _____ x \$1,000.	15. <u>\$0.00</u>
	16. Line 14 plus line 15, or \$5,000, whichever is less.	16. <u>\$0.00</u>
Application contains new and/or modified emission units	17. For the first new emission unit, enter \$4,000.	17. <u>\$4,000.00</u>
	18. Number of additional new and/or modified emission units = <u>11</u> x \$1,000.	18. <u>\$11,000.00</u>
	19. Line 17 plus line 18, or \$10,000, whichever is less.	19. <u>\$10,000.00</u>
Application contains netting exercise	20. Number of individual pollutants that rely on a netting exercise or contemporaneous emissions decrease to avoid application of PSD or nonattainment area NSR = _____ x \$3,000.	20. <u>\$0.00</u>
Additional Supplemental Fees	21. If the new source or emission unit is subject to Section 39.2 of the Act (i.e. siting); a commercial incinerator or other municipal waste, hazardous waste, or waste tire incinerator; a commercial power generator; or one or more other emission units designated as a complex source by Agency rulemaking, enter \$25,000.	21. _____
	22. If the source is a new major source subject to PSD, enter \$12,000.	22. _____
	23. If the project is a major modification subject to PSD, enter \$6,000.	23. _____
	24. If this is a new major source subject to nonattainment area (NAA) NSR, enter \$20,000.	24. _____
	25. If this is a major modification subject to NAA NSR, enter \$25,000.	25. _____
	26. If the application involves a determination of MACT for a pollutant and the project is not subject to BACT or LAER for the related pollutant under PSD or NSR (e.g., VOM for organic HAP), enter \$5,000 per unit for which a determination is requested or otherwise required. _____ x \$5,000.	26. <u>\$0.00</u>
27. If a public hearing is held (see instructions), enter \$10,000.	27. _____	
28. Section 4 subtotal (line 16 and lines 19 through 28) to be entered on page 1		28. <u>\$10,000.00</u>

Section 5: Certification

NOTE: Applications without a signed certification will be deemed incomplete.

29. I certify under penalty of law that, based on information and belief formed after reasonable inquiry, the information contained in this fee application form is true, accurate and complete.

by: _____



Signature

Michael Estadt

Typed or Printed Name of Signatory

Operations Manager

Title of Signatory

7/18/2013

Date



Illinois Environmental Protection Agency
 Division Of Air Pollution Control -- Permit Section
 P.O. Box 19506
 Springfield, Illinois 62794-9506

Construction Permit Application For a FESOP Source (FORM APC628)	For Illinois EPA use only
	BOA ID No.:
	Application No.:
Date Received:	

This form is to be used to supply information to obtain a construction permit for a proposed project involving a Federally Enforceable State Operating Permit (FESOP) or Synthetic Minor source, including construction of a new FESOP source. Other necessary information must accompany this form as discussed in the "General Instructions For Permit Applications," Form APC-201.

Proposed Project	
1. Working Name of Proposed Project: Conveyor Addition	
2. Is the project occurring at a source that already has a permit from the Bureau of Air (BOA)? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, provide BOA ID Number: <u>031600GSF</u>	
3. Does this application request a revision to an existing construction permit issued by the BOA? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, provide Permit Number: <u>07050082</u>	
4. Does this application request that the new/modified emission units be incorporated into an existing FESOP Issued by the BOA? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, provide Permit Number: _____	

Source Information		
5. Source name:* KCBX Terminals Company		
6. Source street address:* 10730 South Burley Avenue		
7. City: Chicago	8. County: Cook	9. Zip code: 60617
ONLY COMPLETE THE FOLLOWING FOR A SOURCE WITHOUT AN ID NUMBER.		
10. Is the source located within city limits? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, provide Township Name: _____		
11. Description of source and product(s) produced:		12. Primary Classification Code of source: SIC: <u>4491</u> or NAICS: _____
13. Latitude (DD:MM:SS.SSSS):		14. Longitude (DD:MM:SS.SSSS):

* If this information different than previous information, then complete a new Form 200-CAAPP to change the source name in Initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

Applicant Information	
15. Who is the applicant? <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator	16. All correspondence to: (check one) <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Source
17. Applicant's FEIN: 48-1082551	18. Attention name and/or title for written correspondence: Michael Estadt, Operations Manager

This Agency is authorized to require and you must disclose this information under 415 ILCS 5/39. Failure to do so could result in the application being denied and penalties under 415 ILCS 5 et seq. It is not necessary to use this form in providing this information. This form has been approved by the forms management center.

Owner Information*		
19. Name: KM Railways, LLC		
20. Address: 4111 East 37th Street North		
21. City: Wichita	22. State: Kansas	23. Zip code: 67220

* If this information different than previous information, then complete Form 272-CAAPP for a Request for Ownership Change for CAAPP Permit for an initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

Operator Information (If Different from Owner)*		
24. Name KCBX Terminals Company		
25. Address: 10730 South Burley Avenue		
26. City: Chicago	27. State: Illinois	28. Zip code: 60617

* If this information different than previous information, then complete a new Form 200-CAAPP to change the source name in initial FESOP application for the source or Form APC-620 for Air Permit Name and/or Ownership Change if the FESOP has been previously issued.

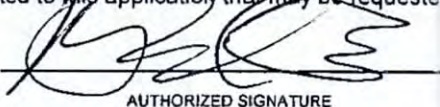
Technical Contacts for Application	
29. Preferred technical contact: (check one) <input checked="" type="checkbox"/> Applicant's contact <input type="checkbox"/> Consultant	
30. Applicant's technical contact person for application: Terry Stelnert	
31. Contact person's telephone number (316) 828-7847	32. Contact person's email address: STEINE3T@KOCHIND.COM
33. Applicant's consultant for application: N/A	
34. Consultant's telephone number: N/A	35. Consultant's email address: N/A

Review Of Contents of the Application	
36. Is the emission unit covered by this application already constructed? If "yes", provide the date construction was completed:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Note: The Illinois EPA is unable to issue a construction permit for a emission unit that has already been constructed.	
37. Does the application include a narrative description of the proposed project?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
38. Does the application contain a list or summary that clearly identifies the emission units and air pollution control equipment that are part of the project?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
39. Does the application include process flow diagram(s) for the project showing new and modified emission units and control equipment and related existing equipment and their relationships?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
40. If the project is at a source that has not previously received a permit from the BOA, does the application include a source description, plot plan and site map?	<input type="checkbox"/> Yes <input type="checkbox"/> No N/A

Review Of Contents of the Application (continued)	
41. Does the application include relevant information for the proposed project as requested on Illinois EPA, BOA application forms (or otherwise contain all the relevant information)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
42. Does the application identify and address all applicable or potentially applicable emissions standards, including: a. State emission standards (35 IAC Chapter I, Subtitle B); b. Federal New Source Performance Standards (40 CFR Part 60); c. Federal standards for HAPs (40 CFR Parts 61 and 63)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
43. Does the application address whether the proposed project or the source could be a major project for Prevention of Significant Deterioration (PSD), 40 CFR 52.21?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
44. Does the application address for which pollutant(s) the proposed project or the source could be a major project for PSD, 40 CFR 52.21?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
45. Does the application address whether the proposed project or the source could be a major project for "Nonattainment New Source Review," (NA NSR), 35 IAC Part 203?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
46. Does the application address for which pollutant(s) the proposed project or the source could be a major project for NA NSR, 35 IAC Part 203?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
47. Does the application address whether the proposed project or the source could potentially be subject to federal Maximum Achievable Control Technology (MACT) standard under 40 CFR Part 63 for Hazardous Air Pollutants (HAP) and identify the standard that could be applicable?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Source not major <input checked="" type="checkbox"/> Project not major <input checked="" type="checkbox"/>
48. Does the application identify the HAP(s) from the proposed project or the source that would trigger the applicability of a MACT standard under 40 CFR Part 63?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
49. Does the application include a summary of the current and the future potential emissions of the source after the proposed project has been completed for each criteria air pollutant and/or HAP (tons/year)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A* * Applicability of PSD, NA NSR or 40 CFR 63 not applicable to the source's emissions.
50. Does the application include a summary of the requested permitted annual emissions of the proposed project for the new and modified emission units (tons/year)?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Project does not involve an increase in emissions from new or modified emission units.
51. Does the application include a summary of the requested permitted production, throughput, fuel, or raw material usage limits that correspond to the annual emissions limits of the proposed project for the new and modified emission units?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * Project does not involve an increase in emissions from new or modified emission units.
52. Does the application include sample calculations or methodology for the emission estimations and the requested emission limits?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
53. Does the application address the relationships with and implications of the proposed project for the source's FESOP?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* *FESOP not yet issued.
54. If the application contains information that is considered a TRADE SECRET, has such information been properly marked and claimed and other requirements to perfect such a claim been satisfied in accordance with 35 IAC Part 130?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A* * No information in the application is claimed to be a TRADE SECRET
Note: *Claimed information will not be legally protected from disclosure to the public if it is not properly claimed or does not qualify as trade secret information.	

Review Of Contents of the Application (continued)	
55. If the source is located in a county other than Cook County, are two separate copies of this application being submitted?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
56. If the source is located in Cook County, are three separate copies of this application being submitted?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
57. Does the application include a completed "FEE DETERMINATION FOR CONSTRUCTION PERMIT APPLICATION," Form 197-FEE, for the emission units and control equipment for which a permit for construction or modification is being sought?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
58. Does the application include a check in the proper amount for payment of the Construction permit fee?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Note: Answering "No" to Items 36 through 58 may result in the application being deemed incomplete.

Signature Block	
Pursuant to 35 IAC 201.159, all applications and supplements thereto shall be signed by the owner and operator of the source, or their authorized agent, and shall be accompanied by evidence of authority to sign the application. Applications without a signed certification will be deemed incomplete.	
59. Authorized Signature:	
I certify under penalty of law that, based on information and belief formed after reasonable inquiry, the statements and information contained in this application are true, accurate and complete and that I am a responsible official for the source, as defined by Section 39.5(1) of the Environmental Protection Act. In addition, the technical contact person identified above is authorized to submit (by hard copy and/or by electronic copy) any supplemental information related to this application that may be requested by the Illinois EPA.	
BY: 	Operations Manager
AUTHORIZED SIGNATURE	TITLE OF SIGNATORY
Michael Estadt	7/18/2013
TYPED OR PRINTED NAME OF SIGNATORY	DATE



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 DIVISION OF AIR POLLUTION CONTROL -- PERMIT SECTION
 P.O. BOX 19506
 SPRINGFIELD, ILLINOIS 62794-9506

FOR APPLICANT'S USE	
Revision #:	_____
Date:	___ / ___ / ___
Page	_____ of _____
Source Designation:	_____

PROCESS EMISSION UNIT DATA AND INFORMATION	FOR AGENCY USE ONLY
	ID NUMBER:
	EMISSION POINT #:
	DATE:

SOURCE INFORMATION	
1) SOURCE NAME: KCBX Terminals Company	
2) DATE FORM PREPARED: 7/18/2013	3) SOURCE ID NO. (IF KNOWN): 031600GSF

GENERAL INFORMATION	
4) NAME OF EMISSION UNIT: Additional conveyance and handling equipment - Ten additional portable conveyors, one Box Hopper, one Stacker	
5) NAME OF PROCESS: Material Handling	
6) DESCRIPTION OF PROCESS: Handling of coal and pet coke	
7) DESCRIPTION OF ITEM OR MATERIAL PRODUCED OR ACTIVITY ACCOMPLISHED: Material transfer station	
8) FLOW DIAGRAM DESIGNATION OF EMISSION UNIT: See figure 1 in initial application	
9) MANUFACTURER OF EMISSION UNIT (IF KNOWN): To Be Determined	
10) MODEL NUMBER (IF KNOWN): To Be Determined	11) SERIAL NUMBER (IF KNOWN): To Be Determined
12) DATES OF COMMENCING CONSTRUCTION, OPERATION AND/OR MOST RECENT MODIFICATION OF THIS EMISSION UNIT (ACTUAL OR PLANNED)	a) CONSTRUCTION (MONTH/YEAR): Upon issuance of permit
	b) OPERATION (MONTH/YEAR): Upon issuance of permit
	c) LATEST MODIFICATION (MONTH/YEAR): N/A
13) DESCRIPTION OF MODIFICATION (IF APPLICABLE): N/A	

THIS AGENCY IS AUTHORIZED TO REQUIRE THIS INFORMATION UNDER ILLINOIS REVISED STATUTES, 1991, AS AMENDED 1992, CHAPTER 111 1/2, PAR. 1039.5. DISCLOSURE OF THIS INFORMATION IS REQUIRED UNDER THAT SECTION. FAILURE TO DO SO MAY PREVENT THIS FORM FROM BEING PROCESSED AND COULD RESULT IN THE APPLICATION BEING DENIED. THIS FORM HAS BEEN APPROVED BY THE FORMS MANAGEMENT CENTER.

APPLICATION PAGE _____

Printed on Recycled Paper
220-CAAPP

FOR APPLICANT'S USE

14) DOES THE EMISSION UNIT HAVE MORE THAN ONE MODE OF OPERATION? YES NO
 IF YES, EXPLAIN AND IDENTIFY WHICH MODE IS COVERED BY THIS FORM (NOTE: A SEPARATE PROCESS EMISSION UNIT FORM 220-CAAPP MUST BE COMPLETED FOR EACH MODE):

15) PROVIDE THE NAME AND DESIGNATION OF ALL AIR POLLUTION CONTROL EQUIPMENT CONTROLLING THIS EMISSION UNIT, IF APPLICABLE (FORM 260-CAAPP AND THE APPROPRIATE 260-CAAPP ADDENDUM FORM MUST BE COMPLETED FOR EACH ITEM OF AIR POLLUTION CONTROL EQUIPMENT):
 None, although water suppression is used to control fugitive particulate emissions.

16) WILL EMISSIONS DURING STARTUP EXCEED EITHER THE ALLOWABLE EMISSION RATE PURSUANT TO A SPECIFIC RULE, OR THE ALLOWABLE EMISSION LIMIT AS ESTABLISHED BY AN EXISTING OR PROPOSED PERMIT CONDITION? YES NO
 IF YES, COMPLETE AND ATTACH FORM 203-CAAPP, "REQUEST TO OPERATE WITH EXCESS EMISSIONS DURING STARTUP OF EQUIPMENT".

17) PROVIDE ANY LIMITATIONS ON SOURCE OPERATION AFFECTING EMISSIONS OR ANY WORK PRACTICE STANDARDS (E.G., ONLY ONE UNIT IS OPERATED AT A TIME):
 The source has limited its material throughput per year to obtain a FESOP.

OPERATING INFORMATION

18) ATTACH THE CALCULATIONS, TO THE EXTENT THEY ARE AIR EMISSION RELATED, FROM WHICH THE FOLLOWING OPERATING INFORMATION, MATERIAL USAGE INFORMATION AND FUEL USAGE DATA WERE BASED AND LABEL AS EXHIBIT 220-1. REFER TO SPECIAL NOTES OF FORM 202-CAAPP.

19a) MAXIMUM OPERATING HOURS	HOURS/DAY: 12	DAYS/WEEK: 7	WEEKS/YEAR: 50	
b) TYPICAL OPERATING HOURS	HOURS/DAY: 12	DAYS/WEEK: 5.2	WEEKS/YEAR: 50	
20) ANNUAL THROUGHPUT	DEC-FEB(%): 25	MAR-MAY(%): 25	JUN-AUG(%): 25	SEP-NOV(%): 25

MATERIAL USAGE INFORMATION

21a) RAW MATERIALS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR
See Tables 5 & 6 in initial application				

21b) PRODUCTS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR

21c) BY-PRODUCT MATERIALS	MAXIMUM RATES		TYPICAL RATES	
	LBS/HR	TONS/YEAR	LBS/HR	TONS/YEAR

FUEL USAGE DATA		
22a) MAXIMUM FIRING RATE (MILLION BTU/HR):	b) TYPICAL FIRING RATE (MILLION BTU/HR):	c) DESIGN CAPACITY FIRING RATE (MILLION BTU/HR):
d) FUEL TYPE: <input type="checkbox"/> NATURAL GAS <input type="checkbox"/> FUEL OIL: GRADE NUMBER _____ <input type="checkbox"/> COAL <input type="checkbox"/> OTHER _____ IF MORE THAN ONE FUEL IS USED, ATTACH AN EXPLANATION AND LABEL AS EXHIBIT 220-2.		
e) TYPICAL HEAT CONTENT OF FUEL (BTU/LB, BTU/GAL OR BTU/SCF):	f) TYPICAL SULFUR CONTENT (WT %, NA FOR NATURAL GAS):	
g) TYPICAL ASH CONTENT (WT %, NA FOR NATURAL GAS):	h) ANNUAL FUEL USAGE (SPECIFY UNITS, E.G., SCF/YEAR, GAL/YEAR, TON/YEAR):	
23) ARE COMBUSTION EMISSIONS DUCTED TO THE SAME STACK OR CONTROL AS PROCESS UNIT EMISSIONS? <input type="checkbox"/> YES <input type="checkbox"/> NO IF NO, IDENTIFY THE EXHAUST POINT FOR COMBUSTION EMISSIONS:		

See Narrative, Section 1.0 in initial application

APPLICABLE RULES			
24) PROVIDE ANY SPECIFIC EMISSION STANDARD(S) AND LIMITATION(S) SET BY RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT (E.G., VOM, IAC 218.204(4), 3.5 LBS/GAL): REGULATED AIR POLLUTANT(S)	EMISSION STANDARD(S)	REQUIREMENT(S)	
25) PROVIDE ANY SPECIFIC RECORDKEEPING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT: REGULATED AIR POLLUTANT(S)	RECORDKEEPING RULE(S)	REQUIREMENT(S)	
26) PROVIDE ANY SPECIFIC REPORTING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT: REGULATED AIR POLLUTANT(S)	REPORTING RULE(S)	REQUIREMENT(S)	
27) PROVIDE ANY SPECIFIC MONITORING RULE(S) WHICH ARE APPLICABLE TO THIS EMISSION UNIT: REGULATED AIR POLLUTANT(S)	MONITORING RULE(S)	REQUIREMENT(S)	
28) PROVIDE ANY SPECIFIC TESTING RULES AND/OR PROCEDURES WHICH ARE APPLICABLE TO THIS EMISSION UNIT: REGULATED AIR POLLUTANT(S)	TESTING RULE(S)	REQUIREMENT(S)	

29) DOES THE EMISSION UNIT QUALIFY FOR AN EXEMPTION FROM AN OTHERWISE APPLICABLE RULE? YES NO

IF YES, THEN LIST BOTH THE RULE FROM WHICH IT IS EXEMPT AND THE RULE WHICH ALLOWS THE EXEMPTION. PROVIDE A DETAILED EXPLANATION JUSTIFYING THE EXEMPTION. INCLUDE DETAILED SUPPORTING DATA AND CALCULATIONS. ATTACH AND LABEL AS EXHIBIT 220-3, OR REFER TO OTHER ATTACHMENT(S) WHICH ADDRESS AND JUSTIFY THIS EXEMPTION.

COMPLIANCE INFORMATION

30) IS THE EMISSION UNIT IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS? YES NO

IF NO, THEN FORM 294-CAAPP "COMPLIANCE PLAN/SCHEDULE OF COMPLIANCE -- ADDENDUM FOR NON COMPLYING EMISSION UNITS" MUST BE COMPLETED AND SUBMITTED WITH THIS APPLICATION.

31) EXPLANATION OF HOW INITIAL COMPLIANCE IS TO BE, OR WAS PREVIOUSLY, DEMONSTRATED:

See Narrative, Section 1.0 in initial application.

32) EXPLANATION OF HOW ONGOING COMPLIANCE WILL BE DEMONSTRATED:

See Narrative, Section 1.0 in initial application.

TESTING, MONITORING, RECORDKEEPING AND REPORTING

33a) LIST THE PARAMETERS THAT RELATE TO AIR EMISSIONS FOR WHICH RECORDS ARE BEING MAINTAINED TO DETERMINE FEES, RULE APPLICABILITY OR COMPLIANCE. INCLUDE THE UNIT OF MEASUREMENT, THE METHOD OF MEASUREMENT, AND THE FREQUENCY OF SUCH RECORDS (E.G., HOURLY, DAILY, WEEKLY):

PARAMETER	UNIT OF MEASUREMENT	METHOD OF MEASUREMENT	FREQUENCY
Visible Emissions	Percent Opacity	Method 9	Upon request by the Agency

33b) BRIEFLY DESCRIBE THE METHOD BY WHICH RECORDS WILL BE CREATED AND MAINTAINED. FOR EACH RECORDED PARAMETER INCLUDE THE METHOD OF RECORDKEEPING, TITLE OF PERSON RESPONSIBLE FOR RECORDKEEPING, AND TITLE OF PERSON TO CONTACT FOR REVIEW OF RECORDS:

PARAMETER	METHOD OF RECORDKEEPING	TITLE OF PERSON RESPONSIBLE	TITLE OF CONTACT PERSON
Throughput	Log Book	Operations Manager	Operations Manager

c) IS COMPLIANCE OF THE EMISSION UNIT READILY DEMONSTRATED BY REVIEW OF THE RECORDS? YES NO
 IF NO, EXPLAIN:

d) ARE ALL RECORDS READILY AVAILABLE FOR INSPECTION, COPYING AND SUBMITTAL TO THE AGENCY UPON REQUEST? YES NO
 IF NO, EXPLAIN:

34a) DESCRIBE ANY MONITORS OR MONITORING ACTIVITIES USED TO DETERMINE FEES, RULE APPLICABILITY OR COMPLIANCE:
 N/A

b) WHAT PARAMETER(S) IS(ARE) BEING MONITORED (E.G., VOM EMISSIONS TO ATMOSPHERE)?
 N/A

c) DESCRIBE THE LOCATION OF EACH MONITOR (E.G., IN STACK MONITOR 3 FEET FROM EXIT):
 N/A

34d) IS EACH MONITOR EQUIPPED WITH A RECORDING DEVICE? YES NO
 IF NO, LIST ALL MONITORS WITHOUT A RECORDING DEVICE:
 N/A

e) IS EACH MONITOR REVIEWED FOR ACCURACY ON AT LEAST A QUARTERLY BASIS? YES NO
 IF NO, EXPLAIN:
 N/A

f) IS EACH MONITOR OPERATED AT ALL TIMES THE ASSOCIATED EMISSION UNIT IS IN OPERATION? YES NO
 IF NO, EXPLAIN:
 N/A

35) PROVIDE INFORMATION ON THE MOST RECENT TESTS, IF ANY, IN WHICH THE RESULTS ARE USED FOR PURPOSES OF THE DETERMINATION OF FEES, RULE APPLICABILITY OR COMPLIANCE. INCLUDE THE TEST DATE, TEST METHOD USED, TESTING COMPANY, OPERATING CONDITIONS EXISTING DURING THE TEST AND A SUMMARY OF RESULTS. IF ADDITIONAL SPACE IS NEEDED, ATTACH AND LABEL AS EXHIBIT 220-4:

TEST DATE	TEST METHOD	TESTING COMPANY	OPERATING CONDITIONS	SUMMARY OF RESULTS
	N/A			

36) DESCRIBE ALL REPORTING REQUIREMENTS AND PROVIDE THE TITLE AND FREQUENCY OF REPORT SUBMITTALS TO THE AGENCY:

REPORTING REQUIREMENTS	TITLE OF REPORT	FREQUENCY

See Tables 1-12 in initial application

(37) EMISSION INFORMATION													
REGULATED AIR POLLUTANT	<input type="checkbox"/> 1 ACTUAL EMISSION RATE <input type="checkbox"/> 1 UNCONTROLLED EMISSION RATE		3 OTHER TERMS				4 DM		5 RATE (UNITS)			2 PERMITTED EMISSION RATE	
	LBS PER HOUR (LBS/HR)	TONS PER YEAR (TONS/YR)	3 OTHER TERMS	3 OTHER TERMS	3 OTHER TERMS	4 DM	5 RATE (UNITS)	APPLICABLE RULES	TONS PER YEAR (TONS/YR)	RATE (UNITS)	TONS PER YEAR (TONS/YR)		
CARBON MONOXIDE (CO)	MAXIMUM:						()						
	TYPICAL:						()						
LEAD	MAXIMUM:						()						
	TYPICAL:						()						
NITROGEN OXIDES (NOx)	MAXIMUM:						()						
	TYPICAL:						()						
PARTICULATE MATTER (PART)	MAXIMUM:						()						
	TYPICAL:						()						
PARTICULATE MATTER <= 10 MICROMETERS (PM10)	MAXIMUM:						()						
	TYPICAL:						()						
SULFUR DIOXIDE (SO2)	MAXIMUM:						()						
	TYPICAL:						()						
VOLATILE ORGANIC MATERIAL (VOM)	MAXIMUM:						()						
	TYPICAL:						()						
OTHER, SPECIFY:	MAXIMUM:						()						
	TYPICAL:						()						
EXAMPLE: PARTICULATE MATTER	MAXIMUM:	5.00	21.9	0.3 GR/DSCF			6.0 (LBS/HR)	212.321	26.28	5.5 LBS/HR	22		
	TYPICAL:	4.00	14.4	0.24 GR/DSCF			5.5 (LBS/HR)	212.321	19.80				

IMPORTANT: ATTACH CALCULATIONS, TO THE EXTENT THEY ARE AIR EMISSIONS RELATED, ON WHICH EMISSIONS WERE DETERMINED AND LABEL AS EXHIBIT 220-5.

- 1 CHECK UNCONTROLLED EMISSION RATE BOX IF CONTROL EQUIPMENT IS USED, OTHERWISE CHECK AND PROVIDE THE ACTUAL EMISSION RATE TO ATMOSPHERE, INCLUDING INDOORS. SEE INSTRUCTIONS.
- 2 PROVIDE THE EMISSION RATE THAT WILL BE USED AS A PERMIT SPECIAL CONDITION. THIS LIMIT WILL BE USED TO DETERMINE THE PERMIT FEE.
- 3 PLEASE PROVIDE ANY OTHER EMISSION RATE WHICH IS COMMONLY USED, REQUIRED BY A SPECIFIC LIMITATION OR THAT WAS MEASURED (E.G. PPM, GR/DSCF, ETC.)
- 4 DM - DETERMINATION METHOD: 1) STACK TEST, 2) MATERIAL BALANCE, 3) STANDARD EMISSION FACTOR (AP-42 OR AIRS), 4) ENGINEERING ESTIMATE, 5) SPECIAL EMISSION FACTOR (NOT AP-42 OR AIRS)
- 5 RATE - ALLOWABLE EMISSION RATE SPECIFIED BY MOST STRINGENT APPLICABLE RULE.

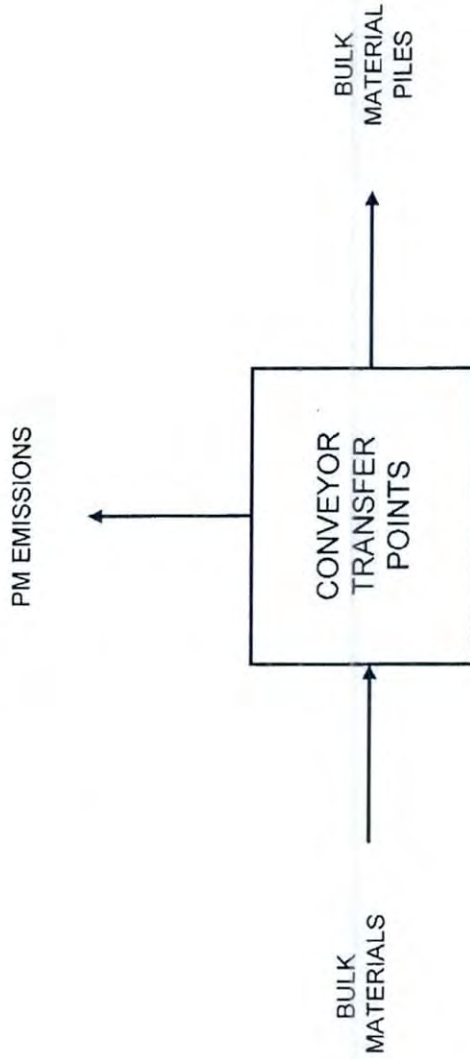
APPLICATION PAGE
 Printed on Recycled Paper
 220-CAAPP

N/A

(38) HAZARDOUS AIR POLLUTANT EMISSION INFORMATION											
NAME OF HAP EMITTED	² CAS NUMBER	<input type="checkbox"/> ¹ ACTUAL EMISSION RATE <input type="checkbox"/> ¹ UNCONTROLLED EMISSION RATE								ALLOWABLE BY RULE	
		POUNDS PER HOUR (LBS/HR)	TONS PER YEAR (TONS/YR)	³ OTHER TERMS	⁴ DM	⁵ RATE OR STANDARD	APPLICABLE RULE				
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
		MAXIMUM:									
		TYPICAL:									
EXAMPLE: Benzene	71432	MAXIMUM:	10.0	1.2						98% by wt control device	CFR 61
		TYPICAL:	8.0	0.8						leak-tight trucks	61.302(b),(d)

IMPORTANT: ATTACH CALCULATIONS, TO THE EXTENT THEY ARE AIR EMISSIONS RELATED, ON WHICH EMISSIONS WERE DETERMINED AND LABEL AS EXHIBIT 220-6.
¹ PROVIDE UNCONTROLLED EMISSIONS IF CONTROL EQUIPMENT IS USED. OTHERWISE, PROVIDE ACTUAL EMISSIONS TO THE ATMOSPHERE, INCLUDING INDOORS. CHECK BOX TO SPECIFY.
² CAS - CHEMICAL ABSTRACT SERVICE NUMBER
³ PLEASE PROVIDE ANY OTHER EMISSION RATE WHICH IS COMMONLY USED, REQUIRED BY A SPECIFIC LIMITATION OR THAT WAS MEASURED (E.G., PPM, GR/DSCF, ETC.).
⁴ DM - DETERMINATION METHOD: 1) STACK TEST, 2) MATERIAL BALANCE, 3) STANDARD EMISSION FACTOR (AP-42 OR AIRS), 4) ENGINEERING ESTIMATE, 5) SPECIAL EMISSION FACTOR (NOT AP-42 OR AIRS).
⁵ RATE - ALLOWABLE EMISSION RATE OR STANDARD SPECIFIED BY MOST STRINGENT APPLICABLE RULE.

EXHAUST POINT INFORMATION		
THIS SECTION SHOULD NOT BE COMPLETED IF EMISSIONS ARE EXHAUSTED THROUGH AIR POLLUTION CONTROL EQUIPMENT.		
39) FLOW DIAGRAM DESIGNATION OF EXHAUST POINT: See figure 1 in initial application		
40) DESCRIPTION OF EXHAUST POINT (STACK, VENT, ROOF MONITOR, INDOORS, ETC.). IF THE EXHAUST POINT DISCHARGES INDOORS, DO NOT COMPLETE THE REMAINING ITEMS. Varies		
41) DISTANCE TO NEAREST PLANT BOUNDARY FROM EXHAUST POINT DISCHARGE (FT): Varies		
42) DISCHARGE HEIGHT ABOVE GRADE (FT): Varies		
43) GOOD ENGINEERING PRACTICE (GEP) HEIGHT, IF KNOWN (FT):		
44) DIAMETER OF EXHAUST POINT (FT): NOTE: FOR A NON CIRCULAR EXHAUST POINT, THE DIAMETER IS 1.128 TIMES THE SQUARE ROOT OF THE AREA. N/A		
45) EXIT GAS FLOW RATE	a) MAXIMUM (ACFM): N/A	b) TYPICAL (ACFM): N/A
46) EXIT GAS TEMPERATURE	a) MAXIMUM (°F): N/A	b) TYPICAL (°F): N/A
47) DIRECTION OF EXHAUST (VERTICAL, LATERAL, DOWNWARD): N/A		
48) LIST ALL EMISSION UNITS AND CONTROL DEVICES SERVED BY THIS EXHAUST POINT:		
NAME		FLOW DIAGRAM DESIGNATION
a)	See Table 13 in initial application	
b)		
c)		
d)		
e)		
THE FOLLOWING INFORMATION NEED ONLY BE SUPPLIED IF READILY AVAILABLE.		
49a) LATITUDE:		b) LONGITUDE:
50) UTM ZONE:	b) UTM VERTICAL (KM):	c) UTM HORIZONTAL (KM):



Note: End loaders transfer stored materials to transport vehicle.

figure 1

CONVEYOR TRANSFER POINTS PROCESS FLOW DIAGRAM
CONSTRUCTION PERMIT APPLICATION
DTE Chicago Fuels Terminal, LLC
Chicago, Illinois



WARNING: DO NOT CASH THIS INTUIT® CheckLock™ SECURE CHECK IF ANY FEATURES LISTED ON BACK INDICATE TAMPERING OR COPYING

HODGE DWYER & DRIVER 02/09
P.O. BOX 5776
SPRINGFIELD, IL 62705-5776
(217) 523-4900

U.S. BANK NATIONAL ASSOCIATION
SPRINGFIELD, IL 62704
70-275/812

3901

7/18/2013

PAY TO THE ORDER OF Illinois Environmental Protection Agency

\$ **10,000.00

Ten Thousand and 00/100***** DOLLARS

Illinois Environmental Protection Agency

Kath D. Hodge MP

MEMO

Billed to client KCBX 004 - 0316006SF

⑈00390⑈ ⑆08⑆202759⑆ 199372561373⑈

HODGE DWYER & DRIVER

3901

Illinois Environmental Protection Agency

Billed to KCBX Permit App.

7/18/2013

10,000.00

HD&D Operating

Billed to client KCBX 004

10,000.00

© 2010 INTUIT INC. # 785 1-800-433-8810

Exhibit 14

Exhibit 15

Jennifer R. Sheley

From: Steinert, Terry <STEINE3T@KOCHIND.COM>
Sent: Tuesday, September 03, 2013 8:15 AM
To: 'Dragovich, Michael (Michael.Dragovich@Illinois.gov)'
Cc: Katherine D. Hodge; 'Monica T. Rios (mrios@hddattorneys.com)'; Culver, Jeff (Koch Legal)
Subject: Equipment ID Nos.

Mike,

As discussed in our meeting of Tuesday last week, following is a list of equipment and ID numbers for the portable conveyors & box hopper that KCBX intends to move from the North facility (3259 E 100th Street) to the South facility (10730 South Burley Avenue). You may use these IDs in the construction permit.

Current South Construction Permit (ID Nos.)

Portable Conveyors (PC-3 through PC-12)

Stacking Conveyors (SC-1 through SC-4)

Portable Hopper (PH-1)

Equipment to be added from North (ID Nos.)

Portable Conveyors (PC-13 through PC-22)

Stacking Conveyor (SC-5)

Portable Hopper (PH-2)

I apologize for not getting this to you Friday, but I got back into town later than expected and my wife was anxious to get out of town for the long weekend.

Terry L Steinert

Terry L. Steinert

Environmental Compliance Manager

Koch Carbon, LLC

4111 East 37th Street North

Wichita, KS 67220

Exhibit 16

STATE OF KANSAS)
)
COUNTY OF SEDGWICK) SS

Terry Steinert on oath deposes and states:

1. That he has worked for KOCH MINERALS LLC ("KOCH MINERALS"), or its predecessor, for over nine years.
2. That he is currently employed as the Southwest Region Environmental Manager for KOCH MINERALS, but at the time of the events described in the Petition for Review was employed as the Environmental Compliance Manager for KOCH MINERALS.
3. That as part of his duties as the Environmental Compliance Manager, he was responsible for Environmental activities at KCBX TERMINALS COMPANY ("KCBX").
4. That he earned a Bachelor of Science degree in watershed science and a Master of Science degree in environmental science in 1983 and 1985, respectively.
5. That the Petition for Review involves KCBX's operation at 10730 South Burley Avenue, Chicago, Illinois (the "Facility").
6. That he has reviewed the Petition for Review filed with the Illinois Pollution Control Board and the e-mail and sign-in sheet referenced in paragraph 15.
7. That the statements in paragraphs 15 and 44 are true and correct.
8. That the statements in paragraph 36 are true and correct, to the best of his knowledge.
9. That the e-mail and sign-in sheet referenced in paragraph 15 are true and correct copies.

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

FURTHER AFFIANT SAYETH NOT.

Terry Steinert

Subscribed and sworn to before me this
_____ Day of _____ 2014.

Notary Public

Exhibit 17



Environmental Justice

WHAT: ENVIRONMENTAL JUSTICE OUTREACH MEETING

WHEN: THURSDAY, November 14, 2013

WHERE: Eastside United Methodist Church

11000 S. Ewing Ave

Chicago

TIME: 6:30 PM

PURPOSE: To discuss an application received by the Illinois EPA Bureau of Air for revision to a construction permit issued in April 2013 for KCBX's operations at its Burley Avenue facility.

"You Are Invited"

Exhibit 18

**IN THE CIRCUIT COURT FOR COOK COUNTY, ILLINOIS
CHANCERY DIVISION**

PEOPLE OF THE STATE OF ILLINOIS,)
ex rel. LISA MADIGAN, Attorney)
General of the State of Illinois,)

Plaintiff,)

v.)

KCBX TERMINALS COMPANY,)
a North Dakota corporation,)

Defendant.)

No. 2013CH24788
CALENDAR/ROOM 15
TIME 00:00
Injunction

COMPLAINT FOR INJUNCTIVE RELIEF AND CIVIL PENALTIES

The PEOPLE OF THE STATE OF ILLINOIS, *ex rel.* LISA MADIGAN, Attorney General of the State of Illinois, on her own motion and at the request of the Illinois Environmental Protection Agency ("Illinois EPA"), complains of the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

COUNT I

AIR POLLUTION

1. This Count is brought on behalf of the People of the State of Illinois, *ex rel.* Lisa Madigan, Attorney General of the State of Illinois, on her own motion and at the request of the Illinois EPA, against Defendant KCBX Terminals Company, a North Dakota corporation (the "Defendant"), pursuant to the terms and provisions of Sections 42(d) and (e) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/42(d) and (e) (2012).

FILED
2014 FEB 21 PM 1:28
COURT CLERK
JANICE L. HARRIS

2. The Illinois EPA is an administrative agency of the State of Illinois, created by Section 4 of the Act, 415 ILCS 5/4 (2012), and charged, inter alia, with the duty of enforcing the Act.

3. At all times relevant to this Complaint, the Defendant has been and is a North Dakota corporation qualified to transact business in the State of Illinois. It is registered with the Illinois Secretary of State's Office as a foreign corporation and is in good standing.

4. Between December 20, 2012 through the date of the filing of this Complaint, the Defendant has operated and continues to operate a bulk solid materials transloading facility located at 10730 South Burley Avenue, Chicago, Cook County, Illinois (the "Site") for petroleum coke and coal.

5. The Site comprises approximately 90 acres and is bound by the Calumet River to the North, West and South, and railroad tracks and South Burley Avenue to the East. A residential neighborhood is located directly to the east of South Burley Avenue and the Site. Wolfe Playground Park is located approximately 0.2 miles from the entrance to the Site. A baseball diamond is located directly to the east of the southern portion of the Site. Addams Elementary School is located 0.6 miles to the east of the Site, and Washington High School and George Washington Elementary School are located 0.9 miles to the southeast of the Site.

6. Petroleum coke, also known as "pet coke," is a by-product of petroleum refining that is primarily utilized as a replacement fuel or fuel blend for coal-fired power plants and cement kilns. Petroleum coke generally has a very high carbon content (90-95 percent), contains some sulfur and may include trace elements of metals such as vanadium, nickel, chromium and lead.

7. At all times relevant to this Complaint, the Defendant has received and continues to receive petroleum coke and coal by rail, truck, barge or vessel, which is stored in large piles at the Site and then is moved off-site by the same modes of transportation.

8. On September 5, 2013, and such other dates better known to the Defendant, the Defendant had eight piles of petroleum coke and coal at the Site that were between approximately twenty- and sixty-feet in height. On September 20, 2013, and such other dates better known to the Defendant, the Defendant had approximately 350,000 tons of petroleum coke and coal at the Site.

9. At all times relevant to the Complaint, the Defendant has left the petroleum coke and coal piles at the Site uncovered and open to the environment.

10. Between December 20, 2012 and August 30, 2013, and on such other dates better known to the Defendant, the Defendant had (a) six thirty-five foot high water sprinklers to control dust in the southwest portion of the Site and (b) one 8,000 gallon water truck to control dust from the petroleum coke and coal piles on the entire remaining portion of the Site. The Defendant also may have occasionally utilized surfactant, a dust control agent, on 'inactive' piles of petroleum coke and coal at the Site.

11. Between at least December 20, 2012 and the date of the filing of this Complaint, and on such other dates better known to the Defendant, the Defendant threatened or caused the emission of dust from the petroleum coke and coal piles into the atmosphere above the Site due to the Defendant's (a) loading and unloading, conveyance, distribution and storage operations at the Site and (b) inadequate dust control measures at the Site.

12. On August 30, 2013, a visible cloud of black dust from the petroleum coke and coal located at the Site was observed off-Site blowing into the surrounding residential neighborhood.

13. Petroleum coke and coal dust is a type of particulate matter that can be emitted into the environment and carried by the wind into areas surrounding the Site. When petroleum coke and coal dust is blown off the Site into the nearby residential neighborhood, the dust gets into people's eyes, is inhaled and coats people's homes, outside play areas, cars and other personal property, thereby threatening human health and unreasonably interfering with the local residents' enjoyment of life and property.

14. Particulate matter, including petroleum coke and coal dust, may be inhaled into the lungs and cause serious health problems, including aggravated asthma, decreased lung function, increased respiratory symptoms such as difficulty in breathing, irregular heartbeat, nonfatal heart attacks and premature death in people with heart or lung disease.

15. Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), provides as follows:

No person shall:

- (a) Cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

16. Section 3.315 of the Act, 415 ILCS 5/3.315 (2012), provides as follows:

"Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representative, agent or assigns.

17. The Defendant is a "person" as that term is defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2012).

18. Section 3.165 of the Act, 415 ILCS 5/3.165 (2012), provides as follows:

"Contaminant" is any solid, liquid, or gaseous matter, any odor, or any form of energy, from whatever source.

19. Coal and petroleum coke dust is a "contaminant" as that term is defined by Section 3.165 of the Act, 415 ILCS 5/3.165 (2012).

20. Section 3.115 of the Act, 415 ILCS 5/3.115 (2012), provides as follows:

"Air pollution" is the presence in the atmosphere of one or more contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property.

21. On at least August 30, 2013, and such other dates better known to the Defendant, petroleum coke and coal dust discharged or emitted from the Site into the surrounding neighborhood threatened the human health of the local residents in the vicinity of the Site and unreasonably interfered with their enjoyment of life and/or property. The discharge or emission of petroleum coke and coal dust from the Site constitutes "air pollution," as that term is defined in Section 3.115 of the Act, 415 ILCS 5/3.115 (2012).

22. Between December 20, 2012 and the date of the filing of this Complaint, and on such other dates better known to the Defendant, the Defendant threatened the emission of petroleum coke and coal dust into the residential neighborhood adjacent to the Site due to the Defendant's insufficient dust suppression controls at the Site, particularly during windy conditions.

23. By causing, threatening or allowing the discharge or emission of petroleum coke and coal dust into the environment so as to cause air pollution, the Defendant violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012).

24. Plaintiff is without an adequate remedy at law. Plaintiff will be irreparably injured and violations of pertinent environmental statutes and regulations will continue unless this Court grants equitable relief in the form of permanent injunctive relief.

WHEREFORE, Plaintiff, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that this honorable Court enter a preliminary and, after trial, a permanent injunction in favor of Plaintiff and against the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

1. Finding that the Defendant, KCBX TERMINALS COMPANY, has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
2. Enjoining the Defendant, KCBX TERMINALS COMPANY, from any further violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
3. Ordering the Defendant, KCBX TERMINALS COMPANY, to immediately undertake all necessary corrective action that will result in a final and permanent abatement of violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012);
4. Assessing against the Defendant, KCBX TERMINALS COMPANY, a civil penalty of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act, and an additional penalty of Ten Thousand Dollars (\$10,000.00) for each day of each violation;
5. Ordering the Defendant, KCBX TERMINALS COMPANY, to pay all costs, pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2012), including any attorney, expert witness, and consultant fees expended by the State in its pursuit of this action; and

6. Granting such other relief as this Court deems appropriate and just.

COUNT II

**FAILURE TO AMEND AND MAINTAIN A CURRENT FUGITIVE PARTICULATE
MATTER OPERATING PROGRAM**

1. This Count is brought on behalf of the People of the State of Illinois, *ex rel.* Lisa Madigan, Attorney General of the State of Illinois, on her own motion, against the Defendant, pursuant to the terms and provisions of Sections 42(d) and (e) of the Act, 415 ILCS 5/42(d) and (e) (2012).

2-14. Plaintiff realleges and incorporates by reference herein paragraphs 3 through 14 of Count I as paragraphs 2 through 14 of this Count II.

