

ILLINOIS POLLUTION CONTROL BOARD
October 3, 2024

MACON COUNTY, ENVIRONMENTAL)
MANAGEMENT DEPARTMENT,)
)
Complainant,)
)
v.) AC 25-2
) (MCEMD No. 2024-001)
ROGER MAJOR and HOLLI MAJOR,) (Administrative Citation)
)
Respondent.)

OPINION AND ORDER OF THE BOARD (by M.D. Mankowski):

On August 8, 2024, the Macon County Environmental Management Department (County) timely filed an administrative citation against Roger Major and Holli Major (collectively, Respondents). *See* 415 ILCS 5/31.1(c) (2022); 35 Ill. Adm. Code 101.300(b), 108.200(b)(3). The administrative citation concerns Respondents’ property located at 6555 West Rock Springs Road in Decatur, Macon County. The property is commonly known to the Illinois Environmental Protection Agency (Agency) as “6555 W Rock Springs Road” and is designated with Site Code No. 1158015024. For the reasons below, the Board finds that Respondents violated the Environmental Protection Act (Act) (415 ILCS 5 (2022)) and orders respondents to pay \$4,500 in civil penalties.

Under the Act, an administrative citation is an expedited enforcement action brought before the Board seeking civil penalties that are fixed by statute. Administrative citations may be filed only by the Agency or, if the Agency has delegated the authority, by a unit of local government, and only for limited types of alleged violations. *See* 415 ILCS 5/21(o), 21(p), 22.51, 22.51a, 31.1(c), 42(b)(4), 42(b)(4-5), 55(k) (2022); 35 Ill. Adm. Code 108.

In this case, the County alleges that on July 2, 2024, Respondents violated Sections 21(p)(1), 21(p)(3), and 21(p)(7) of the Act (415 ILCS 5/21(p)(1), 21(p)(3), 21(p)(7) (2022)) by causing or allowing the open dumping of waste in manner that resulted in litter, open burning, and deposition of general construction or demolition debris. The County asks the Board to impose the statutory \$1,500 civil penalty per violation on Respondents, for a total civil penalty of \$4,500. As required, the County served Respondents with the administrative citation on August 9, 2024, which is within “60 days after the date of the observed violation.” 415 ILCS 5/31.1(b) (2022); *see also* 35 Ill. Adm. Code 101.300(c), 108.200(b)(1).

To contest an administrative citation, a respondent must file a petition with the Board no later than 35 days after being served with the administrative citation. If the respondent fails to do so, the Board must find that the respondent committed the violations alleged and impose the corresponding civil penalty. *See* 415 ILCS 31.1(d)(1) (2022); 35 Ill. Adm. Code 101.300(b), 108.204(b), 108.406. Here, any petition for review was due by Friday, September 13, 2024.

Respondents failed to timely file a petition. Accordingly, the Board finds that Respondents violated Sections 21(p)(1), 21(p)(3), and 21(p)(7) of the Act.

The civil penalty for violating any provision of Section 21(p) is \$1,500 for each violation, except that the penalty amount is \$3,000 for each violation that is the person's second or subsequent adjudicated violation of that provision. *See* 415 ILCS 5/42(b)(4-5) (2022); 35 Ill. Adm. Code 108.500(a). Because there are three violations of Section 21(p) and no indication in the record that any of these is a second or subsequent adjudicated violation, the total civil penalty is \$4,500. Under Section 31.1(d)(1) of the Act, the Board attaches the administrative citation and makes it part of the order below.

This opinion constitutes the Board's finding of fact and conclusions of law.

ORDER

1. The Board finds that Roger Major and Holli Major violated Sections 21(p)(1), 21(p)(3), and 21(p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(3), and 21(p)(7) (2022)).
2. Roger Major and Holli Major must pay a civil penalty of \$4,500 no later than Monday, November 4, 2024, which is the first business day following the 30th day after the date of this order. Roger Major and Holli Major must pay the civil penalty by two separate certified checks or money orders, each in the amount of \$2,250, the first made payable to the Macon County Environmental Management Department and the second made payable to the Illinois Environmental Protection Agency to the Illinois Environmental Protection Trust Fund. The case number and case name must appear on the certified checks or money orders.
3. Roger Major and Holli Major must send the first certified check or money order for \$2,250 to:

Macon County Environmental Management Department
141 South Main Street, Room 408
Decatur, Illinois 62523

Roger Major and Holli Major must send the second certified check or money order for \$2,250 to:

Illinois Environmental Protection Agency
Fiscal Services Division
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

4. Penalties unpaid within the time prescribed will accrue interest under Section 42(g) of the Environmental Protection Act (415 ILCS 5/42(g) (2022)) at the rate set forth in Section 1003(a) of the Illinois Income Tax Act (35 ILCS 5/1003(a) (2022)).
5. Payment of this penalty does not prevent future prosecution if the violations continue.

