



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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

BRUCE RAUNER, GOVERNOR

LISA BONNETT, DIRECTOR

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

January 29, 2015

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

RECEIVED  
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
FEE \$ 4.00  
DISPATCHED  
MAIL ROOM

ACIS-29

2  
CORONAL

Re: Illinois Environmental Protection Agency v Eric Lane, John Rudd, Bob Whitaker and American Demolition Corporation  
IEPA File No. 38-15-AC; 1438055008

Dear Mr. Therriault:

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

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

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

Sincerely,

Michelle M. Ryan  
Assistant Counsel

Enclosures

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
ERIC LANE, JOHN RUDD, BOB WHITAKER )  
and AMERICAN DEMOLITION CORPORATION, )  
 )  
Respondents. )

AC 15-29  
(IEPA No. 38-15-AC)

RECEIVED  
FEB 04 2015  
STATE OF ILLINOIS  
POLLUTION CONTROL BOARD

**NOTICE OF FILING**

To: Eric Lane  
P.O. Box 3309  
Riverview, FL 33568

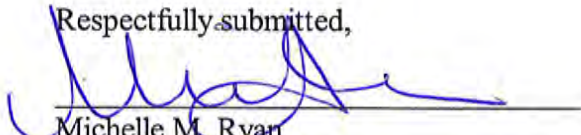
Bob Whitaker  
9125 W. Wheeler Road  
Mapleton, IL 61547

John Rudd  
P.O. Box 14  
Kingston Mines, IL 61539

American Demolition Corporation  
c/o Alfredo Palafox, Registered Agent  
305 Ramona Avenue  
Elgin, IL 60120

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

Respectfully submitted,

  
Michelle M. Ryan  
Assistant Counsel

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

Dated: January 29, 2015

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION )  
AGENCY, )  
Complainant, )  
v. )  
ERIC LANE, JOHN RUDD, BOB WHITAKER )  
and AMERICAN DEMOLITION )  
CORPORATION, )  
Respondents. )

AC 15-29  
(IEPA No. 38-15-AC)

RECEIVED  
GLORIA T. ...  
FEB 14 2015  
STATE POLLUTION  
CONTROL BOARD

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 (2014).

FACTS

1. That Eric Lane is the owner and John Rudd, Bob Whitaker and American Demolition Corporation are the operators (collectively "Respondents") of a facility located at 9125 W. Wheeler Road, Mapleton, Peoria County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Lane, Eric.
2. That said facility is designated with Site Code No. 1438055008.
3. That Respondents have owned/operated said facility at all times pertinent hereto.
4. That on December 17 & December 18, 2014, Robert J. Wagner of the Illinois Environmental Protection Agency's ("Illinois EPA") Peoria Regional Office inspected the above-described facility. A copy of the inspection report setting forth the results of said inspection is attached hereto and made a part hereof.



5. That on 1-29-15, Illinois EPA sent this Administrative Citation via Certified  
7012 0470 0001 3000 5851 - Lane 7012 0470 0001 3000 5820  
Mail No. 7012 0470 0001 3000 5844 - Whitaker American Den  
7012 0470 0001 3000 5837 - Rudd  
VIOLATIONS

Based upon direct observations made by Robert J. Wagner during the course of the December 17 and December 18, 2015 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent's 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) (2014).
- (2) That Respondent's 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) (2014).
- (3) That Respondent's caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris: or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2014).

#### CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2014), Respondents are subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Four Thousand Five Hundred Dollars (\$4,500.00). If

Respondents elect not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than March 6, 2015, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondents elect 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 (2014), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondents 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) (2014), if Respondents fail to petition or elect 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, Respondents 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 Respondents 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 Respondents in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

Respondents have the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2014). If Respondents elect to contest this Administrative Citation, then Respondents 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.

 <sup>KAP</sup>

Date:

1-28-15

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

ILLINOIS ENVIRONMENTAL PROTECTION )  
AGENCY, )  
Complainant, )  
v. )  
ERIC LANE, JOHN RUDD, BOB WHITAKER )  
and AMERICAN DEMOLITION )  
CORPORATION, )  
Respondents. )

AC 15-29  
(IEPA No. 38-15-AC)



FACILITY: Lane, Eric  
SITE CODE NO.: 1438055008  
COUNTY: Peoria  
CIVIL PENALTY: \$4,500.00  
DATE OF INSPECTION: December 17 & December 18, 2015

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.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

AFFIDAVIT

IN THE MATTER OF )

)  
)  
)  
)  
)  
)  
)  
)  
)

IEPA DOCKET NO.



RESPONDENT )

Affiant, Robert J. Wagner, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Land Pollution Control Division of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.

2. On December 17, 2014 and December 18, 2014 between 12:06 PM and 12:52 PM / 11:46 AM and 11:52 AM, Affiant conducted an inspection of the open dump in Peoria County, Illinois, known as Lane, Eric, Illinois Environmental Protection Agency Site No. 1438055008.

3. Affiant inspected said Lane, Eric. open dump site by an on-site inspection, which included walking and photographing the site.

4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said Lane, Eric open dump.

Subscribed and Sworn to before me this 8th day of January 2015

Melodee L Campbell  
Notary Public





# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Open Dump Inspection Checklist

County: Peoria LPC#: 1438055008 Region: 3 - Peoria  
 Location/Site Name: Mapleton / Lane, Eric  
 Date: 12/17/2014 Time: From 12:06 PM To 12:52 PM Previous Inspection Date:  
12/18/2014 11:46 AM 11:52 AM  
 Inspector(s): Robert J. Wagner Weather: 24°F, Overcast / 27°F, Overcast  
 No. of Photos Taken: # 37/5 Est. Amt. of Waste: 10,808 yds<sup>3</sup> Samples Taken: Yes #      No   
 Interviewed: Bob Whitaker and Ron Montes / Complaint #:  
Bob Whitaker  
 Latitude: 40.564957 Longitude: -89.740458 Collection Point Description: Dump Location -  
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: GPS -

Responsible Party  
Mailing Address(es)  
and Phone Number(s):

Eric Lane  
P.O. Box 3309  
Riverview, Florida 33568  
  
John Rudd  
P.O. Box 14  
Kingston Mines, Illinois 61539  
(309)360-4606  
  
Bob Whitaker  
9125 W Wheeler Rd.  
Mapleton, Illinois 61547

Archer-Daniels-Midland Company  
% C T Corporation System, Registered Agent  
208 S. LaSalle Street  
Suite 814  
Chicago, Illinois 60604  
  
American Demolition Corporation  
% Alfredo Palafox, Registered Agent  
305 Ramona Avenue  
Elgin, Illinois 60120

STATE OF ILLINOIS  
FEE \$ 4.00

	SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
7.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<input checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>

