



City of Chicago  
Richard M. Daley, Mayor

Department of Environment

N. Marcia Jiménez  
Commissioner

Twenty-fifth Floor  
30 North LaSalle Street  
Chicago, Illinois 60602-2575  
(312) 744-7606 (Voice)  
(312) 744-6451 (FAX)  
(312) 744-3586 (TTY)

<http://www.cityofchicago.org>

September 10, 2004

**RECEIVED**  
CLERK'S OFFICE

SEP 10 2004

STATE OF ILLINOIS  
Pollution Control Board

The Honorable Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street  
Suite 11-500  
Chicago, IL 60601

Re: City of Chicago Department of Environment v. Richland  
Group Enterprises, Inc.  
AC: 05-24  
CDOE No. 04-11-AC  
Site Code: 0136003219

Dear Clerk Gunn:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true copies of an Administrative Citation issued to the above-referenced Respondent, with a Notice of Filing.

On this date, the City of Chicago Department of Environment ("CDOE"), through its agent, will serve, via hand delivery, this Administrative Citation upon the Respondent. As soon as I receive the affidavit of service, I will promptly file a copy with you, for the purpose of entering a default judgement in the event Respondent fails or elects not to file a petition for review contesting the Administrative Citation.

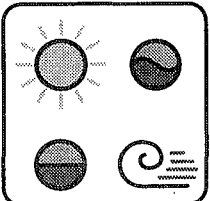
If you have any questions or concerns, please contact me at (312) 744-4018.

Sincerely,

Johnna Potthoff  
Special Assistant Corporation Council  
CDOE Permitting and Enforcement Division

Encl.

Chicago



Department of  
Environment



BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

SEP 10 2004

STATE OF ILLINOIS  
Pollution Control Board

CITY OF CHICAGO DEPARTMENT  
OF ENVIRONMENT, )

Complainant, )

v. )

RICHLAND GROUP ENTERPRISES, INC.)

Respondent. )

SITE CODE: 0136003219

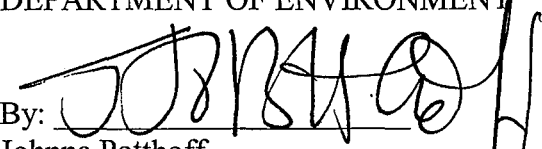
AC 05-26  
(CDOE No. 04-11-AC)

NOTICE OF FILING

To: Wallace K. Moy  
53 W. Jackson Blvd.  
Chicago, IL 60604  
Registered agent of Richland Group Enterprises, Inc.:

PLEASE TAKE NOTICE that on Sep. 10, 2004, we caused the attached Administrative Citation to be filed with the Clerk of the Illinois Pollution Control Board.

CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT

By:   
Johnna Potthoff  
CDOE Permitting and Enforcement Division

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS  
Pollution Control Board

CITY OF CHICAGO DEPARTMENT  
OF ENVIRONMENT,

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v.

RICHLAND GROUP  
ENTERPRISES, INC.,

Respondent.

AC 05-24  
(CDOE No. 04-11-AC)  
SITE CODE: 0136003219

ADMINISTRATIVE CITATION

Violation:

415 ILCS 5/21(p)(1)

415 ILCS 5/21(p)(7)(i)

Civil Penalty:

\$1,500.00

\$1,500.00

TOTAL: \$3,000.00

Facts

For this Administrative Citation to **RICHLAND GROUP ENTERPRISES, INC.** ("RICHLAND") the City of Chicago Department of Environment ("CDOE") states as follows:

1. Complainant, CDOE, is a unit of local government to which the Illinois Environmental Protection Agency has delegated authority to issue administrative citations pursuant to Section 4(r) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/4(r) (2004). CDOE is thus a "delegated unit" and may issue administrative citations under 35 Ill. Adm. Code 108.200.
2. Respondent **RICHLAND** engages in waste disposal activities and is a registered Illinois corporation doing business in Illinois.
3. On August 4, 2004, CDOE Investigator Lafayette Robertson inspected the site located approximately at 1800 S. Wentworth Avenue. A copy of his inspection report is attached as Exhibit 1 and made a part of this Administrative Citation. Investigator Robertson observed numerous piles of general construction and demolition debris and litter. The general construction and demolition debris and litter was visible by the public and included but was not limited to soil, wood, concrete, and bricks. Investigator Robertson spoke with RICHLAND agent, Wesley Man Wa Ng, who admitted that RICHLAND caused general construction and demolition debris and litter to be deposited at the site.