IT IS SO ORDERED.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2022); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board's procedural rules provide that motions for the Board to reconsider or modify its final orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520; *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702. Filing a motion asking that the Board reconsider this final order is not a prerequisite to appealing the order. 35 Ill. Adm. Code 101.902.

Names and Addresses for Receiving Service of Any Petition for Review Filed with the Appellate Court	
Parties	Board
Macon County Environmental Management Department Attn.: Diane Couri, Assistant State's Attorney 253 East Wood Street Decatur, Illinois 62523 dcouri@sa-macon-il.us	Illinois Pollution Control Board Attn.: Don A. Brown, Clerk 60 East Van Buren Street, Suite 630 Chicago, Illinois 60601 don.brown@illinois.gov
Roger Major and Holli Major 2727 West Rock Springs Road Decatur, Illinois 62521	

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on October 3, 2024, by a vote of 4-0.



Don A. Brown, Clerk
 Illinois Pollution Control Board



Scott A. Rueter

State's Attorney
Macon County, Illinois

253 East Wood Street, 4th Floor
Decatur, Illinois 62523
Phone: (217) 424-1400
Fax: (217) 424-1402
Writer's Direct Email: dcouri@sa-macon-il.us



August 5, 2024

Mr. Don Brown,
Clerk of the Board Illinois Pollution Control Board
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, Illinois 60601-3218

Re: County of Macon v. Roger Major and Hollie Major
Administrative Citation ACL-2024-MC-001
Macon County- MCEMD No. 2024-001: LPC 1158015024

Dear Mr. Brown:

Attached for electronic filing with the Illinois Pollution Control Board, please find the Administrative Citation Package, including 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.

On this date, a copy of the Administrative Citation Package was sent to the Respondent 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,

A handwritten signature in blue ink, appearing to read "Diane Couri".

Diane Couri
Assistant State's Attorney

Enclosures: Appearance; Notice of Filing; Administrative Citation; Affidavit by Macon County Environmental Management; Remittance Form; Proof of Service.

Cc: Amy McKinney, Macon County Environmental Dept.
Dustin Burger, IEPA Champaign Regional Office
Sunil Suthar, IEPA
Nicole Miller- EPA Springfield

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MACON COUNTY,)	
ENVIRONMENTAL MANAGEMENT DEPT.)	
)	
Complainant,)	
)	
v.)	AC24-_____
)	ACL-2024-MC-001
)	MCEMD No. 2024-001: LPC 1158015024
ROGER MAJOR AND HOLLI MAJOR,)	
)	
Respondent.)	

APPEARANCE

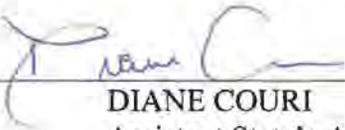
The undersigned hereby files her appearance in this proceeding, on behalf of Macon County, Environmental Management Department.

Dated: August 5, 2024

Respectfully submitted,

SCOTT RUETER
 By: Diane Couri, ASA
 Macon County State's Attorney
 ARDC No. 6307735
 253 E. Wood St.
 Decatur, IL 62523
 (217)424-1400
 dcouri@sa-macon-il.us

SCOTT RUETER
 Macon County State's Attorney

BY: 

 DIANE COURI
 Assistant State's Attorney

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MACON COUNTY,)	
ENVIRONMENTAL MANAGEMENT DEPT.)	
)	
Complainant,)	
)	
v.)	AC24-_____
)	ACL-2024-MC-001
)	MCEMD No. 2024-001: LPC 1158015024
ROGER MAJOR AND HOLLI MAJOR,)	
)	
Respondent.)	