15. Section 212.309(a) of the Illinois Pollution Control Board's regulations for fugitive particulate matter (the "Board Fugitive Particulate Matter Regulations"), 35 Ill. Adm. Code 212.309(a), provides as follows:

a) The emission units described in Sections 212.304 through 212.308 and Section 212.316 of this Subpart shall be operated under the provisions of an operating program, consistent with the requirements set forth in Sections 212.310 and 212.312 of this Subpart, and prepared by the owner or operator and submitted to the Agency for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.

16. Sections 212.304(a) entitled "Storage Piles," 212.305 entitled "Conveyor Loading Operations," 212.306 entitled "Traffic Areas," and 212.308 entitled "Spraying or Choke-Feeding Required" of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.304(a), 212.305, 212.306, and 212.308, provide, in pertinent part, as follows:

212.304(a) All storage piles of materials with uncontrolled emissions of fugitive particulate matter in excess of 45.4 Mg per year (50 T/yr) which are located within a source whose potential particulate emissions from all emission units exceed 90.8 Mg/yr (100 T/yr)

- shall be protected by a cover or sprayed with a surfactant solution or water, on a regular basis, as needed, or treated by an equivalent method, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.
- 212.305 All conveyor loading operations to storage piles specified in Section 212.304 of this Subpart shall utilize spray systems, telescopic chutes, stone ladders or other equivalent methods in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.
- 212.306 All normal traffic pattern access areas surrounding storage piles specified in Section 212.304 of this Subpart and all normal traffic pattern roads and parking facilities which are located on mining or manufacturing property shall be paved or treated with water, oils or chemical dust suppressants. All paved areas shall be cleaned on a regular basis. All areas treated with water, oils or chemical dust suppressants shall have the treatment applied on a regular basis, as needed, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.
- 212.308 Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program.

17. On August 30, 2013, and such other dates better known to the Defendant, the Defendant maintained (a) storage piles at the Site which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, (b) conveyor loading operations, (c) traffic areas, and (d) activities/equipment requiring spraying or choke-feeding at the Site as covered by Sections 212.304(a), 212.305, 212.306 and 212.308 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.304(a), 212.305, 212.306 and 212.308, thereby requiring the Defendant to operate pursuant to a fugitive particulate matter operating

program in accordance with Section 212.309 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.309.

18. Section 212.310 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310, provides as follows:

As a minimum the operating program shall include the following:

- a) The name and address of the source;
- b) The name and address of the owner or operator responsible for the execution of the operating program;
- c) A map or diagram of the source showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the source;
- d) Location of unloading and transporting operations with pollution control equipment;
- e) A detailed description of the best management practices utilized to achieve compliance with this Subpart, including an engineering specification of particulate collection equipment, application systems for water, oil chemicals and dust suppressants utilized and equivalent methods utilized;
- f) Estimated frequency of application of dust suppressants by location of materials; and
- g) Such other information as may be necessary to facilitate the Agency's review of the operating program.

19. Section 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill.

Adm. Code 212.312, provides as follows:

The operating program shall be amended from time to time by the owner or operator so that the operating program is current. Such amendments shall be consistent with this Subpart and shall be submitted to the Agency for its review.

20. Between December 20, 2012 and October 3, 2013, the fugitive particulate matter operating program for the Site was a three-page Fugitive Dust Plan submitted to the Illinois EPA by DTE Chicago Fuels Terminal, LLC, the former owner of the Site, and adopted by the

Defendant. A true and correct copy of the Fugitive Dust Plan is attached hereto as Exhibit 1 (the "Fugitive Dust Plan").

21. The Fugitive Dust Plan did not, among other things, (a) list the current owner or operator responsible for the execution of the operating program; (b) provide a current map or diagram showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the Site; (c) provide a detailed description of the Site's best management practices; (d) set forth the estimated frequency of application of dust suppressants by location of materials; (e) indicate a person or persons in a managerial position that is responsible for ensuring that particulates are adequately controlled; (f) delineate ways to evaluate control measures; and (g) provide information concerning the types and amounts of materials received and shipped and any inactive piles. In addition, the Fugitive Dust Plan utilized language, including "as needed" and "as necessary," which is vague and self-regulating.

22. Between December 20, 2012 and October 3, 2013, the Defendant did not amend the Site's fugitive particulate matter operating program and did not submit an amended operating program to the Illinois EPA for review.

23. By failing to maintain a complete fugitive particulate matter operating program, amend the operating program to reflect current operations at the Site and submit an amended operating program to the Illinois EPA for review, the Defendant violated Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312, and thereby also violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012).

24. Plaintiff is without an adequate remedy at law. Plaintiff will be irreparably injured and violations of pertinent environmental statutes and regulations will continue unless this Court grants equitable relief in the form of permanent injunctive relief.

WHEREFORE, Plaintiff, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that this honorable Court enter a preliminary and, after trial, a permanent injunction in favor of Plaintiff and against the Defendant, KCBX TERMINALS COMPANY, a North Dakota corporation, as follows:

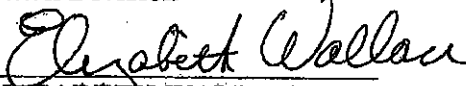
1. Finding that the Defendant, KCBX TERMINALS COMPANY, has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;
2. Enjoining the Defendant, KCBX TERMINALS COMPANY, from any further violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;
3. Ordering the Defendant, KCBX TERMINALS COMPANY, to immediately undertake all necessary corrective action that will result in a final and permanent abatement of violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2012), and Sections 212.310 and 212.312 of the Board Fugitive Particulate Matter Regulations, 35 Ill. Adm. Code 212.310 and 212.312;
4. Assessing against the Defendant, KCBX TERMINALS COMPANY, a civil penalty of Fifty Thousand Dollars (\$50,000.00) for each violation of the Act, and an additional penalty of Ten Thousand Dollars (\$10,000.00) for each day of each violation;
5. Ordering the Defendant, KCBX TERMINALS COMPANY, to pay all costs, pursuant to Section 42(f) of the Act, 415 ILCS 5/42(f) (2012), including any attorney, expert witness, and consultant fees expended by the State in its pursuit of this action; and

6. Granting such other relief as this Court deems appropriate and just.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS
ex rel. LISA MADIGAN, Attorney General
of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
ELIZABETH WALLACE, Chief
Environmental Bureau

Of Counsel

Kathryn A. Pamenter
Assistant Attorney General
69 W. Washington Street, 18th Floor
Chicago, Illinois 60602
312.814.0608

EXHIBIT 1

DTE Chicago Fuels Terminal, LLC
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. No.: 031600GSF

FUGITIVE DUST PLAN

DTE Chicago Fuels Terminal, LLC (DTE) is submitting this Fugitive Dust Plan in accordance to 35 IAC Section 212.310. DTE is owner of the source and is responsible for the execution of this Fugitive Dust Plan operating program. A map of the source showing emission sources and, if applicable, their related control equipment, as set forth in 35 IAC Section 212.310 (c) and (d), is contained in this plan as Figure 1.

A detailed description of the best management practices utilized by the source to achieve compliance is contained below.

Storage Piles - The ten storage piles at the facility, which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, are controlled by dust suppression water spray (water cannon). The piles are sprayed with water on an as needed basis depending upon weather conditions. When the temperatures are below freezing water suppression will not be used to control fugitive emissions because this would cause the coal products to freeze, therefore not allowing the coal to be processed throughout the facility as necessary. Records of each dust suppression event on the storage piles will be recorded in a logbook and kept at the source at all times.

Traffic Areas - All of the normal traffic pattern access areas surrounding the storage piles and all normal traffic pattern roads and parking facilities which are located on the property shall be treated with water (water truck). The roadways are sprayed with water on an as needed basis depending upon weather conditions. When temperatures are below freezing (32° F or equivalent) water will not be used for dust suppression purposes. While temperatures are below freezing, if dust suppression is needed, a chemical dust suppression agent will be used on an as needed basis. Records of each dust suppression event on the roadways will be recorded in a logbook and kept at the source at all times.

Conveyor Loading Operations - All conveyor loading operations to storage piles are controlled by telescoping chutes and the inherent moisture content of the coal product. The coal, when delivered, has an inherently high moisture content. The inherent high

moisture content coupled with the water applied to the storage piles for fugitive dust suppression provides more than adequate fugitive dust suppression for the conveyor loading operations.

Materials Collected by Pollution Control Equipment - All unloading and transporting operations of materials collected by the railcar unloading bag houses will be recycled back to the railcar unloading system. Fugitive dust suppression consisting of water spray may be used when the filter bag is unloaded depending upon moisture content of the coal dust in the filter bag. Records of each dust suppression event on the filter bag unloading will be recorded in a logbook and kept at the source at all times.

Exhibit 19



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

October 18, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. – KCBX:004

Dear Bob:

On behalf of KCBX Terminals Company (“KCBX”) and pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), this letter is written to grant the Illinois Environmental Protection Agency (“Illinois EPA”) a waiver of its statutory permit application review period for review of the above-referenced construction permit application for an additional 30 days, or until November 20, 2013.

Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq.



HODGE DWYER & DRIVER

ATTORNEYS AT LAW

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 19, 2013

VIA ELECTRONIC MAIL

Mr. Robert W. Bernoteit
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Section 39 Waiver
Request for Revision to Revised Construction Permit
Permit No. 07050082 (Conveyor Addition Project)
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. - KCBX:004

Dear Bob:

On behalf of KCBX Terminals Company ("KCBX") and pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), this letter is written to grant the Illinois Environmental Protection Agency ("Illinois EPA") a waiver of its statutory permit application review period for review of the above-referenced construction permit application for an additional 30 days, or until December 20, 2013.

Thank you for your cooperation and assistance. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

Exhibit 20



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 - (217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL

7012 0470 0001 3002 0861

December 10, 2013

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

I.D. No.: 031600GSF

Dear Mr. Estadt:

This letter hereby provides KCBX Terminals Company notice of the Illinois EPA's intent to consider information contained within the Illinois EPA files in its review of construction permit application No. 07050082 for KCBX Terminals Company. Specifically, the Illinois EPA intends to consider information collected by the Illinois EPA as part of the inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms. These documents and other available information indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U.

KCBX Terminals Company has previously been informed of the existence of these alleged violations through, inter alia, the Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, the Illinois EPA, Bureau of Land issued Violation Notices L-2013-01304 and L-2013-01305 dated November 20, 2013.

This notice provides KCBX Terminals Company an opportunity to respond to the information which the Illinois EPA intends to consider in its review of permit application No. 07050082. Should KCBX Terminals Company wish to respond to this Notice by providing the Illinois EPA with information addressing the alleged violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subpart K, it should do so by December 18, 2013. Submission by this date will ensure that the Illinois EPA has time to fully consider any information provided in making a factual decision regarding application No. 07050082.

Should you have comments or questions regarding the Notice, please submit them to Michael Dragovich, Illinois EPA, Division of Air Pollution Control, Permit Section, Illinois EPA, P.O. Box 19506, Springfield, Illinois 62794-9506.

Raymond E. Pilapil
Acting Manager, Permit Section
Division of Air Pollution Control

Date Signed: 12/10/2013

REP:MJD:psj

cc: Illinois EPA, FOS Region 1
James Morgan, Illinois EPA, DLC
Chris Pressnall, Illinois EPA, DLC
Eric Jones, Illinois EPA, Compliance Section

Exhibit 21

Angie M. Buhl

From: Angela Buhl <abuhl@hddattorneys.com>
Sent: Tuesday, September 24, 2013 1:18 PM
To: Angie M. Buhl
Subject: FOIA Request - Angela Buhl 9/24/2013 1:17:55 PM

The following is a summary of your request:

Requester: Ms. Angela Buhl
Organization: Hodge Dwyer and Driver
Organization Type: Legal Consultant
Location: 3150 Roland Avenue
Springfield, IL. 62703
Sangamon
Phone: (217) 523-4900
abuhl@hddattorneys.com

Facility ID: 031600GSF
Facility Address: 10730 South Burley Avenue Facility City: Chicago
County: Cook

Illinois EPA, Division of Records Mgmt/FOIA - epa.foia@illinois.gov - 217/782-9290(FAX)

Date From: Jan 1 1970
To: Sep 24 2013

Other Information: This letter is for the purpose of requesting information pursuant to the Illinois Freedom of Information Act ("Act") (5 ILCS 140/1 et seq.) (2010), for the above-referenced facility, including any and all information deemed of public record and not otherwise exempt from disclosure under the above-referenced statute. Specifically, I am requesting to review paper, electronic and microfiche copies of any and all documents, in the possession of the Illinois Environmental Protection Agency's Bureau of Air for the above-referenced facility address. In accordance with Section 7(1) of the Act (5 ILCS 140/7(1)), I request that any public record which is exempt from disclosure under Section 7 of the Act (5 ILCS 140/7), but which contains material that is not exempt, be produced with the exempt materials only deleted. Please let me know if copies will be provided or if we need to review the file. Thank you for your assistance in this matter. Should you require any further information regarding this request, please do not hesitate to contact me.

--end of automated response--

Thank you!
DO NOT reply to this message

Angie M. Buhl

From: Dowson, Sharon <Sharon.Dowson@Illinois.gov>
Sent: Wednesday, October 09, 2013 3:37 PM
To: Angie M. Buhl
Subject: Illinois EPA FOIA Response



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

October 9, 2013

Hodge Dwyer and Driver
Attn: Ms. Angela Buhl
3150 Roland Avenue
Springfield, IL 62703

Re: Freedom of Information Act Request - 79411

Dear Ms. Buhl:

This letter is in response to your Freedom of Information Act (FOIA) (5 ILCS 140/1 et seq.) request dated September 24, 2013 and received by the Illinois Environmental Protection Agency (Illinois EPA) on September 24, 2013.

A portion of the information responsive to your request is attached.

Requested Information
1. KCBX Terminals Company-10730 S Burley Ave, Chicago
2. KCBX Terminals Co-3259 E 100 th St, Chicago

1. KCBX Terminals Company-10730 S Burley Ave, Chicago
2. KCBX Terminals Co-3259 E 100th St, Chicago

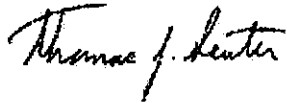
Due to large file sizes, the information responsive to your request is being sent using the State of Illinois CMS file transfer utility. An email message will shortly follow this response that will contain a link allowing you to download the information. Please download the information at your earliest convenience as the link will expire in five (5) days.

Due to the large volume of records responsive to items 1 and 2 of your request, you will need to schedule an on-site records review at the Illinois EPA headquarters located at 1021 North Grand Avenue East, in Springfield. The total volume of responsive records to this item of your request(s) exceeds 11.25 lineal inches of paper files.

Please contact my staff by **November 8, 2013**, at (217)558-5101 to arrange an appointment to inspect the files. Appointments are scheduled during normal business hours, which are 8:30 AM to 5:00 PM Monday through Friday, exclusive of State holidays.

Thank you for your patience in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Thomas J. Reuter".

Thomas J. Reuter
FOIA Officer (Acting)
Illinois EPA
217.558.5101
www.epa.state.il.us/foia

Angie M. Buhl

From: Dowson, Sharon <Sharon.Dowson@Illinois.gov>
Sent: Wednesday, October 30, 2013 10:19 AM
To: Angie M. Buhl
Cc: Wright, Carolyn
Subject: RE: KCBX Terminals FOIA

I jumped the gun. I thought all the files had been brought to me but I just found out we are trying to locate a few more permits. So, they aren't ready yet for you. Sorry!
I will let you know when I have them all (for real this time)

From: Dowson, Sharon
Sent: Tuesday, October 29, 2013 4:48 PM
To: abuhl@hddattomeys.com
Cc: Wright, Carolyn
Subject: KCBX Terminals FOIA

Hi Angie

I have the remainder of the missing parts of the files for these sites you reviewed last week ready for you. Please contact Carolyn at 558-5101 to schedule a time to come in again.

Thanks for being understanding about my mistake

Sharon

Angie M. Buhl

From: Dowson, Sharon <Sharon.Dowson@Illinois.gov>
Sent: Thursday, November 21, 2013 3:05 PM
To: Angie M. Buhl
Subject: RE: KCBX FOIA
Attachments: BOA FOIA since 2011.xlsx

Angela
Here are the requests from Sept 2011 to present.

I am trying to find out about the inspections-do you know if they were Air inspections, Land, etc?

From: Angie M. Buhl [<mailto:abuhl@hddattorneys.com>]
Sent: Wednesday, November 13, 2013 11:42 AM
To: Dowson, Sharon
Cc: Katherine D. Hodge
Subject: KCBX FOIA

Hi Sharon,

Sorry to have to bother you again, but we are still not finding everything in the files. We are looking for inspection reports for both facilities, and I found only one from 2012 that was provided to us electronically. Kathy believes there may be several recent inspection reports for both facilities. Is there any way you could track this information down and the more recent FOIA request letters per our discussion?

Also, I will be submitting a FOIA request for these two facilities for BOW and BOL documents too this afternoon.

Thanks for all your help!

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

Exhibit 22



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829
PAT QUINN, GOVERNOR **LISA BONNETT, DIRECTOR**

TIER II

Date: September 19, 2013 **Inspection Date:** September 5, 2013
To: Steve Youngblut **Last Inspection:** July 27, 2012
From: *HW* Emilio Salis *ERS*
11/27 Tom Kolokythas *TK* **Region/District:** 1/ 17
Source: KCBX Terminals Co. **Identification No.:** 031 600 GSF
 "South" Plant **Sic No.:** 3295
Address: 10730 S. Burley Ave.
City/State: Chicago, IL 60617
Contact/Title: Brandon Walker/ EHS Manager **Telephone No.:** (773) 978-8518

<u>Permit No.</u>	<u>Type</u>	<u>Issued</u>	<u>Expires</u>	<u>Unit</u>
07050082	Construction Permit	March 11, 2013	N/A	Loading/Unloading Ops.
09050011	Title-V - FESOP	PENDING		Transloading

1.0 Source/Process Description

KCBX Terminals Company "South" Plant consists of material (coal, petroleum coke and salt) handling operations that includes rail and truck unloading conveying to storage piles, conveying from storage piles to loading operations and loading materials into lakers/barges/trucks. There will be a numerous transfer points from loading to storage piles or unloading to storage piles. The equipment and design limits the operations to 11,000,000 tons per year throughput (including coal, coke and salt).

There is a potential to emit fugitive particulate emissions from each of the above operations. The facility must establish and carry out a fugitive dust suppression plan for these operations.

RECEIVED

DEC - 4 2013

EPA - DIVISION OF RECORDS MANAGEMENT
 REL - SABLE

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
 595 S. State, Elgin, IL 60123 (847) 608-3131
 2125 S. First St., Champaign, IL 61820 (217) 278-5800
 2009 Mall St., Collinsville, IL 62234 (618) 346-5120

IEPA
 Division of Records Management

9511 Harrison St., Des Plaines, IL 60016 (708) 290-5000
 5407 N. University St., Arbor 113, Peoria, IL 61614 (309) 693-5462
 2309 W. Main St., Suite 116, Marion, IL 62959 (618) 993-7200
 100 W. Randolph, Suite 10-300, Chicago, IL 60606 (312) 343-7000

KCBX Terminals Co.
ID#: 031 600 GSF
Inspection Date: September 5, 2013
Page 1

Operations at the plant include:

- Rail and marine vessel unloading of coal and coke
- Material conveying and transfer to storage piles
- Loading of coal / coke into boats or trucks
- A number of CI INTERNAL COMBUSTION ENGINES used to operate generators that power conveyors and pumps. These units are fueled with ULSF

2.0 Inspection Narrative

September 5, 2013 – Emilio Salis, Tom Kolokythas:

Presently the company operates a smaller "dust suppression system" consisting of six "Rain Guns" and 1 water wagon. The existing guns are designed to spray the conveyors only and not the storage piles. These guns only partially reach the storage piles. The ten storage piles are watered only with the water wagon which is equipped with a spray nozzle. On the day of the inspection the wind was about 10 MPH. The night before there was a downpour and all material was really wet. We saw no sign of dust blowing anywhere, but the potential for emissions during drier weather still persists. The company stated a second "water wagon" was available if needed.

It does not appear anyone present in the meeting was present during the storm last Friday. No one could say whether any dust clouds was emitted from this source during the storm. They have seen the photograph and had spoken to the SE environmental Task force (Attachment-1).

Below are material throughputs as reported by the company up to September, 2013:

Tons Petcoke received:	93,947
Tons Petcoke shipped:	61,918

Tons Coal received:	0
Tons Coal shipped:	120,356

KCBX Terminals Co.
ID#: 031 600 GSF
Inspection Date: September 5, 2013
Page 2

**Modes of
Transportation:**

Received by Truck
Shipped out by Truck
Received by Rail
Shipped out by Laker

The company provided no records of maintenance logs for the spray system. KCBX has not performed maintenance on the water cannon system since it took possession of the property in December of 2012. According to KCBX the existing water cannons did not require maintenance during this time. During this inspection we observed the "Rain Guns" in operation but not the water wagon.

ES, TK

cc: BOA Des Plaines Regional File

JCL /REV.-08/02/06

Exhibit 23



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217)782-2829

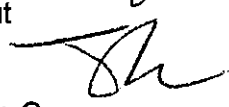
PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

TIER II

Date: November 26, 2013 **Inspection Date:** Sept. 11, 2013
 Sept. 13, 2013

To: Steve Youngblut ^{EHS} **Last Inspection:** Sept. 5, 2013

From: Joseph Kotas  **Region/District:** 1/ 17

Source: ^{11/27} KCBX Terminals Co. **Identification No.:** 031 600 GSF
 "South" Plant

Address: 10730 S. Burley Ave. **Sic No.:** 3295

City/State: Chicago, IL 60617

Brandon Walker/ EHS Manager (773) 978-8518
 Brandon.walker@

Contact/Title: Terry Steiner/KCBX Corporate **Telephone No.:** Kochind.com
 Environmental (316) 200-5075

<u>Permit No.</u>	<u>Type</u>	<u>Issued</u>	<u>Expires</u>	<u>Unit</u>
07050082	Construction Revised	04/18/2013	N/A	Conveyor Addition
09050011	Title V FESOP	Application in house	N/A	Transloading

RECEIVED
 STATE OF ILLINOIS
 DEC 4 2013

1.0 Source/Process Description

KCBX Terminals Company operates a bulk materials terminal on approximately 80 acres along the Calumet River. KCBX operates another similar terminal about one mile north along the Calumet River in Chicago under ID# 031 600 AHI. This south property is a recent acquisition from DTE Energy Services. (December, 2012.)

Materials, primarily coal and petroleum coke, are received by rail and truck. A barge unloading system is under construction. Materials are stored or blended and moved off-site by truck, barge or lake vessel.

Information about the materials and pile dimensions is given below.

EPA-DIVISION OF RECORDS MANAGEMENT
 REL-SABLE

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
 595 S. State, Elgin, IL 60123 (847) 608-3131
 2125 S. First St., Champaign, IL 61820 (217) 278-5800
 2009 Mail St., Collinsville, IL 62234 (618) 346-5120

DEC 05 2013

9511 Harrison St., Des Plaines, IL 60016 (847) 294-4000
 5407 N. University St., Arbor 113, Peoria, IL 61614 (309) 693-5462
 2309 W. Main St., Suite 116, Marion, IL 62959 (618) 993-7200
 100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312) 814-6026

REVIEWER MED

PLEASE PRINT ON RECYCLED PAPER

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 2 of 19

Identification (Provided by IEPA per attached diagram.)	Material	Height (feet) Estima ted *	Footprint (ft) Estimated *	How Material is Handled	How controlled
Pile #1	Pet coke	45	500 x 300 oblong	All materials are brought in by truck or rail. A barge unloading system is being constructed. Materials are moved to piles via various hoppers, conveyors, transfer points and stackers. They are stored and then shipped out by truck, barge or ship. A conveyor is used to load barges and ships. Trucks are loaded by front -end loaders.	Particulate matter emissions are controlled according to an operating program.
#2	Pet coke	20	250 x 150 oblong		
#3	Coal	50	100 x 200 oblong		
#4	Coal	50	500 x 600 oblong		
#5	Coal	40	250 x 100 oblong		
#6	Coal	15	50 round		
#7	Coal	60	600 x 200 oblong		
#8	Coal	30	500 x 150 oblong		
Inventory					
Pet coke	60,000 tons as of 9/11/13 per KCBX				
Coal	300,000 tons as of 9/11/13 per KCBX				
Salt	0				
* As determined on 9/19/13.					

2.0 Inspection Narrative

09/11/13 J. Kotas:

An inspection of KCBX South (031600 GSF) was conducted on the afternoon of September 11, 2013. KCBX North (031600 AHI) was conducted that same morning. The morning inspection was unannounced. The afternoon inspection was scheduled during the inspection of the North plant as it involved the same plant contact.

The inspector arrived at the site at approximately 1:15 PM and checked in with the security guard. Weather conditions were as follows: There was a slight (5mph) wind from the Southwest. Temperature was hot for this time of year (85 deg F.) and skies were mostly clear.

The entrance area is a shared entrance by several different businesses. These include Calumet Transload, Calumet River Terminal, KCBX and ArcelorMittal, Long Carbon N.A.

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Sep 11, 13, 2013
Page 3 of 19

Heavy truck traffic travels through the entrance area. The roadway had accumulations of reddish brown dust and one truck going through at approximately 1:30 PM caused dust to become airborne. Official opacity readings were not taken but instantaneous opacity measured four feet from the right rear tire of one truck was estimated at 40%.

Brandon Walker, EH& S Manager for KCBX was the contact and provided information. The entrance area roadway was pointed out to Walker. He stated that this area is "an easement" and ownership is unclear. He said KCBX performs street sweeping of the entrance. Within minutes, a street sweeper came and swept the entrance area road. A large water truck was then observed, applying water to the entrance area roadway.

Construction activity is taking place at this approximately 80-acre site. The source is building a rail unloading terminal (RU-2), a new barge unloading facility, a truck wash system and a tower mounted water spray system.

FPOP DISCUSSION

A new FPOP (Fugitive Particulate Matter (PM) Operating Program) is being prepared and a draft copy was shown to the inspector. It is similar to the north plant's in terms of scope. The draft FPOP is passing through the KCBX quality assurance program and is not yet in effect. At present, KCBX is operating under terms of the existing (DTE developed) FPOP. (Attached.) The existing FPOP is discussed in more detail later in this report.

Quarterly reports required per Section 212.316 (g) have been received by the Agency.

NEW WATER SPRAY SYSTEM CONSTRUCTION

Michael Estadt, Operations Manager then described a new system they are installing to control fugitive particulate matter consisting of forty-three pole mounted water cannons. The water cannons are large sprinklers mounted on 60-foot galvanized steel towers. Some will have a 175-foot water spray radius (serviced by four-inch water lines) and others will have a 250-foot water spray radius (serviced by six-inch water lines.) There will be two separate water pumping systems to provide redundant operation should one of the systems fail, according to Estadt. KCBX did not apply for a construction permit for the water spray system. They have not updated their Fugitive PM Operating Program to reflect the modifications taking place.

Other information about the new water cannon system was provided verbally as follows. There will be no discharge of water from the site. Two retention ponds will collect water and it will be reused by the system along with makeup water from the Calumet River. A weather station will be constructed that will measure wind direction and barometric pressure. An alarm will sound in advance of a potential change of weather with an attendant increase of the water application rate. The system will also allow the application of their surfactant, BT489 via the water cannons.

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Sep 11, 13, 2013
Page 4 of 19

PLANT TOUR

Two 8,000-gallon water trucks are dedicated for use on this site. Both were observed in operation applying water to roadways.

Heading out to the yard from the front office, construction of a new truck wash station was observed. Further to the south along the main roadway at the southeast corner of the property construction of RU-2 (Rail Unloading Station-2) is taking place. Unlike the existing RU-1, which rotates each railcar to unload, RU-2 will be a bottom dump system that uses gravity to drop materials from the railcars to an underground collection and transport system.

RU-2 operates in conjunction with a new conveyor system that will move materials out to stockpiles in the yard.

Heading along the southern perimeter of the yard, one water truck was being filled from a reservoir via pump and overhead hose. A visible emission of particulate matter was observed from the roadway under the water truck caused by the fan on the engine as it revved. The visible emission of estimated 10% opacity lasted only a few seconds. Another water truck was in operation spraying the roadways. Existing pole mounted water cannons were also in operation.

We observed the existing RU-1 rail unloading station which is operable but Walker stated it hasn't been used much lately.

A shiploader tower and conveyor were observed along the Calumet River. These were not in operation. A barge unloading station is being constructed near the north property line.

A concrete truck was then observed near the barge unloading station about 150 yards away to the north. The truck was travelling on a roadway and a heavy plume of particulate matter was observed entrained in its wake. Estimated opacity of 60% followed the concrete truck for the entire distance it was visible. The truck became obscured by a stockpile after it travelled about 100 yards. No official readings were taken because of the spontaneity of the event and the distance from the observer to the truck. Walker made a call on his radio to have a water truck treat the subject roadway.

We then observed "the pad" which is the area of the yard where coal is stored. Conveyors were observed but they were not in operation. No internal transfer of materials was being conducted.

Roadways were dry in places and PM emissions were observed at times from the rear of the pickup truck we were driving in. The two water trucks and existing water cannons seemed hard pressed to keep particulate matter emissions controlled on roadways under the current weather conditions.

We observed completed construction of concrete bases for the water cannon installations. More holes for concrete foundations for towers were being drilled. Some galvanized steel

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Sep 11, 13, 2013
Page 5 of 19

towers were already erected and others were lying on their sides. Hundreds of yards of plastic hose were observed staged for installation.

EXIT INTERVIEW

Walker showed a copy of the water log for the north plant and a diesel fuel receipt for the south plant which showed that ultra-low sulfur diesel at 15 ppm is used. A list of records was requested of Mr. Walker who stated that he could probably deliver such via email by Friday, September 13.

09/13/13 J. Kotas:

Another inspection was conducted two days later, to observe the KCBX South plant under different weather conditions. Winds were from the north at about 15-20 mph. Temperature was about 75 degrees F. Skies were partly cloudy.

At about 1:30 PM, the inspector gained access to a property which is located across the Calumet River from KCBX South and made observations.

The KCBX South site was observed from about 200 feet away to the west. No visible emissions were observed from any of the piles. No visible emissions were observed during fifteen minutes of observation under steady, brisk winds estimated at about 15-20 mph. There did not appear to be much activity at the site. No trucks were observed in motion. No loading or unloading activity of barges, ships, rail or boats was observed taking place.

The inspector then went to the site to perform an inspection. Brandon Walker and Mike Estadt were the contacts. Estadt stated that the spray tower installation is proceeding on schedule and they hope to have it done by November.

PLANT TOUR

Roadways appeared wetter than two days previous. The front entrance road was swept. Walker stated that it had rained earlier in the day.

We went into the yard. One semi-truck travelling east kicked up a heavy plume of dust for about 30 seconds estimated at 50% opacity, however, due to the relative location of the sun and observer, no official readings were taken. We took up a position to read opacity of trucks at this location but no more trucks came through on that route. Subsequent trucks were then observed to use a heavily watered roadway farther north.

We observed some semi-trucks loading coal for removal from the site at another location near a large coal stockpile. A payloader placed about two and a half scoops into each truck to fill it. Visible emission evaluations were made on three trucks. In general, when the trucks first began to move after loading, a heavy plume was apparent. The revving of the engines on the

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 6 of 19

roadway caused an initial heavy emission. After the trucks reached the treated, wet roadway there were no longer any visible emissions.

Another round of truck loading then began taking place in a slightly different area of the same pile. A water truck was observed thoroughly wetting the ground and pile prior to loading activities. It could not be determined whether this same level of water application was used prior to the loading of the three trucks observed by the inspector.

The specifics of truck loading fugitive emission control are not given in the current operating program.

There were no other activities observed in operation at the site.

The inspector left the site at about 4:00 PM to inspect the KCBX North plant.

3.0 Emission Unit Information

001 [Storage Piles] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.301 Fugitive Particulate Matter</p> <p>No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>No visible emissions allowed crossing the property line.</p>	<p>There is a threat of visible emissions crossing the property line from storage piles.</p>
<p>Section 212.304 Storage Piles</p> <p>a) All storage piles of materials with uncontrolled emissions of fugitive particulate matter in excess of 45.4 Mg per year (50 T/yr) which are located within a source whose potential particulate emissions from all emission units exceed 90.8 Mg/yr (100 T/yr) shall be protected by a cover or sprayed with a surfactant solution or water on a regular basis, as needed, or treated by an equivalent method, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.</p>	<p>At a minimum, storage piles should be sprayed with a surfactant solution or water on a regular basis, as needed.</p>	<p>The current pole mounted cannons are not positioned to control all stockpiles. The water trucks may not be capable of reaching the entire height of the piles. The current Operating Program states that "when the temperatures are below freezing water suppression will not be</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 7 of 19

<p>b) Subsection (a) of this Section shall not apply to a specific storage pile if the owner or operator of that pile proves to the Agency that fugitive particulate emissions from that pile do not cross the property line either by direct wind action or reentrainment.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>used to control fugitive emissions..." No alternative is presented to control fugitive emissions when temperatures are below freezing. This is a deficiency in the Program.</p>
<p>Section 212.316 (d) Emission Limitations for Emission Units in Certain Areas</p> <p>d) Emission Limitations for Storage Piles. No person shall cause or allow fugitive particulate matter emissions from any storage pile to exceed an opacity of 10 percent, to be measured four ft from the pile surface.</p>	<p>10% opacity limit for storage piles.</p>	<p>No visible emissions were observed from storage piles at the source on Sep 11 and 13, 2013.</p>
<p>Section 212.314 Exception for Excess Wind Speed</p> <p>Section 212.301 of this Subpart shall not apply and spraying pursuant to Sections 212.304 through 212.310 and 212.312 of this Subpart shall not be required when the wind speed is greater than 40.2 km/hr (25 mph). Determination of wind speed for the purposes of this rule shall be by a one-hour average or hourly recorded value at the nearest official station of the U.S. Weather Bureau or by wind speed instruments operated on the site. In cases where the duration of operations subject to this rule is less than one hour, wind speed may be averaged over the duration of the operations on the basis of on-site wind speed instrument measurements.</p> <p>(Source: Amended at 20 Ill. Reg. 7605, effective May 22, 1996)</p>	<p>Visible emission crossing property line does not apply when wind speed is over 25 mph according to Section 212.314.</p>	<p>N/A. Wind speed was not in excess of 25 mph. Visible emissions during high wind speed events are a concern at this source.</p>

<p>002 [Conveyor Loading] Inspection Date: Sep 11, 13, 2013 by J.Kotas</p>		
<p>Regulation</p>	<p>Requirement</p>	<p>Inspection Findings</p>
<p>Section 212.305 Conveyor Loading Operations All conveyor loading operations to storage piles specified in Section 212.304 of this Subpart shall utilize spray systems, telescopic chutes, stone ladders or other equivalent methods in accordance</p>	<p>Conveyor loading shall utilize spray systems in accordance with an operating program.</p>	<p>Program states that "the inherent moisture content coupled with the water applied to storage piles provides adequate suppression."</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 8 of 19

<p>with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>The current pole mounted system is not capable of reaching the entirety of all piles. Spray bars installed on stackers and conveyors are not discussed in the Program. This is a deficiency of the Program.</p>
---	--	--

003 [Traffic Areas/Roadways]		
Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.301 Fugitive Particulate Matter No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>No visible emissions allowed to cross the property line from any process.</p>	<p>Visible emissions from truck traffic were observed at the entrance road at approximately 1:30 PM on 9/11. These visible PM emissions may have crossed a property line at the guard shack but KCBX official was unclear where the property line is by the guard shack.</p>
<p>Section 212.306 Traffic Areas</p> <p>All normal traffic pattern access areas surrounding storage piles specified in Section 212.304 of this Subpart and all normal traffic pattern roads and parking facilities which are located on mining or manufacturing property shall be paved or treated with water, oils or chemical dust suppressants. All paved areas shall be cleaned on a regular basis. All areas treated with water, oils or chemical dust suppressants shall have the treatment applied on a regular basis, as needed, in accordance with the operating program required by Sections 212.309, 212.310 and 212.312 of this Subpart.</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>Roadways should be treated sufficiently to prevent excess PM emissions.</p>	<p>Three instances of heavy visible emissions from truck traffic on paved and unpaved roadways were observed on 9/11/13 and 9/13/13. (See narrative in 2.0.)</p>
<p>Section 212.316 Emission Limitations for</p>	<p>10% opacity limit</p>	<p>10 % opacity limit may</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 9 of 19

<p>Emission Units in Certain Areas</p> <p>a) Applicability. This Section shall apply to those operations specified in Section 212.302 of this Subpart and that are located in areas defined in Section 212.324(a)(1) of this Part.</p> <p>c) Emission Limitations for Roadways or Parking Areas. No person shall cause or allow fugitive particulate matter emissions from any roadway or parking area to exceed an opacity of 10 percent, except that the opacity shall not exceed 5 percent at quarries with a capacity to produce more than 1 million T/yr of aggregate.</p>	<p>for PM from vehicles travelling on roadways or parking areas.</p>	<p>have been exceeded by a truck at the entrance road and a concrete truck on 9/11/13 and by a semi-truck on 9/13/13. These occurrences represent an apparent violation of Section 9(a) of the Act.</p>
--	--	---

<p>004 [Screening] Inspection Date: Sep 11, 13, 2013 by J.Kotas</p>		
<p>Regulation</p>	<p>Requirement</p>	<p>Inspection Findings</p>
<p>Section 212.308 Spraying or Choke-Feeding Required Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program. (Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Screening operations shall be sprayed with water or a surfactant solution.</p>	<p>No screening was in progress during the inspections.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas b)Emission Limitation for Crushing and Screening Operations. No person shall cause or allow fugitive particulate matter emissions generated by the crushing or screening of slag, stone, coke or coal to exceed an opacity of 10 percent.</p>	<p>Opacity limited to 10% from screening.</p>	<p>No screening was in progress during the inspections.</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 10 of 19

005 [Loading Trucks] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.308 Spraying or Choke-Feeding Required Crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program. (Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Fine product truck loading operations shall be sprayed with water in accordance with a program.</p>	<p>Truck loading is not mentioned in KCBX South's Operating Program. Details of water applications to control PM from truck loading are a very important part of a fugitive PM control program. This omission is a deficiency of the Program.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.</p>	<p>20% opacity limit for truck loading.</p>	<p>No official Method-9 readings were taken of truck loading. There is a threat of exceeding this limit if moisture content is not adequate. Truck loading is not mentioned in the current Program.</p>

006 [Loading Barges, Vessels] Inspection Date: Sep 11, 13, 2013 by J.Kotas		
Regulation	Requirement	Inspection Findings
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed</p>	<p>20% opacity limit for barge or vessel loading.</p>	<p>No barge or vessel loading was observed.</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 11 of 19

<p>an opacity of 20 percent.</p>		
<p>Section 212.301 Fugitive Particulate Matter No person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source. (Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>	<p>Barge and vessel loading is regulated to disallow visible fugitive PM crossing the property line.</p>	<p>No barge or vessel loading was observed.</p>

<p>006 [Barge Unloading] Inspection Date: Sep 11, 13, 2013 by J.Kotas</p>		
Regulation	Requirement	Inspection Findings
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas e) Additional Emissions Limitations for the Granite City Vicinity as Defined in Section 212.324(a)(1)(C) of this Part. 2) Emissions Limitations for Marine Terminals. A) No person shall cause or allow fugitive particulate matter emissions from any loading spouts for truck or railcar to exceed an opacity of 10 percent; and B) No person shall cause or allow fugitive particulate matter emissions generated at barge unloading, dump pits, or conveyor transfer points including, but not limited to, transfer onto and off of a conveyor, to exceed an opacity of 5 percent.</p>	<p>Barge unloading, and conveyor transfer points have a 5% opacity limit for Granite City.</p>	<p>No barge unloading or conveyor transfer points observed in operation.</p>
<p>Section 212.316 f) Emission Limitation for All Other Emission Units. Unless an emission unit has been assigned a particulate matter, PM-10, or fugitive particulate matter emissions limitation elsewhere in this Section or in Subparts R or S of this Part, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.</p>	<p>Barge unloading and conveyor transfer points at Lake Calumet limited to 20%</p>	<p>No barge unloading or conveyor transfer points observed.</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 12 of 19

007 [Emergency Generators-Diesel fired] Generators 1-3 are 118 HP; Gen 4-7 are 500 HP; Also one 100 HP Engine for Air Compressor; five (5) engines for Light Standards and one 20 HP Water Pump (emergency): Generators are used to supply electric power to hoppers, conveyors, stackers and screener with a 4,200 hour per year requested operation limit. They are not emergency generators.

Inspection Date: Sep 11, 13, 2013 by J.Kotas

Regulation	Requirement	Inspection Findings
Section 201.146 Exemptions from state permit requirements. 201.146 i. Although exempt from permit, the PTE of these can trigger FESOP applicability.	Under 1118 kw exempt from permit.	All generators are below 1118 kw.
NSPS Subpart IIII applies to Stationary CI ICE that commence construction after July 11, 2005.	NSPS applicability date is July 11, 2005. Requires Mfg certification; compliant fuels; non-resettable hour meter;	Generators are subject to NSPS. Ultra Low Sulfur Diesel Fuel is used.(See attached invoice.) No deficiencies were noted regarding NSPS requirements for generators.
RICE NESHAP 40 CFR Subparts A and ZZZZ.	Applies to existing stationary RICE located at a major or area source of HAP emissions.	RICE compliance of generators, light standards and fire pump were not evaluated.

008 [Fugitive PM Operating Program]

Inspection Date: Sep 11, 13, 2013 by J.Kotas

Regulation	Requirement	Inspection Findings
Section 212.309 Operating Program a) The emission units described in Sections		Program is deficient at a minimum, insofar as truck

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 13 of 19

<p>212.304 through 212.308 and Section 212.316 of this Subpart shall be operated under the provisions of an operating program, consistent with the requirements set forth in Sections 212.310 and 212.312 of this Subpart, and prepared by the owner or operator and submitted to the Agency for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.</p>		<p>loading PM control is not mentioned,; stock pile control during freezing temperatures is not given; spray bar usage on conveyors and transfer points is not mentioned.</p>
<p>b) The amendment to this Section incorporating the applicability of Section 212.316 shall apply by May 11, 1993, or upon initial start-up, whichever occurs later.</p>		<p>The Program which KCBX South is operating under is not consistent with the requirements of Sections 212.210 and 212.312.</p>
<p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		
<p>Section 212.310 Minimum Operating Program</p>		
<p>As a minimum the operating program shall include the following:</p>		
<p>a) The name and address of the source;</p>		
<p>b) The name and address of the owner or operator responsible for execution of the operating program;</p>		
<p>c) A map or diagram of the source showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the source;</p>		
<p>d) Location of unloading and transporting operations with pollution control equipment;</p>		
<p>e) A detailed description of the best management practices utilized to achieve compliance with this Subpart, including an engineering specification of particulate collection equipment, application systems for water, oil,</p>		<p>c) The map provided int the FPOP does not give approximate locations of storage piles or normal traffic pattern access areas surrounding piles. This is a deficiency of the program.</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 14 of 19

<p>chemicals and dust suppressants utilized and equivalent methods utilized;</p> <p>f) Estimated frequency of application of dust suppressants by location of materials; and</p> <p>g) Such other information as may be necessary to facilitate the Agency's review of the operating program,</p> <p>(Source: Amended at 20 Ill. Reg.7605, effective May 22, 1996)</p>		<p>e) f) g) Minimum program submitted does not include a detailed description of the best management practices utilized to achieve compliance with this Subpart. It does not include descriptions of how PM emissions will be minimized during material handling by bulldozers and loaders, during conveying, screening, truck and barge loading and unloading. The Program does not address how much water is applied to each pile or to what degree of saturation. There are no engineering specifications for the amount of surfactant applied to piles. A street sweeper is used but not mentioned in the program. Estimated frequency of application of dust suppressants by location is not given.</p>
<p>Section 212.312 Amendment to Operating Program</p> <p>The operating program shall be amended from time to time by the owner or operator so that the operating program is current. Such amendments shall be consistent with this Subpart and shall be submitted to the Agency for its review.</p> <p>(Source: Amended at 3 Ill. Reg. 45, p. 100, effective October 26, 1979)</p>	<p>Amendments are required as operations change.</p>	<p>There have been no amendments to the program since KCBX took ownership of the site in December of 2012. The existing DTE Program is not current.</p>
<p>Section 212.316 Emission Limitations for Emission Units in Certain Areas</p> <p>g) Recordkeeping and Reporting</p> <p>1) The owner or operator of any fugitive particulate matter emission unit subject to this Section shall keep written records of the application of control measures as may be needed</p>	<p>Written records of the application of control measures are required. An annual report containing a summary of</p>	<p>1) Logs for water and surfactant application rates to piles and roadways are kept. Annual report and Annual Emission report are available at Springfield HQ. Evaluations of</p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 15 of 19

<p>for compliance with the opacity limitations of this Section and shall submit to the Agency an annual report containing a summary of such information.</p>	<p>such information is to be sent to the IEPA.</p>	<p>annual report requirements were not made by FOS.</p>
<p>2) The records required under this subsection shall include at least the following:</p>	<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map showing the location of all emission units controlled including the location, identification, length and width of roadways has not been made available to the Agency.</p>
<p>A) The name and address of the source;</p>	<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map showing the location of all emission units controlled including the location, identification, length and width of roadways has not been made available to the Agency.</p>
<p>B) The name and address of the owner and/or operator of the source;</p>	<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map showing the location of all emission units controlled including the location, identification, length and width of roadways has not been made available to the Agency.</p>
<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;</p>	<p>C) A map showing the location of all emission units controlled including the location, identification, length and width of roadways has not been made available to the Agency.</p>
<p>D) For each application of water or chemical solution to roadways by truck: the name and location of the roadway controlled, application rate of each truck, frequency of each application, width of each application, identification of each truck used, total quantity of water or chemical used for each application and, for each application of chemical solution, the concentration and identity of the chemical;</p>	<p></p>	<p>D) Records are kept per attached "Emission Control Log."</p>
<p>E) For application of physical or chemical control agents: the name of the agent, application rate and frequency, and total quantity of agent, and, if diluted, percent of concentration, used each day; and</p>	<p></p>	<p>E) Records are kept per attached "Emission Control Log."</p>
<p>F) A log recording incidents when control measures were not used and a statement of explanation.</p>	<p></p>	<p>F) A log recording incidents when control measures were not used and a statement of explanation is kept.</p>
<p>3) Copies of all records required by this Section shall be submitted to the Agency within ten (10) working days after a written request by the</p>	<p></p>	<p></p>

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 16 of 19

<p>Agency and shall be transmitted to the Agency by a company-designated person with authority to release such records.</p> <p>4) The records required under this Section shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Agency representatives during working hours.</p>		
<p>5) A quarterly report shall be submitted to the Agency stating the following: the dates any necessary control measures were not implemented, a listing of those control measures, the reasons that the control measures were not implemented, and any corrective actions taken. This information includes, but is not limited to, those dates when controls were not applied based on a belief that application of such control measures would have been unreasonable given prevailing atmospheric conditions, which shall constitute a defense to the requirements of this Section. This report shall be submitted to the Agency thirty (30) calendar days from the end of a quarter. Quarters end March 31, June 30, September 30, and December 31.</p>	<p>5) A quarterly report is to be submitted to the Agency stating the dates control measures were not implemented and the reason for the lack of implementation.</p>	<p>5) Quarterly reports with the required information have been submitted to the Agency.</p>
<p>h) Compliance Date. Emission units shall comply with the emissions limitations and recordkeeping and reporting requirements of this Section by May 11, 1993, or upon initial start-up, whichever occurs later. (Source: Amended at 20 Ill. Reg. 7605, effective May 22, 1996)</p>		

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Sep 11, 13, 2013
 Page 17 of 19

PERMIT LIMITS AND REQUIREMENTS

Requirement	Limit	Inspection Findings
Monthly Throughput Limit (Throughput defined as "shipped from site.")	1,100,000 ton/mo 11,000,000 (annual)	Highest monthly throughput for period under review (Aug, 13) was given as 49,303 tons in one report and 88,249 tons in another. (See attached.) Both are within the 11,000,000 allowable but this represents an inconsistency in reporting and/or recordkeeping.
Monthly and Annual Source-wide Emissions are to be calculated.	Recordkeeping requirement.	PM emissions for August 2013 are calculated at 0.07 tons. The accuracy of the emission data could not be verified since there are two different throughput numbers. This represents an inconsistency in reporting and/or recordkeeping. (see attached.)

