



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

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

 ORIGINAL

May 13, 2014

RECEIVED
CLERK'S OFFICE

MAY 16 2014

STATE OF ILLINOIS
Pollution Control Board

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

AC14-51

Re: Illinois Environmental Protection Agency v Charles H. Schafer, Jr. d/b/a Chucks Auto Sales
IEPA File No. 127-14-AC; 1434755034

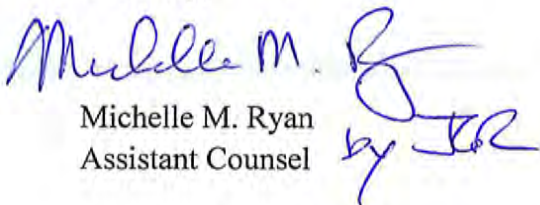
Dear Mr. Therriault:

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

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

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

Sincerely,


Michelle M. Ryan
Assistant Counsel

Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

MAY 16 2014

ADMINISTRATIVE CITATION

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
CHARLES H. SCHAFFER, JR. D/B/A CHUCKS)
AUTO SALES,)
)
Respondent.)

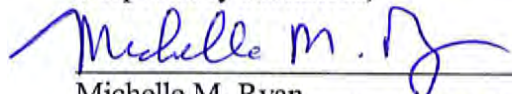
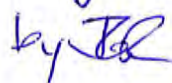
AC 14-51
(IEPA No. 127-14-AC)

NOTICE OF FILING

To: Charles H. Schafer, Jr.
d/b/a Chucks Auto Sales
3920 N. Boulevard Ave.
Peoria Heights, IL 61614

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

Respectfully submitted,


Michelle M. Ryan
Assistant Counsel 

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

Dated: May 13, 2014

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
MAY 16 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Complainant,)
v.)
CHARLES H. SCHAFFER, JR. D/B/A)
CHUCKS AUTO SALES,)
Respondent.)

AC 14-51
(IEPA No. 127-14-AC)

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2012).

FACTS

1. That Charles H. Schafer, Jr. d/b/a Chucks Auto Sales, is the current owner and operator ("Respondent") of a facility located at 3920 N. Boulevard Avenue, Peoria Heights, Peoria County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Chucks Auto Sales.

2. That said facility is designated with Site Code No1434755034.

3. That Respondent has owned and operated said facility at all times pertinent hereto.

4. That on April 9, 2014, Gerald McGhee of the Illinois Environmental Protection Agency's ("Illinois EPA") Peoria Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 5-13-14, Illinois EPA sent this Administrative Citation via Certified Mail No. 7012 0470 0001 3000 8418.

VIOLATIONS

Based upon direct observations made by Gerald McGhee during the course of his March 29, 2014 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2012).
- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2012).
- (3) That Respondent caused or allowed water to accumulate in used or waste tires, a violation of Section 55(k)(1) of the Act, 415 ILCS 55(k)(1) (2012).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2012), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Four Thousand Five Hundred (\$4,500.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than June 23, 2014, unless otherwise provided by order of the

Illinois Pollution Control Board.

If Respondent elects to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2012), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2012), if Respondent fails to petition or elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

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

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

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2012). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.

Lisa Bonnett ^{KWP}

Date:

5-9-14

Lisa Bonnett, Director
Illinois Environmental Protection Agency

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

REMITTANCE FORM

RECEIVED
CLERK'S OFFICE
MAY 16 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Complainant,)
v.)
CHARLES H. SCHAFER, JR. D/B/A)
CHUCKS AUTO SALES,)
Respondent.)

AC 14-51
(IEPA No. 127-14-AC)

FACILITY: Chucks Auto Sales
SITE CODE NO.: 1434755034
COUNTY: Peoria
CIVIL PENALTY: \$4,500.00
DATE OF INSPECTION: April 9, 2014

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

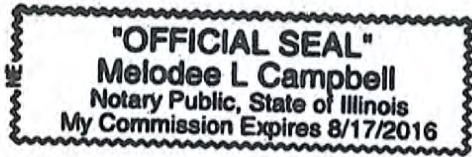
NOTE

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

Gerald S. McHugh

Subscribed and Sworn to before
me this 15th day of April 2014 ^{mlc}

Melodee L Campbell
Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Tire Storage Site Inspection Checklist

County: Peoria LPC#: 1434755034 Region: 3 - Peoria
 City/Facility Name: Peoria Heights / Chucks Auto Sales
 Facility Location: 3920 N. Boulevard Avenue Telephone: 309-688-2606
 Date: 04/09/2014 Time: From 2:30pm To 3:00pm Previous Inspection Date: 11/08/2006
 Inspector(s): Jeb McGhee & James Jones No. of Photos Taken: # 23
 Weather: 60' F / Sunny No. of Samples Taken: _____
 Interviewed: Charles H. Schafer Complaint #: C-2014-021-P
 Waste Tire Hauler Used: Boucher & Sons Tire Hauler Registration Number: T7096
 Responsible Party Mailing Address(es): Chucks Auto Sales
Attn: Charles H. Schafer
3920 N. Boulevard Ave
Peoria Heights, IL 61614