NOTICE OF FILING

TO: Roger Majors	Holly Major
2727 W. Rock Springs Rd.	2727 W. Rock Springs Rd.
Decatur, IL 62521	Decatur, IL 62521

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the ADMINISTRATIVE CITATION and AFFIDAVIT BY THE PERSONNELL RECORDING THE VIOLATION of the County of Macon, a copy of which is herewith served upon you.

Dated: August 5, 2024

SCOTT RUETER
By: Diane Couri, ASA
Macon County State's Attorney
ARDC No. 6307735
253 E. Wood St.
Decatur, IL 62523
(217)424-1400
dcouri@sa-macon-il.us

Respectfully submitted.

SCOTT RUETER
Macon County State's Attorney

BY: 
DIANE COURI
Assistant State's Attorney

COUNTY OF MACON

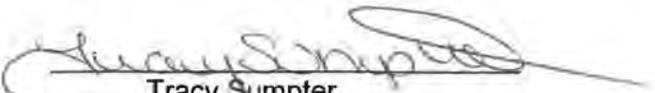
AFFIDAVIT

MACON COUNTY)
 ENVIRONMENTAL MANAGEMENT DEPT.,)
)
 Complainant,)
)
 v.)
)
 ROGER & HOLLIE MAJOR,)
)
 Respondent.)

Administrative Citation: ACL-2024-MC-001
(MCEMD No. 2024-001: LPC1158015024)

Affiant, Tracy Sumpter, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Macon County Environmental Management Department and has been so employed at all times pertinent hereto.
2. On July 2, 2024, Affiant conducted an evaluation of a property occupied and/or operated by Roger Major & Hollie Major located in Macon County, Illinois and known as 6555 W Rock Springs Rd., Decatur, IL by the Illinois Environmental Protection Agency. Said site has been assigned Site Code No. 1158015024.
3. Affiant evaluated said property in response to notification of a structure fire from South Wheatland Township Fire Chief, which occurred on Saturday, June 29, 2024.
4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Checklist form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiants observations and factual conclusions with respect to the property.


 Tracy Sumpter

Subscribed and Sworn to before me
this 18th of July, 2024.


 Notary Public



COUNTY OF MACON

AFFIDAVIT

MACON COUNTY)
ENVIRONMENTAL MANAGEMENT DEPT.,)

Complainant,)

v.)

ROGER & HOLLIE MAJOR,)

Respondent.)

Administrative Citation: ACL-2024-MC-001
(MCEMD No. 2024-001: LPC1158015024)

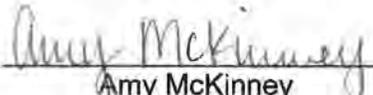
Affiant, Amy McKinney, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Macon County Environmental Management Department and has been so employed at all times pertinent hereto.

2. On July 2, 2024, Affiant conducted an evaluation of a property occupied and/or operated by Roger Major & Hollie Major located in Macon County, Illinois and known as 6555 W Rock Springs Rd., Decatur, IL by the Illinois Environmental Protection Agency. Said site has been assigned Site Code No. 1158015024.

3. Affiant evaluated said property in response to notification of a structure fire from South Wheatland Township Fire Chief, which occurred on Saturday, June 29, 2024.

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


Amy McKinney

Subscribed and Sworn to before me
this 18th of July 2024.


Notary Public



BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MACON COUNTY,)
ENVIRONMENTAL MANAGEMENT DEPT.)
)
Complainant,)
)
v.) AC24-_____
) ACL-2024-MC-001
) MCEMD No. 2024-001: LPC 1158015024
ROGER MAJOR AND HOLLI MAJOR,)
)
Respondent.)

ADMINISTRATIVE CITATION

<u>Violation:</u>	<u>Civil Penalty</u>
<u>415 ILCS 5/21(p)(1)</u>	<u>\$1,500.00</u>
<u>415 ILCS 5/21(p)(3)</u>	<u>\$1,500.00</u>
<u>415 ILCS 5/21(p)(7)</u>	<u>\$1,500.00</u>

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Macon County Environmental Management Department, a delegated county of the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1.

FACTS

That between July 1, 2024 and July 9, 2024, Amy McKinney of the Macon County Environmental Management Department conducted an investigation concerning the above-referenced facility. A copy of her report setting forth the results of said investigation is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct findings made by Amy McKinney during the course of her investigation

of the above-referenced facility, the Macon County Environmental Management Department has determined that Respondent violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

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

CIVIL PENALTY

Pursuant to Section 42(b)(4) of the Act, 415 ILCS 5/42(b)(4), 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 Dollars (\$4,500). 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 November 2, 2024, 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, and if the Illinois Pollution Control Board issues a finding of violation(s) as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Macon County Environmental Management Department and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the statutory civil penalty of Four Thousand

Five Hundred Dollars (\$4,500.00).