4.0 Miscellaneous Information

a) Fugitive Dust Program: Date Submitted: x

KCBX South is operating under the "existing" DTE Energy Services FPOP (attached.)

b) Section 9(a) Factors

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Sep 11, 13, 2013
Page 18 of 19

No recent complaints.

c) Attainment/Non-Attainment

Located in an area formerly designated moderate non-attainment for PM-10, currently non-attainment for ozone (8 hour standard) and PM-2.5 (24 hour and annual standards.)

d) AER Date of last submission: 05/02/2013

e) Stack Test Performed? Yes No

f) CEM on site? Yes No

g) Annual Plant Wide Emissions

	<u>2012/TPY*</u>
CO	0.52
Part.	10.7
PM10	5.15
NO _x	1.33
SO ₂	0.01
VOM	0.03

* As reported in the Annual Emissions Report.

h) Other/Miscellaneous Issues:

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Sep 11, 13, 2013
Page 19 of 19

~~CONFIDENTIAL~~ MED

FOR AGENCY USE ONLY

5.0 Conclusions/Recommendations/Other Comments

09/11/13 and 9/13/13 J. Kotas:

Per observations by Joseph Kotas on September 11, and 13, 2013, and other available information:

1. Section 9(a) of the Act and 35 Ill. Adm. Code 201.141: KCBX Terminals Co. South caused, threatened or allowed the discharge of particulate matter into the atmosphere generated during vehicle movement on paved and unpaved roads on 9/11/13 and 9/13/13 which caused or tended to cause air pollution.
2. Section 9(a) of the Act and 35 Ill Adm. Code Section 212.309, 212.310 and 212.312: KCBX Terminals Co. South has failed to develop, maintain, amend and submit to the Illinois EPA, an operating program designed to significantly reduce fugitive particulate matter emissions.
3. Section 9(a) of the Act and 35 Ill. Adm. Code 212.701: KCBX Terminals Co. South has failed to develop, maintain and submit a PM-10 contingency measure plan to the Illinois EPA.

Attachments? Yes No

1. Fugitive PM Operating Program (DTE)
2. Records rec'd via email on 9/17/13 with "Emission from throughputs."
3. "Emission Control Log,"
4. " Fuel Invoice"
5. Records received 9/25/13 via email
6. Construction Permit Excerpt page 11
7. Emission calculation and Page 11 of construction permit.
8. Diagram for pile identification in Section 2.0 of report.

JKjk

cc: BOA Des Plaines Regional File

Attachment (3 pages)

DTE Chicago Fuels Terminal, LLC
19730 South Burley Avenue
Chicago, Illinois 60617
Facility LD. No.: 031600GSF

FUGITIVE DUST PLAN

DTE Chicago Fuels Terminal, LLC (DTE) is submitting this Fugitive Dust Plan in accordance to 35 IAC Section 212.310. DTE is owner of the source and is responsible for the execution of this Fugitive Dust Plan operating program. A map of the source showing emission sources and, if applicable, their related control equipment, as set forth in 35 IAC Section 212.310 (c) and (d), is contained in this plan as Figure 1.

A detailed description of the best management practices utilized by the source to achieve compliance is contained below.

Storage Piles -- The ten storage piles at the facility, which have uncontrolled emissions of fugitive particulate matter in excess of 50 tons per year that are located within a source whose potential particulate emissions from all emission units exceeds 100 tons per year, are controlled by dust suppression water spray (water cannon). The piles are sprayed with water on an as needed basis depending upon weather conditions. When the temperatures are below freezing water suppression will not be used to control fugitive emissions because this would cause the coal products to freeze, therefore not allowing the coal to be processed throughout the facility as necessary. Records of each dust suppression event on the storage piles will be recorded in a logbook and kept at the source at all times.

Traffic Areas -- All of the normal traffic pattern access areas surrounding the storage piles and all normal traffic pattern roads and parking facilities which are located on the property shall be treated with water (water truck). The roadways are sprayed with water on an as needed basis depending upon weather conditions. When temperatures are below freezing (32° F or equivalent) water will not be used for dust suppression purposes. While temperatures are below freezing, if dust suppression is needed, a chemical dust suppression agent will be used on an as needed basis. Records of each dust suppression event on the roadways will be recorded in a logbook and kept at the source at all times.

Conveyor Loading Operations -- All conveyor loading operations to storage piles are controlled by telescoping chutes and the inherent moisture content of the coal product. The coal, when delivered, has an inherently high moisture content. The inherent high

moisture content coupled with the water applied to the storage piles for fugitive dust suppression provides more than adequate fugitive dust suppression for the conveyor loading operations.

Materials Collected by Pollution Control Equipment - All unloading and transporting operations of materials collected by the railcar unloading bag houses will be recycled back to the railcar unloading system. Fugitive dust suppression consisting of water spray may be used when the filter bag is unloaded depending upon moisture content of the coal dust in the filter bag. Records of each dust suppression event on the filter bag unloading will be recorded in a logbook and kept at the source at all times.

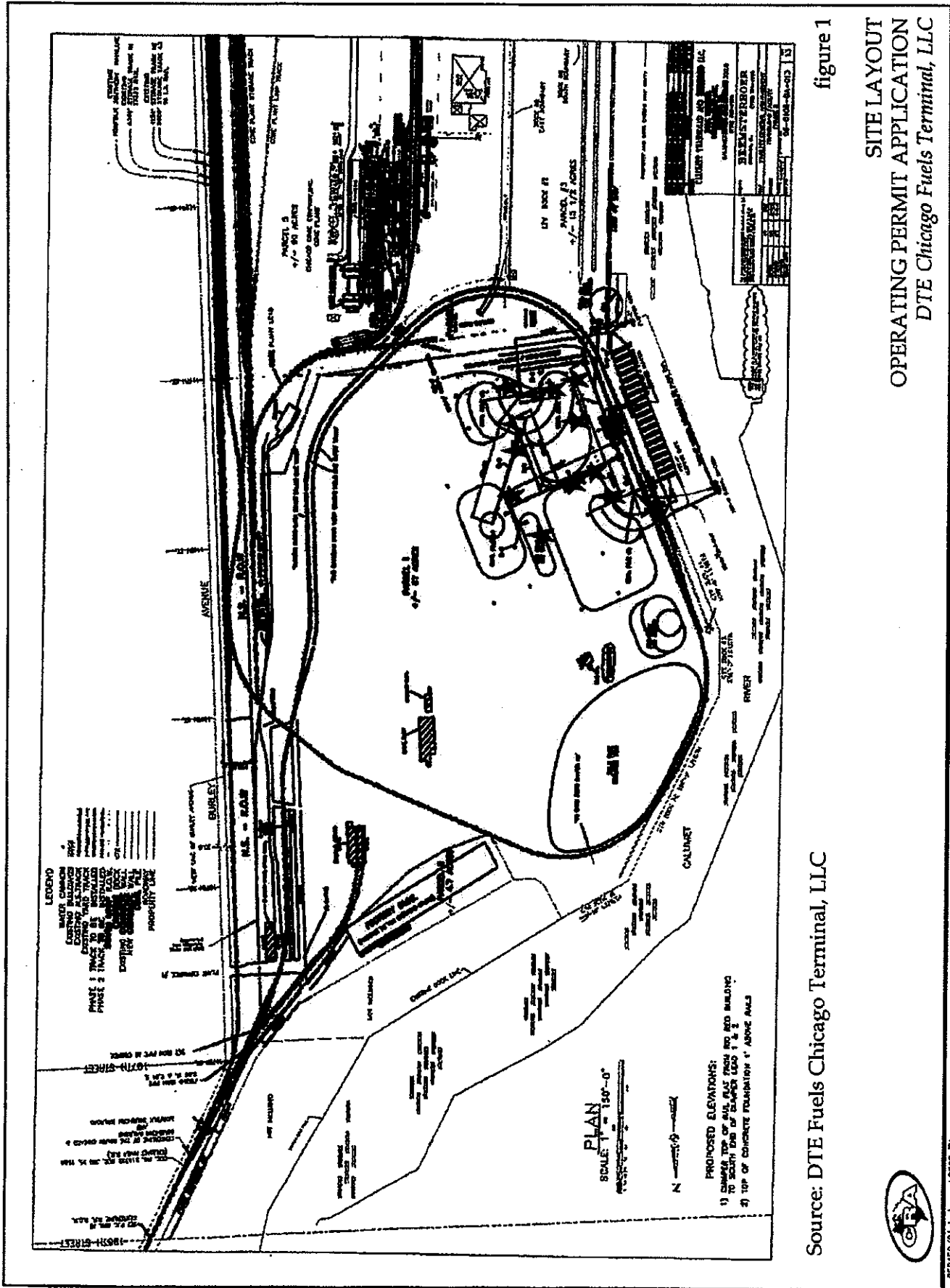


figure 1
 SITE LAYOUT
 OPERATING PERMIT APPLICATION
 DTE Chicago Fuels Terminal, LLC

Source: DTE Fuels Chicago Terminal, LLC



Kotas, Joe

From: Walker, Brandon (Chicago) <Brandon.Walker@kochind.com>
Sent: Tuesday, September 17, 2013 8:43 AM
To: Kotas, Joe
Subject: IEPA Information Request - KCBX Terminals
Attachments: Moisture.pdf; Cannon Report - KCBX (North).pdf; Emission Control Log (South).pdf; Fuel Ticket (South).pdf

Mr. Kotas

On Wednesday, 9/11/2013, you visited KCBX Terminals at the 3259 East 100th Street address (KCBX North) and then the Facility at 10730 South Burley Ave (KCBX South). During your visit, KCBX understands that you requested the following information for the KCBX North facility:

1. Moisture content of materials. A spreadsheet with moisture content of materials for the month of August is attached.
2. Inventory of materials. As of August 31, 2013, Coal 157,000 tons; Petcoke 100,000 tons.
3. Water application amounts for the water truck for the month of August. A summary of water truck application amounts is provided below.
4. Water application amounts for the water cannons. Please see the attached PDF titled "Cannon Report - KCBX (North)"

Attachment
(4 pages)

WATER TRUCK APPLICATIONS

Date	Water Truck gal
8/1/2013	12,000
8/2/2013	8,000
8/3/2013	8,000
8/4/2013	0 ¹
8/5/2013	16,000
8/6/2013	20,000
8/7/2013	12,000
8/8/2013	8,000
8/9/2013	8,000
8/10/2013	12,000
8/11/2013	0 ²
8/12/2013	16,000
8/13/2013	24,000
8/14/2013	12,000

NORTH (031600AHI)

8/15/2013	8,000
8/16/2013	16,000
8/17/2013	16,000
8/18/2013	16,000
8/19/2013	16,000
8/20/2013	24,000
8/21/2013	28,000
8/22/2013	4,000
8/23/2013	8,000
8/24/2013	16,000
8/25/2013	20,000
8/26/2013	16,000
8/27/2013	48,000
8/28/2013	24,000
8/29/2013	16,000
8/30/2013	8,000
8/31/2013	0 ¹

¹Precipitation was present

²No trucking operations

KCBX understands that you requested the following information for the KCBX South facility:

1. Throughputs for South for the month of August and the methods used. A summary of throughputs for petcoke and coal for the month of August are provided below.
2. A representative sample of emission control logs. Please see attached PDF of an emission control log.
3. A Copy of a Fuel Receipt. Please see attached PDF of a fuel receipt.
4. Emissions from throughputs of a rolling 12 months as of August. A table summarizing the monthly cumulative emissions totals for the period of KCBX operation is provided below.
5. Fuel usage for generators at South for the last 3 months. A table summarizing fuel usage is provided below.
6. Any emissions related to Incidental Soil Crushing/Incidental Soil Screening as outlined in Page 11 of the Construction Permit. KCBX has not performed these activities.

THROUGHPUTS FOR MONTH OF AUGUST

Tons Petcoke received:	15770
Tons Petcoke shipped:	13462

SOUTH 031600
GSSF

Coal + pet coke out
 49,303
 8/13
 other report shows
 Aug-13 outbound at
 88,249.
 discrepancy

Tons Coal received:	0
Tons Coal shipped:	35841

Modes of Transportation:

Rail to Pad	
Pad to Laker ¹	0
Truck to Pad	
Pad to Truck	35841
Pad to Pad	

¹Laker may consist of ships or barges.

throughputs
 rec'd 15770
 ship 13462
 35841

SOUTH
 Pet coke coal
 Aug 2013
 thru put defined
 as "shipped
 from the site."

EMISSIONS FROM THROUGHPUTS

13462 + 35841 = 49303 tons shipped

DATE	NOx		SO ₂		CO		VOM		PM ^{non-fug.}		PM ₁₀ ^{non-fug.}		PM _{2.5} ^{non-fug.}	
	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons
Dec-12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Jan-13	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Feb-13	0.00	0.00	0.00	0.00	0.00	0.00	0.01	0.01	0.01	0.01	0.01	0.01	0.01	0.01
Mar-13	0.06	0.06	0.00	0.14	0.02	0.02	0.02	0.03	0.02	0.01	0.02	0.01	0.01	0.01
Apr-13	0.05	0.11	0.00	0.02	0.01	0.03	0.01	0.04	0.01	0.01	0.03	0.00	0.01	0.01
May-13	0.15	0.26	0.00	0.17	0.00	0.03	0.02	0.06	0.01	0.01	0.04	0.00	0.01	0.01
Jun-13	0.18	0.44	0.00	0.04	0.01	0.04	0.04	0.10	0.02	0.02	0.06	0.01	0.02	0.02
Jul-13	0.00	0.44	0.00	0.00	0.00	0.04	0.02	0.12	0.01	0.07	0.07	0.00	0.00	0.02
Aug-13	0.04	0.48	0.00	0.02	0.00	0.04	0.07	0.19	0.03	0.10	0.03	0.01	0.01	0.03

FUEL USAGE FOR GENERATORS

Equipment	June	July	August
	194 (gal)	0 (gal)	0 (gal)

7, 0.457 tons
 49303 x .00064 x 1.5 x 58 / 2000 = 0.457 ton
 49303 x .0003 x 1.5 x 58 / 2000 =

Attachment

(1 page)

9/11/13 Emission Control Log (South) KCBX SOUTH PLANT

Month	Day	Year	Temp	Wind	Humidity	Weather	Conditions	Quality	Run	Start	End	
DAYSHIFT												
System	Operator	Equipment Condition OK?	Applied	Coverage	Location	Type of Run (Truck Hours)	Volume (Gallons)	Rate (GPM)	Comments	Run	Start	End
Cannons		N/A				4						
Water truck	HAMPTON	YES				6						
Truck Wash		N/A				0						
NIGHTSHIFT												
System	Operator	Equipment Condition OK?	Applied	Coverage	Location	Type of Run (Truck Hours)	Volume (Gallons)	Rate (GPM)	Comments	Run	Start	End
Cannons		N/A				0						
Water truck		N/A				0						
Truck Wash						0						

General Notes:

Cells shaded in yellow require data entry; all other cells should be left as they are

From December 1 to February 28, No Data Entry is required for the Cannons or the Truck Wash because the systems are winterized

Be sure to note precipitation in the comments section

Water Truck usage: Record the number of loads where the majority of the load was displaced. Ex 200 gallons sprayed on a tall pulley and the rest was displaced to the roads and parking lot, then the operator would list the load under "Plant Roads/Parking Areas"

*Chemical application refers to when dust suppressant is applied to inactive areas of stockpiles per the KCBX FPOP.

Attachment
(3 pages)

Kotas, Joe

From: Walker, Brandon (Chicago) <Brandon.Walker@kochind.com>
Sent: Wednesday, September 25, 2013 10:45 AM
To: Kotas, Joe
Subject: IEPA Information request - KCBX Terminals
Attachments: Emissions Summary.pdf; Operating scenario emission calculations.pdf

Mr. Kotas

KCBX has provided responses to your information request as outlined below.

Sincerely,
Brandon Walker
(773)-978-8518 office

From: Kotas, Joe [mailto:Joe.Kotas@Illinois.gov]
Sent: Tuesday, September 17, 2013 3:19 PM
To: Walker, Brandon (Chicago)
Subject: Information request

Brandon,

Thanks for all of the data you supplied to us earlier today. I would also like some more information, the type of which I have routinely collected in the past from your North plant, mainly records concerning emission data.

Can you please send the emission information from the south plant pursuant to condition 23a. of your permit? (for each month since acquisition?)

Permit07050082 SOUTH PLANT

Condition 23 a ii. Name and total amount of each material shipped (tons/month and tons/year.)

Response: There was no material shipped for December 2012.

Month	Method of Transfer	Petcoke (tons)	Coal (tons)
Dec-12		0	0
Jan-13		0	0

Feb-13		0	0
Mar-13	Pad to Truck	0	929
Apr-13	Pad to Truck	3238	18915
May-13	Pad to Truck	3649	21612
Jun-13	Pad to Truck	2623	20276
Jul-13	Pad to Truck	0	22783
Aug-13	Pad to Laker*	52408	0
	Pad to Truck	0	35841
2013 Totals:			120356

*Laker may consist of ships or barges.

iii. Mane and amount of material shipped by truck (tons/mo tons/year)

Response: Presume you meant "name" above; please see above chart

iv. amount of material that is deposited on storage piles (tons/mo tons/year)

Response: This does not count pad to pad transfers.

Month	Method of Transfer	Petcoke (tons)	Coal (tons)
Dec-12	Truck to Pad	13756	0
2012 Totals:		13756	0

Jan-13	Truck to Pad	18182	0
Feb-13		0	0
Mar-13		0	0
Apr-13		0	0
May-13		0	0
Jun-13	Truck to Pad	11160	0
Jul-13	Rail to Pad	503	0
	Truck to Pad	34576	0
Aug-13	Rail to Pad	2308	0
	Truck to Pad	13462	0
2013 Totals:		80191	0

Total
Material Shipped

1.13 10⁶ tons/mo ✓ OK

11.25 10⁶ tons/yr

88,249 tons
Aug 13

52408 + 35841 = 88249

88249

< 1.13 mm tons/mo ✓

OK
S.C. 14 a.)

Tracking (inbound +
outbound)

Jul '13

34576 + 22783 =

57,359 tons/mo

57,359 < 175,000 tons/mo

✓ OK. S.C. 14 b.)

viii. Monthly and annual emissions of NOx, CO, SO2, PM, PM10 and VOM from the source with supporting calculations (tons/month and tons/year.)

Response: You were provided this in an email to you on 9/17/2013 at 8:43 AM.

AND for the North plant (from permit 95050167):

NORTH

iv. Name and total amount of each bulk solid material (e.g., coal, petroleum coke, etc.) transferred in unenclosed areas, (tons/month and tons/year);
Response:

DATE	Petcoke Transf.		Coal Transferred	
	Unenclosed		Unenclosed	
	Mon. Tons	12-Mon. Tons	Mon. Tons	12-Mon. Tons
Aug-12	155,966	679,557	478,657	2,054,426
Sep-12	100,565	780,122	376,874	2,431,300
Oct-12	193,837	973,959	365,853	2,797,153
Nov-12	152,570	1,126,529	344,277	3,141,430
Dec-12	128,864	1,255,393	218,412	3,359,842
Jan-13	112,802	1,368,195	148,528	3,508,370
Feb-13	56,003	1,424,198	21,372	3,529,742
Mar-13	79,535	1,503,733	173,961	3,703,703
Apr-13	152,280	1,576,659	435,061	3,768,660
May-13	193,454	1,657,359	477,273	3,811,343
Jun-13	198,574	1,736,910	355,317	3,788,582
Jul-13	151,525	1,675,975	430,591	3,826,176
Aug-13	259,586	1,779,595	348,581	3,696,100

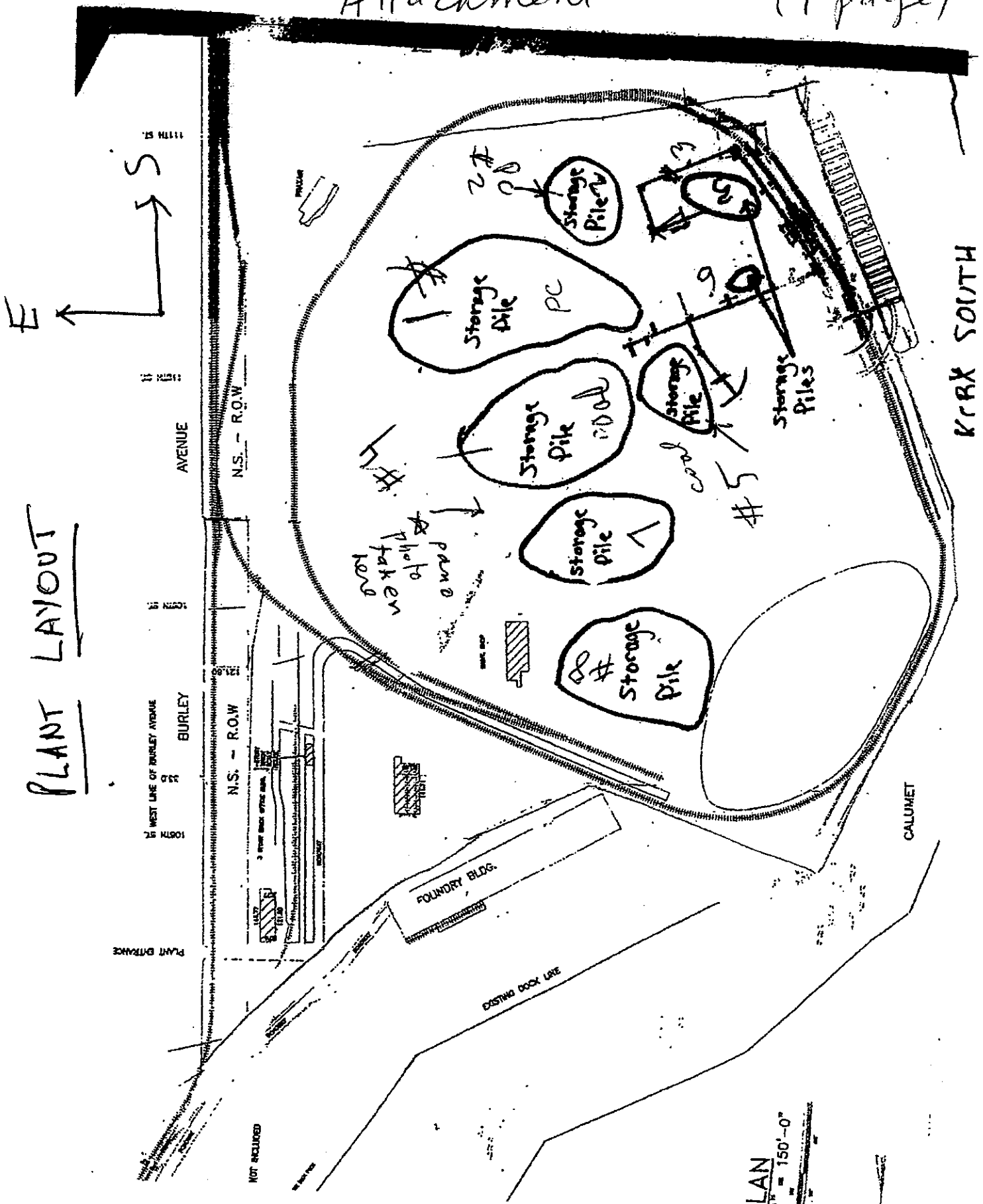
NORTH

v. Name and total amount of each bulk solid material (e.g., coal, petroleum coke, etc.) material transferred in enclosed areas, (tons/month and tons/year);
Response:

END (see 031600 AHI for more)

Attachment

(1 page)



PLANT LAYOUT

LAN
1" = 150'-0"

Exhibit 24

Angie M. Buhl

From: Angie M. Buhl
Sent: Thursday, December 12, 2013 11:21 AM
To: sharon.dowson@illinois.gov
Subject: ID No. 03160GSF - FOIA Request
Attachments: 12.10.13 Wells letter.pdf

Sharon,

RE: ID No. 03160GSF

This letter is for the purpose of requesting information pursuant to the Illinois Freedom of Information Act ("Act") (5 ILCS 140/1 et seq.) (2010), for the above-referenced facility, including any and all information deemed of public record and not otherwise exempt from disclosure under the above-referenced statute. Specifically, I am requesting to review paper, electronic and/or microfiche copies of any and all documents listed below, in the possession of the Illinois Environmental Protection Agency's Bureau of Air, and referenced in the attached letter, for the above-referenced facility.

- inspection reports for November 6, 2013 and November 19, 2013, once finalized;
- the approximately 50 citizen pollution complaint forms; and
- any other available information referenced in the first paragraph of the attached letter.

In accordance with Section 7(1) of the Act (5 ILCS 140/7(1)), I request that any public record which is exempt from disclosure under Section 7 of the Act (5 ILCS 140/7), but which contains material that is not exempt, be produced with the exempt materials only deleted. Please let me know if copies will be provided or if we need to review the file. Thank you for your assistance in this matter. Should you require any further information regarding this request, please do not hesitate to contact me.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 (217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL

7012 0470 0001 3002 0861

December 10, 2013

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

I.D. No.: 031600GSF

Dear Mr. Estadt:

This letter hereby provides KCBX Terminals Company notice of the Illinois EPA's intent to consider information contained within the Illinois EPA files in its review of construction permit application No. 07050082 for KCBX Terminals Company. Specifically, the Illinois EPA intends to consider information collected by the Illinois EPA as part of the inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms. These documents and other available information indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U.

KCBX Terminals Company has previously been informed of the existence of these alleged violations through, inter alia, the Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, the Illinois EPA, Bureau of Land issued Violation Notices L-2013-01304 and L-2013-01305 dated November 20, 2013.

This notice provides KCBX Terminals Company an opportunity to respond to the information which the Illinois EPA intends to consider in its review of permit application No. 07050082. Should KCBX Terminals Company wish to respond to this Notice by providing the Illinois EPA with information addressing the alleged violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subpart K, it should do so by December 18, 2013. Submission by this date will ensure that the Illinois EPA has time to fully consider any information provided in making a factual decision regarding application No. 07050082.

Should you have comments or questions regarding the Notice, please submit them to Michael Dragovich, Illinois EPA, Division of Air Pollution Control, Permit Section, Illinois EPA, P.O. Box 19506, Springfield, Illinois 62794-9506.

Raymond E. Pilapil
Acting Manager, Permit Section
Division of Air Pollution Control

Date Signed:

12/10/2013

REP:MJD:psj

cc: Illinois EPA, FOS Region 1
James Morgan, Illinois EPA, DLC
Chris Pressnall, Illinois EPA, DLC
Eric Jones, Illinois EPA, Compliance Section

Exhibit 25



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217)782-2829

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

TIER II

Date: November 27, 2013

Inspection Date: Nov 6, and 19, 2013

To: Steve Youngblut *EKS*

Last Inspection: Sep 19, 2013

From: Joseph Kotas *[Signature]*

Region/District: 1/ 17

Source: *MD*
11/27 KCBX Terminals Co
"South" Plant *[Signature]*

Identification No.: 031 600 GSF

Address: 10730 S. Burley Ave.

Sic No.: 3295

City/State: Chicago, IL 60617

EPA - DIVISION OF RECORDS MANAGEMENT
RELEASABLE

Michael Estadt/Operations
Manager

DEC 17 2013 773-375-8974

Contact/Title: Jason Russell, Director of
Business Development

REVIEWER EAV

Michael.estadt@
kechind.com

Peter Rotundo, Distribution
Manager.

Telephone No.:

316-828-2859

773-375-8974

<u>Permit No.</u>	<u>Type</u>	<u>Issued</u>	<u>Expires</u>	<u>Unit</u>
07050082	Const/Operating	05/21/09	N/A	New Materials Transloading Facility (issued to DTE)
07050082	Construction Revised	04/18/2013	N/A	Conveyor Addition
09050011	Title V FESOP	Application in-house	N/A	Transloading

RECEIVED
STATE OF ILLINOIS

DEC 4 2013

1.0 Source/Process Description

KCBX Terminals Company operates a bulk materials terminal on 80-acres along the Calumet River. KCBX operates another similar terminal about one mile north along the Calumet River in Chicago under ID# 031 600 AHI. This south property is a recent acquisition from DTE Energy Services. (December, 2012.)

Materials, primarily coal and petroleum coke, are received by rail and truck. A barge unloading system is under construction. Materials are stored or blended and moved off-site by truck, barge or lake vessel.

4302 N. Main St., Rockford, IL 61103 (815) 987-7760
595 S. State, Elgin, IL 60123 (847) 608-3131
2125 S. First St., Champaign, IL 61820 (217) 278-5800
2009 Mall St., Collinsville, IL 62234 (618) 346-5120

9511 Harrison St., Des Plaines, IL 60016 (847) 294-4000
5407 N. University St., Arbor 113, Peoria, IL 61614 (309) 693-5462
2309 W. Main St., Suite 116, Marion, IL 62959 (618) 993-7200
100 W. Randolph, Suite 10-300, Chicago, IL 60601 (312) 814-6026

KCBX Terminals Co. South
 ID # 031 600 GSF
 Inspection Date: Nov 6, 19, 2013
 Page 2 of 5

General information about the materials and pile dimensions are given below. Note that this data was collected by IEPA at a 9/19/13 plant visit. Pile sizes are subject to change as inventory at the site changes.

Identification (Provided by IEPA per attached diagram.)	Material	Height (feet) Estima ted	Footprint (ft) estimated	How Material is Handled	How controlled
Pile #1	Pet coke	45	500 x 300 oblong	All materials are brought in by truck or rail. A barge unloading system is being constructed. Materials are moved to piles via various hoppers, feeders and conveyors which include transfer points and stackers. Material is stored and/or blended and then shipped out by truck, barge or ship. A conveyor is used to load barges and ships. Trucks are loaded by front-end loaders.	Particulate matter emissions are controlled according to an operating program.
#2	Pet coke	20	250 x 150 oblong		
#3	Coal	50	100 x 200 oblong		
#4	Coal	50	500 x 600 oblong		
#5	Coal	40	250 x 100 oblong		
#6	Pet coke	20	50 round		
#7	Coal	60	600 x 200 oblong		
#8	Coal	30	500 x 150 oblong		
Inventory					
Pet coke	"60,000 tons as of 9/11/13" per KCBX				
Coal	"300,000 tons as of 9/11/13" per KCBX				
Salt	0				

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Nov 6, 19, 2013
Page 3 of 5

2.0 Inspection Narrative

11/06/13 J. Kotas:

An unannounced multimedia inspection was conducted. The inspectors for IEPA consisted of Calvin Harris, BOL; Allen Anderson, BOW; Ricardo Ng, BOW and Joseph Kotas, BOA.

Weather conditions were very wet. It was raining in the morning and had rained overnight. Temperatures were in the 50s in the morning dropping into the 40s in the afternoon. Winds were from the southwest at 15 mph in the morning and from the northwest at 15 mph in the afternoon.

The contacts for KCBX were Michael Estadt, Operations Manager; Jason Russell, Director of Business Development and Peter Rotundo, Distribution Manager.

Estadt stated that the water cannon system is now capable of applying water suppression. He stated that 42 towers have been installed. The 43rd cannon is in the design but hasn't been constructed yet because of the presence of a pile at the 43rd cannon's location. The plan is to install the 43rd cannon at a later date. The water cannon system is not fully automated yet. A barometric measurement device has yet to be interfaced into the weather station. The wind gauge is currently working. Both of these will comprise the data input which is used to automatically adjust parameters of the water application system.

A barge unloading system is being constructed but is not complete. It is expected to be complete in the next four to six weeks.

Peter Rotundo discussed current inventories. He said he would provide that information at a later date. (An email received on 11/14/13 KCBX states that their current inventory is: "As of October 31, 2013, Coal 189,000 tons; Petcoke 36,000 tons.")

KCBX officials stated that their petcoke comes from the BP Refinery in Whiting, IN and Frontier Refinery in El Dorado, KS.

PLANT INSPECTION

The four inspectors along with Estadt and Rotundo went out onto the site via pickup truck stopping at a location near the Calumet River. Seven portable conveyors which were acquired from the previous owner (DTE) were located there. (#3, 7, 9, 11, 2, 4 and 10.) Note portable conveyors from the permit are designated PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11 and PC-12. Kotas observed a portable feeder (PF-1) manufactured by Cogar Mine Products. Four permanent feeders are also onsite. Emission units are discussed further below.

Estadt had an operator start the water cannon system. The cannon observed in operation near the river has a 250-foot radius throw, according to Estadt. This is the reach of the 6-inch

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Nov 6, 19, 2013
Page 4 of 5

water line. Another cannon to the east was observed in operation and had a 170-foot radius which is the reach of the 4-inch lines.

There are two separate water application systems designated "North" and "South." The North system consisting of twenty cannons, can operate one 6-inch line and one 4-inch line at a time (or four 4-inch lines simultaneously.) The "South" system, which consists of twenty-three cannons, has only 4-inch lines of which they can operate four at a time. The water application rates are 1,000 gallons per minute (gpm) on the North system and 660 gpm on the South.

The weather station which is used in conjunction with the water systems was observed. It is roughly installed but not operational.

We then observed the North Valve House. This contains the heart of the water cannon system including pumps and piping. A large plastic tank (approximately 500 gallons) is installed and will be used to store surfactant which can be sprayed on piles using the water cannons. The surfactant system is not yet operational.

We travelled again by pickup truck and observed Rail Unloader RU-2. Estadt stated that it is now operational. They are going through some shakedown procedures on it. A South Valve House (similar to the North Valve House) was observed.

We observed the railcar unloading process. RU-1 was being used to empty coal from railcars. One car was observed being tipped. No visible emissions were observed from the railcar unloading operation.

Coal from rail unloading was going out to the pad via three conveyors. They were supplying water at least three different locations, at two water sprays mounted on the conveyors and at the transfer point in-between. According to Rotundo, they were "running some good water." It was also raining, so the potential for visible emissions from the stockpile building process was minimal.

The train consisted of about 15,000 tons of coal. They are placing it in a central area and were managing the height and shape with a bulldozer.

Driving back we looked at the conveyors situated near the RU-2 rail unloader. Portable conveyors labeled 6 and 8 were located there.

EXIT

Kotas stated that the identifications of the conveyors include one PC-2 not listed on the permit. Estadt stated that they used two portable conveyors for the construction of the barge unloading system.

KCBX officials stated that they have at least one portable water cannon which attaches to a water truck. They can also drive the water trucks up a ramp made of material onto the tops of piles to apply water if necessary.

KCBX Terminals Co. South
ID # 031 600 GSF
Inspection Date: Nov 6, 19, 2013
Page 5 of 5

11/19/13 J. Kotas:

The BOA inspector returned to KCBX South to get more information about specific emission units and to ask if there was another bulk terminal in the area operated by Koch Carbon. Michael Estadt and Brandon Walker were the contacts for KCBX. Estadt and Walker stated that there is no other Koch facility in the area besides KCBX North.

KCBX officials stated that the entity known as KM Railways, LLC owns the KCBX South site and KCBX Terminals operates it. KCBX Terminals owns the north site. KM Railways, LLC is not an owner of the north site, according to Estadt.

Terry Steinert of KCBX also participated via conference phone. Kotas asked about the identification of portable conveyors. Steinert stated that the identification numbers shown on the conveyors were not used to identify the conveyors for permitting purposes.

Kotas asked about Barge Unloading and whether a construction permit was issued for the new system. Steinert said that the new barge unloading system was built using two permitted portable conveyors and a permitted Direct Ship Hopper (DSH-1). The portable conveyors were taken from twelve permitted conveyors and now there are ten portable conveyors.

Kotas asked about the permanent feeders and whether these are included in the permits. KCBX official stated that these are called Reclaim Conveyors on the 5\21\09 joint construction/operating permit.

KCBX is preparing another permit application to combine KCBX South and KCBX North terminals under one permit.

Estadt showed the data obtained from their wind gauge during a high wind event on 11/17/13. Wind gusts exceeding 50 mph were recorded. The water cannons were cycling and in operation during the event which brought precipitation as well.

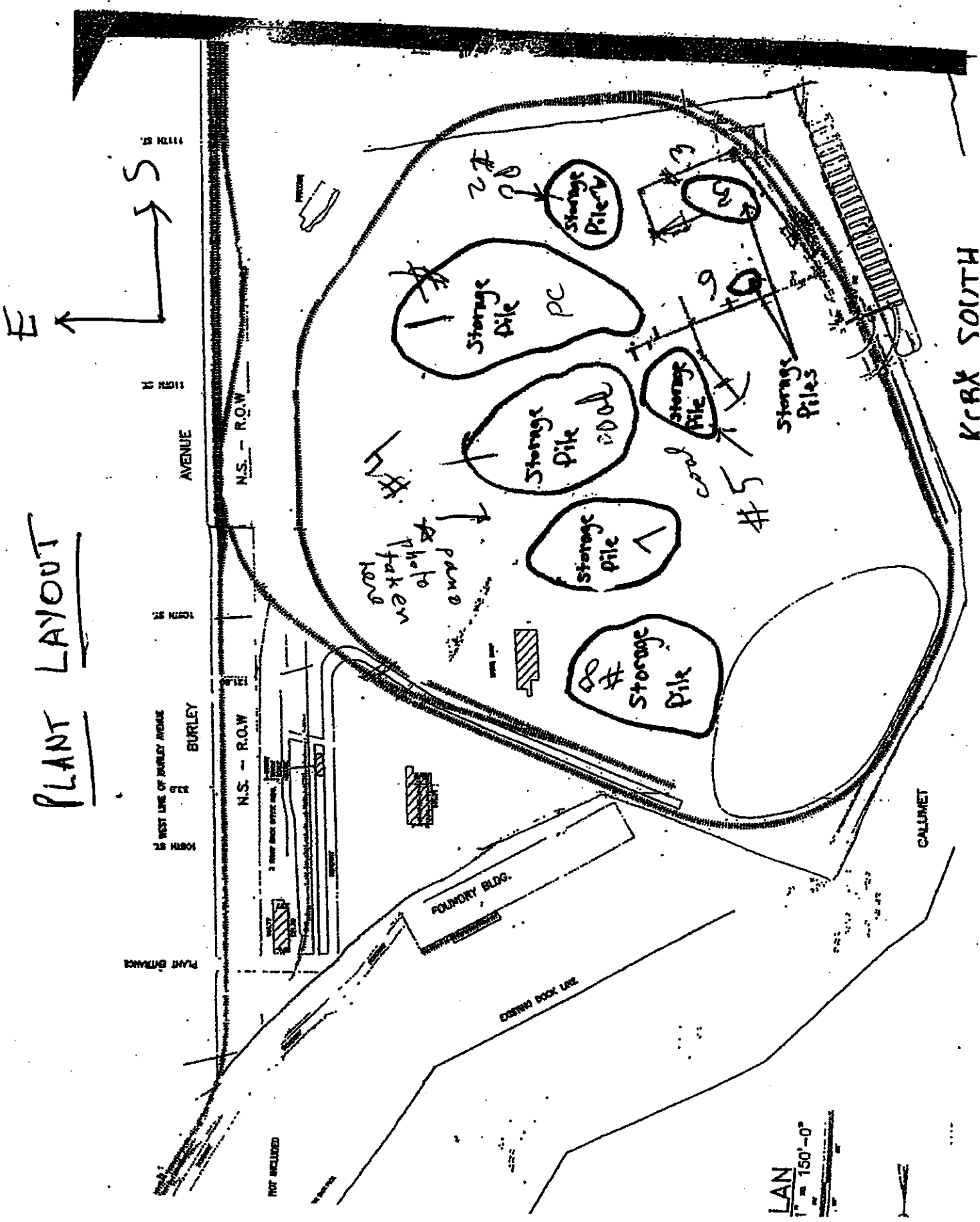
Attachments? Yes No

1. Pile Diagram
2. Excerpt from two permits.

JKjk

cc: BOA Des Plaines Regional File

PLANT LAYOUT



217/762-2113

JOINT CONSTRUCTION AND OPERATING PERMIT - NSPS SOURCE

PERMITTEE

DTE Chicago Fuels Terminal, LLC
Attn: Kim Bradford
414 South Main Street
Ann Arbor, Michigan 48104

Application No.: 07050082

I.D. No.: 031600GSF

Applicant's Designation:

Date Received: February 3, 2009

Subject: New Materials Transloading Facility

Date Issued: May 21, 2009

Expiration Date: May 21, 2010

Location: 10730 South Burley Avenue, Chicago, 60617

Permit is here by granted to the above-designated Permittee to CONSTRUCT and OPERATE emission source(s) and/or air pollution control equipment consisting of the following:

- Two (2) Rail Unloaders (RU-2 and RU-3);
- Seven (7) Conveyors (C-7, C-8, C-9, C-10, C-11, C-12, and C-13);
- Three (3) Reclaim Conveyors (RC-5, RC-6, and RC-7);
- Eight (8) Portable Conveyors (PC-1, PC-2, PC-3, PC-4, PC-5, PC-6, PC-7, and PC-8);
- Direct Ship Hopper 1 (DSH-1);
- Portable Feed Hopper (PFH-1);
- Portable Feeder (PF-1);
- Rental Portable Screen (RPS-1);
- Rental Portable Crusher/Screen (RPCS-1);
- Two (2) Transfer Points (TP-1 and TP-2);
- Stacker Feed Transfer Point (SFTP-1);
- Stacker 4 (S-4);
- Three (3) Coke Piles (CEP-1, CEP-2, and CEP-3);
- Six (6) 118 HP Diesel-Powered Generators (DG-1, DG-2, DG-3, DG-4, DG-5, and DG-6)
- One (1) 400 HP Diesel-Powered Generator (7) (DG-7);
- One (1) 375 HP Diesel-Powered Generator (8) (DG-8);
- One (1) 40 HP Diesel-Powered Generator (9) (DG-9);
- Three (3) 300 HP Diesel Generators (DG-10, DG-11, and DG-12); and
- One (1) 20HP Diesel-Powered Water Pump (DWP-1)

end OPERATE emission source(s) and/or air pollution control equipment consisting of:

- Barge Unloader (BU-1);
- Rail Unloader (RU-1);
- Truck Unloader (TU-1);
- Six (6) Conveyors (C-1, C-2, C-3, C-4, C-5, and C-6);
- Four (4) Reclaim Conveyors (RC-1, RC-2, RC-3, and RC-4);
- Three (3) Stackers (S-1, S-2, and S-3);
- Salt Loadout to Truck (TL-1);
- Coal Loadout to Rail (RL-1);

New

10



Buy

C.P.