450 Estimated Number of Used Tires Located At This Facility, including altered, converted and reprocessed tires.

SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1	21(k) FAIL OR REFUSE TO PAY ANY FEE IMPOSED UNDER THIS ACT	<input checked="" type="checkbox"/>
2	55(a)(4) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
3	55(b-1) NO PERSON SHALL KNOWINGLY MIX ANY USED OR WASTE TIRE, EITHER WHOLE OR CUT, WITH MUNICIPAL WASTE	<input type="checkbox"/>
4	55(c) FAILURE TO FILE THE REQUIRED NOTIFICATION WITH THE AGENCY BY 1/1/90 OR WITHIN 30 DAYS OF COMMENCEMENT OF THE STORAGE ACTIVITY.	<input checked="" type="checkbox"/>
5	55(d)(1) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE WHICH CONTAINS MORE THAN 50 USED TIRES WITHOUT MEETING THE FOLLOWING REQUIREMENTS BY JANUARY 1 OF EACH YEAR: i. Register the Site with the Agency ii. Certify to the Agency that the Site Complies with any Applicable Standards Adopted by the Board Pursuant to Section 55.2 iii. Report to the Agency the Number of Tires Accumulated, the Status of Vector Controls, and the Actions Taken to Handle and Process the Tires iv. Pay the Fee Required under Subsection (b) of Section 55.6	<input checked="" type="checkbox"/>
6	55(e) CAUSE OR ALLOW THE STORAGE, DISPOSAL, TREATMENT OR PROCESSING OF ANY USED OR WASTE TIRE IN VIOLATION OF ANY REGULATION OR STANDARD ADOPTED BY THE BOARD. Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
7	55(f) ARRANGE FOR THE TRANSPORTATION OF USED OR WASTE TIRES AWAY FROM THE SITE OF GENERATION WITH A PERSON KNOWN TO OPENLY DUMP SUCH TIRES	<input type="checkbox"/>
8	55(g) ENGAGE IN ANY OPERATION AS A USED OR WASTE TIRE TRANSPORTER EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS. Note: Also Mark a Violation of Subpart F	<input type="checkbox"/>
9	55(h) CAUSE OR ALLOW THE COMBUSTION OF ANY USED OR WASTE TIRE IN AN ENCLOSED DEVICE UNLESS A PERMIT HAS BEEN ISSUED BY THE AGENCY	<input type="checkbox"/>
10	55(i) CAUSE OR ALLOW THE USE OF PESTICIDES TO TREAT TIRES EXCEPT AS PRESCRIBED BY	<input type="checkbox"/>

		BOARD REGULATIONS Note: Also Mark a Violation of 848.205	
11	55.6(b)	FAILURE OF THE OWNER OR OPERATOR OF A TIRE STORAGE SITE TO PAY TO THE AGENCY AN ANNUAL FEE OF \$100.00 BY JANUARY 1 OF EACH YEAR.	<input checked="" type="checkbox"/>
12	55.8(a)	ANY PERSON SELLING TIRES AT RETAIL OR OFFERING TIRES FOR RETAIL SALE IN THIS STATE SHALL:	
	(1)	Collect from Retail Customers a Fee of \$2.50 Per Tire Sold to be Paid to the Department of Revenue.	<input type="checkbox"/>
	(2)	Accept for Recycling Used Tires from Customers, at the Point of Transfer, in Quantity Equal to the Number of New Tires Purchased.	<input type="checkbox"/>
	(3)	Post in a Conspicuous Place a Written Notice at Least 8.5 by 11 Inches in Size that Includes the Universal Recycling Symbol and the Following Statements: "DO NOT put used tires in the trash.", and "State law requires us to accept used tires for recycling, in exchange for new tires purchased."	<input type="checkbox"/>
13	55.8(b)	A PERSON WHO ACCEPTS USED TIRES FOR RECYCLING UNDER 55.8(a) SHALL NOT ALLOW THE TIRES TO ACCUMULATE FOR PERIODS OF MORE THAN 90 DAYS	<input type="checkbox"/>
14	55.9	RETAILERS SHALL COLLECT THE FEE FROM PURCHASER BY ADDING THE FEE TO THE SELLING PRICE OF THE TIRE. THE FEE IMPOSED SHALL BE STATED AS A DISTINCT ITEM SEPARATE AND APART FROM THE SELLING PRICE	<input type="checkbox"/>
PART 848, SUBPART B: MANAGEMENT STANDARDS			
15	848.202(b)	AT SITES AT WHICH MORE THAN 50 USED OR WASTE TIRES ARE LOCATED THE OWNER OR OPERATOR SHALL:	
	(1)	NOT Place on or Accumulate Any Used or Waste Tire in Any Pile Outside of Any Building Unless the Pile is Separated from All Other Piles by 25 Feet and Aisle Space Is Maintained To Allow the Unobstructed Movement of Personnel and Equipment	<input type="checkbox"/>
	(2)	NOT Accumulate Any Used or Waste Tire in Any Area Located Outside of Any Building Unless the Accumulation is Separated from All Buildings, Whether on or off the Site, by 25 Feet	<input type="checkbox"/>
	(3)	NOT Place On or Accumulate Any Used or Waste Tire in Any Pile Which is Less than 250 Feet from any Potential Ignition Source, including Cutting and Welding Devices, and Open Fires unless all such activities are Carried Out Within A Building	<input type="checkbox"/>
	(4)	Drain Any Used or Waste Tire on the Day of Generation or Receipt	<input type="checkbox"/>
	(5)	NOT Store Any Used or Waste Tire for More Than 14 Days after Receipt Without Altering, Reprocessing, Converting, Covering or Otherwise Preventing the Tire from Accumulating Water	<input type="checkbox"/>
	(7)	NOT Accept Any Used or Waste Tire from a Vehicle in Which More than 20 Tires Are Loaded Unless the Vehicle Displays a Placard Issued by the Agency Under Part 848: Subpart F	<input type="checkbox"/>
	(8)	NOT Accumulate Any Tires in an Area with a Grade Exceeding 2% Without Meeting the Requirements of 848.202(d)(3)	<input type="checkbox"/>
16	848.202(c)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN 848.202 (b), THE OWNER OR OPERATOR OF A SITE AT WHICH MORE THAN 500 USED OR WASTE TIRES ARE LOCATED SHALL:	
	(1)	Maintain a Contingency Plan Which Meets the Requirements of Section 848.203	<input type="checkbox"/>
	(2)	Meet the Record Keeping and Reporting Requirements of Part 848: Subpart C Note: Also Mark a Violation of Subpart C	<input type="checkbox"/>
	(3)	NOT Place or Accumulate any Used or Waste Tire in Any Pile Less Than 50 Feet From Grass, Weeds, Brush, Over-hanging Tree Limbs and Similar Vegetative Growth	<input type="checkbox"/>
	(4)	NOT Place or Accumulate any Used or Waste Tire in Any Tire Storage Unit That is More Than 20 Feet High by 250 Feet Wide by 250 Feet Long(Aisle Space Between Any Piles Within the Unit Shall Be Included in Determining the Width or Length of the Unit)	<input type="checkbox"/>
	(5)	NOT Place or Accumulate any Used or Waste Tires in any Tire Storage Unit Unless they meet:	<input type="checkbox"/>