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1), 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 a finding of violation(s) as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondent's checks shall be made payable in equal amounts (50% of total penalty each) to:

1. Macon County Environmental Management Department and mailed to Macon County Environmental Management Department, 141 South Main Street, Room 408, Decatur, Illinois 62523.
2. 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.

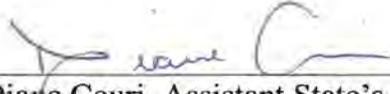
Along with payments, Respondent shall complete and return the enclosed Remittance Forms to ensure proper documentation of payments.

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 Macon County State's Attorney 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. 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 Macon County State's Attorney at 253 East Wood Street, Decatur, Illinois 62523. 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.

Date August 5, 2024



Diane Couri, Assistant State's Attorney
County of Macon

REMITTANCE FORM- COUNTY

MACON COUNTY,)
ENVIRONMENTAL MANAGEMENT DEPT.)

Complainant,)

v.)

AC24-_____

ACL-2024-MC-001

MCEMD No. 2024-001; LPC 1158015024

ROGER MAJOR AND HOLLI MAJOR,)

Respondent.)

FACILITY: Blue Mound Township

Land Pollution Control No. 1158015024

COUNTY: Macon

CIVIL PENALTY: \$4,500.00

DATE OF INSPECTION: July 1, 2024 to July 9, 2024

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 Macon County Environmental Management Department, Attn.: Amy McKinney, 141 South Main Street, Room 408, Decatur, Illinois 62523.

REMITTANCE FORM- STATE

MACON COUNTY,)
ENVIRONMENTAL MANAGEMENT DEPT.)

Complainant,)

v.)

AC24-_____

ACL-2024-MC-001

MCEMD No. 2024-001: LPC 1158015024

ROGER MAJOR AND HOLLI MAJOR,)

Respondent.)

FACILITY: Blue Mound Township

Land Pollution Control No. 1158015024

COUNTY: Macon

CIVIL PENALTY: \$4,500.00

DATE OF INSPECTION: July 1, 2024 to July 9, 2024

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 Macon County Environmental Management Department, Attn.: Amy McKinney, 141 South Main Street, Room 408, Decatur, Illinois 62523

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MACON COUNTY,)	
ENVIRONMENTAL MANAGEMENT DEPT.)	
)	
Complainant,)	
)	
v.)	AC24-_____
)	ACL-2024-MC-001
)	MCEMD No. 2024-001: LPC 1158015024
ROGER MAJOR AND HOLLI MAJOR,)	
)	
Respondent.)	

AFFIDAVIT OF SERVICE

I, the undersigned, on oath [or affirmation] state that I have served on the date of August 5, 2024, a true and correct Copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVITS, OPEN DUMP INSPECTION REPORT and CHECKLIST, REMITTANCE FORM-COUNTY, and REMITTANCE FORM-STATE upon the following persons by Certified Mail# 1011 2970 0003 0583 0877, Return Receipts Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box:

To: Roger Majors
2727 W. Rock Springs Rd.
Decatur, IL 62521

Holly Major
2727 W. Rock Springs Rd.
Decatur, IL 62521

Amy McKinney
Amy McKinney, Director
Macon County Environmental Management
141 S. Main St., Room 408
Decatur, IL 62523
(217)425-4505

Subscribed and Sworn to before me
this 5th of August, 2024.

Dawn Leiner
Notary Public





Macon County Environmental Management Dept.
141 S. Main St., Room 501
Decatur, IL 62523
217/425-4505
www.MaconGreen.com

July 24, 2024

Roger & Hollie Major
6555 W Rock Springs Rd.
Decatur, IL 62522

Re: BOL # 1150150066-Macon County
Decatur / Major, Rock Springs Rd.
Compliance File

Dear Mr. & Mrs. Major,

To contest the Administrative Citation you received, you must follow the instructions provided on the Administrative Citation. You may be served with additional Administrative Citations if you fail to complete the following corrective actions and are found to be in violation of Section 21(o), 21(p), 22.51, 22.51a and/or 55(k) of the [Illinois] Environmental Protection Act. An Administrative Citation carries a fine of \$1,500 for a first offense and \$3,000 for a second or subsequent offense. You are also advised that your noncompliance could result in the filing of an enforcement action pursuant to Title VIII and/or Title XII of the Act.