Page 2

Coal Loadout to Barge (BL-1);
Coal Loadout to Truck (TL-1);
Six (6) Coal Piles (CLP-1, CLP-2, CLP-3, CLP-4, CLP-5, and CLP-6); and
Salt Pile 1 (SP-1)

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

1. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and diesel generators not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. The source has requested that the Illinois EPA establish emission limitations and other appropriate terms and conditions in this permit that limit the emissions of Nitrogen Oxides (NO_x) and Particulate Matter less than 10 microns (PM₁₀) from the above-listed equipment below the levels that would trigger the applicability of these rules.
- 2a. The 20 hp diesel-powered water pump, the 40 hp, 118 hp, 300 hp, 375 hp, and 400 hp diesel-powered generators sets are subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60 Subparts A and IIII. The Illinois EPA is administering the NSPS in Illinois on behalf of the United States EPA under a delegation agreement.
- b. Pursuant to 40 CFR 60.4201(a), stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 30 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.
- c. Pursuant to 40 CFR 60.4204(b), owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in 40 CFR 60.4201 for their 2007 model year and later stationary CI ICE as applicable.
- d. Pursuant to 40 CFR 60.4206, owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in 40 CFR 60.4204 according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer, over the entire life of the engine.

217/785-1705

CONSTRUCTION PERMIT -- NSPS and NESHAP SOURCE -- REVISED

PERMITTEE

KCBX Terminals Company
 Attn: Brandon Walker
 3259 East 100th Street
 Chicago, Illinois 60617

Application No.: 07050082 I.D. No.: 031600GSF
Applicant's Designation: Date Received: March 11, 2013
Subject: Conveyor Addition
Date Issued: April 18, 2013
Location: 10730 South Burley Avenue, Chicago, 60617

Permit is hereby granted to the above-designated Permittee to CONSTRUCT emission source(s) and/or air pollution control equipment consisting of the following:

- Two (2) Rail Unloaders (RU-1 and RU-2);
- Truck Unloading (TU-1);
- Twelve (12) Fixed Conveyors (FC-1, FC-2, FC-3, FC-4, FC-5, FC-6, FC-7, FC-8, FC-9, FC-10, FC-11, and FC-12);
- Ten (10) Portable Conveyors (PC-3, PC-4, PC-5, PC-6, PC-7, PC-8, PC-9, PC-10, PC-11, and PC-12);
- One (1) Portable Hopper (PH-1);
- One (1) Portable Feeder (PF-1);
- One (1) Rental Portable Crusher/Screen (PCS-1);
- Four (4) Stacking Conveyors (SC-1, SC-2, SC-3, and SC-4);
- Two (2) 779 bhp Diesel-Powered Generators (DG-1 and DG-2);
- Six (6) 118 HP Diesel-Powered Generators (DG-3, DG-4, DG-5, DG-6, DG-7, and DG-8)
- One (1) 400 HP Diesel-Powered Generator (DG-9);
- One (1) 375 HP Diesel-Powered Generator (DG-10); and
- Bulk Material Storage Piles

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

- 1a. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and the construction of the diesel generators and portable conveyors not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major

Exhibit 26



HODGE DWYER & DRIVER

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

December 18, 2013

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Initial Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF
Our File No. – KCBX:004

Dear Mr. Pilapil:

KCBX Terminals Company ("KCBX") is in receipt of your December 10, 2013 letter referenced above ("Letter"). The Illinois Environmental Protection Agency's ("Illinois EPA" or "Agency") decision to consider information outside of the Permit Application record for Construction Permit Application No. 07050082 ("Application") in making its determination to grant or deny the Application at this time is a disappointment. Most troubling are: 1) the fairness of the decision at this juncture in the permit process, *i.e.*, after KCBX granted several extensions to the Agency of its decision deadline for this Application; 2) the impossibly short amount of time offered to KCBX to respond to the Agency's plans; and 3) the Agency's delay in providing copies of the information to KCBX that the Agency has now determined to review outside of the Application in making its permit decision.

Mr. Raymond E. Pilapil
December 18, 2013
Page 2

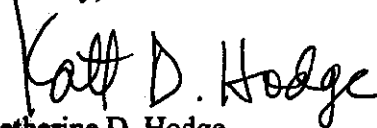
In the Letter, the Illinois EPA identifies the information outside of the Application that the Agency will now be reviewing as: “. . . inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms . . . as well as *other available information* [that allegedly] indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U.”

During the pendency of our Application, and for some time now, we have requested that the Agency provide to us the inspection reports – some of which are many months old. In fact, we have made repeated requests for such information. Notwithstanding our requests for such information (and other information we have yet to receive, i.e., the alleged 50 citizen pollution complaint forms and *other available information*), and our many discussions regarding our five-month old Application, we are just now being advised that the Agency will be considering this extra-record material in connection with our Application. At this point, it is impossible for KCBX to review all of the additional information, and then to prepare and submit a meaningful response by the deadline offered, i.e., December 18, 2013.

For all of the above reasons, KCBX requests an extension of time until January 13, 2014 to respond to the additional information that the Illinois EPA intends to consider in making a factual decision regarding this Application. As you know, the current decision deadline for the Agency's action on this Application is December 20, 2013. Thus, KCBX, pursuant to Section 39 of the Illinois Environmental Protection Act (415 ILCS 5/39(a)), is hereby granting the Illinois EPA a waiver of its statutory permit application review period for review of the above-referenced Application for an additional 31 days, or until January 20, 2014. And, again, KCBX renews its request for copies of the 50 citizen pollution complaint forms and *other available information* referenced above.

We look forward to your cooperation and assistance in this matter. If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

Exhibit 27



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829
PAT QUINN, GOVERNOR LISA BONNETT, DIRECTOR

December 17, 2013

Hodge Dwyer and Driver
Attn: Ms. Angela Buhl
3150 Roland Ave
PO Box 5776
Springfield, IL 62705 - 5776

AMB
RECEIVED

DEC 20 2013

**HODGE DWYER &
DRIVER**

Re: Freedom of Information Act Request - 80880

Dear Ms. Buhl:

This letter is in response to your Freedom of Information Act (FOIA) (5 ILCS 140/1 et seq.) request dated December 12, 2013 and received by the Illinois Environmental Protection Agency (Illinois EPA) on December 12, 2013.

After reviewing the Illinois EPA's files, and pursuant to Section 7 of FOIA and 2 Ill. Adm. Code 1828.202, the Illinois EPA has determined that some of the public records requested are exempt from disclosure under FOIA. A list of the public records that are exempt from disclosure will be enclosed, including a detailed factual basis for why an exemption is being claimed. Pursuant to Section 9.5 of FOIA and 2 Ill. Adm. Code 1828.505, you may file a request for review with the Public Access Counselor (PAC) established in the Office of the Attorney General not later than 60 days after the date of the Illinois EPA's final denial. Contact information for the PAC is as follows:

Sarah Pratt
Public Access Counselor (Acting)
Office of the Attorney General
500 S. 2nd Street
Springfield, Illinois 62706
Phone: 312-814-5526 or
1-877-299-FOIA (1-877-299-3642)
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

The public records that are not exempt from disclosure are described below.

Requested Information-specific documents

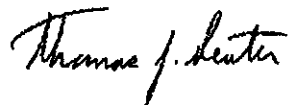
KCBX Terminals Company-10730 S Burley Ave, Chicago
--

A portion of the records responsive to your request are attached.

Additional information responsive to your request will be mailed today and sent via USPS.

Thank you for your patience in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Thomas J. Reuter".

Thomas J. Reuter
FOIA Officer (Acting)
Illinois EPA
217.558.5101
www.epa.state.il.us/foia



Illinois EPA FOIA Exempt Document List

Agency ID: 170001627513
 Bureau ID: 031600GSF
 Site Name: KCBX Terminals Company
 Site Address1: 10730 S Burley Ave
 Site Address2:
 Site City: Chicago

Media File Type: AIR

SID: 28159

State: IL Zip: 60617-

FOIA Exempt Records

Exempt Doc #: 12 Document Date: 9/1/2012 Document Description: CITIZEN POLLUTION COMPLAINT FORMS
 Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS Exempt Type: Redaction
 Permit ID: Staff: JKS Date of Determination: 12/13/2013
 Exemption: 5 ILCS 140/7(1)(d)(iv) Records created in the course of administrative enforcement proceedings where disclosure would disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints.
 COMPLAINANT INFORMATION
 5 ILCS 140/7(1)(B) Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.
 COMPLAINANT INFORMATION

Exempt Doc #: 13 Document Date: 11/18/2013 Document Description: CITIZEN ONLINE COMPLAINTS: MULTIPLE DATES NOVEMBER 2013
 Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS Exempt Type: Redaction
 Permit ID: Staff: JKS Date of Determination: 12/13/2013
 Exemption: 5 ILCS 140/7(1)(d)(iv) Records created in the course of administrative enforcement proceedings where disclosure would disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints.
 COMPLAINANT INFORMATION
 5 ILCS 140/7(1)(B) Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.
 COMPLAINANT INFORMATION



Illinois EPA FOIA Exemption Reference Sheet

SID: 2814

Agency ID: 170001627513 Media File Type: AIR
Bureau ID: 031600GSF
Site Name: KCBX Terminals Company
Site Address1: 10730 S Burley Ave
Site Address2:
Site City: Chicago State: IL Zip: 60617-

**This record has been determined to
be partially or wholly exempt from
public disclosure**

Exemption Type:

Redaction

Exempt Doc #: 12

Document Date: 9 /1 /2012

Staff: JKS

Document Description: CITIZEN POLLUTION COMPLAINT FORMS

Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS

Exempt Type: Redaction

Permit ID:

Date of Determination: 12/13/201



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name B.P.
 Street Address Whitting Ind
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

IEPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

DEC 13 2013

REVIEWER JKS

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work [REDACTED]

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address [REDACTED]

City (Nearest city or town, if known) CHRD

County COIL Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

INER is the black dust every where
when it is windy that stuff flows
freely

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name [REDACTED]
 Street Address [REDACTED]
 City (Nearest city or town if known) [REDACTED]
 County [REDACTED] Zip Code [REDACTED]

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

The [redacted] neighborhood located on the South Side of Chicago, one of the highest levels of polluted air within the city due to the former steel mills area.

Multiple horizontal lines for additional text input.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name: _____
 Street Address: _____
 City: _____ County: _____ State: _____ Zip Code: _____
 Telephone (with area code): _____
 Phone Number Type Home Work Cell Phone
 Email Address: _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KOCH
 Street Address 107 BURLEY
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

DUST PARTICLES IN HOUSE AND ON PROPERTY

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP & KCBX
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Lined area for providing details of the problem.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name PET COAL DUST PILES + COAL DUST

Street Address 106th AND CAL RIVER

City (Nearest city or town if known) CHICAGO IL

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP-KCBX
 Street Address E. 100th Street
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía. _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 108th & Burkley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for writing the description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX and BP
 Street Address _____
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60611
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Brothers
 Street Address 106th + Chicago River
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Stop using SE side as a door mat for bad industry!!

- Cant [REDACTED] w/o black layer over top of water
- Constantly cleaning black dust from [REDACTED] outside
- constant black dust in house even w/ windows closed



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ Stat _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Pet Coke, Agri Fine
 Street Address _____
 City (Nearest city or town if known) SE Side Chicago
 County _____ Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Terminals Co

Street Address 3259 E. 100th Street

City (Nearest city or town if known) Chicago, IL

County Cook Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 18276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address none - no internet

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + BP
 Street Address Eastside + Whiting IN
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particulates, open burning, and industrial emissions)
 - Land (open dumping, hazardous waste, landfill)
 - Water (stream/lake pollution, illegal discharges into waterways)
 - Public Drinking Water (issues affecting quality or quantity of drinking water)
 - Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)
- particulates falling into Cal River*
- Damage to my [REDACTED]*



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-762-7880.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address none

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + Brewster Beer
 Street Address 706 1/2 St East Side
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Illinois Environmental Protection Agency

Street Address _____

City (Nearest city or town if known) _____

County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary

I am a [redacted] (thankfully) (proudly) from the [redacted] side and I believe that the problems that I've faced ~~are~~ would have been different and probably non-existent if ~~these~~ your companies were not here.

- Has the problem affected your health? No [redacted] Yes [redacted]
- Have you consulted a doctor? No [redacted] Yes [redacted]
- Has the problem damaged your property? No [redacted] Yes [redacted]
- Have you ever worked for the suspected source? No [redacted] Yes [redacted]
- Have you ever filed a claim against the responsible party? No [redacted] Yes [redacted]
- Have you contacted the source and complained? No [redacted] Yes [redacted]
- Are you willing to testify under oath at an enforcement hearing? No [redacted] Yes [redacted]

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Peacock - KDS
 Street Address ?
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name COKE BROTHERS
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address 10700 GREENBAY

City (Nearest city or town if known) CHICAGO

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Industries / BP
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitamos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX, BP
 Street Address Southeast Side
 City (Nearest city or town if known) Chicago, IL
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 3259 E. 100th Street
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (With area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 3259 E. 100th St
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Koch BP And Pops
 Street Address 100th St 107th St
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

6-18-13

WE WERE HAVING A [REDACTED] SAMPLING AT [REDACTED] ; A STORM MOVED INTO THE AREA. SUDDENLY, WE HALTED THE [REDACTED] DUE TO THE ENTIRE AREA BEING COVERED WITH FLYING BLACK DUST.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ State _____ Zip Code _____
 Telephone (Work/Residential) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name D.C.B.
 Street Address 106-109 BUFFALO
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Since plant started we had several health issues. We've spent more on cleaning supplies, socks, we can't wear white clothes

- Has the problem affected your health?
- Have you consulted a doctor?
- Has the problem damaged your property?
- Have you ever worked for the suspected source?
- Have you ever filed a claim against the responsible party?
- Have you contacted the source and complained?
- Are you willing to testify under oath at an enforcement hearing?

[Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ State _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address _____
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

PLEASE Remove this Source
of COAL Dusting, Air
Contaminating, WATER (Fresh AND Groundwater)
Infiltrating / CANCER CAUSING Material
From our Community

Thank You

GOD HAVE Mercy

EARN the Vote

Dont Sell the Vote
Protect the People

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois EPA FOIA Exemption Reference Sheet

SID: 28159

Agency ID: 170001627513 Media File Type: AIR
Bureau ID: 031600GSF
Site Name: KCBX Terminals Company
Site Address1: 10730 S Burley Ave
Site Address2:
Site City: Chicago State: IL Zip: 60617-

**This record has been determined to
be partially or wholly exempt from
public disclosure**

Exemption Type:

Redaction

Exempt Doc #: 13 Document Date: 11/18/2013 Staff: JKS

Document Description: CITIZEN ONLINE COMPLAINTS: MULTIPLE DATES NOVEMBER 2013

Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS Exempt Type: Redaction
Permit ID: Date of Determination: 12/13/2013

Neibergall, Kurt

From: [REDACTED]
Sent: Monday, November 18, 2013 5:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Follow Up Flag: Follow up
Flag Status: Flagged

Below is the result of your feedback form. It was submitted by : [REDACTED]
[REDACTED]) on Monday, November 18, 2013 at 05:45:35

Street_Address: [REDACTED]
City: [REDACTED]
County: [REDACTED]
State: [REDACTED]
Zip: [REDACTED]

Home Phone: [REDACTED]
Work Phone: [REDACTED]

Owner_Company_Name: KCBX
Owner_Company_City: Chicago
Owner_Company_County: Cook
Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: The plies of Petcoke that are by the river are uncovered. The dust has blown into [REDACTED] evidenced by the black dust that I wipe off of my [REDACTED] everyday.

Times_of_Problems: The months of August, September, and October 2013 (when the windows were opened in the [REDACTED])

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Black dust has accumulated on everything.

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE
DEC 13 2013
REVIEWER JKS

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]nobody@epa084web1p.admop.epa.state.il.us>
Sent: Saturday, November 16, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 19:21:13

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Beensterboar

Owner_Company_Street: 107th Calumet river

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petcoke windstorms and in the river

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Unable to open windows or doors without black soot coming in.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 12:20 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 12:20:01

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3325 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: There are petcoke piles [REDACTED] that are constantly leaving dirt and other particles in my yard and if we open windows, in my house. My house is supposed to be [REDACTED] but with the petcoke the siding is covered in a dirty gray color. Our cars are constantly dirty from the petcoke being blown over to our house. My [REDACTED] every year for the past couple of years. The wind, which cannot be controlled, is blowing the petcoke, which can be controlled, into everything. We cannot sit outside without getting dirty or contaminating our food or drink.

Times_of_Problems: This is a constant problem. Every day we experience the pollution.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:50 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 10:49:39

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Koch Bros. & John Pope

Owner_Company_Street: E. 106th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Specific_Other_Issues: [REDACTED] due to pollutants in air

Problem_Description: Many people [REDACTED] in this area due to the politicians that are allowing the corporations and their contributors to dump any and all poisons in this area.

Health_Affected: Don't_Know

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: Cannot sell my property because of the smell and pollution in this area.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: Don't know who to ask other than the alderman.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:08 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by C [REDACTED]
Saturday, November 16, 2013 at 10:08:23

Street_Address: [REDACTED]

City [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX, Koch Brothers,

Owner_Company_City: Chicago

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: Large piles of petcoke left in the open air.

Problem_Description: There are very large piles of petroleum coke stored along the waterways of the southeast side of Chicago. We have seen large clouds of black dust floating through the air. This has been to the extent of people refraining from open air festivities such as backyard parties and family gatherings. The dust accumulates on the streets and coats our homes. If our bricks are turning black from this dust, what is happening to our lungs? These piles are uncovered and some are as high as five stories! The trucks that transport this petcoke generally travel uncovered as well, which spreads the dust around faster.

Times_of_Problems: This happens when the wind blows. This has been a constant problem for a few years.

Health_Affected: Don't_Know

Doctor_Consumed: No

Property_Damage: Yes

Property_Damage_Description: I feel that the mere presence of this hazardous material in my neighborhood lowers the value of the real estate. [REDACTED] is darkened considerably in the last 18 months.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 2:52 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 02:51:36

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Beemsterboer Slag Corp

Owner_Company_Street: 10700 S. Burley

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem Description: When the winds blows there is a black substance that settles on everything outside including my [REDACTED] This black substance is very fine and floats [REDACTED] use and surely is inhaled into our lungs.

Times_of_Problems: All the time.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: The black substance clings to the [REDACTED] house.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Written a letter and never received a response.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 22:16:42

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: Kcbc terminals company

Owner_Company_Street: 110th & Ewing

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: I live [REDACTED] The ash from this terminal is constantly all over my property. Is all over my [REDACTED] lawn furniture, it comes in through the CLOSED windows and gets all over my house. This problem happens whether wind is present or not.

Times_of_Problems: This happens every day at no specific time. If the day is windy, that's when it gets worse.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: I've lived in the [REDACTED] and have had to paint the [REDACTED] the ash stains it and stains the window frames

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:31 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:31:19

Street_Address: [REDACTED]

City: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: The Koch Brothers KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:28 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] Friday, November 15, 2013 at 20:27:48

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: Public Health

Problem_Description: KCBX is located in between [REDACTED] exposed piles of petcoke dust blow into our homes, onto our properties, cover our parks, and our yard items, pools, grills, patio furniture. living here for [REDACTED] I developed [REDACTED] I've seen numerous physicians and there is [REDACTED] This is caused by the conditions I live in.

Times_of_Problems: Everyday.

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Window screens seen constant replacing [REDACTED] contaminated and unusable.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 20:27:11

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS

Owner_Company_Street: 3259 E 100TH st

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem Description: Petcoke is polluting our neighborhoods and taking lives. My family has lived [REDACTED] [REDACTED] rs. The particles coming from the dump [REDACTED] covers every surface. Opening a window is almost impossible because of the dust. I can only imagine what my family and friends are breathing into their lungs. It covers our bodies, the bodies [REDACTED] s as well as my [REDACTED] . When going outside on a barely windy day our skin was covered and we could feel the dust in our mouths. The wind carries this pollutant throughout the neighborhood and beyond. It affects our waterways and the life within the water as well as

outside. Any surface or open container is affected when outdoors. When will someone address the magnitude of this issue?

Times_of_Problems: It affects my family and friends every day.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:18 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:18:25

Street_Address: [REDACTED]

City: [REDACTED]

County [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Home Phone. [REDACTED]

Work Phone. [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. BURLEY

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Strong nauseous odor, it makes makes it hard to breathe.

Times_of_Problems: It's especially Strong early in the morning anytime between 6am to 11am and late in the evening between 9pm to 2am. However you seem to also smell it throughout the day as well.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 6:10 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:10:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 South Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Petcoke piles in the open

Times_of_Problems: All day

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 19:20:48

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phon [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: There are massive uncovered piles of hazardous petcoke where the petcoke dust is blown throughout the neighborhood by the wind. The petcoke is blown on and into our homes, into the river next to the petcoke dumping grounds, and into our sewer system when rain washes large amounts of the hazardous fugitive dust away. Above all though, the major problem is the fact that the neighborhood and it's residents are breathing the toxic dust. If it's accumulating on our property, it's accumulating in our bodies and that can not be tolerated.

Times_of_Problems: Every windy day and specifically on November 9th around 4:30p.m.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 6:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 18:21:26

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCX and BP

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: outside air smells like oils at time

Problem_Description: If the wind is blowing you feel dirty and my cement is black from the coke

Times_of_Problems: late afternoon and in the evening hours and weekends

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: [REDACTED] blackened

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: had a run around and gave up

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:45 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 16:44:31

Street_Address: [REDACTED]

City: [REDACTED]

Count: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Dust from the Coke flying around covering the ground and air and water we eat and drink from!

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
[REDACTED], November 15, 2013 at 16:27:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: A very large cloud (approx. 1 sq. mile) of black dust (pet coke) was seen by myself and many other commuters heading East and West at the 100th Street bridge on an August afternoon. It started to dissipate slowly over water and continued to dissipate over land as well.

Since I saw this and heard of many of my neighbors similar complaints, I have had to get [REDACTED] first time in my life. I am a [REDACTED] Southeast side and have never had to see a doctor or have been diagnosed with asthma. But last month I was forced to seek medical attention and was [REDACTED] help with [REDACTED] problems. I have no photos but I do have my [REDACTED] date as evidence.

Times_of_Problems: August of 2013

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 3:15 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 15:15:19

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Co.

Owner_Company_Street: 3259 E 100th St.

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Visible pet coke nuisance throughout the community in which my family lives, eats, sleeps.

Times_of_Problems: Daily

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:38 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
on Friday, November 15, 2013 at 12:37:52

Street_Address: [REDACTED]

City [REDACTED]

County: IL [REDACTED]

State: IL [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th St Bridge

Owner_Company_City: chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: On a windy day, I can look North and see black dust blowing into our air. When I drive through that area the dust is everywhere, on people's cars, houses, lawns. Given that [REDACTED] still affected, I can not imagine how it is for the people that live closer. Our river is being polluted and I am very concerned about drinking water. The worst instance was when I went to a friend's outdoor BBQ during the summer and all the food was thrown away because it was covered in black dust.

Times_of_Problems: Every single day that the petcock is sitting there and the wind blows at all.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:31 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 12:31:04

Street_Address: [REDACTED]

City [REDACTED]

County [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone: n/a

Cell Phone [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E. 100th St. or 10730 S. Burley Avenue

Owner_Company_City: Chlcago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: The fumes of petroleum are coming [REDACTED] constantly feeling nauseated and feel extremely tired.

Problem_Description: For the past 3 months, during the night, after 9pm, I've noticed a smell of petroleum fumes coming [REDACTED]

Times_of_Problems: The time of the fumes start are during the night time, after 9pm, I have to get up and open the windows and continuously [REDACTED] to get the rid of the petroleum fumes. It makes me very nauseated.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage_Description: I don't know if it has affected my property. But one thing I know, as soon as those fumes smell start, I become very nauseated.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I didn't know what was happening at first. I did commented to my family members about the smell of petroleum. It was till I saw it on the news that I finally had some answers. Thank you to the people for coming forward with their findings.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:58 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:57:47

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX Terminal Co.

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Black possibly toxic dust in the air causing breathing problems and collecting on all exposed surfaces.

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: This dust has embeded in the [REDACTED] and is impossible to scrub off requiring my house to be repainted.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We had community meetings with the company and were assured our complaints were heard and would be delt with. These meetings were held years ago and the problems still persist although worst.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:22 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 11:22:02

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Petcoke, all the time. It gets in my food, my water [REDACTED]

Times_of_Problems: 24 hours a day 7 days a week.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Ignored me.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 11:11 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:11:21

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 100th Street

Owner_Company_City: South Chicago

Owner_Company_County: Cook

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: KCBX is a company which stores the left over residue from the Whiting Indiana (other surrounding areas) Petroleum Oil refineries in the form of ash know as PET Coke. Mounds of this ash is being stirred near 100th street in Chicago's Eastside neighborhood. It is being stored uncovered and poses serious health concerns (including cancer) to residents of the Eastside neighborhood and surrounding neighborhoods such as South Chicago, South Dering and Hegewisch. As the wind begins to pick up around Chicago the ash gets spread to these high impact areas. No only does the ash get stuck to the buildings and homes in these neighborhoods but, children out and about in the neighborhood playing or at schools nearby also breathe this in. The second issue being raised is not only a health risk to the residents of the surrounding neighborhoods but to most residents of the Chicagoland area. This ash is being stored at 100th street on the banks of the Calumet River which feeds into Lake Michigan. As mentioned above when the winds

of Chicago pick up the ash gets blown around and some of the ash lands in the river. The river then carries the ash to Lake Michigan where it gets filtered into our daily drinking water.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 10:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 10:23:25

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: petcoke

Owner_Company_City: southchicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Cant open the windows in my house withoout getting this balck dust all over my house, cant imagine what is doing to my lungs and [REDACTED]

Times_of_Problems: every day, but when the piles are the highest and are high winds the problems us even wrost!

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:16:35

Street_Address: [REDACTED]

City [REDACTED]

County [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Problem_Description: The problem with this is everything how is this even possible. The air is being polluted and our [REDACTED] will be affected.

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:02

Street_Address [REDACTED]

City: [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:29

Street_Address: [REDACTED]

City [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:51 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:51:05

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:48 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:48:12

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX and affiliates

Owner_Company_Street: 3259 E. 100th St. & 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: The problem is anytime there is wind the petcoke dust flies all over our community. There were 2 severe windstorms this past summer 2013 the dust that landed and coated everything outside (luckily my windows were shut). The dust was almost measurable, after sweeping it up I became congested and coughing. Another concern is my [REDACTED] le but when the dust settles and becomes part of the soil, it's contaminated and toxic. So then I'm ingesting it when I [REDACTED]

Times_of_Problems: In the months of June and August 2013

Health_Affected: Yes

Doctor_Consumed: No

Property_Damage: Yes

Property_Damage_Description: [REDACTED]; becoming more pitted. After a windy day, I have to always sweep and hose down my home and sidewalks.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I'm doing it now with the Ill. EPA who is suppose to monitor pollution levels for citizens health.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergali, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:41 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:41:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS CO.

Owner_Company_Street: 3200 East 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Constant dust and airborne particals. Must keep windows and doors closed at all times or floors and funiture become covered in dirt

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description [REDACTED] : discoloring and cannot be cleaned with any solution. I have had to have my house repainted numerous times

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We have had community meetings with the company and they said they would take measures to correct the problem such as sprinkle water on piles to keep dust down, tarp trucks and wash truck tires.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:38 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:38:24

Street_Address: [REDACTED]

City [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS

Owner_Company_Street: 3259 EAST 100TH STREET

Owner_Company_City: CHICAGO

Owner_Company_County: COOK

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER
TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS

Problem_Description: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS BACK YARD GRASS. WHEN SITTING IN THE YARD ITS ON OUR FACE IN OUR HAIR ON OUR CLOTHING, ON OUR SHOES IN OUR MOUTH BREATHING IS DIFFICULT.

Times_of_Problems: ALL DAY THE WIND CONTINUES TO BLOW NO MATTER WHAT TIME OF DAY IT IS.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: MAINTAINENCE ON THE BUILDING FOR DIRT ON THE CLOTHING, WASHING, YARD SERVICE FOR LANDSCAPING CLEANING PRODUCTS AND SUCH.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:28 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:27:47

Street_Address [REDACTED]

City [REDACTED]

County [REDACTED]

State [REDACTED]

Zip [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Petcoke in and around home from nearby petcoke piles.

Times_of_Problems: Especially over the summer there were layers on my vehicle, on window sills [REDACTED]
[REDACTED] to the KCBX petcoke piles and [REDACTED] regularly covered in a dark
film. Windows cannot be opened and [REDACTED] live there can't even play outside most days due to the dust blowing
over onto the property.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Window sills are now tinted due to the amount of dust being blown over

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:13 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 09:13:13

Street_Address: [REDACTED]

City [REDACTED]

Count [REDACTED]

State [REDACTED]

Zip [REDACTED]

Home Phone [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th Street Bridge

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem Description: KCBX Terminals stores petroleum coke ash in 50 foot high mounds along the Calumet River. I live [REDACTED] and when the wind blows the ash envelops my property. I cannot open the windows because the ash gets into my house. My kitchen counters are covered with ash; my floors are covered with ash; I am forced to breathe in the ash. My entire yard is covered in ash. I cannot grow anything to eat in my yard because it gets covered in ash. When I fill [REDACTED] it gets filled with ash. My car is constantly covered in ash. The ash is sprayed with water which creates a slurry that you can clearly see leaking into the river. I am concerned that this is getting into the ground and lake which is only about 2 miles away.

Times_of_Problems: Every day this year that the wind blew. Once the ash is on my property it remains there. It is still on my property.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: I had to take [REDACTED] and when explaining the pollution problem to the doctor, they said this may be the reason. My property is ruined because of all the ash in my yard, on my window sills, and on my floors and countertops. I can NEVER open the windows. I have to wipe down my kitchen counters before I cook to make sure that I do not eat ash.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]pbody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:25 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 08:25:19

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: petcoke piles stored outdoors, when wind blow it gets all over home, cars, gardens. children have trouble breathing

Times_of_Problems: everyday, especially if it's windy

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Black dust on home and cars

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 08:23:23

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Owner_Company_Name: Petcoke piles from KCBX/Beemsterboer

Owner_Company_Street: 2900 E. 106th St.

Owner_Company_City: Chicago

Owner_Company_County: IL

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: My house and windows are covered in black dust.

Times_of_Problems: The past two years

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:07 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 08:07:26

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Frequent petcoke dust covers our neighborhood. Company is being allowed to operate without a proper functioning suppression system. Using street sweepers to wash away petcoke which is seeping into our sewers. Connecting street sweepers to our fire hydrants to fill the water tanks on the street sweepers without the REQUIRED BACKFLOW PREVENTERS is allowing petcoke to backwash into our drinking water

Health_Affected: Don't_Know

Doctor_Consumed: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:48 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted b [REDACTED]
on Friday, November 15, 2013 at 07:46:10

Street_Address [REDACTED]

City [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone. [REDACTED]

Cell Phone. [REDACTED]

Owner_Company_Name: KCBX & KOCH INDUSTRIES, BP, LEVER BROTHERS

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: [REDACTED]

Problem_Description: WE MOVED [REDACTED] TO AND HAVE HAD STRANGE [REDACTED]
ARE PROGRESSIVELY GETTING WORSE. [REDACTED]

Times_of_Problems: OVER THE PAST YEAR I'VE WITNESSED BLACK CLOUDS MOVING NORTH FROM THE PILES.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: YES - I'D SAY IT HAS DIMINISHED THE VALUE.

Worked_for_Source: No

Contacted_Source: Yes

Outcome_of_Contact: I HAVE PARTICIAPTED IN EMAIL, PETITIONS ETC., WITH VARIOUS ORGANIZATIONS.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 9:19 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
2013 at 21:18:31

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Il

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Pet coke is getting in my house and yard. [REDACTED]

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: Dirty windows, brick [REDACTED] in the yard until I clean

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 7:04 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
14, 2013 at 19:04:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 106th street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: Pet coke entering my house from KCBX

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit



16

1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Angela Buhl
Hodge Dwyer & Driver
3150 Roland Ave
PO Box 5776
Springfield, IL 62705-5776



Exhibit 28



HODGE DWYER & DRIVER

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

January 13, 2014

VIA ELECTRONIC MAIL

Mr. Raymond E. Pilapil
Acting Manager
Permit Section, Bureau of Air
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 67294-9276

RE: Response to December 10, 2013 Letter
Notice of Intent to Consider Citizen Complaints and IEPA Inspection Reports in
Review of Construction Permit Application/Permit No. 07050082
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois 60617
Facility I.D. 031600GSF

Dear Mr. Pilapil:

I am writing on behalf of my client, KCBX Terminals Company ("KCBX"), in response to your letter dated December 10, 2013 ("Letter"). By letter dated December 18, 2013, KCBX requested an extension of time to respond to "the additional information" that the Illinois EPA intended to consider in making a factual decision regarding the Construction Permit Application referenced above. And, on December 20, 2013, Illinois EPA granted KCBX's request for an extension of time. KCBX sincerely appreciates your cooperation in this matter.

As a preliminary matter, KCBX has had the opportunity to review the additional information provided by Illinois EPA, which consists of: Reports of Inspections on September 5, 11, and 13, November 6 and 19, 2013, and Citizen Complaint Forms received from Illinois EPA, with letter dated December 17, 2013. We assume that these documents, along with the cited Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, and the Violation Notices (L-2013-01304 and L-2013-01305) issued by the

Mr. Raymond E. Pilapil
January 13, 2014
Page 2

Illinois EPA's Bureau of Land, contain all of the additional information, outside of the permit record, to be considered. Please let us know if there is any other additional information upon which the Illinois EPA intends to rely that is outside of the permit record.

Background

As set forth in KCBX's July 23, 2013 application requesting the Revision to the Revised Construction Permit No. 07050082 ("Application"), KCBX is requesting the relocation of ten (10) Portable Conveyors, one (1) Box Hopper, and one (1) Stacker (collectively "Equipment"), from KCBX's North location in Chicago to KCBX's South location in Chicago. Application for Revision to the Revised Construction Permit No. 07050082, dated July 23, 2013. Also, as set forth in the Application, KCBX is not requesting any changes to the annual and monthly throughput limitations and/or the emission limitations in the Revised Construction Permit, and/or to the related testing, monitoring, recordkeeping and reporting requirements. Similarly, KCBX is not requesting any changes to any other applicable requirements in the Revised Construction Permit.

The Illinois Environmental Protection Agency ("Illinois EPA" or "Agency") previously permitted the construction and operation of the Equipment at KCBX North, most recently in the FESOP issued on April 18, 2013, and KCBX currently uses the Equipment at KCBX North to relocate coal and petroleum coke to and from staging piles. KCBX would use the Equipment for exactly the same purpose at KCBX South. Moreover, KCBX has advised the Illinois EPA on multiple occasions that it intends to operate KCBX North and KCBX South as a single source, and has filed applications, which have been pending for approximately one year, so as to effectuate single source status for permitting purposes.

Standard for Issuance

As you know, the Illinois Environmental Protection Act provides that "it shall be the duty of the [Illinois EPA] to issue such a permit [to construct, install or operate] upon proof by the applicant that the facility, equipment, vehicle, vessel, or aircraft will not cause a violation of this Act or of regulations hereunder." 415 ILCS 5/39(a). Accord 35 Ill. Admin Code 201.160(a) (as to construction permits).

Your Letter implies that the Agency is concerned that moving the Equipment at issue from KCBX North to KCBX South would cause a violation of the Act or regulations. For the reasons set forth below, KCBX respectfully disagrees and urges the Agency to issue the requested revision to the Revised Construction Permit.

Illinois EPA May Not Rely on Alleged Violations of the Act as a Basis to Deny the Permit

First, Section 39(a) provides that the Agency may, when determining whether to grant a permit, "consider *prior adjudications* of noncompliance with this Act by the applicant that involved a release of a contaminant into the environment." 415 ILCS 5/39(a) (Emphasis added.)

Mr. Raymond E. Pilapil
January 13, 2014
Page 3

An "adjudication" occurs only after notice and an opportunity for all parties to present evidence, and a court of competent jurisdiction or the Board renders finding of a non-compliance. This indicates that the claims of all the parties have been considered and set at rest.

Board and Illinois Appellate Court decisions have made it clear that the Agency is prohibited from denying a permit on the basis of alleged violations of the Act (or regulations promulgated thereunder). In *Environmental Protection Agency v. Pollution Control Board*, 252 Ill. App. 3d 828, 624 N.E.2d 402, 404 (3rd Dist. 1993), the court upheld a Board order that found the Agency had improperly denied permits solely on the basis of alleged violations of the Act. The Court noted with approval the Board's finding that "procedures for permit denial and enforcement of the Act are separate and distinct." *Id.* at 404. See also *Wells Manufacturing v. Illinois Environmental Protection Agency*, 195 Ill. App. 3d 593, 552 N.E.2d 1074, 1078 (1st Dist. 1990) (Court held that it was improper for the Agency to deny an applicant a permit based upon alleged violations of the Act.) In *Wells*, the Court noted: "Common sense dictates that a refusal to renew an operating permit on the basis that the applicant *may* be violating section 9(a) of the Act (Ill. Rev. Stat. 1985, ch. 111 1/2, par. 1009(a)) should be subject to the same or similar standards as those used to deny an operating permit because the applicant is actually charged with violating section 9(a)." *Id.* at 1078. It is clear that in rendering its permit decisions, the Agency must rely upon facts, not unproven allegations, vague supposition, and mere conjecture.¹

From the above, it is clear that the Agency may not rely on allegations that KCBX has violated the Act – whether such allegations are made in: a) Illinois Attorney General's November 4, 2013 Complaint; b) the Inspection Reports compiled by the Bureau of Air; c) the Bureau of Land's Violation Notices; and/or d) in "pollution complaint forms" – as a basis to deny the Permit. Each of these documents that is now being considered by the Agency, as referenced in the Agency's Letter, constitutes allegations, no more. Further, as demonstrated below, neither individually nor in the aggregate does any "information" contained in these documents demonstrate that granting the application requesting the Revision to the Revised Construction Permit No. 07050082, i.e. for the relocation of certain equipment from KCBX North to KCBX South, would cause a violation of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and/or 35 Ill. Adm. Code Part 212, Subparts K and U.

Authorizing KCBX to Relocate the Equipment from KCBX North to KCBX South will Not Cause a Violation of the Act or Regulations

Second, granting KCBX's application to relocate the Equipment from its North facility to its South facility will not lead to a violation of the Act or of the regulations. As noted above, Illinois EPA granted a FESOP on April 18, 2013, allowing the operation of the Equipment at KCBX's North location, which is located approximately 1 1/2 miles north of KCBX South.

¹ Effective January 1, 2004, Section 39(a) of the Act was amended to authorize the Agency to consider "prior adjudicated violations" in making its determinations on permit applications. See P.A. 93-0575. This amendment in no way altered the prohibition in *Wells et al.* cited herein against the Agency relying upon allegations of violations of the Act or regulations, to make its permit determinations.

Mr. Raymond E. Pilapil
January 13, 2014
Page 4

(Again, the two sites are a single source for purposes of air permitting.) Thus, Illinois EPA has already determined that the operation of the Equipment at KCBX North would not cause a violation of the Act or regulations; otherwise, Illinois EPA would not have been able to grant the FESOP. KCBX North personnel currently use the Equipment to relocate product to and from staging piles at the North site. In its Application, KCBX does not propose to modify the Equipment or how it is used. KCBX South personnel would use the Equipment in exactly the same way it is used at KCBX North. There is nothing about the operations at KCBX South that would support a conclusion that the use of the Equipment at KCBX South would somehow cause a violation of the Act or regulations, especially when the Illinois EPA has already determined that the operation of the same Equipment at KCBX North, for the same purpose, is not a concern.

Moreover, as discussed on multiple occasions with Illinois EPA personnel, since acquisition in December 2012, KCBX has made significant investments in, and implemented a number of dust suppression improvements at, KCBX South, including pile management procedures and surfactant application capability. KCBX also designed and installed an advanced, programmable water cannon system to even further control dust emissions, which system commenced operation in early November 2013. The new system consists of forty-two oscillating water cannons mounted on sixty-foot high poles that operate on a computer-controlled, pre-programmed schedule to apply up to 1,800 gallons of water per minute to the entire storage area at the site. This system at KCBX South is at least as robust as the water spray system in place at KCBX North, where Illinois EPA already has concluded that the Equipment can operate with no concern.

The Factual Allegations in the Documents and Legal Actions Referenced by Illinois EPA do Not Support Denying KCBX's Request to Relocate the Equipment from KCBX North to KCBX South

Third, no factual allegations in the documents referenced by Illinois EPA would support a finding that moving the Equipment from KCBX North to KCBX South will result in a violation of the Act.

- Inspection Reports

The Inspection Reports referenced in your Letter do not justify Illinois EPA denying KCBX's request to relocate the Equipment from KCBX North to KCBX South.

The reports of the Illinois EPA inspections that occurred on September 5, 2013, November 6, 2013, and November 19, 2013, do not allege any emissions of particulate matter at KCBX South. Thus, the information contained in these inspection reports supports the conclusion that Illinois EPA should grant the Permit application.

The reports of Illinois EPA inspections on September 11 and 13, 2013, do allege some air emissions, but the fact that some emissions may have occurred is irrelevant – Illinois law and the facility's permit authorize some emissions, e.g. of up to 10% opacity as determined in

Mr. Raymond E. Pilapil
January 13, 2014
Page 5

accordance with 35 Ill. Admin. Code 212.107. The alleged emissions are reported as minor and sporadic, and there are no allegations in these reports that would support the conclusion that any emissions at the facility were present "in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property" so as to cause "air pollution," and thus a violation of Section 9(a) of the Act. See 415 ILCS 5/3.115, 9(a). More specifically, there are no facts alleged that would support the conclusion that moving the Equipment from KCBX North to KCBX South will lead to a violation of the Act or the Regulations. This is especially true given that these inspections occurred before the improved water cannon system at KCBX South became operational in November 2013, as noted above.

Also, while the reports of the initial inspections (i.e., September 5, 11, and 13, 2013) allege certain deficiencies in the fugitive particulate operating program ("FPOP") at KCBX South, such alleged deficiencies are not a sufficient basis for a permit denial. First, they are allegations of legal noncompliance, which allegations Illinois EPA cannot consider when deciding whether to grant or deny the Permit application. Second, even assuming (for argument) that there were deficiencies in the FPOP, on November 1, 2013, KCBX provided an updated FPOP for KCBX South, with Figure 1 that contained considerable enhancements. Also, on November 1, 2013, KCBX notified the Illinois EPA that the new cannon system at KCBX South (referenced above), which included 42 cannons, was operational on a full manual and/or limited automated basis. In fact, the Illinois EPA's reports of the inspections conducted on November 6 and 19, 2013, specifically reference and describe the new water cannon system installed and in operation at the site as well as other other improvements. Importantly, these subsequent inspection reports do not include any allegations of violations.

Thus, the Illinois EPA may not rely upon the cited Inspection Reports as a basis to deny the relocation of the Equipment from KCBX North to KCBX South.

- Complaint Forms

Likewise, the pollution complaint forms ("Complaint Forms") referenced in your Letter do not justify Illinois EPA denying KCBX's request to relocate the Equipment from KCBX North to KCBX South. Again, Illinois EPA may not rely on allegations that KCBX has violated the Act as a basis to deny the Permit.

Further, in summary, the Complaint Forms include only general and vague comments of emissions of particulate matter in the area, and are lacking in any specific facts related to and/or descriptions of events, locations, dates, times, etc. In fact, many of the forms have no information at all in the section related to a description of an event, i.e., that section of the forms are blank.

The Illinois Pollution Control Board has held that in order to properly plead a Section 9(a) violation a complaint must set forth specific facts regarding the alleged injury or interference caused by the contaminant, including the dates of the injuries allegedly caused and

Mr. Raymond E. Pilapil
January 13, 2014
Page 6

to whom. Opinion and Order, PCB No. 08-96, *United City of Yorkville v. Hamman Farms*, slip op. at 21 (Oct. 16, 2008). The plaintiff must also plead ultimate facts on the dates or identify the "frequency and duration of the alleged [violation] and the nature and extent of the allegedly resulting interference." *Id.* Thus, even if the Illinois EPA could rely upon mere allegations of violations, the Complaint Forms, in total, contain no specific facts that would support even a valid allegation or claim of a Section 9(a) violation, and certainly provide no basis to deny the relocation of the Equipment from KCBX North to KCBX South.