		(A) <input type="checkbox"/> Tires are separated by a Berm 1.5 times the height of the tire pile (B) <input type="checkbox"/> Separation Requirements of this part.	
17	848.202(d)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN 848.202 (b) AND (c), THE OWNER OR OPERATOR AT SITES AT WHICH MORE THAN 10,000 USED OR WASTE TIRES ARE LOCATED SHALL:	
	(1)	Completely Surround the Site by Fencing in Good Repair Which Is Not less than 6 Feet in Height	<input type="checkbox"/>
	(2)	Maintain an Entrance to the Area Where Used or Waste Tires are Located, Which is Controlled At all Times by an Attendant, Locked Entrance, Television Monitors, Controlled Roadway Access or Other Equivalent Mechanism	<input type="checkbox"/>
	(3)	Completely Surround the Area Where Used or Waste Tires Are Stored by an Earthen Berm or Other Structures Not Less Than 2 Feet in Height Capable of Containing Runoff Resulting from Tire Fires, and Accessible by Fire Fighting Equipment, Except that the Owner or Operator Shall Provide a Means for Access through or Over the Berm or Other Structure	<input type="checkbox"/>
18	848.203	CONTINGENCY PLAN REQUIREMENTS FOR STORAGE SITES WITH MORE THAN 500 TIRES	
	(a)	The owner/operator must meet the requirements of Section 848.203 Note: Also Mark a Violation of 848.203(b), (c), (d), (e), (f), (g), or (h)	<input type="checkbox"/>
	(b)	The contingency plan must be designed to minimize the hazard to human health and the environment from fires and run-off of contaminants resulting from fires and from disease spreading mosquitos and other nuisance organisms which may breed in water accumulations in used or waste tires.	<input type="checkbox"/>
	(c)	Immediately implement the contingency plan whenever there is a fire or run-off resulting from a tire fire, or whenever there is evidence of mosquito production.	<input type="checkbox"/>
	(d)	The contingency plan must describe the actions that must be taken in response to fires, run-off resulting from tire fires and mosquito breeding in used or waste tires.	<input type="checkbox"/>
	(e)	The contingency plan must include evacuation procedures for site personnel, including signals, evacuation routes and alternate evacuation routes as well as provisions for pesticide application.	<input type="checkbox"/>
	(f)	The contingency plan must be maintained at the site and submitted to state and local authorities.	<input type="checkbox"/>
	(g)	The contingency plan must be reviewed and amended within 30 days if the plan fails or the emergency coordinator changes.	<input type="checkbox"/>
	(h)	At all times, there must be one employee on site or on call with responsibility for coordinating emergency response procedures. The emergency coordinator must be familiar with the plan and all aspects of the site, and have the authority to commit the resources to carry out the plan.	<input type="checkbox"/>
STORAGE OF USED AND WASTE TIRES WITHIN BUILDINGS			
19	848.204(a)	FAILURE TO MEET THE REQUIREMENTS OF SECTION 848.204 Note: Also Mark a Violation of 848.204(b), (c), or (d)	<input type="checkbox"/>
20	848.204(b)	<u>STORAGE OF LESS THAN 500 TIRES WITHIN A BUILDING ALLOWED IF:</u> (1) <input type="checkbox"/> Tires Drained of All Water Prior to Placement in the Building (2) <input type="checkbox"/> All of the Building's Windows and Doors Maintained in Working Order and Secured to Prevent Unauthorized Access. (3) <input type="checkbox"/> The Building Is Maintained So That it Is Fully Enclosed and Has a Roof and Sides Which Are Impermeable to Precipitation (4) <input type="checkbox"/> The Storage of Used or Waste Tires Is not in a Single Family Home or a Residential Dwelling	<input type="checkbox"/>
21	848.204(c)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN SECTION 848.204(b), THE OWNER OPERATOR OF A SITE WITH 500 OR MORE USED OR WASTE TIRES STORED WITHIN BUILDINGS SHALL:	<input type="checkbox"/>

	(1)	Develop a tire storage plan in consultation with fire officials meeting the requirements of: 848.204 (c)(1) (A) <input type="checkbox"/> considering the type of building to be used for the tire storage (B) <input type="checkbox"/> the plan shall include tire storage arrangement; aisle space; clearance distances between tire piles and sprinkler deflectors; and access to fire fighting personnel and equipment (C) <input type="checkbox"/> a copy of the plan shall be filed with the Agency within 60 days and implemented within 14 days of filing with the Agency.	<input type="checkbox"/>
	(2)	Have and maintain a contingency plan which meets the requirements of Section 848.203	<input type="checkbox"/>
	(3)	Meet the record keeping and reporting requirements of Subpart C Note: Also Mark a Violation of Section 848, Subpart C	<input type="checkbox"/>
22	848.204(d)	A BUILDING THAT STORES MORE THAN 10,000 USED OR WASTE TIRES, AND WAS CONSTRUCTED AFTER 5/10/91, FOR THE PRIMARY PURPOSE OF STORING USED OR WASTE TIRES, SHALL COMPLY WITH THE NFPA 231D BUILDING STANDARD.	<input type="checkbox"/>
PESTICIDE TREATMENT			
23	848.205	OWNERS OR OPERATORS OF TIRE STORAGE SITES TREATING USED OR WASTE TIRES WITH PESTICIDES PURSUANT TO THIS PART OF TITLE XIV OF THE ACT (SHALL):	
	(a)	Use a Pesticide Labeled for Control of Mosquito Larvae Unless an Adult Mosquito Problem is Identified	<input type="checkbox"/>
	(b)	Maintain a record of pesticide use at the site which shall include for each application: (1) <input type="checkbox"/> Date of Pesticide Application (2) <input type="checkbox"/> Number of Used or Waste Tires Treated (3) <input type="checkbox"/> Amount of Pesticide Applied (4) <input type="checkbox"/> Type of Pesticide Used	<input type="checkbox"/>
	(c)	Notify the Agency of Pesticide Use Within 10 Days of Each Application. Notification shall include the information in 848.205(b).	<input type="checkbox"/>
24	848.205(d)	Persons Applying Pesticides to Used and Waste Tires Must Comply with the Requirements of the Illinois Pesticide Act (Ill. Rev. Stat. 1989, ch. 5, par. 801 et seq.)	<input type="checkbox"/>
PART 848: SUBPART C: RECORD KEEPING AND REPORTING Note: Applies to Storage Sites with More than 500 Used or Waste Tires			
25	848.302(a)	The owner/operator shall keep on site a: (1) <input type="checkbox"/> Daily Tire Record (2) <input type="checkbox"/> Annual Tire Summary	<input type="checkbox"/>
26	848.303(a)	FAILURE TO MAINTAIN A DAILY TIRE RECORD THAT INCLUDES: <input type="checkbox"/> Day of the Week <input type="checkbox"/> Date <input type="checkbox"/> Agency Site Number <input type="checkbox"/> Site Name and Address	<input type="checkbox"/>
27	848.303(b)	FAILURE TO RECORD IN THE DAILY TIRE RECORD THE FOLLOWING INFORMATION (1) <input type="checkbox"/> Weight or volume of used or waste tires received at the site during the operating day (2) <input type="checkbox"/> Weight or volume of used or waste tires transported from the site and the destination of the tires so transported. (3) <input type="checkbox"/> Total number of used or waste tires remaining in storage at the conclusion of the day. (4) <input type="checkbox"/> Weight or volume of used or waste tires burned or combusted during the day.	<input type="checkbox"/>
28	848.304	FAILURE TO MAINTAIN ON SITE AN ANNUAL TIRE SUMMARY FOR EACH CALENDAR YEAR THAT INCLUDES:	<input type="checkbox"/>
	(a)	The site number, name and address and the calendar year for which the summary applies.	<input type="checkbox"/>
	(b)(1)	The weight or volume of used or waste tires received at the site during the calendar year.	<input type="checkbox"/>
	(b)(2)	The weight or volume of used or waste tires transported from the site during the calendar year.	<input type="checkbox"/>
	(b)(3)	The total number of used or waste tires determined in PTE remaining in storage at the conclusion of the calendar year	<input type="checkbox"/>