Whether you contest the Administrative Citation or not, you must complete the following corrective actions.

1. Immediately cease causing or allowing illegal burning of structures or any other waste on the property.
2. Within 90 days from the date of this Administration Citation remove all demolition/construction debris and any other waste, junk or refuse to a permitted disposal facility. Do not open burn any of the waste or debris.
3. Within 100 days from the date of this Administration Citation provide proof of proper disposal by submitting receipts to our office.

Any written response submitted in reply to this notice must be sent to:

Macon County Environmental Management Department
Attn: Amy McKinney
141 S. Main St. Room 501
Decatur, IL 62523

On any correspondence you send concerning this matter, please reference the Bureau of Land (BOL) 10-digit number and facility name listed on the first page of this Notice.

The complete requirements of the Environmental Protection Act and any Illinois Pollution Control Board regulations can be viewed at:

<https://www.ilga.gov/legislation/ilcs/ilcs5.asp?ActID=1585&ChapterID=36>

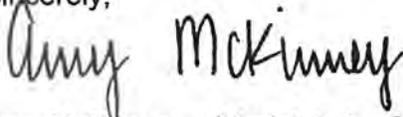
and

<https://www.ilga.gov/commission/jcar/admincode/035/035parts.html>

Macon County Environmental Management personnel will conduct a re-inspection to verify compliance.

Should you have any questions concerning this notice or need further assistance contact Macon County Environmental Management at 217-425-4505.

Sincerely,

A handwritten signature in black ink that reads "Amy McKinney". The signature is written in a cursive style with a large initial "A" and "M".

Amy McKinney – Administrator & Inspector
Macon County Environmental Management

Enclosure

55(k)	No person shall	
(1)	Cause or allow water to accumulate in used or waste tires	
(4)	Transport used or waste tires in violation of the registration and placarding requirements	
Consumer Electronic Recycling Act (415 ILCS 151) Requirements		
83(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	
83(d)	No person may knowingly cause or allow the burning or incineration of a CED or other listed device	
35 Illinois Administrative Code Subtitle G Requirements		
722.111	Hazardous waste determination	
808.121	Special waste determination	
809.302(a)	Acceptance of special waste from a waste transporter without a waste hauling permit and manifest	
812.101(a)	Application submitted for permit to develop and operate landfill	
Other Requirements		
Apparent violation of: <input type="checkbox"/> PCB order <input type="checkbox"/> Circuit Court order		NA
Case Number _____ ; Order entered on _____		
Other		

Notes

1. Key to Status: V=Violated; C=Continuing violation from previous evaluation; V/C=Newly violated and continuing from previous evaluation; V/R=Violated and resolved during same inspection; R=Resolved violation; NA=Not applicable at the time of the inspection; NE=Not evaluated at the time of the inspection
2. The provisions of §§21(o)-(p) and §55(k) of the Environmental Protection Act are enforceable either by administrative citation under §31.1 or by complaint under §31. Violations of the Consumer Electronic Recycling Act are enforceable by administrative citation under §1-55(a) or referral to the Attorney General pursuant to §1-50(b).
3. This inspection was conducted in accordance with §§4(c)-(d) of the Environmental Protection Act (415 ILCS 5/4(c) and (d)).

LPC #1158015024- Macon County
Site/ File- Major, Roger & Hollie
Inspector(s): Tracy Sumpter/Amy McKinney
Inspection Date: July 2, 2024
Geographical data: 39.807197, -89.061846

General Information/Site History/Property Ownership

The site is addressed as 6555W. Rock Springs Rd., Decatur, IL, in South Wheatland Township of Macon County. The site is also known as Parcel 02-11-26-300-012. The 5.0 acre parcel is zoned as (A-1) Agricultural Zoning and the property owners are Roger & Hollie Major. The property is not occupied. The property was previously owned by Ms. Major's aunt, Ms. Sylvia Hanks, who is now deceased. Mr. and Mrs. Major acquired the property in October 2022.