	(3)	Open Burning	<input checked="" type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>
	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input checked="" type="checkbox"/>

LPC # 1438055008

Inspection Date: 12/17/2014 & 12/18/2014

9.	55(a)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input checked="" type="checkbox"/>
10.	55(k)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>

**ELECTRONIC PRODUCTS RECYCLING AND REUSE ACT REQUIREMENTS**

11.	95(a)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A COVERED ELECTRONIC DEVICE (CED) OR OTHER LISTED DEVICE WITH MUNICIPAL WASTE THAT IS INTENDED FOR DISPOSAL AT A LANDFILL	<input type="checkbox"/>
12.	95(b)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE DISPOSAL OF A CED OR OTHER LISTED DEVICE IN A SANITARY LANDFILL	<input type="checkbox"/>
13.	95(c)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A CED OR OTHER LISTED DEVICE WITH WASTE THAT IS INTENDED FOR DISPOSAL BY BURNING OR INCINERATION	<input type="checkbox"/>
14.	95(d)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE BURNING OR INCINERATION OF A CED OR OTHER LISTED DEVICE	<input type="checkbox"/>

**35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS  
SUBTITLE G**

15.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
16.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
17.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
18.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
19.	815.201	FAILURE TO FILE AN INITIAL FACILITY REPORT WITH THE AGENCY TO PROVIDE INFORMATION CONCERNING LOCATION AND DISPOSAL PRACTICES OF THE FACILITY	<input type="checkbox"/>

**OTHER REQUIREMENTS**

20.		APPARENT VIOLATION OF: ( <input type="checkbox"/> ) PCB; ( <input type="checkbox"/> ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
21.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>

LPC # 1438055008

Inspection Date: 12/17/2014 & 12/18/2014

			<input type="checkbox"/>
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Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/1 et seq.; and The Electronic Products Recycling and Reuse Act: 415 ILCS 150/5 et seq.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
4. The provisions of subsection (p) of Section 21, subsection (k) of Section 55 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of that Act or by complaint under Section 31 of that Act. Violation of the Electronic Products Recycling and Reuse Act shall be enforceable by administrative citation under Section 20(k) of that Act, or referral to the Attorney General, pursuant to Section 20(a) of that Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d); and Section 20(a) of the Electronic Products Recycling and Reuse Act: 415 ILCS 150/20(a).
6. Items marked with an "NE" were not evaluated at the time of this inspection.



1438055008 -- Peoria County

Lane, Eric

FOS

Inspection Date: December 17, 2014 & December 18, 2014

Prepared By: Robert J. Wagner

Page 1

### Narrative

On December 17, 2014 from 12:06 PM to 12:52 PM and December 18, 2014 from 11:46 AM to 11:52 AM, I (Robert J. Wagner DLPC/FOS-Peoria) inspected property owned by Eric Lane. See attached property deed. The property is located at 9125 W. Wheeler Rd., Mapleton, Illinois 61547-9624. The inspection was a result of me observing several large piles of demolition debris burning at the above mentioned address. For the purpose of this report, the property will be referred to as the Lane Property.

I was headed east bound on US Route 24 near the Caterpillar Mapleton Plant in Mapleton, Illinois, when I noticed vehicles in the westbound lane of US Route 24 slowing down to pass through thick grey smoke. As I got closer to the smoke, I could see piles of demolition debris burning at the Lane Property. I could see a very large pile of demolition debris in the background of these burning piles of demolition debris. The pile of demolition debris viewed from US Route 24 appeared to be as tall as a three-story building. The burning piles of demolition debris were clearly visible from US Route 24. I turned my vehicle around and proceeded to the property.

### December 17, 2014 Inspection

I parked my vehicle at the entrance to the property and walked to the travel trailer located just to the north of the west entrance to the property. I knocked on the door to the trailer but received no response. I walked around the travel trailer looking for anyone who may be onsite. I did not encounter anyone on the property. I did observe areas where evidence indicates open dumping and open burning is taking place on the property.

I began my walk around inspection of the property at the piles of burning demolition debris located near the west entrance of the property. See site sketch A. I observed approximately five separate piles of demolition debris. Three of the piles of demolition debris were actively burning. I observed flames and grey smoke coming from these three piles. No one was attending these fires.

Photographs 1, 2 and 7 show the piles of demolition debris. See site sketch A. The demolition debris consists of metal sheeting, metal bars, fibrous material and processed wood. Photographs 3 and 4 show what is left of a burning pile of demolition debris consisting of the smoldering remains of metal sheeting, metal bars, metal pipes, and processed wood. Four of the five piles were in a cone shape configuration and were approximately 6 feet in height and 15 feet wide at their base. I used the formula for a right circular cone to estimate the amount of demolition debris in each of the piles ( $V = \pi r^2 h / 3$ ). Each of the four piles contained approximately 13 cu yds of demolition debris. I estimate the total amount of demolition debris in this area to be approximately 52 cu yds.

Photographs 8 and 10 show red brick commingled with concrete block, chunks of concrete, wire, and metal rebar. See site sketch A. These solid waste items were protruding from the ground in



the far southwest corner of the property. Evidence indicates that open burning has taken place in this area of the property. This evidence is the charred remains of processed wood and metal debris protruding from the ground. In the foreground of the photographs are the burning piles of demolition debris. I estimate the size of this area to be approximately 100 feet long by 50 feet wide by 1 feet deep in size (185 cu yds.). I used 1 foot as the standard depth measurement to get an approximate estimate of the amount of demolition debris buried in this area of the property. The depth of the demolition debris in this area of the property could be less or it could be more.

Photographs 5, 6, 9, 12, 13, 14, 16, 17, and 19 show the large pile of demolition debris that I observed from the east bound lane of US Route 24. See site sketch A. This pile of demolition debris consisted of metal sheeting, metal pipes, metal bands, electrical wire, electrical conduit, metal bars, and processed wood. This pile was located to the north of the piles of burning demolition debris. I estimate the size of this pile to be approximately 200 feet long by 50 feet wide by 25 feet high in size (9259 cu yds.).

Photograph 11 shows a pile of concrete chunks with protruding steel bars and steel wire located in the northwest section of the property. See site sketch A. I estimate the size of this pile to be approximately 30 feet long by 15 feet wide by 4 feet high in size (66 cu yds.).

Photograph 15 shows a pile of concrete chunks with protruding steel bars and steel wire located in the northwest section of the property. See site sketch A. I estimate the size of this pile to be approximately 60 feet long by 20 feet wide by 4 feet high in size (177 cu yds.).

Photograph 18 shows a pile of concrete chunks with protruding steel bars and steel wire located just to the north of the large pile of demolition debris. See site sketch A. I estimate the size of this pile to be approximately 10 feet long by 10 feet wide by 3 feet high in size (11 cu yds.).