- Complaint filed by the Illinois Attorney General

The Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013 (Complaint) contains two counts of mere allegations, without specific facts, that KCBX violated Section 9(a) of the Illinois Environmental Protection Act ("Act") 415 ILCS 5/9(a), and 35 Ill. Admin. Code §§ 210.310, 312. As set forth above, the Illinois EPA may not rely on alleged violations as a basis to deny the permit.

- Violation Notices issued by the Bureau of Land

Similarly, the Violation Notices (L-2013-01304 and L-2013-01305), issued by the Illinois EPA's Bureau of Land, contain mere allegations that KCBX (and KM Railways, LLC) violated certain provisions of the Act and regulations, claiming, again without specific facts, that Pile #8 "has been determined to be a waste." Illinois EPA may not rely on alleged violations as a basis to deny the permit.

Conclusion

The current deadline for Illinois EPA to grant the Permit application is January 20 2014. For all of the reasons set forth above, pursuant to Section 39(a), the Illinois EPA must issue the requested revision to the Revised Construction Permit No. 07050082 requested by KCBX by that date.

Sincerely,


Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)
James Morgan, Esq. (via electronic mail)

Exhibit 29

217/782-2113

JOINT CONSTRUCTION AND OPERATING PERMIT - NSPS SOURCE

PERMITTEE

DTE Chicago Fuels Terminal, LLC
Attn: Kim Bradford
414 South Main Street
Ann Arbor, Michigan 48104

Application No.: 07050082

I.D. No.: 031600GSF

Applicant's Designation:

Date Received: February 3, 2009

Subject: New Materials Transloading Facility

Date Issued: May 21, 2009

Expiration Date: May 21, 2010

Location: 10730 South Burley Avenue, Chicago, 60617

Permit is here by granted to the above-designated Permittee to CONSTRUCT and OPERATE emission source(s) and/or air pollution control equipment consisting of the following:

Two (2) Rail Unloaders (RU-2 and RU-3);
Seven (7) Conveyors (C-7, C-8, C-9, C-10, C-11, C-12, and C-13);
Three (3) Reclaim Conveyors (RC-5, RC-6, and RC-7);
Eight (8) Portable Conveyors (PC-1, PC-2, PC-3, PC-4, PC-5, PC-6, PC-7, and PC-8);
Direct Ship Hopper 1 (DSH-1);
Portable Feed Hopper (PFH-1);
Portable Feeder (PF-1);
Rental Portable Screen (RPS-1);
Rental Portable Crusher/Screen (RPCS-1);
Two (2) Transfer Points (TP-1 and TP-2);
Stacker Feed Transfer Point (SFTP-1);
Stacker 4 (S-4);
Three (3) Coke Piles (CEP-1, CEP-2, and CEP-3);
Six (6) 118 HP Diesel-Powered Generators (DG-1, DG-2, DG-3, DG-4, DG-5, and DG-6);
One (1) 400 HP Diesel-Powered Generator (7) (DG-7);
One (1) 375 HP Diesel-Powered Generator (8) (DG-8);
One (1) 40 HP Diesel-Powered Generator (9) (DG-9);
Three (3) 300 HP Diesel Generators (DG-10, DG-11, and DG-12); and
One (1) 20HP Diesel-Powered Water Pump (DWP-1)

and OPERATE emission source(s) and/or air pollution control equipment consisting of:

Barge Unloader (BU-1);
Rail Unloader (RU-1);
Truck Unloader (TU-1);
Six (6) Conveyors (C-1, C-2, C-3, C-4, C-5, and C-6);
Four (4) Reclaim Conveyors (RC-1, RC-2, RC-3, and RC-4);
Three (3) Stackers (S-1, S-2, and S-3);
Salt Loadout to Truck (TL-1);
Coal Loadout to Rail (RL-1);

Page 2

Coal Loadout to Barge (BL-1);
Coal Loadout to Truck (TL-1);
Six (6) Coal Piles (CLP-1, CLP-2, CLP-3, CLP-4, CLP-5, and CLP-6); and
Salt Pile 1 (SP-1)

as described in the above-referenced application. This Permit is subject to standard conditions attached hereto and the following special conditions:

1. This Permit is issued based on the modification of the materials transloading system (to increase the permitted throughput) and diesel generators not constituting a new major source or major modification pursuant to Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. The source has requested that the Illinois EPA establish emission limitations and other appropriate terms and conditions in this permit that limit the emissions of Nitrogen Oxides (NO_x) and Particulate Matter less than 10 microns (PM₁₀) from the above-listed equipment below the levels that would trigger the applicability of these rules.
- 2a. The 20 hp diesel-powered water pump, the 40 hp, 118 hp, 300 hp, 375 hp, and 400 hp diesel-powered generators sets are subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60 Subparts A and IIII. The Illinois EPA is administering the NSPS in Illinois on behalf of the United States EPA under a delegation agreement.
- b. Pursuant to 40 CFR 60.4201(a), stationary CI internal combustion engine manufacturers must certify their 2007 model year and later non-emergency stationary CI ICE with a maximum engine power less than or equal to 2,237 kilowatt (KW) (3,000 horsepower (HP)) and a displacement of less than 10 liters per cylinder to the certification emission standards for new nonroad CI engines in 40 CFR 89.112, 40 CFR 89.113, 40 CFR 1039.101, 40 CFR 1039.102, 40 CFR 1039.104, 40 CFR 1039.105, 40 CFR 1039.107, and 40 CFR 1039.115, as applicable, for all pollutants, for the same model year and maximum engine power.
- c. Pursuant to 40 CFR 60.4204(b), owners and operators of 2007 model year and later non-emergency stationary CI ICE with a displacement of less than 30 liters per cylinder must comply with the emission standards for new CI engines in 40 CFR 60.4201 for their 2007 model year and later stationary CI ICE as applicable.
- d. Pursuant to 40 CFR 60.4206, owners and operators of stationary CI ICE must operate and maintain stationary CI ICE that achieve the emission standards as required in 40 CFR 60.4204 according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer, over the entire life of the engine.

Page 3

- 3a. Pursuant to 40 CFR 89.112(a), exhaust emission from nonroad engines to which 40 CFR 89 Subpart B is applicable shall not exceed the applicable exhaust emission standards contained in Table 1, as follows:

Table 1.-Emission Standards (g/kW-hr)

Rated Power (kW)	Tier	Model Year ¹	NO _x	HC	NMHC + NO _x	CO	PM
75 ≤ kW < 130	Tier 1	1997	9.2	--	--	--	--
	Tier 2	2003	--	--	6.6	5.0	0.30
	Tier 3	2007	--	--	4.0	5.0	--
kW>560	Tier 1	2000	9.2	1.3	--	11.4	0.54
	Tier 2	2006	--	--	6.4	3.5	0.20

¹ The model years listed indicates the model years for which the specified tier of standards take effect.

- b. Pursuant to 40 CFR 89.112(d), in lieu of the NO_x standards, NMHC + NO_x standards, and PM standards specified in 40 CFR 89.112(a), manufacturers may elect to include engine families in the averaging, banking, and trading program, the provisions of which are specified in 40 CFR 89 Subpart C. The manufacturer must set a family emission limit (FEL) not to exceed the levels contained in Table 2. The FEL established by the manufacturer serves as the standard for that engine family. Table 2 follows:

Table 2.-Upper Limit for Family Emission Limits (g/kW-hr)

Rated Power (kW)	Tier	Model Year ¹	NO _x FEL	NMHC+NO _x FEL	PM FEL
75 ≤ kW < 130	Tier 1	1997	14.6	--	1.2
	Tier 2	2003	--	11.5	--
	Tier 3	2007	--	6.6	--
kW>560	Tier 1	2000	14.6	--	--
	Tier 2	2006	--	10.5	0.54

¹ The model years listed indicates the model years for which the specified tier of standards take effect.

- c. Pursuant to 40 CFR 89.112(e), naturally aspirated nonroad engines to which 40 CFR 89 Subpart B is applicable shall not discharge crankcase emissions into the ambient atmosphere, unless such crankcase emissions are permanently routed into the exhaust and included in all exhaust emission measurements. This provision applies to all Tier 2 engines and later models. This provision does not apply to engines using turbochargers, pumps, blowers, or superchargers for air induction.
- d. Pursuant to 40 CFR 89.113(a), exhaust opacity from compression-ignition nonroad engines for which 40 CFR 89 Subpart B is applicable must not exceed:

Page 4

- i. 20 percent during the acceleration mode;
 - ii. 15 percent during the lugging mode; and
 - iii. 50 percent during the peaks in either the acceleration or lugging modes.
- 4a. Pursuant to 35 Ill. Adm. Code 212.123(a), no person shall cause or allow the emission of smoke or other particulate matter, with an opacity greater than 30 percent, into the atmosphere from any emission unit other than those emission units subject to the requirements of 35 Ill. Adm. Code 212.122.
 - b. Pursuant to 35 Ill. Adm. Code 212.123(b), the emission of smoke or other particulate matter from any such emission unit may have an opacity greater than 30 percent but not greater than 60 percent for a period or periods aggregating 8 minutes in any 60 minute period provided that such opaque emissions permitted during any 60 minute period shall occur from only one such emission unit located within a 305 m (1000 ft) radius from the center point of any other such emission unit owned or operated by such person, and provided further that such opaque emissions permitted from each such emission unit shall be limited to 3 times in any 24 hour period.
 - c. Pursuant to 35 Ill. Adm. Code 212.301, no person shall cause or allow the emission of fugitive particulate matter from any process, including any material handling or storage activity, that is visible by an observer looking generally toward the zenith at a point beyond the property line of the source.
 - d. Pursuant to 35 Ill. Adm. Code 212.305, all conveyor loading operations to storage piles specified in 35 Ill. Adm. Code 212.304 shall utilize spray systems, telescopic chutes, stone ladders or other equivalent methods in accordance with the operating program required by 35 Ill. Adm. Code 212.309, 212.310 and 212.312.
 - e. Pursuant to 35 Ill. Adm. Code 212.306, all normal traffic pattern access areas surrounding storage piles specified in 35 Ill. Adm. Code 212.304 and all normal traffic pattern roads and parking facilities which are located on mining or manufacturing property shall be paved or treated with water, oils or chemical dust suppressants. All paved areas shall be cleaned on a regular basis. All areas treated with water, oils or chemical dust suppressants shall have the treatment applied on a regular basis, as needed, in accordance with the operating program required by 35 Ill. Adm. Code 212.309, 212.310 and 212.312.
 - f. Pursuant to 35 Ill. Adm. Code 212.307, all unloading and transporting operations of materials collected by pollution control equipment shall be enclosed or shall utilize spraying, pelletizing, screw conveying or other equivalent methods.

Page 5

- g. Pursuant to 35 Ill. Adm. Code 212.308, crushers, grinding mills, screening operations, bucket elevators, conveyor transfer points, conveyors, bagging operations, storage bins and fine product truck and railcar loading operations shall be sprayed with water or a surfactant solution, utilize choke-feeding or be treated by an equivalent method in accordance with an operating program.
- h. Pursuant to 35 Ill. Adm. Code 212.309(a), the emission units described in 35 Ill. Adm. Code 212.304 through 212.308 shall be operated under the provisions of an operating program, consistent with the requirements set forth in 35 Ill. Adm. Code 212.310 and 212.312, and prepared by the owner or operator and submitted to the Illinois EPA for its review. Such operating program shall be designed to significantly reduce fugitive particulate matter emissions.
- i. Pursuant to 35 Ill. Adm. Code 212.310, as a minimum the operating program shall include the following:
 - i. The name and address of the source;
 - ii. The name and address of the owner or operator responsible for execution of the operating program;
 - iii. A map or diagram of the source showing approximate locations of storage piles, conveyor loading operations, normal traffic pattern access areas surrounding storage piles and all normal traffic patterns within the source;
 - iv. Location of unloading and transporting operations with pollution control equipment;
 - v. A detailed description of the best management practices utilized to achieve compliance with 35 Ill. Adm. Code 212 Subpart K, including an engineering specification of particulate collection equipment, application systems for water, oil, chemicals and dust suppressants utilized and equivalent methods utilized;
 - vi. Estimated frequency of application of dust suppressants by location of materials; and
 - vii. Such other information as may be necessary to facilitate the Illinois EPA's review of the operating program.
- j. Pursuant to 35 Ill. Adm. Code 212.313, if particulate collection equipment is operated pursuant to 35 Ill. Adm. Code 212.304 through 212.310 and 212.312, emissions from such equipment shall not exceed 68 mg/dscm (0.03 gr/dscf).
- k. Pursuant to 35 Ill. Adm. Code 212.316(b), no person shall cause or allow fugitive particulate matter emissions generated by the crushing or screening of slag, stone, coke or coal to exceed an opacity of 10 percent.

Page 6

1. Pursuant to 35 Ill. Adm. Code 212.316(c), no person shall cause or allow fugitive particulate matter emissions from any roadway or parking area to exceed an opacity of 10 percent.
- m. Pursuant to 35 Ill. Adm. Code 212.316(e)(1), no person shall cause or allow fugitive particulate matter emissions from any roadway or parking area located at a slag processing facility or integrated iron and steel manufacturing plant to exceed an opacity of 5 percent.
- n. Pursuant to 35 Ill. Adm. Code 212.316(f), unless an emission unit has been assigned a particulate matter, PM_{10} , or fugitive particulate matter emissions limitation elsewhere in 35 Ill. Adm. Code 212.316 or in 35 Ill. Adm. Code 212 Subparts R or S, no person shall cause or allow fugitive particulate matter emissions from any emission unit to exceed an opacity of 20 percent.
- o. Pursuant to 35 Ill. Adm. Code 212.321(a), no person shall cause or allow the emission of particulate matter into the atmosphere in any one hour period from any new process emission unit which, either alone or in combination with the emission of particulate matter from all other similar process emission units for which construction or modification commenced on or after April 14, 1972, at a source or premises, exceeds the allowable emission rates specified in 35 Ill. Adm. Code 212.321(c).
- p. Pursuant to 35 Ill. Adm. Code 212.324(b), except as otherwise provided in 35 Ill. Adm. Code 212.324, no person shall cause or allow the emission into the atmosphere, of PM_{10} from any process emission unit to exceed 68.7 mg/scm (0.03 gr/scf) during any one hour period.
- q. Pursuant to 35 Ill. Adm. Code 212.700(a), 35 Ill. Adm. Code 212 Subpart UU (Additional Control Measures) shall apply to those sources in the areas designated in and subject to 35 Ill. Adm. Code 212.324(a)(1) or 212.423(a) and that have actual annual source-wide emissions of PM_{10} of at least fifteen (15) tons per year.
- 5a. Pursuant to 35 Ill. Adm. Code 214.122(b)(2), no person shall cause or allow the emission of sulfur dioxide into the atmosphere in any one hour period from any new fuel combustion source with actual heat input smaller than, or equal to, 73.2 MW (250 mmBtu/hour), burning liquid fuel exclusively to exceed 0.46 kg of sulfur dioxide per MW-hour of actual heat input when distillate fuel oil is burned (0.3 lbs/mmBtu).
- b. Pursuant to 35 Ill. Adm. Code 214.301, no person shall cause or allow the emission of sulfur dioxide into the atmosphere from any process emission unit to exceed 2000 ppm.
- c. Pursuant to 35 Ill. Adm. Code 214.304, the emissions from the burning of fuel at process emission sources located in the Chicago or St. Louis (Illinois) major metropolitan areas shall comply with applicable 35 Ill. Adm. Code 214 Subparts B through F (i.e., 35 Ill. Adm. Code 214.122).

Page 7

6. This permit is issued based on the conveyors, crushers, and screens at this source not being subject to the New Source Performance Standards (NSPS) for Coal Preparation Plants, 40 CFR 60 Subpart Y, because no machinery at this source facility is used to reduce the size of coal or to separate coal from refuse.
- 7a. Pursuant to 35 Ill. Adm. Code 212.314, 35 Ill. Adm. Code 212.301 shall not apply and spraying pursuant to 35 Ill. Adm. Code 212.304 through 212.310 and 35 Ill. Adm. Code 212.312 shall not be required when the wind speed is greater than 40.2 km/hour (25 mph). Determination of wind speed for the purposes of this rule shall be by a one-hour average or hourly recorded value at the nearest official station of the U.S. Weather Bureau or by wind speed instruments operated on the site. In cases where the duration of operations subject to this rule is less than one hour, wind speed may be averaged over the duration of the operations on the basis of on-site wind speed instrument measurements.
- b. Pursuant to 35 Ill. Adm. Code 212.324(d), the mass emission limits contained in 35 Ill. Adm. Code 212.324(b) and (c) shall not apply to those emission units with no visible emissions other than fugitive particulate matter; however, if a stack test is performed, this subsection is not a defense finding of a violation of the mass emission limits contained in 35 Ill. Adm. Code 212.324(b) and (c).
8. Pursuant to 40 CFR 60.11(d), at all times, including periods of startup, shutdown, and malfunction, owners and operators shall, to the extent practicable, maintain and operate any affected facility including associated air pollution control equipment in a manner consistent with good air pollution control practice for minimizing emissions. Determination of whether acceptable operating and maintenance procedures are being used will be based on information available to the Illinois EPA or USEPA which may include, but is not limited to, monitoring results, opacity observations, review of operating and maintenance procedures, and inspection of the source.
- 9a. Pursuant to 40 CFR 60.4207(a), beginning October 1, 2007, owners and operators of stationary CI ICE subject to 40 CFR 60 Subpart IIII that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(a).
- b. Pursuant to 40 CFR 60.4207(b), beginning October 1, 2010, owners and operators of stationary CI ICE subject to 40 CFR 60 Subpart IIII with a displacement of less than 30 liters per cylinder that use diesel fuel must use diesel fuel that meets the requirements of 40 CFR 80.510(b) for nonroad diesel fuel.
- 10a. Pursuant to 40 CFR 80.510(a), beginning June 1, 2007. Except as otherwise specifically provided in 40 CFR 80 Subpart I, all NRLM diesel fuel is subject to the following per-gallon standards:
 - i. Sulfur content. 500 parts per million (ppm) maximum.

Page 8

- ii. Cetane index or aromatic content, as follows:
 - A. A minimum cetane index of 40; or
 - B. A maximum aromatic content of 35 volume percent.
- b. Pursuant to 40 CFR 80.510(b), beginning June 1, 2010. Except as otherwise specifically provided in 40 CFR 80 Subpart I, all NR and LM diesel fuel is subject to the following per-gallon standards:
 - i. Sulfur content 15 ppm maximum for NR diesel fuel.
 - ii. Cetane index or aromatic content, as follows:
 - A. A minimum cetane index of 40; or
 - B. A maximum aromatic content of 35 volume percent.
- 11a. Pursuant to 40 CFR 60.4211(a), if you are an owner or operator and must comply with the emission standards specified in 40 CFR 60 Subpart IIII, you must operate and maintain the stationary CI internal combustion engine and control device according to the manufacturer's written instructions or procedures developed by the owner or operator that are approved by the engine manufacturer. In addition, owners and operators may only change those settings that are permitted by the manufacturer. You must also meet the requirements of 40 CFR parts 89, 94 and/or 1068, as they apply to you.
- b. Pursuant to 40 CFR 60.4211(c), if you are an owner or operator of a 2007 model year and later stationary CI internal combustion engine and must comply with the emission standards specified in 40 CFR 60.4204(b) or 40 CFR 60.4205(b), or if you are an owner or operator of a CI fire pump engine that is manufactured during or after the model year that applies to your fire pump engine power rating in table 3 to 40 CFR 60 Subpart IIII and must comply with the emission standards specified in 40 CFR 60.4205(c), you must comply by purchasing an engine certified to the emission standards in 40 CFR 60.4204(b), or 40 CFR 60.4205(b) or (c), as applicable, for the same model year and maximum (or in the case of fire pumps, NFPA nameplate) engine power. The engine must be installed and configured according to the manufacturer's specifications.
- 12a. Pursuant to 35 Ill. Adm. Code 212.324(f), for any process emission unit subject to 35 Ill. Adm. Code 212.324(a), the owner or operator shall maintain and repair all air pollution control equipment in a manner that assures that the emission limits and standards in this 35 Ill. Adm. Code 212.324 shall be met at all times. 35 Ill. Adm. Code 212.324 shall not affect the applicability of 35 Ill. Adm. Code 201.149. Proper maintenance shall include the following minimum requirements:
 - i. Visual inspections of air pollution control equipment;

Page 9

- ii. Maintenance of an adequate inventory of spare parts; and
 - iii. Expeditions repairs, unless the emission unit is shutdown.
- b. Pursuant to 35 Ill. Adm. Code 212.701(a), those sources subject to 35 Ill. Adm. Code 212 Subpart UU shall prepare contingency measure plans reflecting the PM₁₀ emission reductions set forth in 35 Ill. Adm. Code 212.703. These plans shall become federally enforceable permit conditions. Such plans shall be submitted to the Illinois EPA by November 15, 1994. Notwithstanding the foregoing, sources that become subject to the provisions of 35 Ill. Adm. Code 212 Subpart UU after July 1, 1994, shall submit a contingency measure plan to the Illinois EPA for review and approval within ninety (90) days after the date such source or sources became subject to the provisions of 35 Ill. Adm. Code 212 Subpart UU or by November 15, 1994, whichever is later. The Illinois EPA shall notify those sources requiring contingency measure plans, based on the Illinois EPA's current information; however, the Illinois EPA's failure to notify any source of its requirement to submit contingency measure plans shall not be a defense to a violation of 35 Ill. Adm. Code 212 Subpart UU and shall not relieve the source of its obligation to timely submit a contingency measure plan.
- c. Pursuant to 35 Ill. Adm. Code 212.703(a), all sources subject to 35 Ill. Adm. Code 212 Subpart UU shall submit a contingency measure plan. The contingency measure plan shall contain two levels of control measures:
- i. Level I measures are measures that will reduce total actual annual source-wide fugitive emissions of PM₁₀ subject to control under 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 by at least 15%.
 - ii. Level II measures are measures that will reduce total actual annual source-wide fugitive emissions of PM₁₀ subject to control under 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 by at least 25%.
- d. Pursuant to 35 Ill. Adm. Code 212.703(b), a source may comply with 35 Ill. Adm. Code 212 Subpart UU through an alternative compliance plan that provides for reductions in emissions equal to the level of reduction of fugitive emissions as required at 35 Ill. Adm. Code 212.703(a) and which has been approved by the Illinois EPA and USEPA as federally enforceable permit conditions. If a source elects to include controls on process emission units, fuel combustion emission units, or other fugitive emissions of PM₁₀ not subject to 35 Ill. Adm. Code 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424 or 212.464 at the source in its alternative control plan, the plan must include a reasonable schedule for implementation of such controls, not to exceed two (2) years. This implementation schedule is subject to Illinois EPA review and approval.

Page 10

- e. Pursuant to 35 Ill. Adm. Code 212.704(b), if there is a violation of the ambient air quality standard for PM_{10} , as determined in accordance with 40 CFR Part 50, Appendix K, the Illinois EPA shall notify the source or sources the Illinois EPA has identified as likely to be causing or contributing to one or more of the exceedences leading to such violation, and such source or sources shall implement Level I or Level II measures, as determined pursuant to 35 Ill. Adm. Code 212.704(e). The source or sources so identified shall implement such measures corresponding to fugitive emissions within ninety (90) days after receipt of a notification and shall implement such measures corresponding to any nonfugitive emissions according to the approved schedule set forth in such source's alternative control plan. Any source identified as causing or contributing to a violation of the ambient air quality standard for PM_{10} may appeal any finding of culpability by the Illinois EPA to the Illinois Pollution Control Board pursuant to 35 Ill. Adm. Code 106 Subpart J.
- f. Pursuant to 35 Ill. Adm. Code 212.704(e), the Illinois EPA shall require that sources comply with the Level I or Level II measures of their contingency measure plans, pursuant 35 Ill. Adm. Code 212.704(b), as follows:
 - i. Level I measures shall be required when the design value of a violation of the 24-hour ambient air quality standard, as computed pursuant to 40 CFR 50, Appendix K, is less than or equal to 170 ug/m^3 .
 - ii. Level II measures shall be required when the design value of a violation of the 24-hour ambient air quality standard, as computed pursuant to 40 CFR 50, Appendix K, exceeds 170 ug/m^3 .
- 13a. Pollution control devices associated with the emission units being modified under this permit shall be in operation at all times when the associated emission units are in operation and emitting air contaminants.
- b. The transloading facility shall be operated in accordance with good operating practices to minimize particulate matter emissions including the following.
 - i. Enclosures shall be maintained in good condition and wet suppressant shall be applied as needed whenever materials are being moved past a point of application; and
 - ii. Remedial actions shall be taken if visible emissions are observed beyond the property line.
- c. This permit is issue based on the handling of only coal, petroleum coke, and like materials, and salt at the plant. The handling of any other material at the source requires that the Permittee first obtain a construction permit from the Illinois EPA.

- d. The water pump and the generator sets shall only be operated with distillate fuel oil as the fuel. The use of any other fuel in the water pump or the generator sets requires that the Permittee first obtain a construction permit from the Illinois EPA and then perform stack testing to verify compliance with all applicable requirements.
- e. The Permittee shall not keep, store, or use distillate fuel oil (Grades No. 1 and 2) at this source with a sulfur content greater than the larger of the following values:
 - i. 0.28 weight percent, or
 - ii. The Wt. percent given by the formula: Maximum Wt. percent sulfur = (0.000015) x (Gross heating value of oil, Btu/lb).
- f. Organic liquid by-products or waste materials shall not be used in the diesel generator sets without written approval from the Illinois EPA.
- g. The Illinois EPA shall be allowed to sample fuel stored at the source associated with the diesel generator set.
- 14a. The total amount of materials handled through the transloading facility shall not exceed 1.13 million tons/month and 11.25 million tons/year.
 - b. Materials handled by truck shall not exceed 175,000 tons/month and 1,750,000 tons per year (includes coal inbound/outbound via truck and salt outbound via truck).
 - c. Emissions and operation of the transloading facility shall not exceed the following limits:

i. Material Storage Piles and Transfer and Conveying, and Loadout:

Process	Material Throughput		PM Emissions			PM ₁₀ Emissions		
	(Ton/Mo)	(Ton/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)	(lb/Ton)	(T/Mo)	(T/Yr)
Coal & Coke *	1,100,000	11,000,000	0.0005	5.87	58.71	0.00024	2.82	28.18
Salt	25,000	250,000	0.0005	0.10	1.00	0.00024	0.05	0.48
Incidental Soil Crushing *	30,660	306,600	0.0033	0.03	0.25	0.00101	0.01	0.08
Incidental Soil Screening *	30,660	306,600	0.00067	0.01	0.05	0.00034	0.01	0.03
			Totals	60.01				28.77

* 50 % control for wet suppression

- iii. These limits are based on the maximum materials throughput of 11.25 million tons per year with at most 1,750,000 tons/year handled by trucks, and standard emission factors (Table 13.2.4, AP 42, Fifth Edition, Volume I, November 2006 with U = 16.4 and M = 18.3).

- iv. The above limitations contain revisions to previously issued Permits 03100038 and 06040012. The source has requested that the Illinois EPA establish conditions in this permit that allow various refinements from the conditions of the aforementioned permit. The source has requested these revisions and has addressed the applicability and compliance of Title I of the Clean Air Act, specifically 35 Ill. Adm. Code Part 203, Major Stationary Sources Construction and Modification. These limits continue to ensure that the construction and/or modification addressed in this permit does not constitute a new major source or major modification pursuant to these rules. These limits are the primary enforcement mechanism for the equipment and activities permitted in this permit and the information in the construction permit application contains the most current and accurate information for the source. Specifically, the source's permitted annual throughput is being increase from 11.0 million tons per year to 11.25 million tons per year and the permitted emissions of PM₁₀ are being increases from 12.5 tons per year to 28.41 tons per year.
- d. Emissions and operation of the 15 kW (20 HP) diesel-powered emergency water pump will not exceed the following:
 - i. The diesel-powered emergency water pump runtime shall not exceed 150 hours/month and 500 hours/year.
 - ii. Emissions from the diesel-powered emergency water pump shall not exceed:

<u>Pollutant</u>	<u>Emission</u>	<u>Emissions</u>	
	<u>Factor</u> <u>(lb/HP-hr)</u>	<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.01079	0.02	0.05
Nitrogen Oxides (NO _x)	0.015	0.03	0.08
Particulate Matter (PM)	0.0013	0.01	0.01
Particulate Matter-10 (PM ₁₀)	0.0013	0.01	0.01
Sulfur Dioxide (SO ₂)	**	0.01	0.01
Volatile Organic Material (VOM)	0.00062	0.01	0.01

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

500 hour/year x 10 gallons/hour x 7.1 lbs/gallon x 0.05% S / 2,000 lbs/gallon = 0.01 tpy

e. Emissions and operation of the 30 kW (40 HP) diesel-powered generator will not exceed the following:

i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.

ii. Emissions from the diesel-powered generator shall not exceed:

<u>Pollutant</u>	<u>Emission Factor</u> (lb/HP-hr)	<u>Emissions</u>	
		<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00903	0.06	0.63
Nitrogen Oxides (NO _x)	0.015	0.11	1.05
Particulate Matter (PM)	0.001	0.01	0.07
Particulate Matter-10 (PM ₁₀)	0.001	0.01	0.07
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00062	0.01	0.04

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.
 $3,500 \text{ hr/yr} \times 10 \text{ gal/hr} \times 7.1 \text{ lbs/gal} \times 0.05\% \text{ S} / 2,000 \text{ lb/gal} = 0.06 \text{ tpy}$

f. Emissions and operation of the 88 kW (118 HP) diesel-powered generators combined will not exceed the following:

i. The diesel-powered generators runtime shall not exceed 2,100 hours/month and 21,000 hours/year.

ii. Emissions from the six diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission Factor</u> (lb/HP-hr)	<u>Emissions</u>	
		<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00815	1.01	10.10
Nitrogen Oxides (NO _x)	0.015	1.86	18.59
Particulate Matter (PM)	0.0005	0.06	0.62
Particulate Matter-10 (PM-10)	0.0005	0.06	0.62
Sulfur Dioxide (SO ₂)	**	0.04	0.37
Volatile Organic Material (VOM)	0.00033	0.04	0.41

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1.

Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

21,000 hour/year x 10 gallons/hour x 7.1 lbs/gallon x 0.05% S / 2,000 lbs/gallon = 0.37 tpy

- g. Emissions and operation of the 224 kW (300 HP) diesel-powered generators combined will not exceed the following:
 - i. The diesel-powered generators runtime shall not exceed 1,050 hours/month and 10,500 hours/year.
 - ii. Emissions from the three diesel-powered generators combined shall not exceed:

<u>Pollutant</u>	<u>Emission Factor</u> (lb/HP-hr)	<u>Emissions</u>	
		<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00573	0.90	9.02
Nitrogen Oxides (NO _x)	0.015	2.36	23.63
Particulate Matter (PM)	0.0003	0.05	0.47
Particulate Matter-10 (PM ₁₀)	0.0003	0.05	0.47
Sulfur Dioxide (SO ₂)	**	0.02	0.19
Volatile Organic Material (VOM)	0.00033	0.05	0.52

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

10,500 hour/year x 10 gallons/hour x 7.1 lbs/gallon x 0.05% S / 2,000 lbs/gallon = 0.19 tpy

- h. Emissions and operation of the 280 kW (375 HP) diesel-powered generator will not exceed the following:
 - iii. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.
 - iv. Emissions from the diesel-powered generator shall not exceed:

<u>Pollutant</u>	<u>Emission Factor</u> (lb/HP-hr)	<u>Emissions</u>	
		<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00573	0.38	3.76
Nitrogen Oxides (NO _x)	0.015	0.98	9.84
Particulate Matter (PM)	0.0003	0.02	0.20
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.20
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00033	0.02	0.22

These limits are based on the emission factors for units with power rating of less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.
 $3,500 \text{ hr/yr} \times 10 \text{ gal/hr} \times 7.1 \text{ lbs/gal} \times 0.05\% \text{ S} / 2,000 \text{ lb/gal} = 0.06 \text{ tpy}$

i. Emissions and operation of the 298 kW (400 HP) diesel-powered generator will not exceed the following:

i. The diesel-powered generator runtime shall not exceed 350 hours/month and 3,500 hours/year.

ii. Emissions from the diesel-powered generator shall not exceed:

<u>Pollutant</u>	<u>Emission Factor</u> (lb/HP-hr)	<u>Emissions</u>	
		<u>(Tons/Month)</u>	<u>(Tons/Year)</u>
Carbon Monoxide (CO)	0.00573	0.40	4.01
Nitrogen Oxides (NO _x)	0.015	1.05	10.50
Particulate Matter (PM)	0.0003	0.02	0.21
Particulate Matter-10 (PM ₁₀)	0.0003	0.02	0.21
Sulfur Dioxide (SO ₂)	**	0.01	0.06
Volatile Organic Material (VOM)	0.00033	0.02	0.23

These limits are based on the emission factors for units with power rating less than 600 HP, and the emission factors for CO, NO_x, VOM, and PM are based on the allowable rates in 40 CFR 89.112(a), table 1. Emission totals shall be calculated by multiplying the diesel generator set runtime and the emission factors for each pollutant.

** SO₂ emissions calculated using 40 CFR 60.4207(a), maximum sulfur content of 0.05% per gallon of fuel and a fuel consumption rate of 10 gallons of diesel fuel per hour per engine.

Page 16

$3,500 \text{ hour/year} \times 10 \text{ gallons/hour} \times 7.1 \text{ lbs/gallon} \times 0.05\% \text{ S} / 2,000 \text{ lbs/gallon} = 0.06 \text{ tpy}$

- j. Compliance with the annual limits of this permit shall be determined on a monthly basis from the sum of the data for the current month plus the preceding 11 months (running 12 months total).
- 15. This permit is issued based on the potential to emit (PTE) for Hazardous Air Pollutants (HAP) as listed in Section 112(b) of the Clean Air Act from the source being less than 10 tons/year of any single HAP and 25 tons/year of any combination of such HAPs. As a result, this permit is issued based on the emissions of all HAPs from this source not triggering the requirements of Section 112(g) of the Clean Air Act.
- 16a. Pursuant to 40 CFR 60.8(a), within 60 days after achieving the maximum production rate at which the affected facility will be operated, but not later than 180 days after initial startup of such facility and at such other times as may be required by the Illinois EPA or USEPA under section 114 of the Clean Air Act, the owner or operator of such facility shall conduct performance test(s) and furnish the Illinois EPA or USEPA a written report of the results of such performance test(s).
- b. Pursuant to 40 CFR 60.8(b), performance tests shall be conducted and data reduced in accordance with the test methods and procedures contained in each applicable subpart of 40 CFR Part 60 unless the Illinois EPA or USEPA:
 - i. Specifies or approves, in specific cases, the use of a reference method with minor changes in methodology;
 - ii. Approves the use of an equivalent method;
 - iii. Approves the use of an alternative method the results of which he has determined to be adequate for indicating whether a specific source is in compliance;
 - iv. Waives the requirement for performance tests because the owner or operator of a source has demonstrated by other means to the Illinois EPA's or USEPA's satisfaction that the affected facility is in compliance with the standard; or
 - v. Approves shorter sampling times and smaller sample volumes when necessitated by process variables or other factors. Nothing in this paragraph shall be construed to abrogate the Illinois EPA's or USEPA's authority to require testing under section 114 of the Clean Air Act.
- c. Pursuant to 40 CFR 60.8(c), performance tests shall be conducted under such conditions as the Illinois EPA or USEPA shall specify to the plant operator based on representative performance of the affected facility. The owner or operator shall make available to the Illinois EPA or USEPA such records as may be necessary to determine the conditions of the

performance tests. Operations during periods of startup, shutdown, and malfunction shall not constitute representative conditions for the purpose of a performance test nor shall emissions in excess of the level of the applicable emission limit during periods of startup, shutdown, and malfunction be considered a violation of the applicable emission limit unless otherwise specified in the applicable standard.

- d. Pursuant to 40 CFR 60.8(d), the owner or operator of an affected facility shall provide the Illinois EPA or USEPA at least 30 days prior notice of any performance test, except as specified under other subparts, to afford the Illinois EPA or USEPA the opportunity to have an observer present. If after 30 days notice for an initially scheduled performance test, there is a delay (due to operational problems, etc.) in conducting the scheduled performance test, the owner or operator of an affected facility shall notify the Illinois EPA or USEPA as soon as possible of any delay in the original test date, either by providing at least 7 days prior notice of the rescheduled date of the performance test, or by arranging a rescheduled date with the Illinois EPA or USEPA by mutual agreement.
- e. Pursuant to 40 CFR 60.8(e), the owner or operator of an affected facility shall provide, or cause to be provided, performance testing facilities as follows:
 - i. Sampling ports adequate for test methods applicable to such facility. This includes:
 - A. Constructing the air pollution control system such that volumetric flow rates and pollutant emission rates can be accurately determined by applicable test methods and procedures; and
 - B. Providing a stack or duct free of cyclonic flow during performance tests, as demonstrated by applicable test methods and procedures.
 - ii. Safe sampling platform(s).
 - iii. Safe access to sampling platform(s).
 - iv. Utilities for sampling and testing equipment.
- f. Pursuant to 40 CFR 60.8(f), unless otherwise specified in the applicable subpart of 40 CFR Part 60, each performance test shall consist of three separate runs using the applicable test method. Each run shall be conducted for the time and under the conditions specified in the applicable standard under 40 CFR Part 60. For the purpose of determining compliance with an applicable standard under 40 CFR Part 60, the arithmetic means of results of the three runs shall apply. In the event that a sample is accidentally lost or conditions occur in which one of the three runs must be discontinued because of forced shutdown, failure of an irreplaceable portion of the sample train,

Page 18

extreme meteorological conditions, or other circumstances, beyond the owner or operator's control, compliance may, upon the Illinois EPA's or USEPA's approval, be determined using the arithmetic mean of the results of the two other runs.

- 17a. Pursuant to 40 CFR 60.4212(a), the performance test must be conducted according to the in-use testing procedures in 40 CFR Part 1039, Subpart F.
- b. Pursuant to 40 CFR 60.4212(c), exhaust emissions from stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8, as applicable, must not exceed the NTE numerical requirements, rounded to the same number of decimal places as the applicable standard in 40 CFR 89.112 or 40 CFR 94.8, as applicable, determined from the following equation:

$$\text{NTE requirement for each pollutant} = (1.25) \times (\text{STD})$$

Where:

STD = The standard specified for that pollutant in 40 CFR 89.112 or 40 CFR 94.8, as applicable.

Alternatively, stationary CI ICE that are complying with the emission standards for new CI engines in 40 CFR 89.112 or 40 CFR 94.8 may follow the testing procedures specified in 40 CFR 60.4213, as appropriate.

- 18a. Pursuant to 35 Ill. Adm. Code 201.282, every emission source or air pollution control equipment shall be subject to the following testing requirements for the purpose of determining the nature and quantities of specified air contaminant emissions and for the purpose of determining ground level and ambient air concentrations of such air contaminants:
- i. Testing by Owner or Operator. The Illinois EPA may require the owner or operator of the emission source or air pollution control equipment to conduct such tests in accordance with procedures adopted by the Illinois EPA, at such reasonable times as may be specified by the Illinois EPA and at the expense of the owner or operator of the emission source or air pollution control equipment. The Illinois EPA may adopt procedures detailing methods of testing and formats for reporting results of testing. Such procedures and revisions thereto, shall not become effective until filed with the Secretary of State, as required by the APA Act. All such tests shall be made by or under the direction of a person qualified by training and/or experience in the field of air pollution testing. The Illinois EPA shall have the right to observe all aspects of such tests.
 - ii. Testing by the Illinois EPA. The Illinois EPA shall have the right to conduct such tests at any time at its own expense. Upon request of the Illinois EPA, the owner or operator of the

Page 19

emission source or air pollution control equipment shall provide, without charge to the Illinois EPA, necessary holes in stacks or ducts and other safe and proper testing facilities, including scaffolding, but excluding instruments and sensing devices, as may be necessary.

- b. Testing required by Condition 19 shall be performed upon a written request from the Illinois EPA by a qualified independent testing service.
- 19a. Pursuant to 35 Ill. Adm. Code 212.107, for both fugitive and nonfugitive particulate matter emissions, a determination as to the presence or absence of visible emissions from emission units shall be conducted in accordance with Method 22, 40 CFR Part 60, Appendix A, except that the length of the observing period shall be at the discretion of the observer, but not less than one minute. 35 Ill. Adm. Code 212 Subpart A shall not apply to 35 Ill. Adm. Code 212.301.
- b. Pursuant to 35 Ill. Adm. Code 212.109, except as otherwise provided in 35 Ill. Adm. Code Part 212, and except for the methods of data reduction when applied to 35 Ill. Adm. Code 212.122 and 212.123, measurements of opacity shall be conducted in accordance with Method 9, 40 CFR Part 60, Appendix A, and the procedures in 40 CFR 60.675(c) and (d), if applicable, except that for roadways and parking areas the number of readings required for each vehicle pass will be three taken at 5-second intervals. The first reading shall be at the point of maximum opacity and second and third readings shall be made at the same point, the observer standing at right angles to the plume at least 15 feet away from the plume and observing 4 feet above the surface of the roadway or parking area. After four vehicles have passed, the 12 readings will be averaged.
- c. Pursuant to 35 Ill. Adm. Code 212.110(a), measurement of particulate matter emissions from stationary emission units subject to 35 Ill. Adm. Code Part 212 shall be conducted in accordance with 40 CFR Part 60, Appendix A, Methods 5, 5A, 5D, or 5E.
- d. Pursuant to 35 Ill. Adm. Code 212.110(b), the volumetric flow rate and gas velocity shall be determined in accordance with 40 CFR Part 60, Appendix A, Methods 1, 1A, 2, 2A, 2C, 2D, 3, and 4.
- e. Pursuant to 35 Ill. Adm. Code 212.110(c), upon a written notification by the Illinois EPA, the owner or operator of a particulate matter emission unit subject to 35 Ill. Adm. Code Part 212 shall conduct the applicable testing for particulate matter emissions, opacity, or visible emissions at such person's own expense, to demonstrate compliance. Such test results shall be submitted to the Illinois EPA within thirty (30) days after conducting the test unless an alternative time for submittal is agreed to by the Illinois EPA.
- 20a. Within 60 days after achieving the maximum production rate at which the diesel-powered generators will be operated, the emissions and opacity

Page 20

of the diesel-powered generators shall be measured during conditions which are representative of maximum emissions. These tests shall determine compliance with 40 CFR 60.4204(b), 40 CFR 89.112(a), 40 CFR 89.112(d), and 40 CFR 89.113(a).

- b. The following methods and procedures shall be used for testing of emissions, unless another method is approved by the Illinois EPA: Refer to 40 CFR Part 1039, Subpart F for USEPA test methods.
- 21a. At least 30 days prior to the actual date of testing, the Permittee shall submit a written test plan to the Illinois EPA, Compliance Section. This plan shall include as a minimum:
 - i. The name (or other identification) of the emission unit(s) to be tested and the name and address of the facility at which they are located;
 - ii. The name and address of the independent testing service(s) performing the tests, with the names of the individuals who may be performing sampling and analysis and their experience with similar tests;
 - iii. The specific determinations of emissions and/or performance which are intended to be made, including the site(s) in the ductwork or stack at which sampling will occur;
 - iv. The specific conditions under which testing will be performed, including a discussion of why these conditions will be representative of the maximum emissions, minimum control performance, the levels of operating parameters for the emission unit, including associated control equipment, at or within which compliance is intended to be shown, and the means by which the operating parameters will be determined;
 - v. The test method(s) which will be used, with the specific analysis method, if the method can be used with different analysis methods. The specific sampling, analytical and quality control procedures which will be used, with an identification of the standard methods upon which they are based;
 - vi. Any minor changes in standard methodology proposed to accommodate the specific circumstances of testing, with justification;
 - vii. Any proposed use of an alternative test method, with detailed justification; and
 - viii. The format and content of the Source Test Report.
- b. The Permittee shall provide the Illinois EPA with written notification of testing at least thirty (30) days prior to testing to enable the Illinois EPA to have an observer present. This notification shall

Page 21

include the name of emission unit(s) to be tested, scheduled date and time, and contact person with telephone number.