Macon County Environmental Management Department (MCEMD) has been involved with this site since 2014. Previous inspection reports are attached. Due to the condition of the property Ms. Hanks left the property in before she passed, MCEMD decide to give Mr. & Mrs. Major some time to bring the property into compliance. The most recent previous inspection by MCEMD was conducted on January 9, 2023 in response to a complaint of illegal burning of waste on the property. That complaint was determined to be unfounded. Although no violations were cited during the January 9th inspection, Mr. Major was informed that they were not to burn any structures as a means of disposal, they would need to demolish the structures and have the debris hauled to a permitted facility.

On July 1, 2024 MCEMD received a call from South Wheatland Township Fire Chief, reporting their response to an illegal structure fire on June 29, 2024 at above mentioned property. Chief Williams stated that there are two old homes on the property and while on scene he spoke with owner, Roger Major, who stated the old house had caught fire "accidentally". Mr. Williams stated there was a small fire of brush and limbs burning nearby, but stated in his opinion that had not spread to the house and was not the cause of this structure fire. The fire department extinguished the fire and returned the next morning to observe any hot spots. Chief Williams sent his report and photographs to our office which are attached to this report.

On July 2, 2024 Tracy Sumpter and Amy McKinney (authors of this report) of MCEMD visited the site at approximately 3:15 p.m. Weather conditions at the time of inspection consisted of sunny skies, temperature of 89 degrees, and south/southeast winds of 15mph. We observed the remnants of the burned structure. What appeared to be appliances were observed within the remnants of the structure. The structure was still smoldering at the time of the visit. Photos taken are attached to this report. At the time of the visit the owners were not present on the property, therefore no interviews took place.

On July 9, 2024 MCEMD received a complaint (Complaint ID 7764) of the illegal burning on this property from Dustin Burger with the Illinois Environmental Protection agency. I (Amy) informed Dustin that we were aware of the fire and currently working on the inspection report.

Summary of Apparent Violation(s)

Status	Date Cited	Violation	Narrative
New	7/2/2024	9(a)	Cause, Threaten or allow air pollution in Illinois
New	7/2/2024	9(c)	Cause of allow open burning

New	7/2/2024	21(a)	Cause or allow open dumping
New	7/2/2024	21(d)(1)	Conduct any waste-storage, waste treatment, or waste-disposal operation without a permit
New	7/2/2024	21(d)(2)	Conduct any waste storage, waste treatment, or waste disposal operation in violation of any regulations or standards adopted by the board
New	7/2/2024	21(e)	Dispose, treat, store, or abandon waste, or transport waste into Illinois for such activities, except at a site meeting Act and regulatory requirements
New	7/2/2024	21(p)(1)	Litter
New	7/2/2024	21(p)(3)	Open Burning
New	7/2/2024	21(p)(7)	Deposition of general construction or demolition debris as defined at §3.160(a) or clean construction or demolition debris as defined at § 3.160(b)

COUNTY OF MACON

AFFIDAVIT

MACON COUNTY)
 ENVIRONMENTAL MANAGEMENT DEPT.,)
)
 Complainant,)
)
 v.)
)
 ROGER & HOLLIE MAJOR,)
)
 Respondent.)

Administrative Citation: ACL-2024-MC-001
 (MCEMD No. 2024-001: LPC1158015024)

Affiant, Tom Williams, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is the Fire Chief for South Wheatland Township fire department and has been the Fire Chief at all times pertinent hereto.
2. On June 29, 2024, the South Wheatland Fire Department was dispatched to a structure fire at the property occupied and/or operated by Roger Major & Hollie Major located in Macon County, Illinois and known as 6555 W Rock Springs Rd., Decatur, IL by the Illinois Environmental Protection Agency. Said site has been assigned Site Code No. 1158015024.
3. Affiant and the rest of the fire department extinguished the fire.
4. Affiant recorded photographs while extinguishing as well as the next day when they went to check for hot spots in the debris. All photographs are documented in the Inspection Report completed by MCEMD.
5. Affiant sent the report from the fire call to MCEMD.
6. As a result of the activities referred to in Paragraphs 2 through 5 above, to the best of Affiant's knowledge and belief, is an accurate representation of Affiants observations and factual conclusions with respect to the property.

Tom Williams

 Tom Williams

Subscribed and Sworn to before me
 this 30 of July.
Maria R. Roarick

 Notary Public



AFFIDAVIT

MACON COUNTY)
ENVIRONMENTAL MANAGEMENT DEPT.,)
Complainant,)
v.)
ROGER & HOLLIE MAJOR,)
Respondent.)