Photograph 20 shows a track loader tractor and a bulldozer tractor. Photograph 21 shows pieces of metal and white goods. Photograph 22 shows a semi-truck. Photograph 23 shows a dump truck with NE Rudd written on the side of the cab. See site sketch A.

Photographs 24, 25, 26, and 27 show a pile of debris that consists of garbage bags full of solid waste, cardboard, processed wood, paper, and wallboard located in the northern section of the property. See site sketch A. The photographs show the charred remains of processed wood, plastic containers, metal debris, tire beads, wallboard, cardboard, paper, aluminum cans, and metal debris. I estimate the size of this pile to be approximately 30 feet long by 30 feet wide by 4 feet high in size (133 cu yds.).

Photograph 28 shows an excavator tractor. Photograph 29 shows an end dump trailer. Photograph 30 shows a backhoe tractor. Photograph 31 shows used tires located to the east of the western entrance to the property. Photograph 32 shows a utility dump truck with Rudd written on the cab. See site sketch A.



1438055008 -- Peoria County

Lane, Eric

FOS

Inspection Date: December 17, 2014 & December 18, 2014

Prepared By: Robert J. Wagner

Page 3

Photograph 33 shows a sign attached to a building located in the eastern section of the property. The sign read Rudd Trucking: You call we haul, White Rock, Sand, Gravel, Millings, Dirt, Topsoil, (309)389-4150, (309)360-4606.

Photograph 34 shows a pile of concrete chunks with protruding steel bars and steel wire located in the eastern section of the property. In the foreground of the photograph are the burning piles of demolition debris. I estimate the size of this pile to be approximately 100 feet long by 25 feet wide by 10 feet high in size (925 cu yds.).

As I departed the site, a semi-truck with an end dump trailer full of demolition debris arrived at the entrance to the Lane Property. The truck began to back up and dump its load in the area of the burning piles of demolition debris. I observed the following written on the red truck cab: OPJ Trucking Inc., Cicero Illinois. I observed the following written on the red end dump trailer: American Demolition. Photograph 35 shows the red semi-truck with the end dump trailer attached to it full of demolition debris preparing to dump on the Lane Property. I stopped the driver from dumping the trailers contents. The driver opened the cab door and I identified myself to him by presenting my Agency identification and giving him my Agency business card. The driver said his name was Ron Montes and he worked for OPJ Trucking. He told me that he was hauling demolition debris to this property from Washington Street in Peoria, Illinois. He said he was working for American Demolition as a sub-contractor. Mr. Montes gave me his phone number (773) 387-5206. Mr. Montes said that he had hauled at least five loads of demolition debris to the Lane Property. I asked if he knew who was in charge of the activities taking place on the property. Mr. Montes said that he deals with a man that lives in the travel trailer on the property. It was at this time that a man drove up in a white pickup truck. Mr. Montes pointed at the man in the vehicle and identified him as the person he deals with in regards to dumping on the property.

I approached the white pickup truck. I identified myself to the driver by presenting him with my Agency identification and giving him my Agency business card. The driver identified himself as Bob Whitaker. I explained the purpose of my visit to Mr. Whitaker. Mr. Whitaker said the demolition debris was being brought to the property from a demolition job that was taking place at the ADM Plant on Washington Street in Peoria Illinois. Mr. Whitaker said that he has been accepting demolition debris from that demolition site for approximately a month. I asked Mr. Whitaker what he planned to do with the demolition debris. Mr. Whitaker told me that he is burning the wood and recycling the metal. I told Mr. Whitaker to stop the open burning of the demolition debris on the property. I told Mr. Whitaker not to allow any more loads of demolition debris to be dumped on the Lane Property. Mr. Whitaker said that he would pass on the information to the property owner John Rudd. Mr. Whitaker gave me Mr. Rudd's phone number (309) 360-4606 and told me to contact him directly about the open dumping and open burning taking place on the property. I told Mr. Whitaker that it is illegal to open burn and open dump in the State of Illinois. I told Mr. Whitaker the activities he had described to me as taking place on the Lane Property constitute violations of the Illinois Environmental Protection Act. Mr. Whitaker told me that I would need to speak to John Rudd about this matter. Mr. Whitaker said he would see about putting out the burning piles of demolition debris.

I went back to Mr. Montes and told him not to dump any more loads of demolition debris at the Lane Property. I informed Mr. Montes that the activities taking place at this property were in violation of the Illinois Environmental Protection Act. I told him to inform American Demolition that all the demolition debris being generated at the ADM job site needed to be taken to an IEPA permitted landfill for proper disposal. Mr. Montes agreed to pass on the word to American Demolition. Mr. Montes told me that he was unaware that he was participating in an illegal act and would comply with my request. Mr. Montes told me that he had called his supervisor and informed him of my request. Mr. Montes did not dump the demolition debris at the property. I watched him leave the property. I assumed he was headed back to ADM or to an IEPA permitted landfill. I departed the site at 12:52 PM.

As I pulled onto US Route 24 from Wheeler Road, I was passed by another semi-truck hauling demolition debris. The semi-truck was headed in the direction of the Lane Property. The semi-truck pulled into the BP Gas Station located at 8626 West Wheeler Road, Mapleton, Illinois. The gas station is approximately a quarter of a mile east of the Lane Property. Photograph 36 shows the semi-truck with an end dump trailer full of demolition debris. Written on the green truck cab: SR Trucking Corporation, Evanston, Illinois. Written on the side of the red end dump trailer: Patino Trucking Inc. 773-269-0086. I spoke to the driver in the gas stations parking lot. The driver opened the cab door and I identified myself to him by presenting my Agency identification and giving him my Agency business card. The driver did not give his name but said he was headed to the Lane Property to dump his load of demolition debris. The driver said that he was coming from a demolition job on Washington Street in Peoria, Illinois. The driver said that he was working for American Demolition as a subcontractor. I advised the driver not to dump his contents at the Lane Property. I informed the driver that the activities taking place at the Lane Property were in violation of the Illinois Environmental Protection Act. I told him to inform American Demolition that all the demolition debris being generated at the ADM job site needed to be taken to an IEPA permitted landfill for proper disposal. The driver agreed to pass on the word to American Demolition. The driver told me that he was unaware that he was participating in an illegal act and would comply with my request. The driver began to call his supervisor. I departed the drivers company. I left him at the gas station at approximately 1:02 PM. I assumed he would head back to ADM or to an IEPA permitted landfill.

#### **Archer-Daniels-Midland Company – Peoria Plant**

I arrived at Archer-Daniels-Midland Company (ADM) Peoria Plant at 1:35 PM. The ADM Peoria Plant is located at 1 Edmund St., Peoria, Illinois. I spoke to the security guards in the guard shack. I identified myself to both guards by presenting them with my Agency identification and giving them my Agency business card. I told them that I needed to speak to the person who was in charge of the demolition of the large warehouse building located in southern portion of the property. One of the security guards told me that the building being demolished is called the Rack House. They called Mike Bias to meet me. From this point forward in this report, the building at the ADM Peoria Plant being demolished will be referred to as the ADM Rack House Demolition Project.