- c. If testing is delayed, the Permittee shall promptly notify the Illinois EPA by facsimile, at least 5 days prior to the scheduled date of testing or immediately, if the delay occurs in the 5 days prior to the scheduled date. This notification shall also include the new date and time for testing, if set, or a separate notification shall be sent with this information when it is set.
- d. The Permittee shall submit the Final Test Report(s) for these tests accompanied by a cover letter stating whether or not compliance was shown, to the Illinois EPA without delay, within 30 days after the results are compiled, but no later than 60 days after the date of testing or sampling. The Final Report shall include as a minimum:
 - i. General information describing the test, including the name and identification of the emission source which was tested, date of test, names of personnel performing the tests, and Illinois EPA observers, if any;
 - ii. A summary of results;
 - iii. Description of test procedures and method(s), including description and map of emission units and sampling points, sampling train, testing and analysis equipment, and test schedule;
 - iv. Detailed description of test conditions, including:
 - A. List and description of the equipment (including serial numbers or other equipment specific identifiers) tested and process information (i.e., mode(s) of operation, process rate/throughput, fuel or raw material consumption rate, and heat content of the fuels);
 - B. Control equipment information (i.e., equipment condition and operating parameters) during testing; and
 - C. A discussion of any preparatory actions taken (i.e., inspections, maintenance and repair).
 - v. Data and calculations, including copies of all raw data sheets and records of laboratory analyses, sample calculations, and data on equipment calibration. Identification of the applicable regulatory standards that the testing was performed to demonstrate compliance with, a comparison of the test results to the applicable regulatory standards, and a statement whether the test(s) demonstrated compliance with the applicable standards;
 - vi. An explanation of any discrepancies among individual tests, failed tests or anomalous data;

Page 22

- vii. The results and discussion of all quality control evaluation data, including a copy of all quality control data; and
- viii. The applicable operating parameters of the pollution control device(s) during testing (temperature, pressure drop, scrubbant flow rate, etc.), if any.
- e. Satisfactory completion of this test so as to demonstrate compliance with applicable emission standards is a prerequisite to issuance of an operating permit, pursuant to 35 Ill. Adm. Code 201.160(a), (b) and (c).
- 22a. Pursuant to 40 CFR 60.4209, if you are an owner or operator, you must meet the monitoring requirements of this section. In addition, you must also meet the monitoring requirements specified in 40 CFR 60.4211.
- b. Pursuant to 40 CFR 60.4209(b), If you are an owner or operator of a stationary CI internal combustion engine equipped with a diesel particulate filter to comply with the emission standards in 40 CFR 60.4204, the diesel particulate filter must be installed with a backpressure monitor that notifies the owner or operator when the high backpressure limit of the engine is approached.
- 23a. Pursuant to 40 CFR 60.7(b), any owner or operator subject to the provisions of 40 CFR Part 60 shall maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility; any malfunction of the air pollution control equipment; or any periods during which a continuous monitoring system or monitoring device is inoperative.
- b. Pursuant to 40 CFR 60.7(f), any owner or operator subject to the provisions of 40 CFR Part 60 shall maintain a file of all measurements, including continuous monitoring system, monitoring device, and performance testing measurements; all continuous monitoring system performance evaluations; all continuous monitoring system or monitoring device calibration checks; adjustments and maintenance performed on these systems or devices; and all other information required by 40 CFR Part 60 recorded in a permanent form suitable for inspection. The file shall be retained for at least two years following the date of such measurements, maintenance, reports, and records.
- 24. Pursuant to 40 CFR 60.4214(c), if the stationary CI internal combustion engine is equipped with a diesel particulate filter, the owner or operator must keep records of any corrective action taken after the backpressure monitor has notified the owner or operator that the high backpressure limit of the engine is approached.
- 25a. Pursuant to 35 Ill. Adm. Code 212.110(e), the owner or operator of an emission unit subject to 35 Ill. Adm. Code Part 212 shall retain records of all tests which are performed. These records shall be

Page 23

retained for at least three (3) years after the date a test is performed.

- b. i. Pursuant to 35 Ill. Adm. Code 212.316(g)(1), the owner or operator of any fugitive particulate matter emission unit subject to 35 Ill. Adm. Code 212.316 shall keep written records of the application of control measures as may be needed for compliance with the opacity limitations of 35 Ill. Adm. Code 212.316 and shall submit to the Illinois EPA an annual report containing a summary of such information.
 - ii. Pursuant to 35 Ill. Adm. Code 212.316(g)(2), the records required under 35 Ill. Adm. Code 212.316(g) shall include at least the following:
 - A. The name and address of the source;
 - B. The name and address of the owner and/or operator of the source;
 - C. A map or diagram showing the location of all emission units controlled, including the location, identification, length, and width of roadways;
 - D. For application of physical or chemical control agents: the name of the agent, application rate and frequency, and total quantity of agent and, if diluted, percent of concentration, used each day; and
 - E. A log recording incidents when control measures were not used and a statement of explanation.
 - iii. Pursuant to 35 Ill. Adm. Code 212.316(g)(3), the records required under 35 Ill. Adm. Code 212.316 shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
 - iv. Pursuant to 35 Ill. Adm. Code 212.316(g)(4), the records required under 35 Ill. Adm. Code 212.316(g) shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
- c. i. Pursuant to 35 Ill. Adm. Code 212.324(g)(1), written records of inventory and documentation of inspections, maintenance, and repairs of all air pollution control equipment shall be kept in accordance with 35 Ill. Adm. Code 212.324(f).
 - ii. Pursuant to 35 Ill. Adm. Code 212.324(g)(2), the owner or operator shall document any period during which any process emission unit was in operation when the air pollution control equipment was not in operation or was malfunctioning so as to

cause an emissions level in excess of the emissions limitation. These records shall include documentation of causes for pollution control equipment not operating or such malfunction and shall state what corrective actions were taken and what repairs were made.

- iii. Pursuant to 35 Ill. Adm. Code 212.324(g)(3), a written record of the inventory of all spare parts not readily available from local suppliers shall be kept and updated.
 - iv. Pursuant to 35 Ill. Adm. Code 212.324(g)(5), the records required under 35 Ill. Adm. Code 212.324 shall be kept and maintained for at least three (3) years and shall be available for inspection and copying by Illinois EPA representatives during working hours.
- 26a. The Permittee shall maintain records of the following items so as to demonstrate compliance with the conditions of this permit:
- i. Records addressing use of good operating practices for the dust suppression systems associated with the materials transloading system:
 - A. Records for periodic inspection of the dust suppression systems with date, individual performing the inspection, and nature of inspection; and
 - B. Records for prompt repair of defects, with identification and description of defect, effect on emissions, date identified, date repaired, and nature of repair.
 - ii. Name and total amount of each material shipped (tons/month and tons/year);
 - iii. Name and amount of each material shipped by truck (tons/month and tons/year);
 - iv. Amount of each material that is deposited on storage piles (tons/month and tons/year);
 - v. Diesel generator sets runtime (hours/month, hours/year);
 - vi. Certification from the fuel supplier of weight percent sulfur content of each fuel shipment received;
 - vii. Amount of fuel used (gallons/month, gallons/year);
 - viii. An inspection, maintenance and repair log of the generators listing each activity performed with date; and
 - iv. Monthly and annual emissions of NO_x, CO, SO₂, PM, PM₁₀ and VOM from the source with supporting calculations (tons/month, tons/year).

Page 25

- b. All records and logs required by this permit shall be retained at a readily accessible location at the source for at least five (5) years from the date of entry and shall be made available for inspection and copying by the Illinois EPA or USEPA upon request. Any records retained in an electronic format (e.g., computer storage device) shall be capable of being retrieved and printed on paper during normal source office hours so as to be able to respond to an Illinois EPA or USEPA request for records during the course of a source inspection.
- 27a. Pursuant to 40 CFR 60.7(a), any owner or operator subject to the provisions of 40 CFR Part 60 shall furnish the Illinois EPA or USEPA written notification or, if acceptable to both the Illinois EPA and USEPA and the owner or operator of a source, electronic notification, as follows:
- i. A notification of the date construction (or reconstruction as defined under 40 CFR 60.15) of an affected facility is commenced postmarked no later than 30 days after such date. This requirement shall not apply in the case of mass-produced facilities which are purchased in completed form.
 - ii. A notification of the actual date of initial startup of an affected facility postmarked within 15 days after such date.
 - iii. A notification of any physical or operational change to an existing facility which may increase the emission rate of any air pollutant to which a standard applies, unless that change is specifically exempted under an applicable subpart or in 40 CFR 60.14(e). This notice shall be postmarked 60 days or as soon as practicable before the change is commenced and shall include information describing the precise nature of the change, present and proposed emission control systems, productive capacity of the facility before and after the change, and the expected completion date of the change. The Illinois EPA or USEPA may request additional relevant information subsequent to this notice.
- 28a. Pursuant to 35 Ill. Adm. Code 212.110(d), a person planning to conduct testing for particulate matter emissions to demonstrate compliance shall give written notice to the Illinois EPA of that intent. Such notification shall be given at least thirty (30) days prior to the initiation of the test unless a shorter period is agreed to by the Illinois EPA. Such notification shall state the specific test methods from 35 Ill. Adm. Code 212.110 that will be used.
- b. i. Pursuant to 35 Ill. Adm. Code 212.324(g)(4), copies of all records required by 35 Ill. Adm. Code 212.324 shall be submitted to the Illinois EPA within ten (10) working days after a written request by the Illinois EPA.
 - ii. Pursuant to 35 Ill. Adm. Code 212.316(g)(5), a quarterly report shall be submitted to the Illinois EPA stating the following: the dates any necessary control measures were not implemented, a

Page 26

listing of those control measures, the reasons that the control measures were not implemented, and any corrective actions taken. This information includes, but is not limited to, those dates when controls were not applied based on a belief that application of such control measures would have been unreasonable given prevailing atmospheric conditions, which shall constitute a defense to the requirements of 35 Ill. Adm. Code 212.316. This report shall be submitted to the Illinois EPA thirty (30) calendar days from the end of a quarter. Quarters end March 31, June 30, September 30, and December 31.

- iii. Pursuant to 35 Ill. Adm. Code 212.324(g)(6), upon written request by the Illinois EPA, a report shall be submitted to the Illinois EPA for any period specified in the request stating the following: the dates during which any process emission unit was in operation when the air pollution control equipment was not in operation or was not operating properly, documentation of causes for pollution control equipment not operating or not operating properly, and a statement of what corrective actions were taken and what repairs were made.
- 29a. If there is an exceedance of or a deviation from the requirements of this permit as determined by the records required by this permit, the Permittee shall submit a report to the Illinois EPA's Compliance Section in Springfield, Illinois within 30 days after the exceedance or deviation. The report shall include the emissions released in accordance with the recordkeeping requirements, a copy of the relevant records, and a description of the exceedance or deviation and efforts to reduce emissions and future occurrences.
- b. Two (2) copies of required reports and notifications shall be sent to:

Illinois Environmental Protection Agency
Division of Air Pollution Control
Compliance Section (#40)
P.O. Box 19276
Springfield, Illinois 62794-9276

and one (1) copy shall be sent to the Illinois EPA's regional office at the following address unless otherwise indicated:

Illinois Environmental Protection Agency
Division of Air Pollution Control
9511 West Harrison
Des Plaines, Illinois 60016

It should be noted that during the analysis of this permit application, it was determined that your facility has the potential to emit more than 100 tons/year of nitrogen oxides (NO_x) and particulate matter of less than ten microns (PM₁₀) and will be classified as a major source under the Clean Air Act Permit Program (CAAPP). To avoid the CAAPP permitting requirements, if eligible, you may want to consider immediately applying for a Federally

Page 27

Enforceable State Operating Permit (FESOP), if your actual emissions of particulate matter of less than ten microns are less than major threshold levels. A FESOP is an operating permit, which contains enforceable limits in the form of permit conditions, which effectively restrict the potential emissions of a source to below major source thresholds, thereby excluding the source from the CAAPP.

A FESOP is an operating permit containing federally enforceable limits in the form of permit conditions which effectively restrict the potential emissions of a source to below major source thresholds, thereby excluding the source from the CAAPP. The necessary application forms are available on the Illinois EPA's website at <http://www.epa.state.il.us/air/caapp/permit-forms.html>.

If you have any questions on this, please call Mike Dragovich at 217/782-2113.

Edwin C. Bakowski, P.E.
Manager, Permit Section
Division of Air Pollution Control

Date Signed: _____

ECB:MJD:jws

cc: Region 1

Exhibit 30

Petcoke-Coal Test Results

David L. MacIntosh, Sc.D., C.I.H.,
Chief Science Officer

January 13, 2014



ENVIRONMENTAL HEALTH
& ENGINEERING, INC.



Findings

- No evidence of petcoke or coal on surfaces or in soil of East Side and South Deering neighborhoods based on indicators identified by testing petcoke and coal*
- Supporting Information
 - Composition of soil in East Side and South Deering neighborhoods similar to control neighborhoods, and was not different in any statistically significant way from levels in soil in the City of Chicago as reported by the U.S. Geological Survey or from background levels reported by the State of Illinois Environmental Protection Agency Tiered Approach for Corrective Action (TACO) program
 - Signature heavy metals and PAHs for petcoke and coal not found on surfaces sampled

* This presentation focuses on two key indicators of petcoke and coal: the vanadium to nickel ratio, and polynuclear aromatic hydrocarbon (PAH) ratios. Other indicators include vanadium, naphthalene, 1-methylnaphthalene, 2-methylnaphthalene, 1-chloronaphthalene, benzo(a)pyrene, benzo(g,h,i)perylene, dibenz(a,h)anthracene; proximity to petcoke/coal terminals; and markers of transportation-related impacts (e.g., lead, proximity to roads, railroads, and asphalt)

Polynuclear Aromatic Hydrocarbon Profiles



WHAT ARE POLYNUCLEAR AROMATIC HYDROCARBONS?

Polynuclear aromatic hydrocarbons are a group of chemicals that occur naturally in coal and crude oil. Forest fires and volcanoes produce PAHs naturally as well.

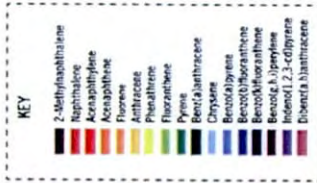
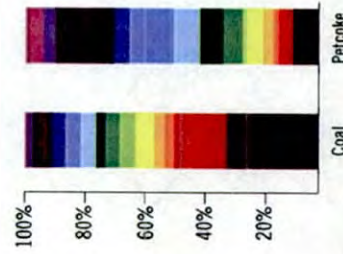
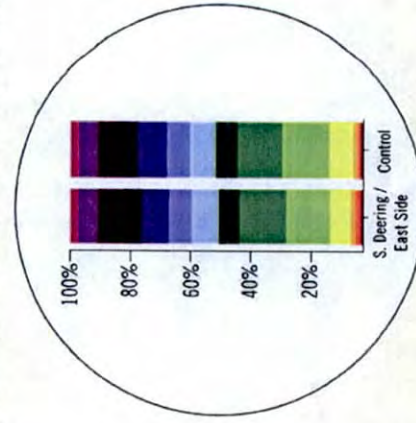
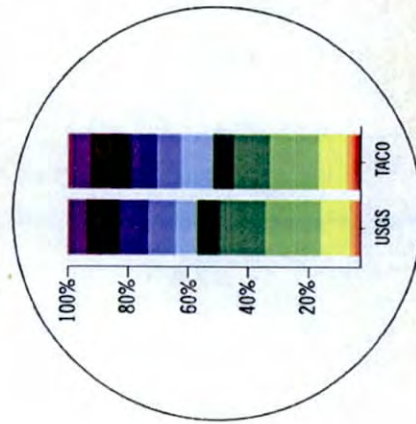
PAHs also are present in products made from fossil fuels, such as home heating oil, kerosene, gasoline, diesel fuel, and asphalt. PAHs are released into air and made whenever fossil fuels, petroleum products, wood, garbage, and other organic substances are burned. PAHs are widespread in soil, air, and water throughout the United States and the world.

Source: adapted from the Illinois Department of Public Health



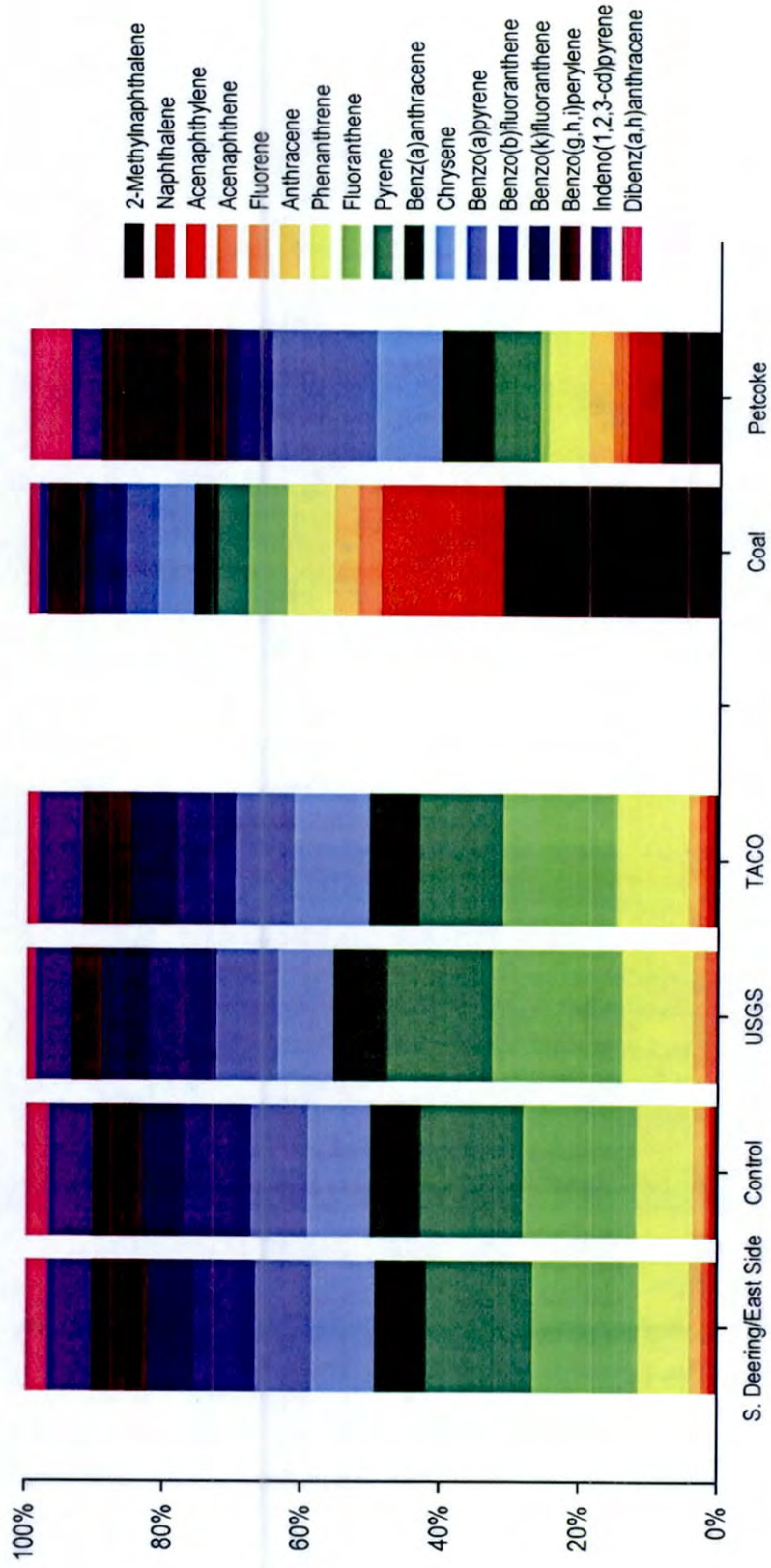
GREATER CHICAGO AREA

SAMPLED NEIGHBORHOODS - ABUTTING COAL SITES AND CONTROLS



Soil of South Deering and East Side neighborhoods is similar to the rest of Chicago, and different from coal and petcoke.

PAH Profiles

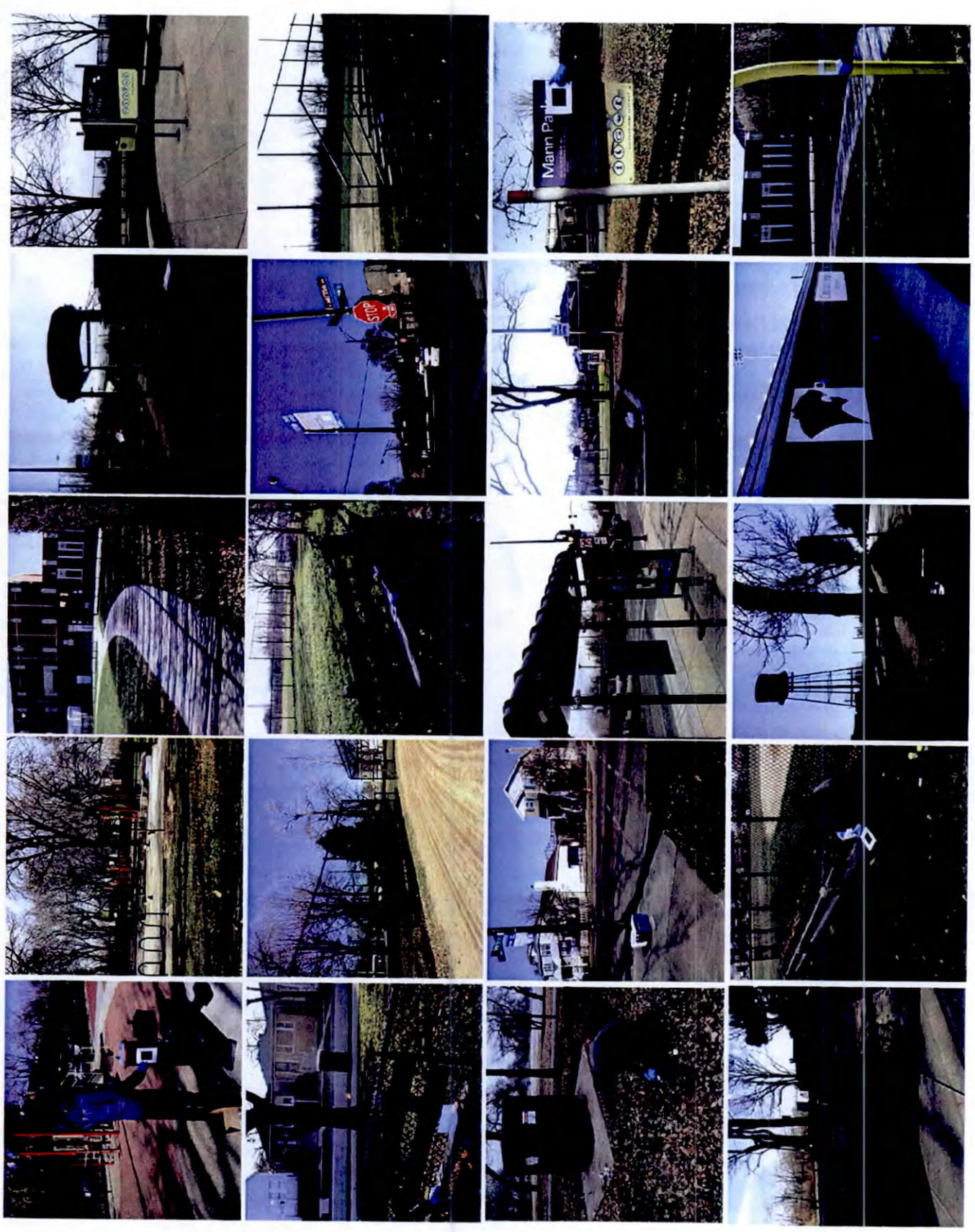


Study Outline

- Conducted an investigation with the objective of examining surfaces and soil in the East Side and South Deering neighborhoods for the presence of petcoke and coal.
- Examined the soil and surfaces for chemical indicators (signatures) of petcoke and coal, including certain metal (vanadium to nickel) and polynuclear aromatic hydrocarbon (PAHs) ratios.
- Samples were collected and tested in accordance with ASTM and EPA methods by independent environmental professionals and laboratories.
- Collected 69 samples of soil and surface dust in late November-early December 2013 from the East Side and South Deering neighborhoods and control areas.
 - Publicly accessible locations: parks and rights of way
 - Many locations near the petcoke/coal terminals
 - Benches, bleachers, bus stop shelters, sides of storage buildings, and green space
 - Selected to be representative of homes, buildings and yards on private property

Snapshot of Sampling Locations

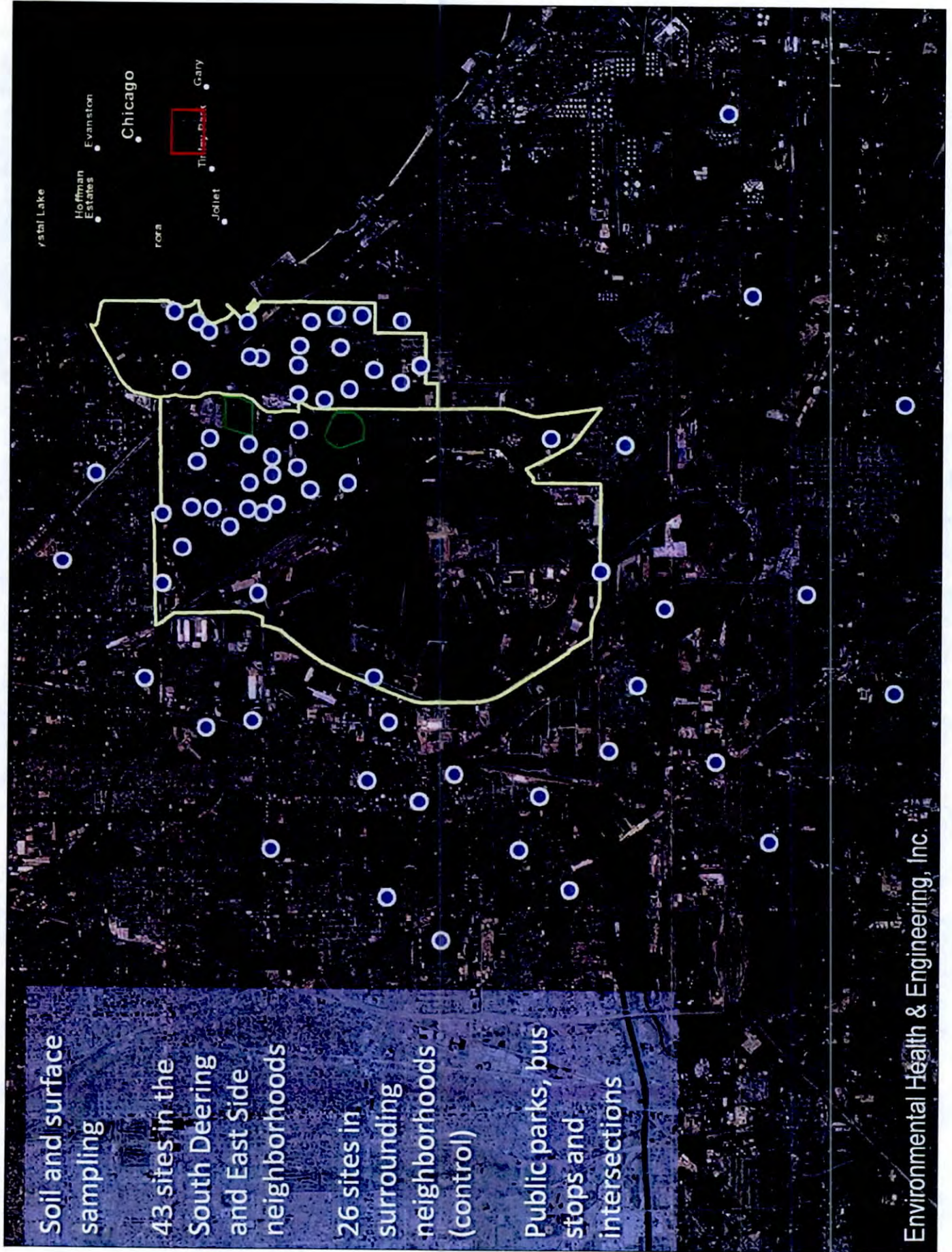
A	B	C	D	E	F
ID	Location Type	Location Description	Surface Type	Description	Area
1	110 Bus Stop	Michigan & 115th Street	Metal	Bus sign pole	Control
2	60 Intersection	107th Street & S. Hoxie Street	Metal	Stop sign	S. Deering / East Side
3	20 Park	Camulet Park	Metal	Vertical bar	S. Deering / East Side
4	85 Park	Rowan Park	Painted wood	Bench	S. Deering / East Side
5	107 Park	Langston Hughes Elementary	Metal	Bench	Control
6	55 Bus Stop	3033 E 106th Street	Metal	Bent bus sign	S. Deering / East Side
7	98 Bus Stop	Ewing & 102nd Street	Metal	Bus sign	S. Deering / East Side
8	76 Bus Stop	Avenue C & 109th Street	Metal	Bus stop	S. Deering / East Side
9	102 Park	Burnside Park	Painted wood	Bench	Control
10	37 Park	Trumbull Park	Painted wood	Bench	S. Deering / East Side
11	109 Park	Morgan Field Park	Painted wood	Fountain	Control
12	86 Park	Off of E 126th St	Painted wood	Bench	S. Deering / East Side
13	95 Park	Lion Field	Painted Concrete	Building	Control
14	82 Bus Stop	Avenue O & 114th Street	Glass	Bus shelter	S. Deering / East Side
15	88 Bus Stop	103rd Street CTA Terminal	Plastic	Glass wall panel	S. Deering / East Side
16	43 Bus Stop	Ewing & 103rd St	Metal	Bus sign	S. Deering / East Side
17	87 Park	Harborside International Golf Center	Metal	Guardrail	S. Deering / East Side
18	53 Bus Stop	2801 E 106th Street	Metal	Bus stop sign	S. Deering / East Side
19	57 Park	Krause Park	Concrete	Barrier	S. Deering / East Side
20	29 Bus Stop	Yates & 102nd Street	Metal	Bus sign	S. Deering / East Side
21	32 Bus Stop	Commercial & 102nd St	Metal	Bus sign	S. Deering / East Side
22	6 Park	Veteran's Memorial Park	Painted wood	Bench	S. Deering / East Side
23	12 Bus Stop	Yates & 99th St	Metal	Bus sign	S. Deering / East Side
24	84 Park	Eggers Woods	Wood	Table	S. Deering / East Side
25	21 Park	Luella Park	Painted wood	Bench	S. Deering / East Side
26	100 Bus Stop	Commercial & 104th Street	Metal	Bus sign	S. Deering / East Side
27	46 Bus Stop	2700 E 104th Street	Metal	Bus sign	S. Deering / East Side
28					



Technical Review

- All sampling and testing designed by David L. MacIntosh, Sc.D, C.I.H, Chief Science Officer with Environmental Health & Engineering, Inc.
 - Adjunct Associate Professor at the Harvard School of Public Health
 - Technical advisor to government agencies and the World Health Organization
 - 20 years experience as an active member of the environmental health profession
 - Author of numerous publications in the area of exposure assessment, risk analysis, and environmental management

- Test results interpreted and analyzed by Dr. MacIntosh

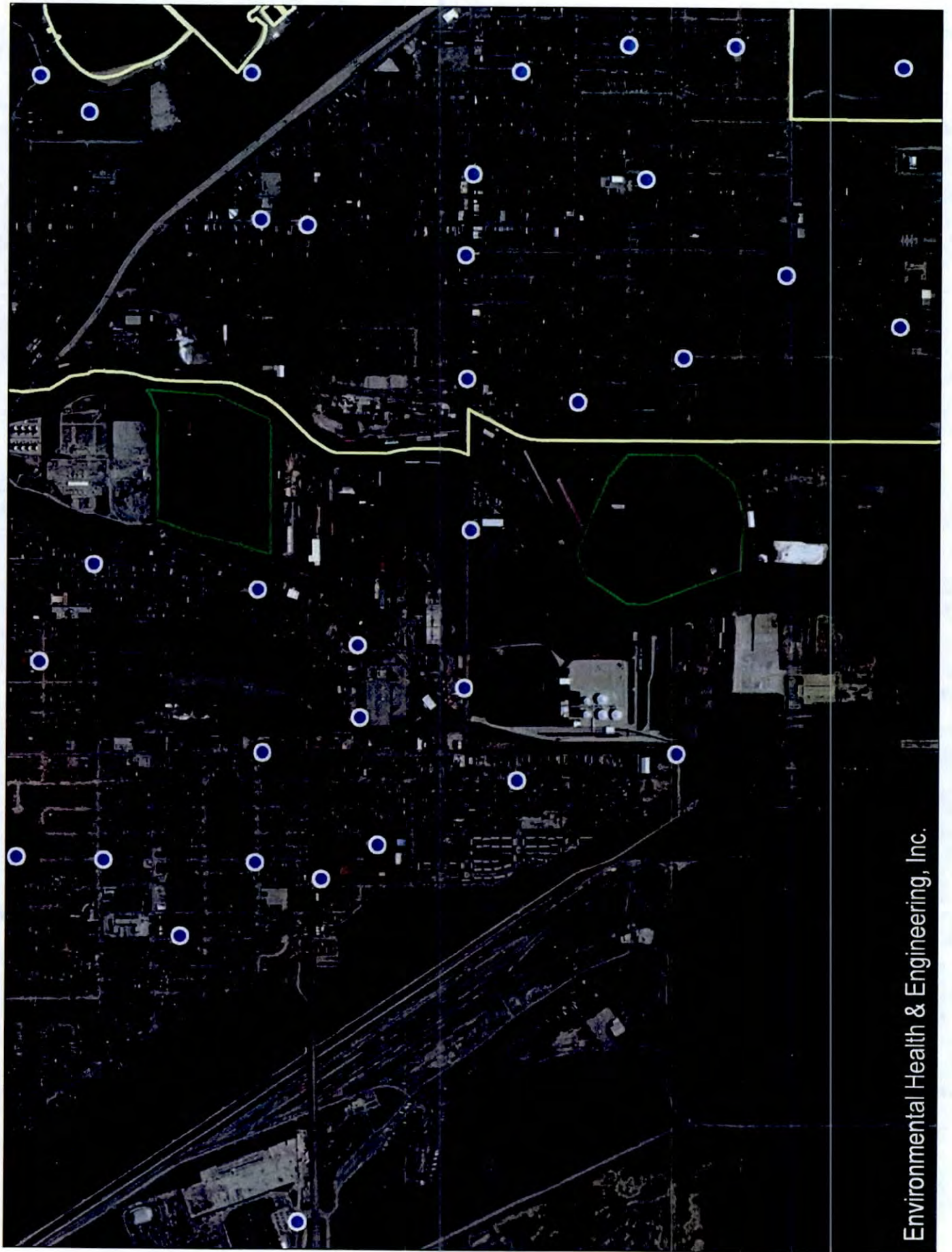


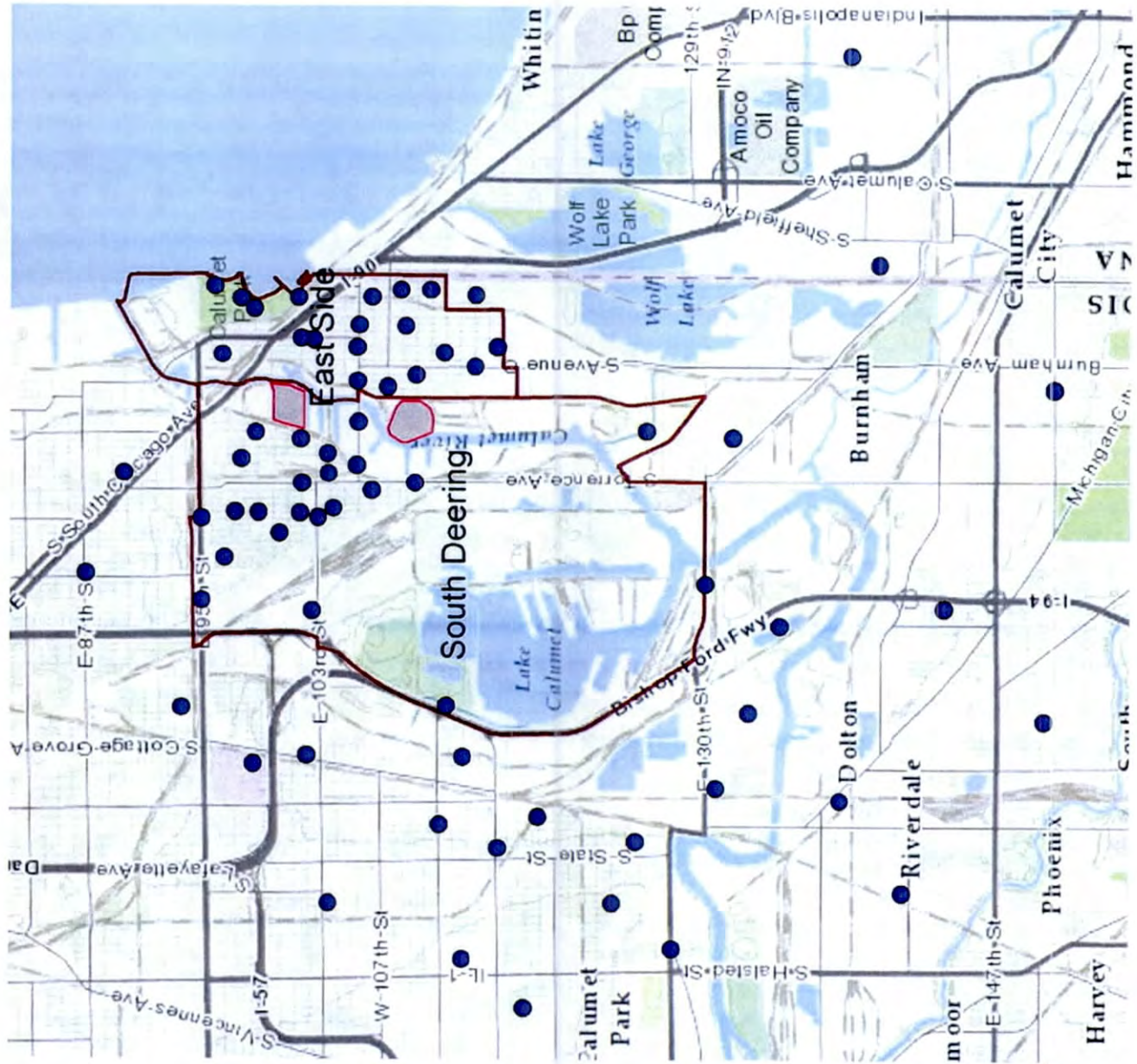
Soil and surface sampling

43 sites in the South Deering and East Side neighborhoods

26 sites in surrounding neighborhoods (control)

Public parks, bus stops and intersections





Sampling Locations

- Sampling Locations
- Site Locations
- Neighborhood Boundaries

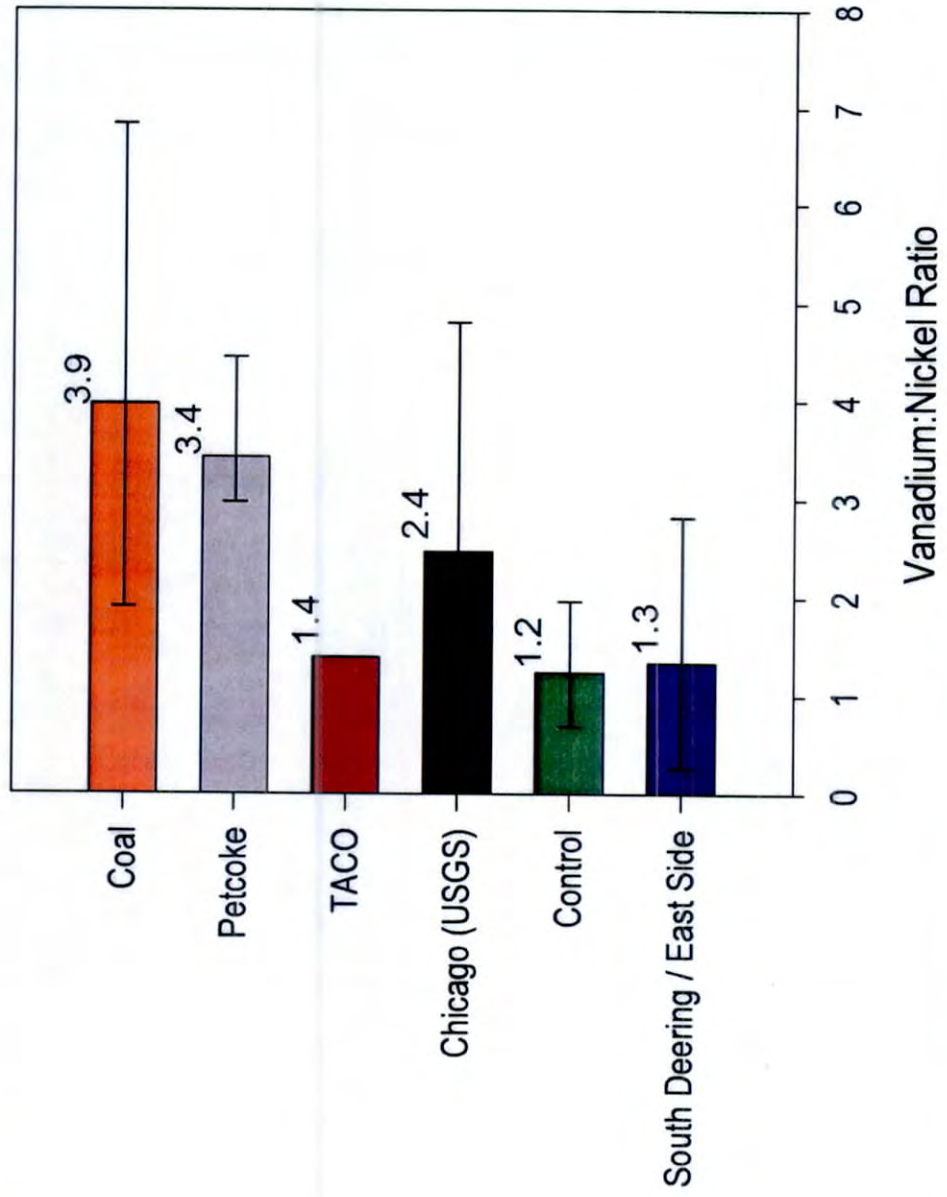
Soil and surface sampling

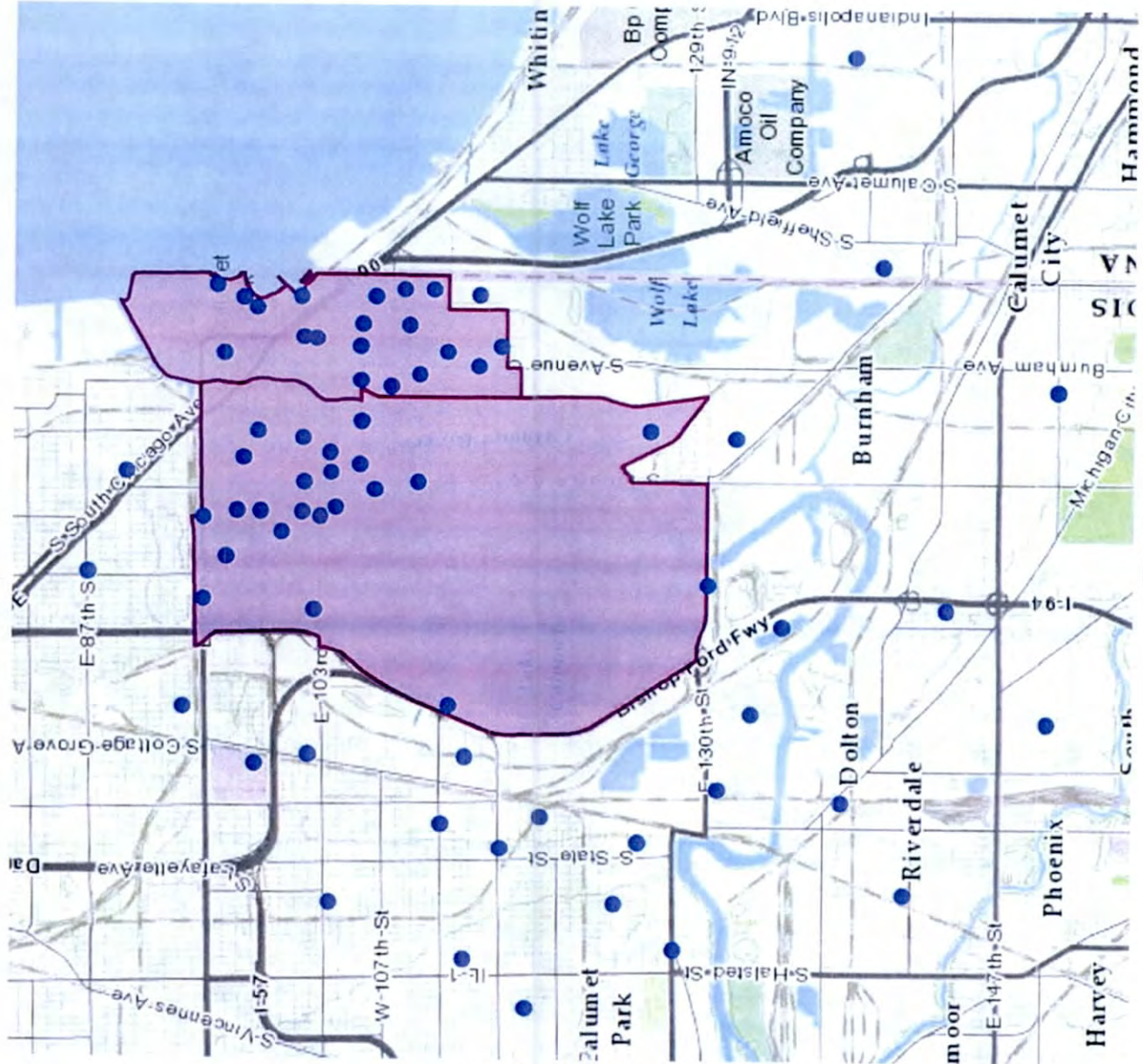
69 total sites, 26 sites in control area

Public parks, bus stops and intersections



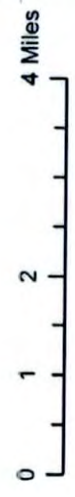
Signature Metal Ratios



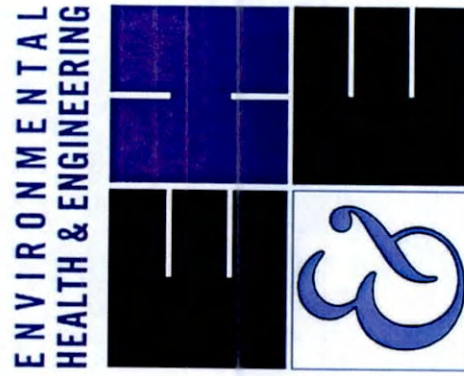


- Sampling Locations
- S. Deering / East Side

	Mean V:Ni Ratio
S. Deering/East Side	1.3
Control	1.2
Chicago (USGS)	2.4
TACO	1.4
Petcoke	3.4
Coal	3.9



Environmental Health & Engineering, Inc.