	(b)(4)	The weight or volume of used or waste tires combusted during the calendar year.	<input type="checkbox"/>
29	848.304(c)	FAILURE TO SUBMIT THE ANNUAL TIRE SUMMARY BY JANUARY 31 OF EACH YEAR	<input type="checkbox"/>
30	848.305	FAILURE TO RETAIN REQUIRED RECORDS ON SITE FOR 3 YEARS	<input type="checkbox"/>
PART 848: SUBPART D: FINANCIAL ASSURANCE			
NOTE: Applies to Sites which have Stored 5000 or More Used or Waste Tires			
31	848.400(b)(1)	AT TIRE STORAGE SITES AT WHICH TIRES ARE FIRST STORED ON OR AFTER 1/1/92, FAILURE TO COMPLY WITH SUBPART D PRIOR TO STORING ANY USED OR WASTE TIRES Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
32	848.400(b)(2)	AT TIRE STORAGE SITES AT WHICH TIRES ARE STORED PRIOR TO 1/1/92, FAILURE TO COMPLY WITH SUBPART D BY 1/1/92. Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
33	848.401(a)	FAILURE TO MAINTAIN FINANCIAL ASSURANCE EQUAL TO OR GREATER THAN THE CURRENT COST ESTIMATE CALCULATED PURSUANT TO SECTION 848.404 AT ALL TIMES, EXCEPT AS OTHERWISE PROVIDED BY 848.401 (b).	<input type="checkbox"/>
34	848.401(b)	FAILURE TO INCREASE THE TOTAL AMOUNT OF FINANCIAL ASSURANCE SO AS TO EQUAL THE CURRENT COST ESTIMATE WITHIN 90 DAYS AFTER ANY OF THE FOLLOWING: (1) <input type="checkbox"/> an increase in the current cost estimate (2) <input type="checkbox"/> a decrease in the value of a trust fund (3) <input type="checkbox"/> a determination by the Agency that an owner or operator no longer meets the financial test of Section 848.415 (4) <input type="checkbox"/> notification by the owner or operator that the owner or operator intends to substitute alternative financial assurance, as specified in Section 848.406 for self-insurance	<input type="checkbox"/>
35	848.404(a)(2)	BY JANUARY 1 OF EACH YEAR, FAILURE TO SUBMIT A WRITTEN COST ESTIMATE OF THE COST OF REMOVING ALL TIRES.	<input type="checkbox"/>
36	848.404(b)	FAILURE TO REVISE THE COST ESTIMATE WHEN COST ESTIMATES INCREASE.	<input type="checkbox"/>
PART 848: SUBPART F: TIRE TRANSPORTATION REQUIREMENTS			
37	848.601(a)	NO PERSON SHALL TRANSPORT MORE THAN 20 USED OR WASTE TIRES IN A VEHICLE UNLESS THE FOLLOWING REQUIREMENTS ARE MET: (1) <input type="checkbox"/> the owner or operator has registered the vehicle with the Agency in accordance with Subpart F, received approval of such registration from the Agency, and such registration is current, valid and in effect (2) <input type="checkbox"/> the owner or operator displays a placard on the vehicle, issued by the Agency following registration, in accordance with the requirements of Subpart F.	<input type="checkbox"/>
38	848.601(b)	NO PERSON SHALL PROVIDE, DELIVER OR TRANSPORT USED OR WASTE TIRES TO A TIRE TRANSPORTER FOR TRANSPORT UNLESS THE TRANSPORTER'S VEHICLE DISPLAYS A PLACARD ISSUED BY THE AGENCY UNDER SUBPART F IDENTIFYING THE TRANSPORTER AS A REGISTERED TIRE HAULER.	<input type="checkbox"/>
39	848.606(a)	UPON APPROVAL OF A REGISTRATION AS A TIRE TRANSPORTER, THE OWNER OR OPERATOR OF ANY VEHICLE REGISTERED TO TRANSPORT USED OR WASTE TIRES SHALL PLACE A PLACARD ON OPPOSITE SIDES OF THE VEHICLES WHICH DISPLAYS A NUMBER ISSUED BY THE AGENCY FOLLOWING THE WORDS "Registered Tire Transporter: (number)."	<input type="checkbox"/>
40	848.606(b)	REGISTERED TIRE TRANSPORTER NUMBERS AND LETTERS SHALL BE REMOVABLE ONLY BY DESTRUCTION. DIRECTLY ADJACENT TO THE WORDS AND NUMBER, THE VEHICLE OWNER AND OPERATOR SHALL DISPLAY A SEAL FURNISHED BY THE AGENCY WHICH SHALL DESIGNATE THE DATE ON WHICH THE REGISTRATION EXPIRES.	<input type="checkbox"/>
THE FOLLOWING VIOLATIONS MAY BE CITED WHEN WASTES, INCLUDING TIRES, HAVE BEEN <u>DISPOSED</u> AT A TIRE STORAGE SITE			
41	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS.	<input checked="" type="checkbox"/>
42	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>

Narrative

On April 9, 2014, I conducted a Tire Storage Inspection from 2:30 p.m. until 3:00 p.m. at Chucks Auto Sales located at 3920 N. Boulevard Avenue in Peoria Heights, Illinois. I was accompanied on the inspection by James Jones, BOL/FOS Peoria. The inspection was conducted in response to Citizen Complaint C-2014-021-P received on April 9, 2014 from the Peoria Heights Police Department (PD) alleging the PD has received numerous reports of the business dumping hazardous materials onto the ground.