Administrative Citation: ACL-2024-MC-001
(MCEMD No. 2024-001: LPC1158015024)

Affiant, Wayne Hirst, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a resident along Nevada Dr. whose property adjoins the property located at 6555 W. Rock Springs Rd and has been a resident at all times pertinent hereto.

2. On June 29, 2024, Affiant was at their residence when a structure fire was observed at the property occupied and/or operated by Roger Major & Hollie Major located in Macon County, Illinois and known as 6555 W Rock Springs Rd., Decatur, IL by the Illinois Environmental Protection Agency. Said site has been assigned Site Code No. 1158015024.

3. Affiant reported the fire to the South Wheatland Township Fire Department.

4. Affiant then filed a complaint report with the United States Environmental Protection Agency

5. As a result of the activities referred to in Paragraphs 2 & 3 above, to the best of Affiant's knowledge and belief, is an accurate representation of Affiants observations and factual conclusions with respect to the property.

Wayne Hirst
Wayne Hirst

Subscribed and Sworn to before me
this 25 of July ..

MARIA R. ROARICK
Notary Public



Reported by Wayne Hirst to Amy McKinney of Macon County Environmental Management at 141 S. Main St. Room 501, Decatur, Illinois, 62526 on July 25, 2024.

1) I reside at 2702 NEVADA RD, 1 and have resided at this address since NOV 30, 1994.

2) At approximately 8:00 pm on June 29th, I noticed black smoke coming from the property adjoining mine to the north. I walked to the north eastern corner of my property to observe the smoke.

4) I then called 911 to report the fire.

3) Mr. Major was sitting at a picnic table near the fire. I approached Mr. Major, and asked what they were doing. Mr. Major stated that it was on fire when he arrived on site.

5) I then walked back to my home.

6) I made reports to the Environmental Protection Agency regarding my observations as describe in items 2 and 3 above, on July 9, 2024.

Printed Name of person making report: WAYNE HIRST

Signature of person making the report: Wayne Hirst

Date: 7/25/2024

Inspection Photographs

Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: June 29, 2024
Time: Unknown
Photographer: Tom Williams
Photograph: 01
Direction of subject: Unknown
Comments: Actively Burning - Photo from Fire Department



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: June 29, 2024
Time: Unknown
Photographer: Tom Williams
Photograph: 02
Direction of subject: Unknown
Comments: Brush pile also burning – Photo from Fire Department.



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: June 30, 2024
Time: Unknown
Photographer: Tom Williams
Photograph: 03
Direction of subject: SE
Comments: Smoldering the next day – Photo from Fire Department



Inspection Photographs

Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: June 30, 2024
Time: Unknown
Photographer: Tom Williams
Photograph: 04
Direction of subject: NE
Comments: Smoldering the next day – Photo from Fire Department



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: June 30, 2024
Time: Unknown
Photographer: Tom Williams
Photograph: 05
Direction of subject: SW
Comments: Smoldering the next day – Photo from Fire Department



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: July 2, 2024
Time: 3:19 p.m.
Photographer: Amy McKinney
Photograph: 06
Direction of subject: SW
Comments: Burn area still smoldering/smoking



Inspection Photographs

Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: July 2, 2024
Time: 3:19 p.m.
Photographer: Amy McKinney
Photograph: 07
Direction of subject: SW
Comments: Remnants of structure/foundation



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: July 2, 2024
Time: 3:20 p.m.
Photographer: Amy McKinney
Photograph: 08
Direction of subject: SW
Comments: Remnants of structure/foundation



Site: 1158015024
County: Macon
Site Name: Roger & Hollie Major
Date: July 2, 2024
Time: 3:20 p.m.
Photographer: Amy McKinney
Photograph: 09
Direction of subject: SE
Comments: Area appeared to be pushed/scraped with blade on a tractor/machinery



Inspection Photograph

Site: 1158015024

County: Macon

Site Name: Roger & Hollie Major

Date: July 2, 2024

Time: 3:20 p.m.

Photographer: Amy McKinney

Photograph: 10

Direction of subject: SW

Comments: Appeared to be appliances and metal remains from the structure





6555

Structure that was burned

Photos 8 & 10

Photos 3 & 9

Photo 4