For more information:

www.eheinc.com

800-825-5343

Exhibit 31

Jennifer R. Sheley

Subject: RE: KCBX South FPOP and Update on New Cannon System

From: Katherine D. Hodge
Sent: Friday, November 01, 2013 5:12 PM
To: Pamerter, Kathryn (KPamerter@atg.state.il.us)
Cc: 'Chris.Pressnall@Illinois.gov'; Adam M. Kushner (adam.kushner@hoganlovells.com)
(adam.kushner@hoganlovells.com); Safley, Tom (Koch Legal) (Tom.Safley@kochps.com); 'Culver, Jeff (Koch Legal)'
Subject: FW: KCBX South FPOP and Update on New Cannon System

Katie – Please find attached a copy of the KCBX South FPOP, with Figure 1, contemplated as the “Operating Program-Revision 1” in the draft Agreed Interim Order. (I understand, based on our discussion this afternoon, that you will be providing the IEPA’s comments on the Interim FPOP early next week, and that such comments may be applicable as well to this revision.)

Also, I wanted to let you know that the new cannon system at KCBX South, which now includes 42 cannons, is operational on a full manual and/or limited automated basis.

Please let me know if you have any questions and/or need additional information.

Thanks, Kathy

Katherine D. Hodge
Attorney at Law
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
Fax (217) 523-4948

khodge@hddattorneys.com

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.



**STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF AIR POLLUTION CONTROL
1021 NORTH GRAND AVENUE, EAST
SPRINGFIELD, ILLINOIS 62702**

OPERATING PROGRAM FOR FUGITIVE PARTICULATE CONTROL	KCBX TERMINALS COMPANY
---	-------------------------------

1. THIS FORM IS USED TO APPLY FOR A FUGITIVE DUST OPERATING PROGRAM AS REQUIRED BY 35 IAC 212.309. COMPLETE THE FORM, KEEP ONE COPY FOR YOUR RECORDS, AND RETURN TWO COPIES TO THE ATTENTION OF BUREAU OF AIR PERMIT SECTION MANAGER AT THE ADDRESS LISTED ABOVE.

2a. NAME OF OWNER: KM Railways, LLC		3a. NAME OF OPERATOR: KCBX Terminals Company	
2b. STREET ADDRESS OF OWNER: 4111 East 37th Street North		3b. STREET ADDRESS OF OPERATOR: 10730 South Burley Avenue	
2c. CITY OF OWNER: Wichita		3c. CITY OF OPERATOR: Chicago	
2d. STATE OF OWNER: KS	2e. ZIP CODE: 67220	3d. STATE OF OPERATOR: IL	3e. ZIP CODE: 60617

4a. NAME OF CORPORATE DIVISION OR PLANT: KCBX Terminals Company		4b. STREET ADDRESS OF EMISSION SOURCE: 10730 South Burley Avenue		
4c. CITY OF EMISSION SOURCE: Chicago	4d. LOCATED WITHIN CITY LIMITS: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	4e. TOWNSHIP:	4f. COUNTY: COOK	4g. ZIP CODE: 60617

5. SUBMIT A SCALE MAP SHOWING ALL STORAGE PILES, CONVEYOR LOADING OPERATIONS, STORAGE PILE ACCESS ROADS, NORMAL TRAFFIC ROADS, PARKING FACILITIES, LOCATION OF UNLOADING AND TRANSPORTING OPERATIONS WITH POLLUTION CONTROL EQUIPMENT.

6a. DO STORAGE PILES CONTAIN A TOTAL OF MORE THAN 260,000 TONS OF MATERIAL IN A CALENDER YEAR? YES NO

6b. IF THE ANSWER TO 6a WAS YES, PLEASE SUBMIT THE FOLLOWING INFORMATION.

TOTAL AMOUNT OF MATERIAL IN THE STORAGE PILES: 1,000,000 tons typical TONS/YEAR: 2.5MM – 5.0 MM tpy typical
 Permit allows 11 MM tpy throughput

AND SUBMIT AN ATTACHED SHEET DESCRIBING:

I) DETAILED OPERATING PROCEDURES AND CONTROL METHODS BY WHICH FUGITIVE PARTICULATES FROM THESE STORAGE PILES WILL BE MINIMIZED DURING LOADING, UNLOADING, PILE MAINTENANCE, AND WIND EROSION. HOW OFTEN WILL THESE PILES BE TREATED WITH SURFACTING AGENT? NAME THE TYPE AND CONCENTRATION OF SURFACTANT THAT WILL BE USED.

II) TYPE OF CONTROL METHODS USED FOR FUGITIVE PARTICULATE EMISSIONS FROM CONVEYOR LOADING OPERATIONS AND NORMAL TRAFFIC PATTERN ROADS SERVING THESE STORAGE PILES. IF SURFACTING AGENT IS USED STATE TYPE AND CONCENTRATION OF SURFACTING AGENT AND FREQUENCY OF ITS USE.

III) TYPE OF CONTROL METHODS USED FOR FUGITIVE PARTICULATE EMISSIONS FROM ALL PAVED OR UNPAVED PARKING LOTS AND NORMAL TRAFFIC PATTERN ROADS AT THIS FACILITY. IF ROADS ARE PAVED INDICATE FOOTAGE OF ROADS THAT WILL BE PAVED AND HOW FREQUENTLY THESE ROADS WILL BE CLEANED.

7. DOES THIS FACILITY HAVE ANY OF THE FOLLOWING SOURCES?	
a.) CRUSHERS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
b.) GRINDING MILLS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
c.) SCREENING OPERATIONS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
d.) BUCKET ELEVATORS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
e.) CONVEYORS	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
f.) CONVEYOR TRANSFER POINTS	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
g.) BAGGING OPERATIONS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
h.) STORAGE BINS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
i.) FINE PRODUCT TRUCK AND TRAILER LOADING OPERATIONS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
j.) UNLOADING AND TRANSPORTING OPERATIONS OF MATERIAL COLLECTED BY POLLUTION CONTROL EQUIPMENT	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
k.) UNPAVED NORMAL TRAFFIC ROADS	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
l.) PAVED NORMAL TRAFFIC ROADS	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
m.) UNPAVED PARKING LOTS	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
n.) PAVED PARKING LOTS	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO


7b. FOR EACH SOURCE MARKED YES, ATTACH AN ADDITIONAL SHEET DESCRIBING THE TYPE OF CONTROL METHODS THAT WILL BE USED TO CONTROL FUGITIVE PARTICULATE EMISSIONS. IF SURFACTANT IS USED, STATE THE TYPE AND CONCENTRATION OF SURFACTANT AND FREQUENCY OF ITS APPLICATION. IF THE ROADS AND PARKING LOTS ARE PAVED, STATE THE FREQUENCY OF CLEANING.

8. VEHICULAR MILES TRAVEL INFORMATION:
THIS INFORMATION IS TO BE DETERMINED BY THE NUMBER OF CARS MULTIPLIED BY THE DISTANCE TRAVELED FOR THE FOLLOWING ROADS.

I) TRAFFIC ON UNPAVED NORMAL TRAFFIC ROADS IN MILES PER YEAR	15,000 Miles Per Year
II) TRAFFIC ON PAVED NORMAL TRAFFIC ROADS IN MILES PER YEAR	5,000 Miles Per Year
III) TRAFFIC ON UNPAVED PARKING LOTS IN MILES PER YEAR	0 Miles Per Year
IV) TRAFFIC ON PAVED PARKING LOTS IN MILES PER YEAR	10 Miles Per Year

9. IS THIS FUGITIVE PARTICULATE CONTROL PROGRAM IMPLEMENTED AT THE PRESENT? YES NO

10. AUTHORIZED SIGNATURE (S): (S)

BY 	DATE <u>1 Nov 2013</u>	BY _____	DATE _____
SIGNATURE	DATE	SIGNATURE	DATE
<u>Mike Estadt</u>	_____	_____	_____
TYPED OR PRINTED NAME OF SIGNER		TYPED OR PRINTED NAME OF SIGNER	
<u>Operations Manager</u>	_____	_____	_____
TITLE OF SIGNER		TITLE OF SIGNER	

This Agency is authorized to require this information under Illinois Revised Statutes, 1979, Chapter 111 1/2, Section 1039. Disclosure of this information is required under that Section. Failure to do so may prevent this form from being processed and could result in your application being denied. This form has been approved by the Forms Management Center.

Consolidated Fugitive Particulate Operating Program and Contingency Measures Plan
--

Page 3 of 13

Facility ID No.: 031600GSF

Facility Telephone: (773) 375-8974

Responsible Persons: Site EHS Manager (primary for Operating Program)
Operations Manager (primary for Contingency Measures)

Prepared: November 1, 2013

Current Revision: 1

Regulatory Driver: 35 IAC 212.309 through 212.312 (operating program)
35 IAC 212.700 through 212.705 (contingency measures)

1. Fugitive Particulate Operating Program

KCBX Terminals Company ("KCBX") handles bulk solid materials, primarily coal and petroleum coke, which are transported via truck, train, barge, and vessel. KCBX can transfer material either directly from one transportation mode to another or indirectly using intermediate stockpiling. KCBX has identified and implemented the requirements of 35 IAC 212.304 through 212.308 to control fugitive particulate matter emissions from this handling.

Stockpiles. Bulk solid materials are stockpiled on-site to satisfy customer needs throughout the year. Even though uncontrolled emissions from individual stockpiles should not exceed 50 tons/year (tpy), water is applied from permanent, pole-mounted cannons to control fugitive particulate emissions in conformance with 35 IAC 212.301 (prohibiting visible emissions of fugitive particulates beyond the property line), 212.304 (requiring watering or other controls), and 212.316(d) (limiting fugitive particulate emissions from stockpiles to 10 percent opacity). Stockpiles may not consistently receive 100 percent coverage from the pole-mounted water cannons due to meteorological conditions, stockpile configurations or pile placement. The portable water cannon mounted on the facility water truck may be utilized to water areas not covered by the pole-mounted cannons. The facility water truck may also be used for supplemental water addition as needed during windy conditions.

Figure 1 shows the permanent, fixed-pole water application system consisting of 42¹ water cannons set on 4- and 6-inch diameter risers mounted inside poles approximately 60 feet above grade. At 100 psi, the cannons provide design throw radii of 170 feet and 250 feet for 4-inch and 6-inch feed lines, at 100 psi and deliver 235 gallons per minute (gpm) and 660 gpm for the 4-inch and 6-inch feed lines, respectively (see Table 1 for engineering specifications per 35 IAC 212.310(e)). All spare parts are readily attainable from local suppliers per 35 IAC 212.324(g)(3). There are two systems, each with their own pumps and intakes that have automated controls allowing programmed sequencing

¹ The facility is designed for 43 permanent, pole-mounted water cannons. The 43rd cannon will be installed and operated once a storage pile that currently occupies the area of the tower and the pipe run is moved.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 4 of 13

of the cannons, regulating the duration of time the cannons are used and the timing of cycle initiation. Water for the north system is supplied from the north retention basin by two pumps designed to deliver up to 500 gpm each. The south system is designed to water withdrawn from the south retention basin using a single pump that can deliver up to 660 gpm flow at pressures exceeding 100 psi. A spare pump and motor are kept on site for the south system in case of pump or motor failure and an additional 500 gpm backup pump can be operated if necessary. The pumps feed through 10-inch diameter pipes. Make up water is provided to the north and south retention basins from the Calumet River by temporary pumps dedicated to each system.² Operators are instructed to be aware of system operating performance and report any anomalies, such as low pressure or plugged/malfunctioning cannons. In addition, the system is inspected twice per month with no more than 21 days between inspections.

The fixed-pole cannon system is operated to apply water as conditions warrant, wetting the exteriors of stockpiles which are exposed to the eroding forces of wind and the mechanical displacement of operating equipment. A water truck is also used when needed. Stockpiles are not kept saturated because only the surface is exposed to wind erosion and therefore, wetting the outer portion of the pile is all that is required. This prevents over-application of water which would result in increased controls associated with runoff management. The frequency and duration of watering are adjusted based on existing conditions, prevailing or forecasted weather, or as directed by the Illinois Environmental Protection Agency (IEPA) as discussed in Part 2. Watering is completed seven days per week unless any of the following are present:

1. freezing conditions³, or
2. adequate carryover moisture is present from previous precipitation or water application.

TABLE 1. Specifications for Fixed-Pole Water Cannon Systems

DESCRIPTION	TYPE	MANUFACTURER / MODEL
Pump, River ² /Basin Water Supply	Vertical Turbine	Flowsolve 10EEM-8
Pump, River Water Jockey ²	Vertical Turbine	Flowsolve BELL-8
Motor, River Water Jockey Pump ²	3-Phase	Flowsolve
Pump, South Basin	Vertical Turbine	American Turbine 12-H-150 or equivalent
Motor, South Basin Pump	3-Phase	American Turbine
Pump, Sump	Vertical	Flowsolve JMSX7A
Motor, Sump Pump	3-Phase	Flowsolve

² Installations of the permanent river pump intakes are awaiting authorization via a joint permit from the U.S. Army Corps of Engineers (USACOE), the Illinois Department of Natural Resources, and the Illinois Environmental Protection Agency. Temporary withdrawal into the basins is currently allowed by permission of the USACOE.

³ The permanent, fixed water cannon systems are typically drained and shut down from November 1 through March 31 to protect against freeze damage. However, KCBX will continue its use after November 1 and until freezing conditions require shut down. Except during hard freezing conditions, the portable water cannon attached to the water truck is available to provide spot application of water, as needed.

Consolidated Fugitive Particulate Operating Program and Contingency Measures Plan

Page 5 of 13

Pump, Surfactant Dosing	Positive Displacement	LMI S G6 6 x P P (Less Motor)
Motor, Surfactant Dosing Pump	3-Phase	LMI
Pump, Surfactant Dosing	Gear	Flowserve 5GAFM1D0
Motor, Surfactant Dosing Pump	3-Phase	Flowserve
Pump, Spray Nozzle Feed	Centrifugal	Flowserve 1J1.5X1US-6RV Mark 3
Motor, Spray Nozzle Feed Pump	3-Phase	Flowserve
Valve	Gate	NIBCO F-617-0
Valve	Check	NIBCO F-938-33, FLG
Valve	Check	NIBCO 400 Series, THRD
Valve	Motorized	NIBCO F-515-CS-F-66-F-S + Actuator
Valve	Motorized	NIBCO 200NIBBRELNEMA6120VACASSY
Valve	Ball	NIBCO T585-70
Valve	Butterfly	NIBCO FD-5765-1
Valve	Butterfly	NIBCO FD-5765-0
Valve	Solenoid	ASCO Redhat
Valve	PRV	Watts LFB223B/Cla Val 90-01AS or equivalent
Valve	Self-Contained PRV	Watts LFB223B/Cla Val 90-01AS or equivalent
Valve, Sprinkler Control	Full Port Ball	Bettis/Nibco
Valve	Air Combination	APCO 145C
Valve Actuator with Travel Limit Switches	EM-800 Motor Operator	Bettis/Nibco
Backflow Preventer	Double Check	Watts 709DCDA
Calibration Column		Harrington F-Series
Strainer, 6 [in]	Liquid In-Line	CLA-VAL X43H
Strainer, 10 [in]	Liquid In-Line	Watts 77F-DI-125
Strainer, 10 [in]	Basket	Mueller 166-DI
Valve, Pressure Reducing		CLA-VAL 90-01 BSX-X434
Valve, Pressure Reducing	Super Capacity	Watts ES-223
Valve, Pressure Reducing	Super Capacity	Watts N223B
Mixer	Static	Kollo-985
Filter, (Heat Pump Units)	Disposable, 2 in	
Filter, Stainless Steel	Washable	CAMFIL FARR Type 44
Backpressure Relief	Relief Pressure	Fisher NPS 293H

Inactive stockpiles⁴ are treated with a surfactant approximately every two months, weather permitting, starting in April and ending with the onset of freezing conditions. Surfactant may be applied through the cannon mounted on the water truck.⁵ Operating logs of surfactant application are maintained on-site.

Bulk solid materials stored on railcars not received into the facility and bulk solid materials stored on barges berthed at KCBX are not under the control of KCBX and emissions from such sources while they remain "in transport" are not regulated under the revised construction permit issued to KCBX on April 18, 2013. KCBX may attempt to use water application to control fugitive emissions from these sources, but only with the expressed permission of the owner of the materials and the owner of the property where the "in transport" materials reside.

⁴ Inactive stockpiles are those piles that are not receiving or having material removed during the period of surfactant application, including the undisturbed portion of piles that have a working face.

⁵ Capabilities to add surfactant through the pole-mounted cannons is currently in construction.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 6 of 13

Certain coals can develop a "hot spot" characterized by wispy, white smoke. This condition develops spontaneously and is neither planned nor predictable and is not directly regulated through the joint construction and operating permit issued to KCBX on December 20, 2012, or through the revised construction permit issued to KCBX on April 18, 2013. KCBX extinguishes hot spots by active stockpile maintenance. Operations may be altered to reduce smoke from hot spot sources.

- B. Bulk solid material unloading. Best Management Practices (BMP) to control fugitive particulate emissions in conformance with the opacity limits of 35 IAC 212.316(d) and (f) are achieved as follows⁶:
1. Rail cars are unloaded via rotary and bottom dump receiving systems. Fugitive particulate emissions are controlled by choke-feeding inside a partial enclosure and multiple spray bar headers are operated as conditions warrant in accordance with 35 IAC 212.308. Spray bars are inspected twice per month with no more than 21 days between inspections.
 2. Trucks are unloaded directly to stockpiles. Unloaded bulk solid materials typically have moisture contents adequate to minimize the generation of fugitive particulate emissions. When conditions warrant, water from the pole-mounted cannons or the water truck are applied to control fugitive particulate emissions during truck unloading in accordance with 35 IAC 212.304 and 212.306.
 3. A baghouse draws air from the rotary rail dump enclosure, removes recoverable product, and returns the recovered product to conveyor FC-1 within an enclosure as required by 35 IAC 212.307. The baghouse exhaust is visually monitored and pressure drop is recorded as a means of ensuring compliance with the 0.03 gr/dscf requirement of 35 IAC 212.313. When visible emissions are evident from the exhaust or when pressure drop is outside of the range specified by the baghouse manufacturer, the system is examined for blinded or compromised bags and repairs or maintenance is conducted as necessary.
- C. Material Transfers. Material transfers may be utilized to move product to and from barges, vessels, rail cars, and stockpiles.
1. At multiple fixed transfer points throughout the railcar unloading and ship loading fixed conveyance systems, water from spray bars is applied to control fugitive particulate emissions when conditions warrant. Dust suppressants may also be added

⁶ In addition to rail car and truck unloading, barge unloading capability will be installed, and will use a clamshell on a mobile crane to transfer material from barges to a box hopper that feeds the material to a conveying system. Water from a spray bar on the box hopper may be used, as conditions warrant, to control fugitive particulate emissions at the hopper and along the conveying system in accordance with 35 IAC 212.308. Additionally, the cannon on the water truck is available to apply water, if needed.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 7 of 13

if requested by customers. Spray bars are inspected twice per month with no more than 21 days between inspections.

2. At portable and mobile transfer points, front-end loaders, bulldozers, box hoppers, conveyors, and stacking equipment are generally utilized. When conditions warrant, water from the pole-mounted cannons is applied to control fugitive particulate emissions and water from a portable cannon attached to the water truck may also be used for spot or supplemental control of fugitive particulate emissions.
 3. As stated in 1.A, uncontrolled emissions from stockpiles should not exceed 50 tpy and therefore, dedicated water spray systems and telescopic chutes for conveyor loading operations to storage piles are not required by 35 IAC 212.305. However, water from the pole-mounted cannons or the portable cannon attached to the water truck is available for control at these transfer points as needed and drop distances are minimized as an additional control.
- D. Bulk solid material loading. In addition to the controls described below, carryover moisture from controls described in Sections A through C also minimizes fugitive particulate emissions during loading of receiving vehicles (i.e., barges, vessels, trucks or railcars). Water application is used in lieu of choke-feeding where possible given the physical configuration of equipment as allowed by 35 IAC 212.308.
1. For barge and vessel loading, material drop distance is minimized, feed rate is monitored and adjusted as needed, and spray bars on the fixed conveyances are used as warranted. Spray bars are inspected twice per month with no more than 21 days between inspections.
 2. For vessel to barge transfer, vessels that are equipped with water sprays on the discharge conveyor may activate this control as conditions warrant or as requested by KCBX. If a vessel does not have the ability to apply water, KCBX will stop the transfer if warranted by the conditions present.
 3. For truck loading, front-end loaders transfer bulk solid material from stockpiles to the trucks. During non-freezing conditions, water applied from the pole-mounted cannons to control fugitive particulate emissions also provides wetting that minimizes emissions from the truck loading. Truck drivers are trained to tarp their loads in accordance with 35 IAC 212.315 prior to leaving the site.⁷

⁷ KCBX is constructing a wheel wash to reduce drag out of particulate from trucks leaving the facility. This control system may also be winterized as needed to avoid equipment damage. When operational, all drivers serving KCBX will be instructed to pass through the wheel wash on exiting the facility.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 8 of 13

- E. **Screening.**⁸ The revised construction permit issued to KCBX on April 18, 2013 provides for the screening of soil or bulk solid materials to remove foreign material (trash) and/or to satisfy customer product size specifications. No screening has taken place at the facility under KCBX ownership, and no screening equipment is currently located at the facility, but if screening were to take place, water would be applied to the unscreened stockpile or the target hopper from the water truck to control fugitive particulate emissions to achieve an opacity of 10 percent or less in accordance with 35 IAC 212.316(b). Choke-feeding, in accordance with 212.308, would be employed where possible given the physical configuration of equipment.
- F. **Plant roads and parking areas.** KCBX utilizes large, heavy mobile equipment to transfer bulk solid materials. This equipment frequently traverses the storage pad and roads shown on Figure 1. Water from pole-mounted cannons is applied to control fugitive particulate emissions from interior plant roads. Water from a truck-mounted spray bar and/or portable cannon attached to the water truck is applied on interior plant roads within the range of the cannons as an additional dust control measure on days when heavy equipment traffic is present. Water application from the water truck is also used to control fugitive particulate emissions from parking areas. In addition, a mechanical sweeper is used during normal business days, except days with precipitation or freezing conditions, to remove dust from paved interior plant roads, parking areas, the entrance along Burley Avenue. These best management practices are implemented in accordance with the requirements of 35 IAC 212.306 and are designed to meet the 10 percent opacity limit of 212.316(c).

Each day that trucks are loaded or unloaded, the roads on Figure 1 are swept as described above and watered unless precipitation, freezing conditions, snow cover, or other mitigating conditions are present, such as carryover moisture from previous day(s). Sweeping is accomplished using a wet vacuum system that moistens the particles and prevents their migration when the sweeper is unloaded. Written records of water truck use are maintained. Contractor tickets are used to document sweeper operations.

- G. **Program.** Each day, fugitive emission sources and current weather conditions are monitored and the Best Management Practices (BMP) listed in Sections A through F are implemented to control fugitive particulate emissions when conditions warrant. Forecasts of expected weather conditions, including wind and precipitation, are monitored and the pole-mounted watering program is adjusted accordingly. The responsible persons listed on page 3 have accountability for monitoring weather forecasts or assigning this responsibility. Forecasts are available through local and national public domain services.

⁸ No screening equipment is currently located at the facility, and KCBX has no plans to permanently locate screening equipment at the facility. Rather, if screening were to take place, KCBX would bring rental screening equipment to the facility on a temporary basis as allowed in the revised construction permit issued to KCBX on April 18, 2013.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 9 of 13

Figure 1 depicting the following elements is included per 35 IAC 212.310(c) as an aid to implementing the consolidated plan and depicts the approximate location of:

1. storage piles;
2. fixed conveyors;
3. portable conveyors;
4. roads;
5. bulk solid material loading and unloading; and
6. fixed pollution control systems.

This Fugitive Particulate Operating Program is reviewed periodically by KCBX and revised to reflect current knowledge and practice. Any revisions made are consistent with 35 IAC Subpart K and submitted to IEPA in accordance with 35 IAC 212.312.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 10 of 13

2. Contingency Measure Plan

A. **Plan Elements.** This Contingency Measure Plan (CMP) is designed to achieve reductions in actual annual PM₁₀ emissions. Terms of this CMP are federally enforceable per 35 IAC 212.702. There are two levels of control measures identified in Section 212.703:

1. Level I measures are designed to reduce total actual annual source-wide fugitive emissions of PM₁₀ at least 15% by increasing both the frequency and the volume of water in the application cycles, thereby increasing the moisture of the stockpiles and the effectiveness of the fugitive emissions controls (see Table).
2. Level II measures are designed to reduce total actual annual source-wide fugitive emissions of PM₁₀ at least 25% by further increasing both the frequency and the volume of water in the application cycles, thereby increasing the moisture of the stockpiles and the effectiveness of the fugitive emissions controls (see Table).

The BMP for meeting the contingency measure reductions specified in 35 IAC 212.703(a) follow those listed in Sections A through F of the Fugitive Particulate Operating Program in Part 1 of this consolidated plan. Because any control measure applied at any stage of the receiving or transferring aspect of bulk solid material handling tends to carry over to storage in stockpiles, the controls for these activities also constitute BMP that enable KCBX to meet the requirements of 212.304.

Scenario	Reduction Using Water [%]	Actual Annual PM ₁₀ Emission Reductions [%]
Base condition	80	N/A
Level I: Increase frequency and volume of pole-mounted and mobile water application from base condition	85	≥ 15
Level II: Increase frequency and volume of pole-mounted and mobile water application from Level I and defer or reschedule non-critical operations	90	≥ 25

In accordance with 35 IAC 212.704(b) and (c), KCBX will implement Level I controls within 90 days and Level II controls within 60 days of receiving notice from the IEPA that the CMP should be implemented. KCBX will make every effort to implement the measure as soon as possible, but in no case will delay implementation beyond the applicable 60 or 90 day period.

Assessment of operations as non-critical will be accomplished on an as-needed basis. Options may include, but are not limited to, cessation of certain activities such as screening and stockpile compaction and may involve rescheduling certain activities such as material deliveries or shipments to periods when less wind is forecast.

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 11 of 13

- B. Alternative Compliance Plan: KCBX has the option of complying with 35 IAC 212.703 through an Alternative Compliance Plan that provides for reductions in emissions equal to the level of reduction of fugitive emissions sought by Level I and Level II control measures. An Alternative Compliance Plan must be approved by IEPA and USEPA as a federally enforceable permit condition. If source controls are included on process emission units or other fugitive emissions of PM₁₀ not subject to 212.304, 212.305, 212.306, 212.308, 212.316(a) through (e), 212.424, or 212.464 in an Alternative Control Plan, the Plan must include a reasonable schedule of implementation for the controls, not to exceed two (2) years. The implementation schedule is subject to IEPA review and approval.
- C. Revisions to the Contingency Measure Plan (CMP): Operational changes subject to 35 IAC 212.304, 212.305, 212.306, 212.308, 212.316 (a) through (e), 212.424, or 212.464 that require a new or revised permit must, within 30 days after making such changes, be submitted to IEPA with a request for permit modification to include the new or revised CMP per 212.701(c).

**Consolidated Fugitive Particulate Operating Program and
Contingency Measures Plan**

Page 12 of 13

3. Episode Action Plan

Episode Action Plans under 35 IAC 244 Subpart C are not required because the emission sources combusting fuel oil at the facility do not exceed 10 mmbtu/hr (see 244.142(c)).

Exhibit 32



HODGE DWYER & DRIVER

KATHERINE D. HODGE
E-mail: khodge@hddattorneys.com

November 15, 2013

VIA ELECTRONIC MAIL

Kathryn A. Pamerter, Esq.
Assistant Attorney General
Illinois Attorney General's Office
Environmental Bureau
69 W. Washington St., 18th Floor
Chicago, Illinois 60602

RE: Water Cannon System
KCBX Terminals Company
10730 South Burley Avenue
Chicago, Illinois
Our File No. - KCBX:004

Dear Katie,

I am writing to update you on the status of KCBX Terminals Company's ("KCBX") installation of the water cannon system at its South Terminal located at 10730 South Burley Avenue, Chicago, Illinois.

As we have discussed, since purchasing the South Terminal in December 2012, KCBX has made significant investments in, and implemented a number of dust suppression improvements at, the South Terminal, including pile management and surfactant application. As you are aware, KCBX also designed and began installation of an advanced, programmable water cannon system to even further control dust emissions. That water cannon system is now installed and operational. The new system consists of forty-two oscillating water cannons mounted on sixty-foot high poles that operate on a computer-controlled, pre-programmed schedule to apply up to 1,800 gallons of water per minute to the entire storage area at the site. All of these

Kathryn A. Pamerter, Esq.
November 15, 2013
Page 2

improvements at the South Terminal are consistent with the discussions we have had with the State during our collaboration on this issue.

Please let me know if you have any questions or need any information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kath", is written over the word "Sincerely,".

Katherine D. Hodge

KDH:amb

pc: Christopher R. Pressnall, Esq. (via electronic mail)

Exhibit 33



HODGE DWYER & DRIVER

MATTHEW C. READ

E-mail: mread@hddattorneys.com

February 14, 2014

VIA ELECTRONIC MAIL
(Original via Certified Mail)
(Return Receipt Requested)

Sarah Pratt, Esq.
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706

RE: Request for Review
Section 9.5 of the Freedom of Information Act
Illinois EPA Request No. 80880
Our File No.: KCBX 195.004

Dear Ms. Pratt:

Pursuant to Section 9.5 of the Freedom of Information Act ("FOIA"), 5 ILCS 140/9.5, and 2 Ill. Admin. Code § 1828.05, we request review of the Illinois Environmental Protection Agency's ("Illinois EPA") decision to redact citizen pollution complaint forms and citizen online complaints (together "Complaints") requested by HODGE DWYER & DRIVER on behalf of its client, KCBX Terminals Company ("KCBX"). As discussed further below, in an e-mail sent to Illinois EPA on December 12, 2013, we requested to review the Complaints, which Illinois EPA referenced in a letter dated December 10, 2013, which letter related to a permit application filed by KCBX. Pursuant to Section 9(a) of the FOIA, a copy of the request ("Request") and letter attached to the Request are attached to this letter as Exhibit 1. A copy of Illinois EPA's response is attached as Exhibit 2 ("Response").¹ A copy of Illinois EPA's denial of the permit application is attached as Exhibit 3.

In its December 10, 2013 letter, Illinois EPA provided notice that it intended to consider "information contained within the Illinois EPA files," including the Complaints, when assessing a permit application filed by KCBX. Pursuant to Illinois law, KCBX must be given the opportunity to respond to evidence that Illinois EPA considers during the

¹ We requested inspection reports, citizen pollution complaint forms, and "any other available information referenced in the first paragraph of [Illinois EPA's] letter." Illinois EPA provided the referenced inspection reports. Therefore, by this correspondence, we only request review of the redacted complaints.

Sarah Pratt, Esq.
 February 14, 2014
 Page 2

permitting process.² Accordingly, information redacted by Illinois EPA in the Complaints must be available to KCBX. Furthermore, the information redacted from the Complaints is not exempt from disclosure pursuant to Section 7 of the FOIA, 5 ILCS 140/7. In fact, in many cases, complaining parties consented to the disclosure of the information that Illinois EPA redacted.

I. BACKGROUND

KCBX currently operates its bulk material terminal facility at 10730 South Burley Avenue, Chicago, Illinois 60617 (Facility ID No. 031600GSF) ("Facility") pursuant to Construction Permit – NSPS and NESHAP Source – Revised, Application No. 07050082, issued by Illinois EPA on April 18, 2013 ("Revised Construction Permit") and its pending Federally Enforceable State Operating Permit. In a permit application submitted to Illinois EPA on July 23, 2013 ("Request for Revision"), KCBX requested that Illinois EPA revise the Revised Construction Permit to authorize the proposed installation of certain additional conveyance and handling equipment at its Facility. After submitting the Request for Revision, KCBX granted multiple extensions of Illinois EPA's permit application review deadline and KCBX met with Illinois EPA to discuss the Request for Revision on August 27, 2013.

On December 10, 2013, Illinois EPA sent KCBX a letter ("Pilapil Letter") notifying KCBX that the Illinois EPA intended to consider "information contained within the Illinois EPA files" in its review of the Request for Revision. Exhibit 1. In particular, Illinois EPA stated that it would consider: "information collected by the Illinois EPA as part of the inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms." *Id.* Illinois EPA asserted that "[t]hese documents and other available information indicate violations of ... the Illinois Environmental Protection Act" and certain underlying regulations. *Id.* The letter went on to state: "This notice provides KCBX Terminals Company an opportunity to respond to the information which the Illinois EPA intends to consider in its review of [the Request for Revision]." *Id.*

In accordance with that statement by Illinois EPA, on December 12, 2013, KCBX requested copies of the documents Illinois EPA identified in its December 10, 2013 letter. KCBX attached that letter to its Request. Illinois EPA provided KCBX redacted copies of the "approximately 50 citizen pollution complaint forms" by letter dated December 17, 2013 (which letter KCBX received on December 20, 2013).³ Exhibit 2. On January 17, 2014,

² *Wells Manufacturing Co. v. The Illinois Environmental Protection Agency*, 195 Ill. App. 3d 593, 552 N.E.2d 1074, 142 Ill. Dec. 333 (1st Dist. 1990).

³ Illinois EPA's cover letter to the Response is dated December 17, 2013 and was initially sent by electronic mail to Hodge Dwyer & Driver on that day, along with requested inspection reports. In that letter, Illinois EPA explained that "[a] portion of the records responsive to your request are attached," but "[a]dditional information responsive to your request will be mailed today and sent via USPS." See Exhibit 2. In fact, the postmark on the envelope indicates that Illinois EPA mailed the additional information on December 19, 2013, after the December 18, 2013 deadline imposed by Illinois EPA in the Pilapil Letter. Exhibit 2.

Sarah Pratt, Esq.
February 14, 2014
Page 3

Illinois EPA denied the Request for Revision, and in doing so, cited to the Complaints as supporting its decision. Exhibit 3.

II. WITHHOLDING INFORMATION INTERFERES WITH KCBX'S RIGHT TO DISPROVE ALLEGATIONS

Illinois EPA sent the Pilapil Letter pursuant to the First District's holding in *Wells Manufacturing Co. v. The Environmental Protection Agency*. *Id.* at 1074. The court in *Wells Manufacturing Co.* found that Illinois EPA improperly denied a permit when it determined that a company "may be violating the Act, but never gave it the opportunity to submit information which would disprove the allegation." 552 N.E. 2d at 1077. The company never had "an opportunity to present evidence that it was not a polluter...". *Id.* at 1077. Just as in the case here, in *Wells Manufacturing Co.*, Illinois EPA had citizen complaints on file when it denied the permit. *Id.* at 1076. The court found that a refusal to renew a permit because an applicant might be violating the Act should be subject to the same or similar standards as denial of a permit because the applicant is actually charged with violating the Act. *Id.* at 1078.

If Illinois EPA actually charged KCBX with violating the Act and regulations, it could not rely on anonymous complaint forms with substantive information in the forms redacted. Rather, Illinois EPA would be required to allege facts supported by evidence and testimony. KCBX then would have the opportunity to fully evaluate and respond to the allegations. As *Wells Manufacturing Co.* makes clear, KCBX must have the same opportunity here. The Complaints allege that the persons who filed them have been affected by dust allegedly emitted from the Facility. Information such as whether the complainants live anywhere near the Facility, if so, how far from the Facility they live, how the complaining parties allegedly are impacted, and other information that is redacted from the Complaints is necessary for KCBX to adequately evaluate and respond to the allegations. Because of Illinois EPA's redaction, however, such information is not available to KCBX.

III. INFORMATION ON THE COMPLAINTS IS NOT EXEMPT FROM DISCLOSURE

"Each public body shall make available to any person for inspection or copying all public records, except as otherwise provided in Section 7 of [the FOIA]." 5 ILCS 140/3(a). Exemptions to disclosure are construed narrowly.⁴ Here, Illinois EPA claims the information is exempt for two different reasons. Exhibit 2. However, the information that Illinois EPA redacted does not fall under either of the FOIA exemptions Illinois EPA references.

First, Illinois EPA cites to an administrative enforcement exemption, which states that the following shall be exempt:

⁴ *Lieber v. Bd. Of Trustees of Southern Ill. Univ.*, 176 Ill. 2d 401, 407, 680 N.E.2d 374, 377, 223 Ill. Dec. 641 (1997).

Sarah Pratt, Esq.
February 14, 2014
Page 4

Records in the possession of any public body created in the course of administrative enforcement proceedings, and any law enforcement or correctional agency for law enforcement purposes, but only to the extent that disclosure would:

* * *

- (iv) unavoidably disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints with or provide information to administrative, investigative, law enforcement, or penal agencies; except that the identities of witnesses to traffic accidents, traffic accident reports, and rescue reports shall be provided by agencies of local government, except when disclosure would interfere with an active criminal investigation conducted by the agency that is the recipient of the request;

5 ILCS 140/7(1)(d)(iv).

Second, Illinois EPA cites to a provision exempting “[p]rivate information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.” 5 ILCS 140/7(1)(b). Private information means the following:

unique identifiers, including a person’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.

5 ILCS 140/2(c-5). Neither of these exemptions applies here.

A. Disclosure Explicitly Authorized by Complainants

To begin, many of the Complaints themselves explicitly authorize the release of the information that Illinois EPA redacted. The final section of the citizen complaint form states as follows:

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Sarah Pratt, Esq.
February 14, 2014
Page 5

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Exhibit 2. (Emphasis added.)

In many cases, complaining parties answered “yes” to this question. Therefore, these complaining parties explicitly authorized disclosure of their identifying information.

Illinois EPA’s website contains the online template for the citizen online complaints. Exhibit 4. Like the printed complaint forms, the website contains the same consent question. In completed citizen online complaints, one line item states “Consent_to_Identity_Disclosure:” In many cases, the persons filling out the online complaint forms answered “yes.”

Accordingly, on their face, many of the Complaints themselves explicitly authorize Illinois EPA to produce the redacted information.

B. The Administrative Enforcement Exemption does not Apply

The administrative enforcement exemption in Section 7 does not apply to these Complaints. For the exemption to apply, the record must satisfy two requirements. First, the record must be “in the possession of any public body created in the course of administrative enforcement proceedings, [or] any law enforcement or correctional agency for law enforcement purposes.” 5 ILCS 140/7(1)(d)(iv). Second, disclosure must “unavoidably disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints with or provide information to administrative, investigative, law enforcement, or penal agencies.” *Id.*

In this case, information in the Complaints does not meet either of the requirements of this exemption. The records were not created by a law enforcement or correctional agency – Illinois EPA is neither. Further, Illinois EPA does not allege – and there is no evidence – that the records were created in the course of administrative enforcement proceedings. The forms are routine complaint forms that are filled out by the public without solicitation from Illinois EPA. See <http://www.epa.state.il.us/pollution-complaint/form-online.html>. Although KCBX is the subject of an enforcement case brought by the Illinois Attorney General in Cook County and violation notices (“VNs”) issued by Illinois EPA, these records were not created in the course of any administrative enforcement proceeding. These were simply complaints received by Illinois EPA.

Moreover, Illinois EPA is using these documents in the context of a permitting matter, not an enforcement proceeding. When it denied KCBX’s Request for Revision, Illinois EPA cited the Complaints as one basis for its decision. Exhibit 3, ¶3. Thus, Illinois EPA chose to introduce these records into the permitting record as evidence, in an attempt to rely on them as evidence of potential violations of the Act and regulations, as envisioned in *Wells Manufacturing Co.* In doing so, Illinois EPA obviously had to assess whether the

Sarah Pratt, Esq.
February 14, 2014
Page 6

complainants lived close to the Facility, and whether the effects the complainants allegedly experienced were evidence of potential violations. Such information is particularly important to KCBX in responding to Illinois EPA's denial, but Illinois EPA has redacted this information, preventing KCBX from being able to fully address the allegations. As in *Wells Manufacturing Co.*, this is improper. (This is true even if the Complaints could be relevant to either the lawsuit or the VNs. The fact that an enforcement proceeding is pending does not mean that Illinois EPA can rely on evidence in a permitting proceeding but deny the permit applicant the right to review that evidence.)

The second requirement of Section 7(1)(d)(iv) is not satisfied either. The Complaints were not made by confidential sources. The Complaints are being used by Illinois EPA to support a permit denial, and therefore, under *Wells Manufacturing Co.*, they cannot be treated as confidential. Further, Illinois EPA does not indicate any of the information is confidential. Rather, in many cases, the Complaints specifically authorize production of the redacted information.

Finally, much of the information that Illinois EPA redacted does not relate to the "identity" of the complaining parties. For example, Illinois EPA redacted information that is provided in response to the request to "[b]riefly describe the problem." In the same way, Illinois EPA redacts responses to the following questions:

Has the problem affected your health?

Have you consulted a doctor?

Have you ever worked for the suspected source?

Have you ever filed a claim against the responsible party?

Have you contacted the source and complained?

Are you willing to testify under oath at an enforcement hearing?

Exhibit 2. Information provided in responses to these questions and requests is not confidential, and the production of this information does not relate to the identity of the complaining parties.

C. The Private Information Exemption Does Not Apply

Likewise, the private information exemption to the FOIA does not apply. As just noted, much of the information redacted does not relate to "unique identifiers" in any way. Further, Illinois law established in *Wells Manufacturing Co.* requires the disclosure of information that could otherwise be considered private information, such as the identity of complaining parties and the addresses of complaining parties. Illinois EPA chose to introduce these documents into its permitting record and stated that it relied on these documents when it denied the Request for Review. Therefore, Illinois EPA must give KCBX

Sarah Pratt, Esq.
February 14, 2014
Page 7

the opportunity to review these documents. Information such as the identity of the complaining party and the location of the complaint are key for KCBX to be able to make a complete response.

IV. CONCLUSION

For the reasons stated above, information redacted by Illinois EPA in the Complaints should be made available to KCBX. Information in the Complaints is not exempt from disclosure pursuant to Section 7 of the FOIA. 5 ILCS 140/7. In many cases, the complaining parties consented to disclosing their identity. For these reasons, KCBX requests that the Office of the Attorney General overturn Illinois EPA's decision and find that Illinois EPA must provide the Complaints to KCBX without redaction.

Sincerely,



Matthew C. Read

KDH:MCR:jrs
attachments

pc: Mr. Thomas J. Rueter (via U.S. Mail; w/o attachments)

KCBX:004/Corr/Pratt Ltr - FOIA 2.14.2014

Exhibit 1

Angie M. Buhl

From: Angie M. Buhl
Sent: Thursday, December 12, 2013 11:21 AM
To: sharon.dowson@illinois.gov
Subject: ID No. 03160GSF - FOIA Request
Attachments: 12.10.13 Wells letter.pdf

Sharon,

RE: ID No. 03160GSF

This letter is for the purpose of requesting information pursuant to the Illinois Freedom of Information Act ("Act") (5 ILCS 140/1 et seq.) (2010), for the above-referenced facility, including any and all information deemed of public record and not otherwise exempt from disclosure under the above-referenced statute. Specifically, I am requesting to review paper, electronic and/or microfiche copies of any and all documents listed below, in the possession of the Illinois Environmental Protection Agency's Bureau of Air, and referenced in the attached letter, for the above-referenced facility.