The facility is owned by Charles H. Schafer Sr. now deceased. (See Warranty and Quit Claim Deeds). Charles H. Schafer Jr. has been designated as independent Executor as seen in the attached Notice of Probate no. 14-P-22. The facility is operated by Charles H. Schafer Jr. d/b/a Chucks Auto Sales. I interviewed Charles H. Schafer Jr. as he escorted me throughout the facility.

Mr. Schafer explained that the facility is a used car dealership that performs automotive repairs and maintenance.

I observed about 50 used tires off rims on trailer. The tires on the trailer are not prevented from accumulating water. Many of the used tires on the trailer were holding water. (See photographs 5, 10, 16, and 17). Sampling did not reveal the presence of larval mosquitos.

I observed about 250 used tires stored dry inside a garage at the facility. (See photographs 4, 7, 8, and 9).

I observed about 75 used tires stored dry inside a box container with a blue tarp covering the only opening. (See photographs 11 and 14).

I observed two semi-trailers on site used for storage. One trailer contained about 75 used tires stored dry. (See photographs 5, 10, 18, and 20).

I observed an open burn pile consisting of, but not limited to, landscape waste and automotive waste. (See photographs 19 and 23).

I observed three drums containing used oil. The drums are not marked with the words "Used Oil." (See photographs 12 and 15). The used oil is disposed/recycled by Lenz Oil Service of Peoria.

The Used and/or Waste Tire Activity Notification Form has not been submitted. The required annual fee has not been paid. Mr. Schafer produced receipts from Boucher & Sons Tire (T7096) for disposal of used tires from the site in April and May of 2006. He could not produce any receipts more current.

The following apparent violations were observed:

1. Pursuant to Section 21(k) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(k)), no person shall fail or refuse to pay any fee imposed under this Act.

A violation of Section 21(k) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(k)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales failed to submit the required annual fee.**

2. Pursuant to Section 55(a)(4) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(4)), no person shall cause or allow the operation of a tire storage site except in compliance with Board Regulations.

A violation of Section 55(a)(4) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(4)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales is operating a tire storage site that does not comply with Board Regulations.**

3. Pursuant to Section 55(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(c)), no person shall fail to file the required notification with the Agency by 1/1/90 or within 30 days of commencement of the storage activity.

A violation of Section 55(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(c)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales failed to file the required notification with the Agency.**

4. Pursuant to Section 55(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(d)(1)), no person shall cause or allow the operation of a tire storage site which contains more than 50 used tires without meeting the requirements of this Section by January 1 of each year.

A violation of Section 55(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(d)(1)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales failed to meet the requirements of this Section.**

5. Pursuant to Section 55(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(e)), no person shall cause or allow the storage, disposal, treatment or processing of any used or waste tire in violation of any regulation or standard adopted by the Board.

A violation of Section 55(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(e)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales is storing used or waste tires in violation of regulation adopted by the Board.**

6. Pursuant to Section 55.6(b) of the {Illinois} Environmental Protection Act (415 ILCS 5/55.6(b)), no person shall failure of the owner or operator of a tire storage site to pay to the Agency an annual fee of \$100.00.

A violation of Section 55.6(b) of the {Illinois} Environmental Protection Act (415 ILCS 5/55.6(b)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales failed to pay the annual \$100.00 fee.**

7. Pursuant to Section 9(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(a)), no person shall 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.

A violation of Section 9(a) is alleged for the following reason: **By allowing open burning at the site, Charles H. Schafer, Jr. d/b/a Chucks Auto Sales caused air pollution in Illinois.**

8. Pursuant to Section 9(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(c)), no person shall cause or allow the open burning of refuse, conduct any salvage operation by open burning, or cause or allow the burning of any refuse in any chamber not specifically designed for the purpose and approved by the Agency pursuant to regulations adopted by the Board under this Act.

A violation of Section 9(c) is alleged for the following reason: **By allowing open burning at the site, Charles H. Schafer, Jr. d/b/a Chucks Auto Sales caused air pollution in Illinois.**

9. Pursuant to Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)), no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales caused or allowed open dumping of waste at the site.**

10. Pursuant to Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales conducted a waste storage, waste treatment, and waste disposal operation at the site.**

11. Pursuant to Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)), no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or

facility which meets the requirements of this Act and of regulations and standards thereunder.

A violation of Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales allowed waste to be stored, treated, and disposed at this site which does not meet the requirements of the Act and regulations thereunder.**

12. Pursuant to Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in litter.

The prohibitions specified in this subsection (p) shall be enforceable by the Agency either by administrative citation under Section 31.1 of this Act or as otherwise provided by this Act. The specific prohibitions in this subsection do not limit the power of the Board to establish regulations or standards applicable to open dumping.

A violation of Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales caused or allowed the open dumping of waste in a manner which resulted in litter.**

13. Pursuant to Section 21(p)(3) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(3)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in open burning.

A violation of Section 21(p)(3) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales caused or allowed the open dumping of waste in a manner which resulted in open burning.**

14. Pursuant to Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit.

A violation of Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales conducted a waste storage, waste treatment, and waste disposal operation without a permit granted by the Illinois EPA.**

15. Pursuant to Section 55(k)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(k)(1)), no person shall cause or allow water to accumulate in used or waste tires.

The prohibitions specified in this subsection (k) shall be enforceable by the Agency either by administrative citation under Section 31.1 of this Act or as otherwise provided by this Act.