Mr. Bias met me at the security shack and I signed in to the plant. Mr. Bias identified himself to me as the ADM Construction Manager. Mr. Bias told me that he oversees all major construction projects at the ADM Peoria Plant. I explained the purpose of my visit. Mr. Bias took me back to an office building. As we were walking to the office building Mr. Bias told me he was unaware of any problems with the Rack House demolition. Mr. Bias then disclosed to me that he did not actually work for ADM and that he was a subcontractor. Mr. Bias introduced me to his supervisor Ian Poulin, ADM Engineering Manager. I identified myself to Mr. Poulin by presenting him with my Agency identification and giving him my Agency business card. I explained to Mr. Poulin the purpose of my visit. Mr. Poulin ushered me into a conference room with Mr. Bias and told me that he needed to gather some information for me and he left my presence.

Mr. Poulin returned with Mark Reznik and Jim McQuellon. Mr. Reznik is the ADM Peoria Plant Manager and Mr. McQuellon is the ADM Peoria Plant Environmental Manager. I identified myself to them by presenting them with my Agency identification and giving them my Agency business card. At this time, Mr. Bias left our presence. I asked if they were aware that the Rack House building being demolished on ADM's property was being taken to 9125 W. Wheeler Rd., Mapleton, Illinois (Lane Property) and disposed of illegally. All three men were unaware of any such illegal activities. Mr. Reznik said that ADM has a contract with American Demolition to dispose of waste generated by the Rack House Demolition Project. Mr. Reznik showed me the contract that ADM had with American Demolition. I did not read the contract. Mr. Reznik was not comfortable with me reading the contract or having a copy of it until he received directions from his superiors at ADM. Mr. Reznik said that ADM had hired a reputable demolition contractor to tear down the Rack House and did not think there would be any problems in regards to this project. Mr. Reznik said that he would look into this matter as soon as possible.

I informed Mr. Poulin, Mr. Reznik and Mr. McQuellon that ADM is responsible for the proper disposal of the demolition debris generated from the Rack House Demolition Project. I told them that all the demolition debris being generated at the Rack House Demolition Project needed to be taken to an IEPA permitted landfill for proper disposal. All receipts showing proof of disposal should be kept by the generator for submission to the Agency. Mr. McQuellon walked me to the parking lot and I departed ADM at 2:15 PM.

#### **John Rudd Interview**

On December 18, 2014, at approximately 8 AM, I received a phone call from John Rudd. Mr. Rudd explained that there has been a misunderstanding with the demolition debris being burnt on his property. Mr. Rudd explained that he was going to recycle the demolition debris. Mr. Rudd said that in the future he was going to purchase a wood grinder. Mr. Rudd is going to separate the metal debris and other materials from the wood. The metal debris would be taken to a metal recycler and redeemed for its scrap metal value. The wood is going to be ground up and burnt in an outdoor wood-burning furnace that he has yet to purchase for his home.



I asked if he had obtained the proper permits from the Agency to do such an activity. I asked if he had conducted a waste determination on the demolition debris. Mr. Rudd replied that he had the wood tested and there was nothing wrong with burning good clean wood. I told Mr. Rudd that as the property owner he is responsible for all the demolition debris dumped on the property. The demolition debris needs to be taken to an IEPA permitted landfill for proper disposal. I told Mr. Rudd to stop all open burning on the property. I told Mr. Rudd to keep all receipts showing proof of disposal for submission to the Agency. Mr. Rudd told me that he was buying the property from Eric Lane contract for deed. Mr. Rudd said that the property has been paid for but the deed has not been changed into his name. Mr. Rudd told me that he was in Arizona and would not be returning until the first part of the 2015. Mr. Rudd said that he would deal with the Agency upon his return.

#### **American Demolition Interview**

On December 18, 2014, at approximately 8:15 AM, I received a phone call from Jeremy Thorud of American Demolition Corporation. Mr. Thorud is overseeing the demolition of the Rack House. I explained to Mr. Thorud what I had observed out at the Lane Property. Mr. Thorud said that a reputable contractor had referred Mr. Rudd to his company. Mr. Thorud thought that Mr. Rudd was operating a legitimate wood recycling operation at the Lane Property. Mr. Thorud said that he has never visited the Lane Property. Mr. Thorud told me that American Demolition Company was unaware and had nothing to do with the burning of demolition debris at the Lane property. A meeting was set up for December 19, 2014 at 1:00 PM at the Lane Property to discuss this matter further with American Demolition.

#### **December 18, 2014 Inspection**

On December 18, 2014, I visited the Lane Property. The purpose of my visit was to check on the properties regulatory status and to establish the boundaries in order to obtain the current deed to the property. See site sketch B. Mr. Whitaker and an unnamed female were sitting in a white pickup truck at the west entrance to the property. The pickup truck was facing the direction of a burning pile of demolition debris.

Photographs 1 and 2 show piles of demolition debris. See site sketch B. The piles of demolition debris consist of metal sheeting, metal bars, and processed wood. Photographs 4, 5, and 6 show a pile of demolition debris burning on the property. The burning pile of demolition debris consisted of the smoldering remains of metal sheeting, metal bars, metal pipes, and processed wood. It appears that instead of completely extinguishing all the burning piles of demolition debris observed during the December 17, 2014 inspection of the property Mr. Whitaker has combined them into one burn pile.

I asked Mr. Whitaker why he was still actively burning a pile of demolition debris. As Mr. Whitaker sat in his truck looking out toward the burning pile of demolition debris he replied that he is trying to put out the fire. I told Mr. Whitaker to stop the open burning of the demolition debris. I told Mr. Whitaker that it is illegal to open burn and open dump in the State

of Illinois. The activity that he is clearly in control of on the property is in violation of the Illinois Environmental Protection Act. I departed the site at 11:52 AM.

#### **Email from ADM**

On December 19, 2014, I received an email from Jim McQuellon, Environmental Manager, ADM. Attached to the email was the American Demolition Corporations Demolition Quote and the American Demolition Purchase Order. See attached email. These attachments outline the scope of the work to be done and the money to be spent on the Rack House Demolition Project.