- inspection reports for November 6, 2013 and November 19, 2013, once finalized;
- the approximately 50 citizen pollution complaint forms; and
- any other available information referenced in the first paragraph of the attached letter.

In accordance with Section 7(1) of the Act (5 ILCS 140/7(1)), I request that any public record which is exempt from disclosure under Section 7 of the Act (5 ILCS 140/7), but which contains material that is not exempt, be produced with the exempt materials only deleted. Please let me know if copies will be provided or if we need to review the file. Thank you for your assistance in this matter. Should you require any further information regarding this request, please do not hesitate to contact me.

Thanks,

Angela M. Buhl
Paralegal
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900
(217) 523-4948 Fax
abuhl@hddattorneys.com

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS ATTORNEY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 • (217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL
7012 0470 0001 3002 0861

December 10, 2013

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

I.D. No.: 031600GSF

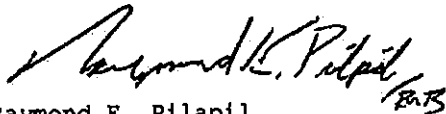
Dear Mr. Estadt:

This letter hereby provides KCBX Terminals Company notice of the Illinois EPA's intent to consider information contained within the Illinois EPA files in its review of construction permit application No. 07050082 for KCBX Terminals Company. Specifically, the Illinois EPA intends to consider information collected by the Illinois EPA as part of the inspections conducted by the Illinois EPA, Bureau of Air, Field Operations Section on September 5, 2013, September 11, 2013, September 13, 2013, November 6, 2013, and November 19, 2013, and approximately 50 citizen pollution complaint forms. These documents and other available information indicate violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subparts K and U.

KCBX Terminals Company has previously been informed of the existence of these alleged violations through, inter alia, the Complaint for Injunctive Relief and Civil Penalties filed by the Illinois Attorney General on November 4, 2013, the Illinois EPA, Bureau of Land issued Violation Notices L-2013-01304 and L-2013-01305 dated November 20, 2013.

This notice provides KCBX Terminals Company an opportunity to respond to the information which the Illinois EPA intends to consider in its review of permit application No. 07050082. Should KCBX Terminals Company wish to respond to this Notice by providing the Illinois EPA with information addressing the alleged violations of Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code Part 212, Subpart K, it should do so by December 18, 2013. Submission by this date will ensure that the Illinois EPA has time to fully consider any information provided in making a factual decision regarding application No. 07050082.

Should you have comments or questions regarding the Notice, please submit them to Michael Dragovich, Illinois EPA, Division of Air Pollution Control, Permit Section, Illinois EPA, P.O. Box 19506, Springfield, Illinois 62794-9506.


Raymond E. Pilapil

Acting Manager, Permit Section
Division of Air Pollution Control

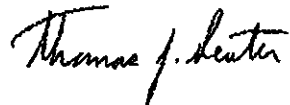
Date Signed: 12/10/2013

REP:MJD:psj

cc: Illinois EPA, FOS Region 1
James Morgan, Illinois EPA, DLC
Chris Pressnall, Illinois EPA, DLC
Eric Jones, Illinois EPA, Compliance Section

Thank you for your patience in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Thomas J. Reuter".

Thomas J. Reuter
FOIA Officer (Acting)
Illinois EPA
217.558.5101
www.epa.state.il.us/foia



Illinois EPA FOIA Exempt Document List

Agency ID: 170001627513

Media File Type: AIR

SID: 28159

Bureau ID: 031600GSF

Site Name: KCBX Terminals Company

Site Address1: 10730 S Burley Ave

Site Address2:

Site City: Chicago

State: IL

Zip: 60617-

FOIA Exempt Records

Exempt Doc #: 12 Document Date: 9/1/2012 Document Description: CITIZEN POLLUTION COMPLAINT FORMS
 Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS Exempt Type: Redaction
 Permit ID: Staff: JKS Date of Determination: 12/13/2013
 Exemption: 5 ILCS 140/7(1)(d)(iv) Records created in the course of administrative enforcement proceedings where disclosure would disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints.
 COMPLAINANT INFORMATION
 5 ILCS 140/7(1)(B) Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.
 COMPLAINANT INFORMATION

Exempt Doc #: 13 Document Date: 11/18/2013 Document Description: CITIZEN ONLINE COMPLAINTS: MULTIPLE DATES NOVEMBER 2013
 Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS Exempt Type: Redaction
 Permit ID: Staff: JKS Date of Determination: 12/13/2013
 Exemption: 5 ILCS 140/7(1)(d)(iv) Records created in the course of administrative enforcement proceedings where disclosure would disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints.
 COMPLAINANT INFORMATION
 5 ILCS 140/7(1)(B) Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.
 COMPLAINANT INFORMATION



Illinois EPA FOIA Exemption Reference Sheet

SID: 2814

Agency ID: .170001627513 Media File Type: AIR
Bureau ID: 031600GSF
Site Name: KCBX Terminals Company
Site Address1: 10730 S Burley Ave
Site Address2:
Site City: Chicago State: IL Zip: 60617-

**This record has been determined to
be partially or wholly exempt from
public disclosure**

Exemption Type:

Redaction

Exempt Doc #: 12

Document Date: 9 /1 /2012

Staff: JKS

Document Description: CITIZEN POLLUTION COMPLAINT FORMS

Category ID: 01 Category Description: FIELD OPERATIONS/INSPECTIONS

Exempt Type: Redaction

Permit ID:

Date of Determination: 12/13/201



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name B.P.
 Street Address Whitting Ind
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

IEPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

DEC 13 2013

REVIEWER JKS

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing details about the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work [REDACTED]

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address [REDACTED]

City (Nearest city or town, if known) CHRD

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

INCK IS THE BLACK DUST EVERY WHERE
WHEN IT IS WINDY THAT STUFF FLOWS
FREELY

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name [REDACTED]
 Street Address [REDACTED]
 City (Nearest city or town if known) [REDACTED]
 County [REDACTED] Zip Code [REDACTED]

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particulates, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

The [redacted] neighborhood located on the South Side of Chicago, one of the highest levels of polluted air within the city due to the former steel mills area.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name: _____
 Street Address: _____
 City: _____ County: _____ State: _____ Zip Code: _____
 Telephone (with area code): _____
 Phone Number Type Home Work Cell Phone
 Email Address: _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KOCH
 Street Address 107 BURLEY
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

DUST PARTICLES IN HOUSE AND ON PROPERTY

- | | | |
|--|----|-----|
| Has the problem affected your health? | No | Yes |
| Have you consulted a doctor? | No | Yes |
| Has the problem damaged your property? | No | Yes |
| Have you ever worked for the suspected source? | No | Yes |
| Have you ever filed a claim against the responsible party? | No | Yes |
| Have you contacted the source and complained? | No | Yes |
| Are you willing to testify under oath at an enforcement hearing? | No | Yes |

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62794-9278
Fax: 217-785-8348



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Call Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP & KCBX
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name PET COAL DUST PILES + COAL DUST
 Street Address 106TH AND CAL RIVER
 City (Nearest city or town if known) CHICAGO IL
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

EPA DE ILLINOIS

Septiembre de 2012

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name BP-KC BX
 Street Address E. 100th Street
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

Aire (polvo/partículas, quema al aire libre y emisiones industriales)

Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)

Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)

Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)

Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 108th & Burkley
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for writing the problem description.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX ~~and~~ and ~~BP~~ BP

Street Address _____

City (Nearest city or town if known) Chicago

County Cook Zip Code 60611

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre [REDACTED]

Dirección de Calle [REDACTED]

Ciudad [REDACTED] Condado [REDACTED] Estado IL Código Postal [REDACTED]

Teléfono (con código de área) [REDACTED]

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico [REDACTED]

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía [REDACTED]

Dirección de Calle [REDACTED]

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) [REDACTED]

Condado [REDACTED] Código Postal [REDACTED]

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Brothers
 Street Address 106th + Chicago River
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Stop using SE side as a door mat for bad industry!!

- Cant [REDACTED] w/o black layer over top of water
- Constantly cleaning black dust from [REDACTED] outside
- constant black dust in house even w/ windows closed



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es). _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Pet Coke, Agri Fine
 Street Address _____
 City (Nearest city or town if known) SE Side Chicago
 County _____ Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Terminals Co
 Street Address 3259 E. 100th Street
 City (Nearest city or town if known) Chicago, IL
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address none - no internet

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + BP
 Street Address Eastside + Whiting IN
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
 - Land (open dumping, hazardous waste, landfill)
 - Water (stream/lake pollution, illegal discharges into waterways)
 - Public Drinking Water (issues affecting quality or quantity of drinking water)
 - Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)
- Particulates falling into Cal River*
- Damage to my [REDACTED]*



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address none

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX + Brewster Beer
 Street Address 706 W 81st East Side
 City (Nearest city or town if known) Chicago
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Illinois Environmental Protection Agency

Street Address _____

City (Nearest city or town if known) _____

County _____ Zip Code _____

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

I am a [redacted] (thankfully) (proudly) from the [redacted] side, and I believe that the problems that I've faced ~~are~~ would have been different and probably non-existent if ~~these~~ your companies were not here.

Has the problem affected your health?	No [redacted]	Yes [redacted]
Have you consulted a doctor?	No [redacted]	Yes [redacted]
Has the problem damaged your property?	No [redacted]	Yes [redacted]
Have you ever worked for the suspected source?	No [redacted]	Yes [redacted]
Have you ever filed a claim against the responsible party?	No [redacted]	Yes [redacted]
Have you contacted the source and complained?	No [redacted]	Yes [redacted]
Are you willing to testify under oath at an enforcement hearing?	No [redacted]	Yes [redacted]

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Peacock - KDS
 Street Address ?
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactarlo(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name COKE BROTHERS
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____

Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]

Street Address [REDACTED]

City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]

Telephone (with area code) [REDACTED]

Phone Number Type Home Work Cell Phone

Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX

Street Address 10700 GREENBAY

City (Nearest city or town if known) CHICAGO

County COOK Zip Code 60617

I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name Koch Industries / BP
 Street Address _____
 City (Nearest city or town if known) _____
 County _____ Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

Septiembre de 2012

EPA DE ILLINOIS

FORMULARIO DE QUEJA DE CIUDADANOS ASOCIADA A LA CONTAMINACIÓN

Si usted está informando acerca de una emergencia ambiental, por favor comuníquese también con la Agencia de Gestión de Emergencias de Illinois al 1-800-782-7860.

Usted puede presentar este formulario de manera anónima. Sin embargo, si nos brinda información para contactar(a), la EPA de Illinois podrá mantenerlo(a) actualizado sobre la investigación asociada a la queja. Además, es posible que necesitemos que nos brinde información adicional para llevar a cabo una investigación adecuada. Usted también puede presentar este formulario en Internet en: epa.state.il.us.

Por favor, tenga en cuenta que su departamento de salud local o de su condado pueden tener ordenanzas/normas relacionadas con: asbestos, tanques sépticos, pozos privados y pintura con plomo.

Su información de contacto

Nombre _____

Dirección de Calle _____

Ciudad _____ Condado _____ Estado IL Código Postal _____

Teléfono (con código de área) _____

Tipo de Número de Teléfono Casa Trabajo Teléfono Celular

Dirección de Correo Electrónico _____

¿Quién cree que es responsable por el problema?

Parte Responsable/Nombre de la Compañía _____

Dirección de Calle _____

Ciudad (Ciudad o pueblo más cercano, si sabe cuál es) _____

Condado _____ Código Postal _____

No Sé

Naturaleza de la queja (Marque todos los que correspondan)

- Aire (polvo/partículas, quema al aire libre y emisiones industriales)
- Tierras (vertido de residuos al aire libre, residuos peligrosos, relleno sanitario)
- Agua (contaminación de corriente/lago, vertidos ilegales en cursos de agua)
- Agua Potable Pública (problemas que afecten la calidad o cantidad del agua potable)
- Problemas Agrícolas (olores, gestión incorrecta de estiércol animal, agua, amoníaco y pesticidas)



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX, BP
 Street Address Southeast Side
 City (Nearest city or town if known) Chicago, IL
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing details about the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19278
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 3259 E. 100th Street
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Zip Code [REDACTED]
 Telephone (With area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address 3259 E. 100th St
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Multiple horizontal lines for providing a detailed description of the problem.

- Has the problem affected your health? No Yes
- Have you consulted a doctor? No Yes
- Has the problem damaged your property? No Yes
- Have you ever worked for the suspected source? No Yes
- Have you ever filed a claim against the responsible party? No Yes
- Have you contacted the source and complained? No Yes
- Are you willing to testify under oath at an enforcement hearing? No Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name [REDACTED]
 Street Address [REDACTED]
 City [REDACTED] County [REDACTED] State [REDACTED] Code [REDACTED]
 Telephone (with area code) [REDACTED]
 Phone Number Type Home Work Cell Phone
 Email Address [REDACTED]

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX Koelt BP AND POPs
 Street Address 100TH ST 107TH ST
 City (Nearest city or town if known) CHICAGO
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

6-18-13

WE WERE HAVING A [REDACTED] GAMIS AT [REDACTED]; A STORM MOVED INTO THE AREA SOBBENLY, WE Halted THE [REDACTED] DUE TO THE ENTIRE AREA BEING COVERED WITH FLYING BLACK DUST.

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

ILLINOIS EPA

September 2012

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ State _____ Zip Code _____
 Telephone (w/area code) _____
 Phone Number Type Home Work Cell Phone _____
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name B.C.B.
 Street Address 106-109 BUFFALO
 City (Nearest city or town if known) CHICAGO
 County COOK Zip Code _____
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

Since plant started we had several health issues. We've spent more on cleaning supplies, etc., we can't wear white clothes

- Has the problem affected your health?
- Have you consulted a doctor?
- Has the problem damaged your property?
- Have you ever worked for the suspected source?
- Have you ever filed a claim against the responsible party?
- Have you contacted the source and complained?
- Are you willing to testify under oath at an enforcement hearing?

[Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes
 [Redacted] Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?
 No Yes

Please return this form to the following address:

Citizen Pollution Complaint
 Illinois EPA
 Office of Community Relations #5
 P.O. Box 19276
 Springfield, Illinois 62794-9276
 Fax: 217-785-8346



Illinois Environmental Protection Agency

Office of Community Relations • 1021 North Grand Avenue East • Springfield • Illinois • 62702

September 2012

ILLINOIS EPA

CITIZEN POLLUTION COMPLAINT FORM

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation. You may also submit this form online at: www.epa.state.il.us.

Please note that your local/county health department may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Name _____
 Street Address _____
 City _____ County _____ State _____ Zip Code _____
 Telephone (with area code) _____
 Phone Number Type Home Work Cell Phone
 Email Address _____

Whom do you believe to be responsible for the problem?

Responsible Party/Company Name KCBX
 Street Address _____
 City (Nearest city or town if known) Chicago
 County Cook Zip Code 60617
 I Don't Know

Nature of Complaint (Please check all that apply)

- Air (dust/particles, open burning, and industrial emissions)
- Land (open dumping, hazardous waste, landfill)
- Water (stream/lake pollution, illegal discharges into waterways)
- Public Drinking Water (issues affecting quality or quantity of drinking water)
- Agricultural Problems (odors, mismanagement of animal manure, water, ammonia, and pesticides)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide. If you remember the specific times when the problem occurred, please list the time of day and date.

Please use additional sheets of paper as necessary.

PLEASE Remove this Source
of COAL DUSTING, Air
Contaminating, WATER (Fresh and Groundwater)
Infiltrating / CANCER CAUSING Material
From our Community

Thank You

God Have Mercy

EARN the Vote

Don't Sell the Vote
Protect the People

Has the problem affected your health?	No	Yes
Have you consulted a doctor?	No	Yes
Has the problem damaged your property?	No	Yes
Have you ever worked for the suspected source?	No	Yes
Have you ever filed a claim against the responsible party?	No	Yes
Have you contacted the source and complained?	No	Yes
Are you willing to testify under oath at an enforcement hearing?	No	Yes

REQUIRED:

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Do you consent to Illinois EPA disclosing your identity as a complaining party?

No Yes

Please return this form to the following address:

Citizen Pollution Complaint
Illinois EPA
Office of Community Relations #5
P.O. Box 19276
Springfield, Illinois 62794-9276
Fax: 217-785-8346

Neibergall, Kurt

From: [REDACTED]
Sent: Monday, November 18, 2013 5:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Follow Up Flag: Follow up
Flag Status: Flagged

Below is the result of your feedback form. It was submitted by : [REDACTED]
[REDACTED]) on Monday, November 18, 2013 at 05:45:35

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: The piles of Petcoke that are by the river are uncovered. The dust has blown into [REDACTED] evidenced by the black dust that I wipe off of my [REDACTED] everyday.

Times_of_Problems: The months of August, September, and October 2013 (when the windows were opened in the [REDACTED])

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Black dust has accumulated on everything.

EPA-DIVISION OF RECORDS MANAGEMENT
RELEASABLE

DEC 13 2013

REVIEWER JKS

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]nobody@epa084web1p.admop.epa.state.il.us>
Sent: Saturday, November 16, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 19:21:13

Street_Address: [REDACTED]

City: [REDACTED]

County [REDACTED]

State [REDACTED]

Zip [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Beensterboar

Owner_Company_Street: 107th Calumet river

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Petcoke windstorms and in the river

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Unable to open windows or doors without black soot coming in.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 12:20 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Saturday, November 16, 2013 at 12:20:01

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3325 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: There are petcoke piles [REDACTED] that are constantly leaving dirt and other particles in my yard and if we open windows, in my house. My house is supposed to be [REDACTED] but with the petcoke the siding is covered in a dirty gray color. Our cars are constantly dirty from the petcoke being blown over to our house. My [REDACTED] every year for the past couple of years. The wind, which cannot be controlled, is blowing the petcoke, which can be controlled, into everything. We cannot sit outside without getting dirty or contaminating our food or drink.

Times_of_Problems: This is a constant problem. Every day we experience the pollution.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:50 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 10:49:39

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Koch Bros. & John Pope

Owner_Company_Street: E. 106th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Specific_Other_Issues: [REDACTED] due to pollutatd in air

Problem_Description: Many people [REDACTED] his area due to the politicians that are allowing the corporations and their contributors to dump any and all poisons in this area.

Health_Affected: Don't_Know

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: Cannot sell my property because of the smell and pollution in this area.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: Don't know who to ask other than the alderman.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 10:08 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by C [REDACTED]
Saturday, November 16, 2013 at 10:08:23

Street_Address: [REDACTED]

City [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX, Koch Brothers,

Owner_Company_City: Chicago

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: Large piles of petcoke left in the open air.

Problem_Description: There are very large piles of petroleum coke stored along the waterways of the southeast side of Chicago. We have seen large clouds of black dust floating through the air. This has been to the extent of people refraining from open air festivities such as backyard parties and family gatherings. The dust accumulates on the streets and coats our homes. If our bricks are turning black from this dust, what is happening to our lungs? These piles are uncovered and some are as high as five stories! The trucks that transport this petcoke generally travel uncovered as well, which spreads the dust around faster.

Times_of_Problems: This happens when the wind blows. This has been a constant problem for a few years.

Health_Affected: Don't_Know

Doctor_Consumed: No

Property_Damage: Yes

Property_Damage_Description: I feel that the mere presence of this hazardous material in my neighborhood lowers the value of the real estate. [REDACTED] is darkened considerably in the last 18 months.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Saturday, November 16, 2013 2:52 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Saturday, November 16, 2013 at 02:51:36

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Beemsterboer Slag Corp

Owner_Company_Street: 10700 S. Burley

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: When the winds blows there is a black substance that settles on everything outside including my [REDACTED] This black substance is very fine and floats [REDACTED] use and surely is inhaled into our lungs.

Times_of_Problems: All the time.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: The black substance clings to the [REDACTED] house.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Written a letter and never received a response.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 22:16:42

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Kcbc terminals company

Owner_Company_Street: 110th & Ewing

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: I live [REDACTED] The ash from this terminal is constantly all over my property. Is all over my [REDACTED] lawn furniture, it comes in through the CLOSED windows and gets all over my house. This problem happens whether wind is present or not.

Times_of_Problems: This happens every day at no specific time. If the day is windy, that's when it gets worse.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: I've lived in the [REDACTED] and have had to paint the [REDACTED] the ash stains it and stains the window frames

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:31 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:31:19

Street_Address: [REDACTED]

City: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: The Koch Brothers KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago, IL

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:28 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] Friday, November 15, 2013 at 20:27:48

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th St

Owner_Company_City: Chicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: Public Health

Problem_Description: KCBX is located in between [REDACTED] exposed piles of petcoke dust blow into our homes, onto our properties, cover our parks, and our yard items, pools, grills, patio furniture. living here for [REDACTED] I developed [REDACTED] I've seen numerous physicians and there is [REDACTED] This is caused by the conditions I live in.

Times_of_Problems: Everyday.

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Window screens seen constant replacing [REDACTED] contaminated and unusable.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 20:27:11

Street_Address: [REDACTED]
City: [REDACTED]
County: [REDACTED]
State: [REDACTED]
Zip: [REDACTED]
Home Phone: [REDACTED]
Owner_Company_Name: KCBX TERMINALS
Owner_Company_Street: 3259 E 100TH st
Owner_Company_City: Chicago
Owner_Company_County: Cook
Owner_Company_Zip: 60617
Air_Issues: Yes
Land_Issues: Yes
Water_Issues: Yes
Drinking_Water_Issues: Yes
Agricultural_Issues: Yes

Problem Description: Petcoke is polluting our neighborhoods and taking lives. My family has lived [REDACTED] [REDACTED] rs. The particles coming from the dump [REDACTED] covers every surface. Opening a window is almost impossible because of the dust. I can only imagine what my family and friends are breathing into their lungs. It covers our bodies, the bodies [REDACTED] s as well as my [REDACTED] . When going outside on a barely windy day our skin was covered and we could feel the dust in our mouths. The wind carries this pollutant throughout the neighborhood and beyond. It affects our waterways and the life within the water as well as

outside. Any surface or open container is affected when outdoors. When will someone address the magnitude of this issue?

Times_of_Problems: It affects my family and friends every day.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:18 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:18:25

Street_Address: [REDACTED]

City: [REDACTED]

County [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. BURLEY

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Strong nauseous odor, it makes makes it hard to breathe.

Times_of_Problems: It's especially Strong early in the morning anytime between 6am to 11am and late in the evening between 9pm to 2am.However you seem to also smell it throughout the day as well.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 6:10 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 20:10:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 South Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Petcoke piles in the open

Times_of_Problems: All day

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 19:20:48

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phon [REDACTED]

Owner_Company_Name: KCBX Terminals Company

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: There are massive uncovered piles of hazardous petcoke where the petcoke dust is blown throughout the neighborhood by the wind. The petcoke is blown on and into our homes, into the river next to the petcoke dumping grounds, and into our sewer system when rain washes large amounts of the hazardous fugitive dust away. Above all though, the major problem is the fact that the neighborhood and it's residents are breathing the toxic dust. If it's accumulating on our property, it's accumulating in our bodies and that can not be tolerated.

Times_of_Problems: Every windy day and specifically on November 9th around 4:30p.m.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 6:21 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 18:21:26

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCX and BP

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: outside air smells like oils at time

Problem_Description: if the wind is blowing you feel dirty and my cement is black from the coke

Times_of_Problems: late afternoon and in the evening hours and weekends

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: [REDACTED] blackened

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: had a run around and gave up

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:45 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 16:44:31

Street_Address: [REDACTED]

City: [REDACTED]

Count: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Dust from the Coke flying around covering the ground and air and water we eat and drink from

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 4:27 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
[REDACTED], November 15, 2013 at 16:27:00

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: A very large cloud (approx. 1 sq. mile) of black dust (pet coke) was seen by myself and many other commuters heading East and West at the 100th Street bridge on an August afternoon. It started to dissipate slowly over water and continued to dissipate over land as well.

Since I saw this and heard of many of my neighbors similar complaints, I have had to get [REDACTED] first time in my life. I am a [REDACTED] Southeast side and have never had to see a doctor or have been diagnosed with asthma. But last month I was forced to seek medical attention and was [REDACTED] help with [REDACTED] problems. I have no photos but I do have my [REDACTED] date as evidence.

Times_of_Problems: August of 2013

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 3:15 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 15:15:19

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone: [REDACTED]

Owner_Company_Name: KCBX Terminals Co.

Owner_Company_Street: 3259 E 100th St.

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Visible pet coke nuisance throughout the community in which my family lives, eats, sleeps.

Times_of_Problems: Daily

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:38 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
on Friday, November 15, 2013 at 12:37:52

Street_Address: [REDACTED]

City [REDACTED]

County: IL [REDACTED]

State: IL [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th St Bridge

Owner_Company_City: chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: On a windy day, I can look North and see black dust blowing into our air. When I drive through that area the dust is everywhere, on people's cars, houses, lawns. Given that [REDACTED] still affected, I can not imagine how it is for the people that live closer. Our river is being polluted and I am very concerned about drinking water. The worst instance was when I went to a friend's outdoor BBQ during the summer and all the food was thrown away because it was covered in black dust.

Times_of_Problems: Every single day that the petcoke is sitting there and the wind blows at all.

Health_Affected: Don't_Know

Doctor_Consumed: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 12:31 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 12:31:04

Street_Address: [REDACTED]

City [REDACTED]

County [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Work Phone: n/a

Cell Phone [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 3259 E. 100th St. or 10730 S. Burley Avenue

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Specific_Other_Issues: The fumes of petroleum are coming [REDACTED] constantly feeling nauseated and feel extremely tired.

Problem_Description: For the past 3 months, during the night, after 9pm, I've noticed a smell of petroleum fumes coming [REDACTED]

Times_of_Problems: The time of the fumes start are during the night time, after 9pm, I have to get up and open the windows and continuously [REDACTED] to get rid of the petroleum fumes. It makes me very nauseated.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage_Description: I don't know if it has affected my property. But one thing I know, as soon as those fumes smell start, I become very nauseated.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I didn't know what was happening at first. I did commented to my family members about the smell of petroleum. It was till I saw it on the news that I finally had some answers. Thank you to the people for coming forward with their findings.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:58 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:57:47

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX Terminal Co.

Owner_Company_Street: 3259 E. 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Black possibly toxic dust in the air causing breathing problems and collecting on all exposed surfaces.

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: This dust has embeded in the [REDACTED] and is impossible to scrub off requiring my house to be repainted.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We had community meetings with the company and were assured our complaints were heard and would be delt with. These meetings were held years ago and the problems still persist although worst.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 11:22 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 11:22:02

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: Petcoke, all the time. It gets in my food, my water [REDACTED]

Times_of_Problems: 24 hours a day 7 days a week.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: Ignored me.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 11:11 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 11:11:21

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 100th Street

Owner_Company_City: South Chicago

Owner_Company_County: Cook

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: KCBX is a company which stores the left over residue from the Whiting Indiana (other surrounding areas) Petroleum Oil refineries in the form of ash know as PET Coke. Mounds of this ash is being stirred near 100th street in Chicago's Eastside neighborhood. It is being stored uncovered and poses serious health concerns (including cancer) to residents of the Eastside neighborhood and surrounding neighborhoods such as South Chicago, South Dering and Hegewisch. As the wind begins to pick up around Chicago the ash gets spread to these high impact areas. No only does the ash get stuck to the buildings and homes in these neighborhoods but, children out and about in the neighborhood playing or at schools nearby also breathe this in. The second issue being raised is not only a health risk to the residents of the surrounding neighborhoods but to most residents of the Chicagoland area. This ash is being stored at 100th street on the banks of the Calumet River which feeds into Lake Michigan. As mentioned above when the winds

of Chicago pick up the ash gets blown around and some of the ash lands in the river. The river then carries the ash to Lake Michigan where it gets filtered into our daily drinking water.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED] <nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 10:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 10:23:25

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: petcoke

Owner_Company_City: southchicago

Owner_Company_County: cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Cant open the windows in my house withoout getting this balck dust all over my house, cant imagine what is doing to my lungs and [REDACTED]

Times_of_Problems: every day, but when the piles are the highest and are high winds the problems us even wrost!

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:16:35

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Problem_Description: The problem with this is everything how is this even possible. The air is being polluted and our [REDACTED] will be affected.

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:02

Street_Address [REDACTED]

City: [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_Issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Nelbergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 10:17 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 10:17:29

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Health_Affected: No

Doctor_Consulted: Yes

Property_Damage: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:51 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:51:05

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone [REDACTED]

Cell Phone [REDACTED]

Source: Unknown

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:48 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:48:12

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX and affiliates

Owner_Company_Street: 3259 E. 100th St. & 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Water_Issues: Yes

Problem_Description: The problem is anytime there is wind the petcoke dust flies all over our community. There were 2 severe windstorms this past summer 2013 the dust that landed and coated everything outside (luckily my windows were shut). The dust was almost measurable, after sweeping it up I became congested and coughing. Another concern is my [REDACTED] le but when the dust settles and becomes part of the soil, it's contaminated and toxic. So then I'm ingesting it when I [REDACTED]

Times_of_Problems: In the months of June and August 2013

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: [REDACTED]; becoming more pitted. After a windy day, I have to always sweep and hose down my home and sidewalks.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Outcome_of_Contact: I'm doing it now with the Ill. EPA who is suppose to monitor pollution levels for citizens health.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:41 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:41:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS CO.

Owner_Company_Street: 3200 East 100th Street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Constant dust and airborne particals. Must keep windows and doors closed at all times or floors and furniture become covered in dirt

Times_of_Problems: Various

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description [REDACTED] discoloring and cannot be cleaned with any solution. I have had to have my house repainted numerous times

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: Yes

Outcome_of_Contact: We have had community meetings with the company and they said they would take measures to correct the problem such as sprinkle water on piles to keep dust down, tarp trucks and wash truck tires.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:38 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:38:24

Street_Address: [REDACTED]

City [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX TERMINALS

Owner_Company_Street: 3259 EAST 100TH STREET

Owner_Company_City: CHICAGO

Owner_Company_County: COOK

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS

Problem_Description: COKE ASH BLOWN INTO OUR WINDOWS GETTING ONTO FURNITURE SCREEN DOORS , COUNTER TOPS, TABLES, WINDOW SILLS AND FLOORS. CARS BACK YARD GRASS. WHEN SITTING IN THE YARD ITS ON OUR FACE IN OUR HAIR ON OUR CLOTHING, ON OUR SHOES IN OUR MOUTH BREATHING IS DIFFICULT.

Times_of_Problems: ALL DAY THE WIND CONTINUES TO BLOW NO MATTER WHAT TIME OF DAY IT IS.

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: MAINTAINENCE ON THE BUILDING FOR DIRT ON THE CLOTHING, WASHING, YARD SERVICE FOR LANDSCAPING CLEANING PRODUCTS AND SUCH.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:28 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
November 15, 2013 at 09:27:47

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Problem_Description: Petcoke in and around home from nearby petcoke piles.

Times_of_Problems: Especially over the summer there were layers on my vehicle, on window sills [REDACTED] to the KCBX petcoke piles and [REDACTED] regularly covered in a dark film. Windows cannot be opened and [REDACTED] live there can't even play outside most days due to the dust blowing over onto the property.

Health_Affected: Yes

Doctor_Consulted: No

Property_Damage: Yes

Property_Damage_Description: Window sills are now tinted due to the amount of dust being blown over

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: No

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 9:13 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by, [REDACTED]
Friday, November 15, 2013 at 09:13:13

Street_Address: [REDACTED]

City [REDACTED]

Count [REDACTED]

State [REDACTED]

Zip [REDACTED]

Home Phone [REDACTED]

Cell Phone [REDACTED]

Owner_Company_Name: KCBX Terminals

Owner_Company_Street: 100th Street Bridge

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem Description: KCBX Terminals stores petroleum coke ash in 50 foot high mounds along the Calumet River. I live [REDACTED] and when the wind blows the ash envelops my property. I cannot open the windows because the ash gets into my house. My kitchen counters are covered with ash; my floors are covered with ash; I am forced to breathe in the ash. My entire yard is covered in ash. I cannot grow anything to eat in my yard because it gets covered in ash. When I fill [REDACTED] it gets filled with ash. My car is constantly covered in ash. The ash is sprayed with water which creates a slurry that you can clearly see leaking into the river. I am concerned that this is getting into the ground and lake which is only about 2 miles away.

Times_of_Problems: Every day this year that the wind blew. Once the ash is on my property it remains there. It is still on my property.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Property_Damage_Description: I had to take [REDACTED] when explaining the pollution problem to the doctor, they said this may be the reason. My property is ruined because of all the ash in my yard, on my window sills, and on my floors and countertops. I can NEVER open the windows. I have to wipe down my kitchen counters before I cook to make sure that I do not eat ash.

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]body@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:25 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] on Friday, November 15, 2013 at 08:25:19

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: petcoke piles stored outdoors, when wind blow it gets all over home, cars, gardens. children have trouble brething

Times_of_Problems: everyday, especially if it's windy

Health_Affected: Yes

Doctor_Consumed: Yes

Property_Damage: Yes

Property_Damage_Description: Black dust on home and cars

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED] nobody@epa084web1p.admop.epa.state.il.us>
Sent: Friday, November 15, 2013 8:23 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED] n Friday, November 15, 2013 at 08:23:23

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone [REDACTED]

Owner_Company_Name: Petcoke piles from KCBX/Beemsterboer

Owner_Company_Street: 2900 E. 106th St.

Owner_Company_City: Chicago

Owner_Company_County: Il

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Problem_Description: My house and windows are covered in black dust.

Times_of_Problems: The past two years

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

2

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 8:07 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
Friday, November 15, 2013 at 08:07:26

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: KCBX

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Problem_Description: Frequent petcoke dust covers our neighborhood. Company is being allowed to operate without a proper functioning suppression system. Using street sweepers to wash away petcoke which is seeping into our sewers. Connecting street sweepers to our fire hydrants to fill the water tanks on the street sweepers without the REQUIRED BACKFLOW PREVENTERS is allowing petcoke to backwash into our drinking water

Health_Affected: Don't_Know

Doctor_Consulted: No

Property_Damage: No

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Friday, November 15, 2013 7:46 AM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted b [REDACTED]
on Friday, November 15, 2013 at 07:46:10

Street_Address [REDACTED]

City [REDACTED]

County: [REDACTED]

State [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone. [REDACTED]

Cell Phone. [REDACTED]

Owner_Company_Name: KCBX & KOCH INDUSTRIES, BP, LEVER BROTHERS

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Drinking_Water_Issues: Yes

Agricultural_Issues: Yes

Other_issues: Yes

Specific_Other_Issues: [REDACTED]

Problem_Description: WE MOVED [REDACTED] TO AND HAVE HAD STRANGE [REDACTED]
ARE PROGRESSIVELY GETTING WORSE.

Times_of_Problems: OVER THE PAST YEAR I'VE WITNESSED BLACK CLOUDS MOVING NORTH FROM THE PILES.

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: YES - I'D SAY IT HAS DIMINISHED THE VALUE.

Worked_for_Source: No

Contacted_Source: Yes

Outcome_of_Contact: I HAVE PARTICIAPTED IN EMAIL, PETITIONS ETC., WITH VARIOUS ORGANIZATIONS.

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 9:19 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
2013 at 21:18:31

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home.Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 10730 S. Burley

Owner_Company_City: Chicago

Owner_Company_County: Il

Owner_Company_Zip: 60617

Air_Issues: Yes

Land_Issues: Yes

Water_Issues: Yes

Problem_Description: Pet coke is getting in my house and yard. [REDACTED]

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage_Description: Dirty windows, brick [REDACTED] in the yard until I clean

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit

Neibergall, Kurt

From: [REDACTED]
Sent: Thursday, November 14, 2013 7:04 PM
To: EPA.Pollution.Complaints
Subject: Citizen Pollution Complaint

Below is the result of your feedback form. It was submitted by [REDACTED]
14, 2013 at 19:04:18

Street_Address: [REDACTED]

City: [REDACTED]

County: [REDACTED]

State: [REDACTED]

Zip: [REDACTED]

Home Phone: [REDACTED]

Work Phone: [REDACTED]

Cell Phone: [REDACTED]

Owner_Company_Name: Kcbx

Owner_Company_Street: 106th street

Owner_Company_City: Chicago

Owner_Company_County: Cook

Owner_Company_Zip: 60617

Air_Issues: Yes

Problem_Description: Pet coke entering my house from KCBX

Times_of_Problems: Daily

Health_Affected: Yes

Doctor_Consulted: Yes

Property_Damage: Yes

Worked_for_Source: No

Filed_Claim: No

Contacted_Source: No

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: Yes

Submit: Submit



1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

16

Angela Buhl
Hodge Dwyer & Driver
3150 Roland Ave
PO Box 5776
Springfield, IL 62705-5776



Exhibit 3

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19506, SPRINGFIELD, ILLINOIS 62794-9506 - (217) 782-2113

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

217/785-1705

CERTIFIED MAIL
7012 0470 0001 3002 2506

PERMIT DENIAL

January 17, 2014

KCBX Terminals Company
Attn: Michael Estadt, Operations Manager
10730 South Burley Avenue
Chicago, Illinois 60617

Application No.: 07050082
I.D. No.: 031600GSF
Applicant's Designation:
Received: July 23, 2013
Construction of: Conveyor Addition
Location: 10730 South Burley Avenue, Chicago, Cook County,
60617

The Illinois EPA has reviewed your application for Construction Permit for the above referenced project. The permit application is DENIED because Sections 9 and 39.2 of the Illinois Environmental Protection Act, and 35 Ill. Adm. Code 201.152, 201.160(a), 212.301, and 212.321 might be violated.

The following are specific reasons why the Act and the Rules and Regulations may not be met:

- 1a. 35 Ill. Adm. Code 201.152 specifies minimum data and information to be contained in a construction permit application. This application did not contain this information and the Illinois EPA could not determine compliance with the Illinois Environmental Protection Act (Act) and Regulations.
- b. Specifically, the following information must be provided in order for the Illinois EPA to determine compliance of the ten portable conveyors, one box hopper, and one stacker with the regulations:
 - i. information concerning processes to which the emission unit or air pollution control equipment is related;
 - ii. the quantities and types of raw materials to be used in the emission unit or air pollution control equipment;
 - iii. the nature, specific points of emission and quantities of uncontrolled and controlled air contaminant emissions at the source that includes the emission unit or air pollution control equipment;

Page 2

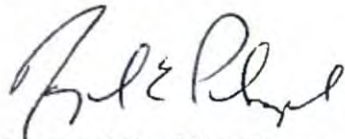
- iv. the type, size, efficiency and specifications (including engineering drawings, plans and specifications) of the proposed emission unit or air pollution control equipment; and
 - v. maps, statistics and other data reasonably sufficient to describe the location of the emission unit or air pollution control equipment
2. Pursuant to 35 Ill. Adm. Code 201.160(a)(1), no construction permit shall be granted unless the applicant submits proof to the Illinois EPA that the emission unit or air pollution control equipment will be constructed or modified to operate so as not to cause a violation of the Illinois Environmental Protection Act or of Title 35: Environmental Protection, Subtitle B: Air Pollution, Chapter I: Pollution Control Board.
3. The application does not show compliance with 35 Ill. Adm. Code 212.301 (Fugitive Particulate Matter). Based upon the observations made by the Division of Air Pollution Control's field staff and citizen pollution complaint forms, emissions from the source may violate 35 Ill. Adm. Code 212.301.
4. The application does not show whether the particulate matter emissions from the ten portable conveyors, one box hopper, and one stacker will comply with 35 Ill. Adm. Code 212.321. As the application did not include data that would prove the actual emission levels, pursuant to 35 Ill. Adm. Code 201.122, or any other information that could be used to estimate emissions, the Illinois EPA could not assess whether these emission units have a particulate matter emission rate at levels below which would be allowed by this rule.
- 5a. Pursuant to Section 39(c) of the Act, except for those facilities owned or operated by sanitary districts organized under the Metropolitan Water Reclamation District Act, no permit for the development or construction of a new pollution control facility may be granted by the Illinois EPA unless the applicant submits proof to the Illinois EPA that the location of the facility has been approved by the County Board of the county if in an unincorporated area, or the governing body of the municipality when in an incorporated area, in which the facility is to be located in accordance with Section 39.2 of the Act. For purposes of Section 39(c) of the Act, and for purposes of Section 39.2 of the Act, the appropriate county board or governing body of the municipality shall be the county board of the county or the governing body of the municipality in which the facility is to be located as of the date when the application for siting approval is filed.
- b. Pursuant to Section 3.330 of the Act, "Pollution control facility" is any waste storage site, sanitary landfill, waste disposal site, waste transfer station, waste treatment facility, or waste incinerator.

Page 3

- c. Based upon the observations made by the Bureau of Land's field staff, storage pile #8 was determined to be a waste pile due to vegetative growth observed during the inspection conducted on November 6, 2013.
6. The denial of this application for the stated reasons does not change the status of the previously issued permit for the equipment and operations that this application covers.

The Illinois EPA will be pleased to review a reapplication for this permit that includes the necessary information and documentation to correct the deficiencies noted above. In accordance with 35 Ill. Adm. Code 201.152, this reapplication may incorporate by reference the data and information submitted to the Illinois EPA in the original permit application, provided that you certify that the data and information previously submitted remains true, correct and current. The reapplication will be considered filed on the date it is received by the Illinois EPA and will constitute a new permit application for purposes of Section 39(a) of the Act. Three copies of this information must be submitted and should reference the application and I.D. numbers assigned above.

If you have any questions on this, please call Michael Dragovich at 217/785-1705.



Raymond E. Pilapil
Acting Manager, Permit Section
Division of Air Pollution Control

Date Signed: 1/17/14

REP:MJD:psj

cc: Illinois EPA FOS, Region 1
Eric Jones, Illinois EPA Compliance Section



Illinois Environmental
Protection Agency

www.epa.state.il.us

Pat Quinn, Governor

Citizen Pollution Complaint

Citizen Pollution Complaint Form

If you are reporting an environmental emergency, please also contact the Illinois Emergency Management Agency at 1-800-782-7860.

This is an electronic form you can use to send Illinois EPA a complaint about an environmental pollution problem. If you would like to register your complaint with an Illinois EPA representative, please call the Illinois EPA helpline at 1-888-372-1996.

You may submit this form anonymously. However, if you provide us with information on how to reach you, Illinois EPA can keep you updated on the investigation into the complaint. In addition, we may need additional information from you in order to conduct an adequate investigation.

Please note that your local/county health department **EXIT** (to Illinois Department of Public Health) may have ordinances/regulations which address: asbestos, septic tanks, private wells and lead paint.

Your Contact Information

Your Name

Street Address

City

County

State

Zip Code

Home Phone (with area code)

Work Phone (with area code)

Cell Phone (with area code)

Email Address

Whom do you believe to be responsible for the problem?

Owner/Company Name

Street Address

City (Nearest city or town if known)

County

Zip Code

I don't know

Nature of the Complaint

Please check all that apply

- Air** (dust/particulates, open burning, and industrial emissions)
- Land** (open dumping, hazardous waste, landfill)

- Water** (stream/lake pollution, illegal discharge into waterways)
- Public Drinking Water** (issues affecting quality or quantity of drinking water)
- Agricultural Problems** (odors, mismanagement of animal manure, water, ammonia, and pesticides)
- Other** (Please specify)

Noise Pollution (Please note: Illinois EPA does not regulate noise pollution. View more information about noise pollution.)

Briefly describe the problem. Please provide as much detail as possible regarding the description of the event and its location. Please indicate any evidence or documentation (i.e., photos, logs, etc.) of pollution that you will be able to provide.

If you remember the specific times when the problem occurred, please list the time of day and date:

Has the problem affected your health?

- No
- Yes
- Don't Know

Have you consulted a doctor?

- No
- Yes

Has the problem damaged your property?

- No
- Yes (If so, please describe how)

Have you ever worked for the suspected source?

- No
- Yes

Have you ever filed a claim against the responsible party?

- No
- Yes

Have you contacted the source and complained?

- No
- Yes (If so, please describe the outcome)

Are you willing to testify under oath at an enforcement hearing?

- No
- Yes

Unless you consent to its release, Illinois EPA will regard your identity within the complaint form as exempt from disclosure under the Freedom of Information Act and regulations. However, your identity may be discovered if there is any lawsuit about the facility that is the subject of your complaint.

Required: Do you consent to Illinois EPA disclosing your identity as a complaining party?

- No
- Yes

Thank you for your help in protecting Illinois' environment!

Please submit additional information to:

Illinois Environmental Protection Agency
Office of Community Relations
1021 North Grand Ave. East
Springfield, IL 62794-9276

Copyright © 1996-2011 Illinois EPA

[Agency Site Map](#) | [Privacy Information](#) | [Kids Privacy](#) | [Web Accessibility](#) | [Agency Webmaster](#)