A violation of Section 55(k)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(k)(1)) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales allowed used or waste tires to accumulate water.**

16. Pursuant to 35 Ill. Adm. Code 739.122(c), in addition to the requirements of this Subpart C. Containers and aboveground tanks used to store used oil at generator facilities must be labeled or marked clearly with the words “Used Oil.”

A violation of 35 Ill. Adm. Code 739.122(c), is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales is storing used oil in aboveground tanks that are not marked with the words “Used Oil.”**

17. Pursuant to 35 Ill. Adm. Code 812.101(a), all persons, except those specifically exempted by Section 21(d) of the {Illinois} Environmental Protection Act, shall submit to the Agency an application for a permit to develop and operate a landfill.

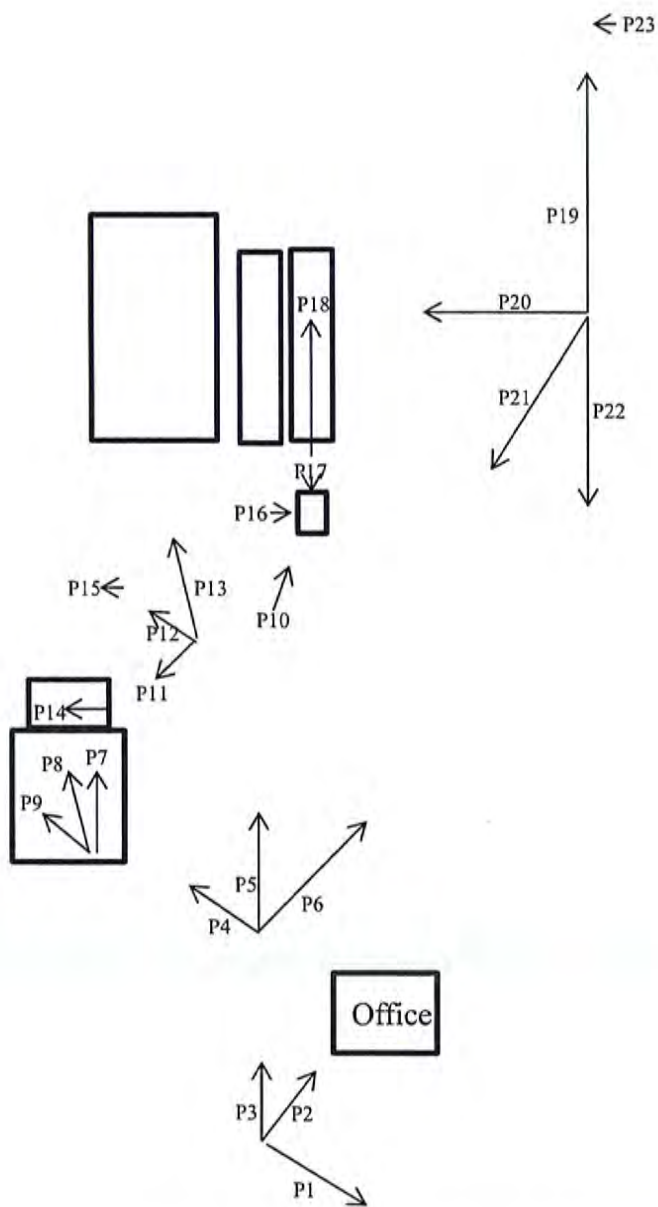
A violation of 35 Ill. Adm. Code 812.101(a) is alleged for the following reason: **Charles H. Schafer, Jr. d/b/a Chucks Auto Sales developed and operated a landfill at the site without submitting an application for a permit to the Agency.**

State of Illinois Environmental Protection Agency Site Sketch



Inspector: Jeb McGhee
Date of Inspection: April 9, 2014
Site Name: Chucks Auto Sales

LPC #: 1434755034
County: Peoria
Time: 2:30 p.m. – 3:00 p.m.





DATE: April 9, 2014

TIME: 2:36 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the southwest

PHOTOGRAPH NUMBER: 1

PHOTOGRAPH FILE NAME:
1434755034~04092014-001.jpg

COMMENTS: Chucks Auto Sales
on the sign.



DATE: April 9, 2014

TIME: 2:36 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the southeast

PHOTOGRAPH NUMBER: 2

PHOTOGRAPH FILE NAME:
1434755034~04092014-002.jpg

COMMENTS: Office





DATE: April 9, 2014

TIME: 2:36 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east

PHOTOGRAPH NUMBER: 3

PHOTOGRAPH FILE NAME:
1434755034~04092014-003.jpg

COMMENTS: Gated fence



DATE: April 9, 2014

TIME: 2:36 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the northeast

PHOTOGRAPH NUMBER: 4

PHOTOGRAPH FILE NAME:
1434755034~04092014-004.jpg

COMMENTS: The gray garage
contains about 250 used tires. See
photographs 7, 8, and 9.





DATE: April 9, 2014

TIME: 2:37 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east

PHOTOGRAPH NUMBER: 5

PHOTOGRAPH FILE NAME:
1434755034~04092014-005.jpg

COMMENTS: Walking into the
facility heading east. See the used
tires in front of the semi-trailer on
the right.



DATE: April 9, 2014

TIME: 2:37 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the southeast

PHOTOGRAPH NUMBER: 6

PHOTOGRAPH FILE NAME:
1434755034~04092014-006.jpg

COMMENTS: Looking at the lot.





DATE: April 9, 2014

TIME: 2:37 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east

PHOTOGRAPH NUMBER: 7

PHOTOGRAPH FILE NAME:
1434755034~04092014-007.jpg

COMMENTS: The gray building
observed in photograph 4 contains
about 250 used tires.



DATE: April 9, 2014

TIME: 2:37 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east northeast

PHOTOGRAPH NUMBER: 8

PHOTOGRAPH FILE NAME:
1434755034~04092014-008.jpg

COMMENTS: The gray building
observed in photograph 4 contains
about 250 used tires





DATE: April 9, 2014

TIME: 2:37 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the northeast

PHOTOGRAPH NUMBER: 9

PHOTOGRAPH FILE NAME:
1434755034~04092014-009.jpg

COMMENTS: The gray building
observed in photograph 4 contains
about 250 used tires



DATE: April 9, 2014

TIME: 2:38 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the southeast

PHOTOGRAPH NUMBER: 10

PHOTOGRAPH FILE NAME:
1434755034~04092014-010.jpg

COMMENTS: A trailer
containing about 50 used tires.
Most of the tires on the trailer
are holding water. Sampling did
not reveal the presence of larval
mosquitoes. See photographs 16
and 17.