#### **Lane Property Meeting**

On December 19, 2014 at 1 PM, a meeting took place at the Lane Property. The following people participated in the meeting: Bill Beaman, Vice-President, American Demolition Corporation, Jeremy Thorud, Estimator/Project Manager, American Demolition Corporation, Bob Whitaker, Lane Property Care Taker, John Tripses, Illinois Environmental Protection Agency and Robert J. Wagner, Illinois Environmental Protection Agency (Report Author)

After walking the Lane Property, Mr. Beaman said that American Demolition Corporation accepts responsibility only for the open dumping of the demolition debris generated from the Rack House Demolition Project. Mr. Beaman said American Demolition Corporation took the word of a local reputable contractor that this was a legitimate operation. American Demolition Corporation does not sanction the open burning of demolition debris as a method of disposal. As soon as American Demolition Corporation receives permission to gain accesses to the property from the property owner they will begin the removal processes. The demolition debris will be properly disposed of in accordance to the Illinois Environmental Protection Act. Mr. Beaman said that ADM had nothing to do with the open dumping or open burning taking place at the Lane Property. After this brief discussion, we parted company.

#### **American Demolition Email**

On December 22, 2014 and December 23, 2014, I received emails from Jeremy Thorud updating the Agency on the removal status of the demolition debris at the Lane Property. See attached emails. Apparently, Mr. Rudd will not allow American Demolition Corporation access to the property. Mr. Rudd wants to have a meeting upon his return to discuss this matter. Mr. Rudd is under the impression that the area landfills are closed for the holidays.

#### **Conclusion**

Mr. Rudd claims to own the property but county records reflect that Eric Lane owns the property. Mr. Rudd has not provided the Agency with any evidence showing that he is purchasing the property contract for deed. I have made telephone calls to Eric Lane and left voice mail messages requesting that he call me. To date I have received no telephone calls from him.

During the December 17, 2014 and December 18, 2014 inspections of the property open burning and open dumping of demolition debris was observed. The demolition debris consisted of metal sheeting, metal bars, metal pipes, red brick, concrete block, chunks of concrete, wire, metal pipes, metal bands, electrical wire, electrical conduit, concrete chunks with protruding steel bars and steel wire, used tires, garbage bags full of solid waste, cardboard, processed wood, paper, and wallboard were observed open dumped on the property. Evidence indicates that open burning has taken place on the property. This evidence is the charred remains of metal sheeting, metal bars metal pipes, processed wood, plastic containers, metal debris, tire beads, wallboard, cardboard, paper, aluminum cans, and metal debris.

The demolition debris was generated at the Archer-Daniels-Midland Company, #1 Edmund Street, Peoria, Illinois Plant from the Rack House Demolition Project. American Demolition Corporation is responsible for the demolition of this building. American Demolition Corporation open dumped demolition debris at the Lane Property. Under the direction of John Rudd, Bob Whitaker is burning the demolition debris as a method of disposal to recoup the metal for its scrap metal value.

The following alleged violations were observed during the December 17, 2014 and December 18, 2014 inspections of the property and checked on the open dump inspection checklist:

1. 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: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation and Archer-Daniels-Midland Company caused or allowed the open dumping of waste in a manner which resulted in open burning.**

2. 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: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation and Archer-Daniels-Midland Company caused or allowed the open dumping of waste in a manner which resulted in open burning.**

3. 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) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company caused or allowed the open dumping of waste.**

4. 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) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company conducted a waste-treatment, waste-storage, and waste-disposal operation without a permit granted by the Agency.**

5. 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) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company conducted a waste-treatment, waste-storage, and waste-disposal operation in violation of regulations adopted by the Illinois Pollution Control Board.**

6. 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) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company treated, stored, and disposed of waste at this site which does not meet the requirements of the Act and regulations thereunder.**

7. 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) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company caused or allowed the open dumping of waste in a manner which resulted in litter.**

8. 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: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation and Archer-Daniels-Midland Company caused or allowed the open dumping of waste in a manner which resulted in open burning.**

9. Pursuant to Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)), no person shall cause or allow the open dumping of waste in a manner that results in deposition of (i) demolition debris as defined in Section 3.160(a) of this Act; or (ii) clean construction or demolition debris as defined in Section 3.160(b) of this Act.

A violation of Section 21(p)(7) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company caused or allowed the open dumping of waste in a manner which resulted in deposition of general or clean construction or demolition debris.**

10. Pursuant to Section 55(a)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/55(a)(1)), no person shall cause or allow the open dumping of any used or waste tire.

A violation of Section 55(a)(1) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company caused or allowed open dumping of used or waste tires.**

11. Pursuant to Section 55(a)(2) of the [Illinois] Environmental Protection Act (415 ILCS 5/55(a)(2)), no person shall cause or allow the open burning of any used or waste tire.

A violation of Section 55(a)(2) is alleged for the following reason: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-Daniels-Midland Company caused or allowed open burning of used or waste tires.**

12. 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: **Eric Lane, John Rudd, Bob Whitaker, American Demolition Corporation, and Archer-**

1438055008 -- Peoria County

Lane, Eric

FOS

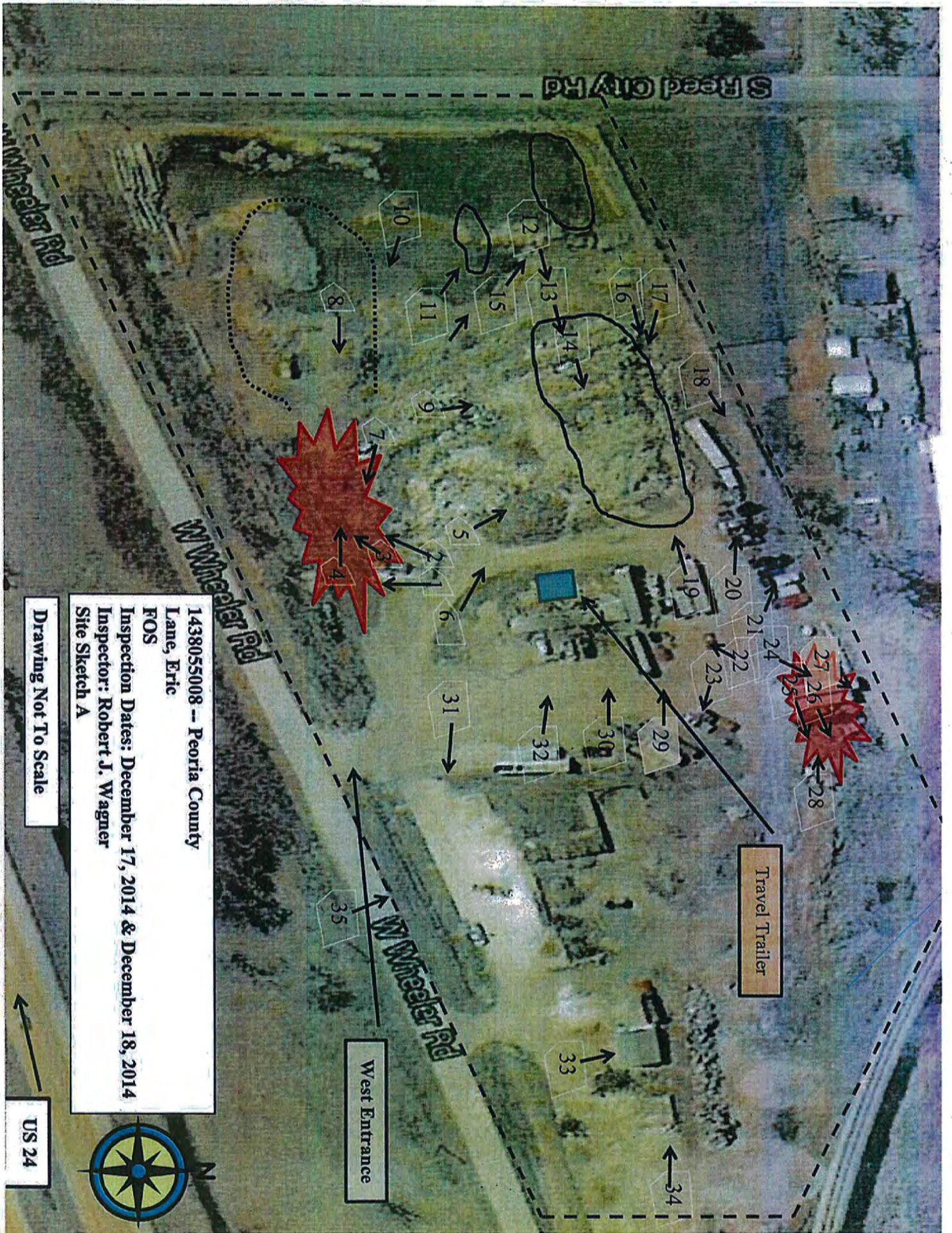
Inspection Date: December 17, 2014 & December 18, 2014

