



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. Box 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397  
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026

ROD R. BLAGOJEVICH, GOVERNOR

RENEE CIPRIANO, DIRECTOR

618/346-5120  
FAX: 618/346-5155

May 27, 2003

Prior Oil Company  
Attn: John Prior  
140 Gompers Street  
Wamac, Illinois 62801

Re: **Violation Notice, L-2000-01302**  
LPC#1894925001 - Washington County  
Prior Oil Company  
Compliance File

**RECEIVED**  
Division of Legal Counsel  
MAY 28 2003  
Environmental Protection  
Agency

Dear Mr. Prior:

On May 8, 2003, an inspection of your facility was conducted by representatives of the Illinois Environmental Protection Agency. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the Illinois Environmental Protection Act (Act) 415 ILCS 5/4(c) and (d) (1992). The purpose of this inspection was to determine compliance with the [Illinois] Environmental Protection Act, 25 Ill. Adm. Code, Subtitle G and Illinois Pollution Control Board Order PCB 02-177.

A copy of this inspection report is enclosed. Please note that this matter is currently under review by the Agency's Division of Legal Counsel.

Please contact Chris Cahnovsky at 618/346-1520, if you have any questions regarding this inspection.

Sincerely,

Chris N. Cahnovsky, Regional Manager  
Field Operations Section  
Bureau of Land

CNC:jlbprioroilulrvn052703cnc  
Enclosure

**PEOPLE'S  
EXHIBIT**

9

PCB 02-177

**RECEIVED**  
ATTORNEY GENERAL  
MAY 29 2003  
ASSIGNED TO SPRINGFIELD

bc: BOL - Division File

ROCKFORD - 4302 N. Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000  
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463  
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800  
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120  
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Open Dump Inspection Checklist

County: Washington LPC#: 1894925001 Region: 6 - Collinsville  
Location/Site Name: Prior Oil Company  
Date: 05/08/2003 Time: From 10:30 To 10:45 Previous Inspection Date: 08/30/2001  
Inspector(s): Chris Cahnovsky & Mike Grant Weather: Clear, Sunny ~75 F  
No. of Photos Taken: # 4 Est. Amt. of Waste: 0 yds<sup>3</sup> Samples Taken: Yes #        No ☒  
Interviewed: No one on site Complaint #:                     

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

	SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input 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 type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input 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	<input 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 type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input 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"/>

1894925001 – Washington County  
Prior Oil Company  
Date of Inspection: May 8, 2003  
Prepared by: Chris Cahnovsky

## NARRATIVE

On May 8, 2003, Mike Grant and I conducted an inspection at Prior Oil Company 140 Gompers Street in Wamac, Illinois. This is the site of Prior Oil Company's maintenance shop and office.

The Illinois EPA observed numerous violations of the Illinois Environmental Protection Act and the Board Regulations during inspections conducted on August 22, 2000, November 3, 2000, December 5, 2000, and August 30, 2001. These violations resulted in an April 10, 2002 Complaint filed before the Illinois Pollution Control Board (PCB 02-177) against John Prior, d/b/a Prior Oil Company and James Mezo, d/b/a Mezo Oil Company. This Order required Prior Oil to take certain steps in bringing the 140 Gompers Street site into compliance. Prior Oil Company was specifically required to:

Properly dispose of the open dumped solid waste including crude oil contaminated soil. On March 10, 2003, 15 cubic yards of contaminated soil was taken to the Cottonwood Hills Landfill in Marissa, Illinois. No receipts were submitted for the disposal of the general trash refuse and tires.

All used oil generated at this site must be managed in accordance with the Act and the Board Regulations. The used oil currently on-site must be properly labeled and disposed of at a permitted disposal site. Per a March 12, 2003 Environmental Site Assessment report prepared by Hopper Environmental, the two drums of oil were labeled and disposed of by Environmental Technologies, LLC in Chandler, Indiana on October 25, 2002.

All remediation must be completed in accordance with TACO, 35 ILL. Adm. Code 742. The contaminated soil was removed and sent the Cottonwood Hills Landfill. Per the March 12, 2003 Environmental Site Assessment, the site was sampled and the sample results meet the TACO clean up objectives.

During this inspection, I did not observe any open dumped waste on-site. The waste soil pile from the pit was no longer on-site. I did not observe any crude oil stained soil around the broken concrete or on the rear of the property. The one open pit did not contain any waste. No used oil waste (35 IAC 739 waste) was observed during this inspection.

LPC #1894925001 – Washington County  
Prior Oil Company  
FOS File

### DIGITAL PHOTOGRAPH PHOTOCOPIES

**DATE:** May 8, 2003  
**TIME:** 10:30 – 10:45  
**DIRECTION:** North  
**PHOTO by:** Chris Cahnovsky  
**PHOTO FILE NAME:**  
1894925001~05082003-001  
**COMMENTS:**



**DATE:** May 8, 2003  
**TIME:** 10:30 – 10:45  
**DIRECTION:** Southwest  
**PHOTO by:** Chris Cahnovsky  
**PHOTO FILE NAME:**  
1894925001~05082003-002  
**COMMENTS:**



LPC #1894925001 – Washington County  
Prior Oil Company  
FOS File

### DIGITAL PHOTOGRAPH PHOTOCOPIES

**DATE:** May 8, 2003  
**TIME:** 10:30 – 10:45  
**DIRECTION:** North  
**PHOTO by:** Chris Cahnovsky  
**PHOTO FILE NAME:**  
1894925001~05082003-003  
**COMMENTS:**



**DATE:** May 8, 2003  
**TIME:** 10:30 – 10:45  
**DIRECTION:** West  
**PHOTO by:** Chris Cahnovsky  
**PHOTO FILE NAME:**  
1894925001~05082003-004  
**COMMENTS:**