DATE: April 9, 2014

TIME: 2:39 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the northwest

PHOTOGRAPH NUMBER: 11

PHOTOGRAPH FILE NAME:
1434755034~04092014-011.jpg

COMMENTS: Behind the blue
tarp is about 75 used tires seen in
photograph 14.



DATE: April 9, 2014

TIME: 2:39 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the northeast

PHOTOGRAPH NUMBER: 12

PHOTOGRAPH FILE NAME:
1434755034~04092014-012.jpg

COMMENTS: Three drums
containing used oil. The drums are
not marked with the words used oil.





DATE: April 9, 2014

TIME: 2:39 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east northeast

PHOTOGRAPH NUMBER: 13

PHOTOGRAPH FILE NAME:
1434755034~04092014-013.jpg

COMMENTS: Automotive work
goes on at the facility.



DATE: April 9, 2014

TIME: 2:39 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the north

PHOTOGRAPH NUMBER: 14

PHOTOGRAPH FILE NAME:
1434755034~04092014-014.jpg

COMMENTS: Inside box behind
the blue tarp there are about 75 used
tires.





DATE: April 9, 2014

TIME: 2:40 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the north

PHOTOGRAPH NUMBER: 15

PHOTOGRAPH FILE NAME:
1434755034~04092014-015.jpg

COMMENTS: Three drums
containing used oil. They are not
marked with the words used oil.



DATE: April 9, 2014

TIME: 2:40 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the south

PHOTOGRAPH NUMBER: 16

PHOTOGRAPH FILE NAME:
1434755034~04092014-016.jpg

COMMENTS: Many of the used
tires on the open trailer observed in
photograph 10 contain water and
organic material. Sampling did not
reveal the presence of larval
mosquitoes.





DATE: April 9, 2014

TIME: 2:40 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the west

PHOTOGRAPH NUMBER: 17

PHOTOGRAPH FILE NAME:
1434755034~04092014-017.jpg

COMMENTS: Many of the used
tires on the open trailer observed in
photograph 10 contain water and
organic material. Sampling did not
reveal the presence of larval
mosquitoes.



DATE: April 9, 2014

TIME: 2:41 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east

PHOTOGRAPH NUMBER: 18

PHOTOGRAPH FILE NAME:
1434755034~04092014-018.jpg

COMMENTS: This trailer
contains about 75 used tires.





DATE: April 9, 2014

TIME: 2:42 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the east

PHOTOGRAPH NUMBER: 19

PHOTOGRAPH FILE NAME:
1434755034~04092014-019.jpg

COMMENTS: An open burn pile
containing landscape waste
generated on site and remnants of
automotive waste. See photograph
23.



DATE: April 9, 2014

TIME: 2:42 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the north

PHOTOGRAPH NUMBER: 20

PHOTOGRAPH FILE NAME:
1434755034~04092014-020.jpg

COMMENTS: Getting a position
perspective showing the property.





DATE: April 9, 2014

TIME: 2:43 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the northwest

PHOTOGRAPH NUMBER: 21

PHOTOGRAPH FILE NAME:
1434755034~04092014-021.jpg

COMMENTS: Getting a position
perspective showing the property.



DATE: April 9, 2014

TIME: 2:43 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the west

PHOTOGRAPH NUMBER: 22

PHOTOGRAPH FILE NAME:
1434755034~04092014-022.jpg

COMMENTS: Getting a position
perspective showing the property.





DATE: April 9, 2014

TIME: 2:44 p.m.

PHOTOGRAPHED BY:
Jeb McGhee

DIRECTION: Photograph taken
toward the KEYBOARD

PHOTOGRAPH NUMBER: 23

PHOTOGRAPH FILE NAME:
1434755034~04092014-023.jpg

COMMENTS: The open burn pile
observed in photograph 19
containing landscape waste
generated on site and remnants of
automotive waste.



Legal description:

Tract I. Part of Lot 13 in Garden Homes Acres, an addition to Peoria Heights, situated in the West Half of the Northwest Quarter of Section 27, Township 9 North, Range 8 East of the Fourth Principal Meridian, more particularly described as follows: Commencing at the Northeast corner of said Lot 13 and running thence South along the East line of said Lot 13, 84 feet; thence at right angles West, 162.65 feet; thence at right angles North, 30 feet; thence at right angles West, 150 feet to the West line of said Lot 13; thence North along said West line of Lot 13, 53.6 feet to the Northwest corner of said Lot 13; thence East along the North line of said Lot 13, 312.65 feet to the point of beginning; situate, lying and being in the County of Peoria and State of Illinois.

P.I.N.: 14-27-103-011
Commonly known as: 4002 N. Boulevard Avenue, Peoria Heights, IL 61616

Tract II. Lot 12 and Thirty-Four (34) feet of even width by full depth of Lot off of the South side of Lot 13 in Garden Home Acres, an addition to the Village of Peoria Heights; situate, lying and being in the County of Peoria and State of Illinois.

P.I.N.: 14-27-103-013 & 014
Commonly known as: 3920 Boulevard Avenue, Peoria Heights, IL 61616

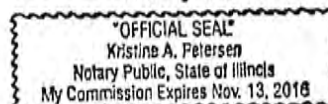
Tract III. Part of Lot 3 in Underhill's Subdivision of Rome Farms, situated in Sections 5 and 6, Township 10 North, Range 9 East of the Fourth Principal Meridian; commencing on the Southeasterly line of the Peoria and Chillicothe Highway (Route 29) 4 feet Southwesterly from the Southwest corner of Lot 8 in Gauwitz Subdivision of part of said Lot 3 Rome Farms; thence running Southwesterly along the Southeasterly line of the Peoria and Chillicothe Highway, 60 feet to the Point of Beginning of the premises hereby described; thence Southwesterly along the Southeasterly line of the Peoria and Chillicothe Highway, 100 feet; thence South 73 degrees 50 minutes East to the low water mark of the Illinois River; thence Northeasterly along the low water mark of the Illinois River to a point bearing South 73 degrees 50 minutes East from the Point of Beginning; thence North 73 degrees 50 minutes West to the Point of Beginning; situate, lying and being in the County of Peoria and State of Illinois.