Prepared By: Robert J. Wagner

Page 11

**Daniels-Midland Company operated a waste disposal site without submitting to the Illinois EPA an application for a permit to develop and operate a landfill.**



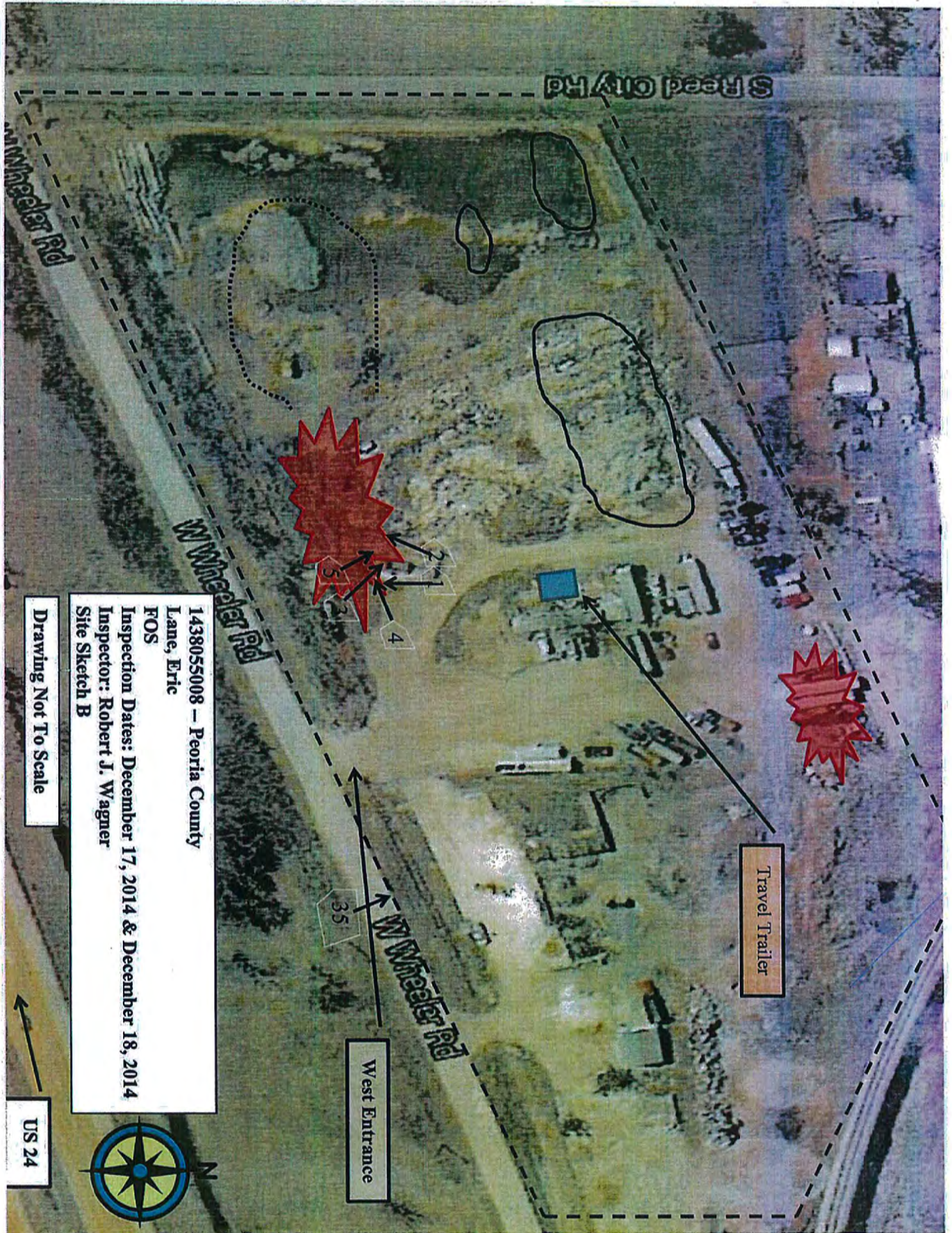


1438055008 -- Peoria County  
Lane, Eric  
FOS  
Inspection Dates: December 17, 2014 & December 18, 2014  
Inspector: Robert J. Wagner  
Site Sketch A

Drawing Not To Scale

US 24





S Reed City Rd

W Wheeler Rd

W Wheeler Rd

W Wheeler Rd

Travel Trailer

West Entrance

1438055008 – Peoria County  
Lane, Eric  
FOS  
Inspection Dates: December 17, 2014 & December 18, 2014  
Inspector: Robert J. Wagner  
Site Sketch B

Drawing Not To Scale



US 24





### CORPORATION FILE DETAIL REPORT

Entity Name	AMERICAN DEMOLITION CORPORATION	File Number	55980039
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	FOREIGN BCA
Qualification Date (Foreign)	05/30/1990	State	WISCONSIN
Agent Name	ALFREDO PALAFOX	Agent Change Date	04/22/2002
Agent Street Address	305 RAMONA AVENUE	President Name & Address	ALFREDO PALAFOX 283 JULIA DRVILLA PARK 60181
Agent City	ELGIN	Secretary Name & Address	CELIA D WERTH 5N451 CARRIAGEWAY BARTLETT 60103
Agent Zip	60120	Duration Date	PERPETUAL
Annual Report Filing Date	04/18/2014	For Year	2014

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**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 1

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-001.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars and processed wood.



**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 2

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-002.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars and processed wood.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 3

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-003.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars, metal pipes and processed  
wood.



**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the west.

**PHOTOGRAPH NUMBER:** 4

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-004.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars, metal pipes and processed  
wood.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the northwest.

**PHOTOGRAPH NUMBER:** 5

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-005.jpg

**COMMENTS:** The photograph shows a pile of demolition debris. The pile of demolition debris consists of metal sheeting, metal pipes, metal bands, electrical wire, electrical conduit, metal bars and processed wood.



**DATE:** December 17, 2014

**TIME:** 12:09 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the northwest.

**PHOTOGRAPH NUMBER:** 6

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-006.jpg

**COMMENTS:** The photograph shows a pile of demolition debris. The pile of demolition debris consists of metal sheeting, metal pipes, metal bands, electrical wire, electrical conduit, metal bars and processed wood.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:10 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the southwest.

**PHOTOGRAPH NUMBER:** 7

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-007.jpg

**COMMENTS:** The photograph shows demolition debris burning on the site. The demolition debris consists of metal sheeting, metal bars, fibrous material and processed wood.



**DATE:** December 17, 2014

**TIME:** 12:11 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the east.

**PHOTOGRAPH NUMBER:** 8

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-008.jpg

**COMMENTS:** The photograph shows red brick commingled with concrete block, chunks of concrete, wire and metal rebar. These items were protruding from the ground. Evidence indicates that open burning has taken place in this area of the property. This evidence is the charred remains of processed wood and metal debris. In the foreground of the photograph are the burning piles of demolition debris.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:11 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the north.

**PHOTOGRAPH NUMBER:** 9

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-009.jpg

**COMMENTS:** The photograph shows a pile of demolition debris. The pile of demolition debris consists of metal sheeting, metal pipes, metal bands, electrical wire, electrical conduit, metal bars and processed wood.



**DATE:** December 17, 2014

**TIME:** 12:11 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the east.

**PHOTOGRAPH NUMBER:** 10

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-010.jpg

**COMMENTS:** The photograph shows red brick commingled with concrete block, chunks of concrete, wire and metal rebar. These items were protruding from the ground. Evidence indicates that open burning has taken place in this area of the property. This evidence is the charred remains of processed wood and metal debris. In the foreground of the photograph are the burning piles of demolition debris.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:11 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the north.

**PHOTOGRAPH NUMBER:** 11

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-011.jpg

**COMMENTS:** The photograph shows a pile of concrete chunks with protruding steel bars and steel wire.



**DATE:** December 17, 2014

**TIME:** 12:11 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the east.

**PHOTOGRAPH NUMBER:** 12

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-012.jpg

**COMMENTS:** The photograph shows a pile of demolition debris. The pile of demolition debris consists of metal sheeting, metal pipes, metal bands, electrical wire, electrical conduit, metal bars and processed wood.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:12 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the east.

**PHOTOGRAPH NUMBER:** 13

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-013.jpg

**COMMENTS:** The photograph  
shows a pile of demolition debris.  
The pile of demolition debris  
consists of metal sheeting, metal  
pipes, metal bands, electrical wire,  
electrical conduit, metal bars and  
processed wood.



**DATE:** December 17, 2014

**TIME:** 12:12 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the west.

**PHOTOGRAPH NUMBER:** 14

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-014.jpg

**COMMENTS:** The photograph  
shows a pile of demolition debris.  
The pile of demolition debris  
consists of metal sheeting, metal  
pipes, metal bands, electrical wire,  
electrical conduit, metal bars and  
processed wood.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:12 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the north.

**PHOTOGRAPH NUMBER:** 15

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-015.jpg

**COMMENTS:** The photograph  
shows a pile of concrete chunks  
with protruding steel bars and steel  
wire.



**DATE:** December 17, 2014

**TIME:** 12:12 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the east.

**PHOTOGRAPH NUMBER:** 16

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-016.jpg

**COMMENTS:** The photograph  
shows a pile of demolition debris.  
The pile of demolition debris  
consists of metal sheeting, metal  
pipes, metal bands, electrical wire,  
electrical conduit, metal bars and  
processed wood.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:13 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southeast.

**PHOTOGRAPH NUMBER:** 17

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-017.jpg

**COMMENTS:** The photograph  
shows a pile of demolition debris.  
The pile of demolition debris  
consists of metal sheeting, metal  
pipes, metal bands, electrical wire,  
electrical conduit, metal bars and  
processed wood.



**DATE:** December 17, 2014

**TIME:** 12:13 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northeast.

**PHOTOGRAPH NUMBER:** 18

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-018.jpg

**COMMENTS:** The photograph  
shows a pile of concrete chunks  
with protruding steel bars and steel  
wire.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:14 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the west.

**PHOTOGRAPH NUMBER:** 19

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-019.jpg

**COMMENTS:** The photograph  
shows a pile of demolition debris.  
The pile of demolition debris  
consists of metal sheeting, metal  
pipes, metal bands, electrical wire,  
electrical conduit, metal bars and  
processed wood.



**DATE:** December 17, 2014

**TIME:** 12:14 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northwest.

**PHOTOGRAPH NUMBER:** 20

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-020.jpg

**COMMENTS:** The photograph  
shows a track loader tractor and a  
bulldozer tractor.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:14 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northwest.

**PHOTOGRAPH NUMBER:** 21

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-021.jpg

**COMMENTS:** The photograph  
shows pieces of metal and white  
goods.



**DATE:** December 17, 2014

**TIME:** 12:14 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 22

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-022.jpg

**COMMENTS:** The photograph  
shows a semi-truck.







**DATE:** December 17, 2014

**TIME:** 12:15 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southeast.

**PHOTOGRAPH NUMBER:** 23

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-023.jpg

**COMMENTS:** The photograph  
shows a dump truck with NE Rudd  
written on the side of the cab.



**DATE:** December 17, 2014

**TIME:** 12:15 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northeast.

**PHOTOGRAPH NUMBER:** 24

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-024.jpg

**COMMENTS:** The photograph  
shows garbage bags full of solid  
waste, cardboard, processed wood,  
paper and wallboard. The  
photograph also shows the charred  
remains of processed wood, plastic  
containers, metal debris, tire beads,  
wallboard, cardboard, paper,  
aluminum cans.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:15 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northeast.