P.I.N. 10-06-478-009
Commonly known as: 15120 Riverbeach Drive, Chillicothe, IL 61523

Michael T. Mahoney
Michael T. Mahoney, Attorney for Estate

Subscribed and sworn to before me this 13th day of January, 2014.

Kristine A. Petersen
Notary Public



Document No. 531504

filed for Record in Recorder's office of Peoria County, Illinois

MAY 28 1954

at 3:46 o'clock P.M.

QUIT CLAIM DEED

Albert Harms

Recorder of Deeds

THE GRANTOR, MARGARET GILLAN, a single person and never having been married,

of the City of Peoria, in the County of Peoria and State of Illinois for the

consideration of One Dollar and other valuable consideration, the receipt of which is hereby acknowledged,

CONVEYS and QUIT CLAIMS to CHARLES H. SCHEAFER and JEANNETTE KATHLEEN SCHEAFER, husband and wife, as Joint Tenants and not as Tenants in Common,

of the Village of Peoria Heights, in the County of Peoria and State of Illinois, all interest

in the following described real estate:

Thirty-four (34) feet of oven width by full depth of Lot off of the South side of Lot Thirteen (13), in GARDEN HOME ACRES, an Addition to the Village of Peoria Heights, situated in the Village of Peoria Heights,

situated in the County of Peoria, in the State of Illinois, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

Dated this 28th day of May A. D. 19 54.

Four lines of signature lines with "(Seal)" labels on both sides.

STATE OF ILLINOIS } Peoria County } ss. TAZEWELL

I, the undersigned, a Notary Public, in and for said County and State aforesaid, DO HEREBY CERTIFY, that MARGARET GILLAN, a single person and never having been married,

Place Notary Seal in Space Below



personally known to me to be the same person whose name is subscribed to the foregoing instrument appeared before me this day in person and acknowledged that she signed, sealed and delivered said instrument as NOT free and voluntary act for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and Notarial seal this 28th day of May A. D. 19 54.

Fred V. Stearns Notary Public

Document No. 521244

OCT 20 1953

filed for Record in Recorder's office of Peoria County, Illinois at 9:05 o'clock P.M.

Albert Harms

WARRANTY DEED

Recorder of Deeds

This Indenture Witnesseth, That the Grantors LLOYD TURL AND STELLA I. TURL, husband and wife, each in his and her own right and as spouse of the other,

of the Village of Peoria Heights in the county of Peoria and State of Illinois for and in consideration of the sum of ONE DOLLAR (\$1.00) and other consideration,

In hand paid, CONVEY and WARRANT to CHARLES H. SCHEAFER and KATHLEEN J. SCHEAFER, husband and wife, as Joint Tenants and not as Tenants in Common,

of the Village of Peoria Heights, County of Peoria, and State of Illinois the following described real estate, to-wit:

Lot 12 in GARDEN HOME ACRES, an Addition to the Village of Peoria Heights, situated, lying and being in the County of Peoria, and State of Illinois



situated in the County of Peoria, in the State of Illinois, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

Dated this 14th day of October, A. D. 1953

(Seal) Lloyd Turl (Seal)
(Seal) Stella I. Turl (Seal)
(Seal) (Seal)
(Seal) (Seal)

STATE OF ILLINOIS } ss. Peoria County

Place Notary Seal In Space Below



I, the undersigned, a Notary Public, in and for said County and State aforesaid, DO HEREBY CERTIFY THAT

LLOYD TURL AND STELLA I. TURL, husband and wife, each in his and her own right and as spouse of the other,

personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their own free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead. Given under my hand and Notarial seal this 14th day of October, A. D. 1953

Alex L. Sloan Notary Public

Document No. **417745** filed for Record in Recorder's office of Peoria County, Illinois,
 NOV 18 1947 at 9:52 o'clock A. M.
WARRANTY DEED Albert Harms Recorder of Deeds

BOOK **730** PAGE **337**

This Indenture Witnesseth, That the Grantors, **J. Edward Radley and Ann F. Radley, husband and wife**, each in his and her own right and as spouse of the other,

of the **City of Peoria** in the County of **Peoria** and State of **Illinois** for and in consideration of the sum of **One Dollar (\$1.00)** and other good and valuable consideration,

in hand paid, **CONVEY** and **WARRANT** to **John E. Rust and Fannis B. Rust, husband and wife**, as joint tenants and not as tenants in common,

of the **City of Peoria** County of **Peoria**, and State of **Illinois** the following described real estate, to-wit:

Lot Fourteen (14) and Ten (10) feet of even width by full depth of Lot off the Westerly side of Lot Fifteen (15), being a tract Forty (40) feet wide and One Hundred Fifty (150) feet deep, being all of Lot Fourteen (14) and Ten (10) feet of Lot Fifteen (15) in Heald's Subdivision of Lot Nine (9) in Geiger's Subdivision of part of the Northwest quarter of the Northeast quarter of Section Thirty-two (32), Township Nine (9) North, Range Eight (8) East of the Fourth Principal Meridian, situated in the City of Peoria, County of Peoria and State of Illinois,

~~EXEMPTED FROM THE COUNTY OF PEORIA, IN THE STATE OF ILLINOIS~~, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

Dated this 18th day of November A. D. 1947.
J. Edward Radley (Seal) (Seal)
Ann F. Radley (Seal) (Seal)
 (Seal)
 (Seal)



STATE OF ILLINOIS }
 Peoria County } ss.

I, the undersigned, a Notary Public, in and for said County and State aforesaid, DO HEREBY CERTIFY, that
J. Edward Radley and Ann F. Radley, husband and wife, each in his and her own right and as spouse of the other,
 personally known to me to be the same persons, whose names do subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that do signed, sealed and delivered said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead. Given under my hand and Notarial seal this 18th day of November A. D. 1947.



William Steinert
 Notary Public.

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MAY 16 2014

STATE OF ILLINOIS
Pollution Control Board


PROOF OF SERVICE


I hereby certify that I did on the 13th day of May 2014, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and TIRE STORAGE SITE INSPECTION CHECKLIST

To: Charles H. Schafer, Jr.
d/b/a Chucks Auto Sales
3920 N. Boulevard Ave.
Peoria Heights, IL 61614

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

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



Michelle M. Ryan
Assistant Counsel 

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