**PHOTOGRAPH NUMBER:** 25

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-025.jpg

**COMMENTS:** The photograph shows garbage bags full of solid waste, cardboard, processed wood, paper and wallboard. The photograph also shows the charred remains of processed wood, plastic containers, metal debris, tire beads, wallboard, cardboard, paper, aluminum cans.



**DATE:** December 17, 2014

**TIME:** 12:15 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northeast.

**PHOTOGRAPH NUMBER:** 26

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-026.jpg

**COMMENTS:** The photograph shows garbage bags full of solid waste, cardboard, processed wood, paper and wallboard. The photograph also shows the charred remains of processed wood, plastic containers, metal debris, tire beads, wallboard, cardboard, paper, aluminum cans.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:15 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northeast.

**PHOTOGRAPH NUMBER:** 27

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-027.jpg

**COMMENTS:** The photograph shows garbage bags full of solid waste, cardboard, processed wood, paper and wallboard. The photograph also shows the charred remains of processed wood, plastic containers, metal debris, tire beads, wallboard, cardboard, paper, aluminum cans.



**DATE:** December 17, 2014

**TIME:** 12:16 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northwest.

**PHOTOGRAPH NUMBER:** 28

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-028.jpg

**COMMENTS:** The photograph shows an excavator tractor.







1438055008 – Peoria County

Lane, Eric

FOS

Site Photographs

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**DATE:** December 17, 2014

**TIME:** 12:17 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the northwest.

**PHOTOGRAPH NUMBER:** 29

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-029.jpg

**COMMENTS:** The photograph shows an end dump trailer with tires in the foreground.



**DATE:** December 17, 2014

**TIME:** 12:17 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the west.

**PHOTOGRAPH NUMBER:** 30

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-030.jpg

**COMMENTS:** The photograph shows a backhoe tractor.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





1438055008 – Peoria County

Lane, Eric

FOS

Site Photographs

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**DATE:** December 17, 2014

**TIME:** 12:17 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the southeast.

**PHOTOGRAPH NUMBER:** 31

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-031.jpg

**COMMENTS:** The photograph shows tires at the west entrance to the site.



**DATE:** December 17, 2014

**TIME:** 12:17 PM

**PHOTOGRAPHED BY:**

Robert J. Wagner

**DIRECTION:** Photograph taken toward the northwest.

**PHOTOGRAPH NUMBER:** 32

**PHOTOGRAPH FILE NAME:**

1438055008~12172014-032.jpg

**COMMENTS:** The photograph shows a utility dump truck with Rudd Trucking written on the cab.



**DOCUMENT FILE NAME:**

1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:22 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the north.

**PHOTOGRAPH NUMBER:** 33

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-033.jpg

**COMMENTS:** the photograph  
shows a sign on a building located  
on the property. The sign read  
“You call we haul”.



**DATE:** December 17, 2014

**TIME:** 12:24 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the west.

**PHOTOGRAPH NUMBER:** 34

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-034.jpg

**COMMENTS:** The photograph  
shows a large pile of concrete  
chunks with protruding steel bars  
and steel wire. In the foreground of  
the photograph are the burning piles  
of demolition debris.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 17, 2014

**TIME:** 12:38 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the north.

**PHOTOGRAPH NUMBER:** 35

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-035.jpg

**COMMENTS:** Semi truck  
attached to an end dump trailer full  
of construction and demolition  
debris. Written on the red truck  
cab: OPJ Trucking Inc., Cicero  
Illinois. Written on the side of the  
red end dump trailer: American  
Demolition.



**DATE:** December 17, 2014

**TIME:** 12:59 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the south.

**PHOTOGRAPH NUMBER:** 36

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-036.jpg

**COMMENTS:** The photograph  
shows a semi-truck attached to a  
dump trailer full of construction and  
demolition debris. Written on the  
green truck cab: SR Trucking  
Corporation, Evanston, Illinois.  
Written on the side of the red end  
dump trailer: Patino Trucking Inc.  
773-269-0086.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





1438055008 – Peoria County  
Lane, Eric  
FOS

Site Photographs  
Page 19 of 19

**DATE:** December 17, 2014

**TIME:** 1:00 PM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the south.

**PHOTOGRAPH NUMBER:** 37

**PHOTOGRAPH FILE NAME:**  
1438055008~12172014-037.jpg

**COMMENTS:** The photograph  
shows a dump trailer full of  
construction and demolition debris.  
The Photograph was taken at the BP  
Gas Station, 8626 West Wheeler  
Road, Mapleton, Illinois. Written  
on the side of the dump trailer:  
Patino Trucking Inc. 773-269-0086.



**DOCUMENT FILE NAME:**  
1438055008~12172014.doc





**DATE:** December 18, 2014

**TIME:** 11:47 AM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 1

**PHOTOGRAPH FILE NAME:**  
1438055008~12182014-001.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars and processed wood.



**DATE:** December 18, 2014

**TIME:** 11:47 AM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 2

**PHOTOGRAPH FILE NAME:**  
1438055008~12182014-002.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars and processed wood.



**DOCUMENT FILE NAME:**  
1438055008~12182014.doc





**DATE:** December 18, 2014

**TIME:** 11:47 AM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northwest.

**PHOTOGRAPH NUMBER:** 3

**PHOTOGRAPH FILE NAME:**  
1438055008~12182014-003.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars, metal pipes and processed  
wood.



**DATE:** December 18, 2014

**TIME:** 11:48 AM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the southwest.

**PHOTOGRAPH NUMBER:** 4

**PHOTOGRAPH FILE NAME:**  
1438055008~12182014-004.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars, metal pipes and processed  
wood.



**DOCUMENT FILE NAME:**  
1438055008~12182014.doc





1438055008 – Peoria County  
Lane, Eric  
FOS

Site Photographs  
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**DATE:** December 18, 2014

**TIME:** 11:48 AM

**PHOTOGRAPHED BY:**  
Robert J. Wagner

**DIRECTION:** Photograph taken  
toward the northwest.

**PHOTOGRAPH NUMBER:** 5

**PHOTOGRAPH FILE NAME:**  
1438055008~12182014-005.jpg

**COMMENTS:** The photograph  
shows demolition debris burning on  
the site. The demolition debris  
consists of metal sheeting, metal  
bars, metal pipes and processed  
wood.



**DOCUMENT FILE NAME:**  
1438055008~12182014.doc



**PROOF OF SERVICE**

I hereby certify that I did on the 29th day of January 2015, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Eric Lane  
P.O. Box 3309  
Riverview, FL 33568

Bob Whitaker  
9125 W. Wheeler Road  
Mapleton, IL 61547

John Rudd  
P.O. Box 14  
Kingston Mines, IL 61539

American Demolition Corporation  
c/o Alfredo Palafox, Registered Agent  
305 Ramona Avenue  
Elgin, IL 60120

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