4. Based upon direct observations made by Investigator Robertson during the course of his inspection, CDOE has determined that Respondent violated the Act as follows:

a. Respondent caused or allowed the open dumping of waste in a manner resulting in litter, in violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2004).

b. Respondent caused or allowed deposition of general construction or demolition debris in violation of Section 21(p)(7)(i) of the Act, 415 ILCS 5/21(p)(7)(i) (2004).

5. Investigator Robertson's affidavit, attesting to his material actions and observations, is attached as Exhibit 2 and made a part of this Administrative Citation.

6. Based upon the foregoing facts, under Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), 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 civil penalty of **Three Thousand Dollars (\$3,000.00)**.

#### **Notices and Instructions to Respondent**

1. **You must pay the civil penalty set forth above unless you contest this Administrative Citation.** The following paragraphs contain payment instructions and more information about contesting this Administrative Citation.

2. To pay the civil penalty (and any other amounts due) send a check or money order, payable to the City of Chicago, to:

City of Chicago Department of Environment  
Permitting and Enforcement Division  
30 North LaSalle Street  
Suite 2500  
Chicago, Illinois 60602

To ensure that you receive timely and proper credit for your payment, complete a Remittance Form (see Exhibit 3, attached) and include it with your payment.

3. You may contest this Administrative Citation by filing a Petition for Review, including a Notice of Filing, Certificate of Service, and Appearance, with the Illinois Pollution Control Board ("Board").

4. **Any Petition for Review must be filed within thirty-five (35) days of the date of service of this Administrative Citation on you. The Board will not review the Administrative Citation if the Petition for Review is not filed within this time.**

5. The Petition for Review must be filed with:

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

A copy of the Petition for Review must be served on CDOE, at the following address:

City of Chicago Department of Environment  
Permitting and Enforcement Division  
30 North LaSalle Street  
Suite 2500  
Chicago, Illinois 60602

6. The contents of a Petition for Review and the procedures to be followed are governed by the Board's procedural rules. Copies may be obtained from the Clerk of the Board at the address above, by calling the Board at (312) 814-3620, or from the Board's web site at:

<http://www.ipcb.state.il.us/SLR/BoardProceduralandAdministrativeRules.asp>

7. If you do not contest this Administrative Citation by filing a petition for review with the Board within the allotted time, the Board will enter an order finding that you committed the violations alleged above and imposing the statutory civil penalty set forth above. See Section 31.1(d) of the Act, 415 ILCS 5/31.1(d) (2004), and 35 Ill. Adm. Code 108.500(a).

8. If you contest this Administrative Citation by filing a timely petition for review with the Board, the Board will hold a hearing. The Board's procedural rules have more information on hearings; see 35 Ill. Adm. Code Parts 101 and 108.

9. If the Board finds after the hearing that you committed a violation as alleged above, you will be assessed the hearing costs incurred by CDOE and the Board. Hearing costs are assessed in addition to the statutory civil penalty for the violations. If the Board finds after the hearing that you did not commit a violation as alleged above, or that the violation resulted from uncontrollable circumstances, you will not be assessed hearing costs and you will not have to pay a civil penalty.

10. If any civil penalty and/or hearing costs are not paid within the time set by the Board in its final order, interest on the amount due will be assessed against you from the date payment is due and including the date that payment is received.

11. If any civil penalty and/or hearing costs are not paid within the time set by the Board in its final order, the Office of the Illinois Attorney General and/or the City of Chicago Department of Law may initiate court proceedings against you to collect the amount due, plus any interest accrued. In that event you may also be liable for court costs.

Date: 9/9/07

CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT

By: N. Marcia Jiménez  
N. Marcia Jiménez  
Commissioner

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

SEP 10 2004

STATE OF ILLINOIS  
Pollution Control Board

CITY OF CHICAGO DEPARTMENT )  
OF ENVIRONMENT, )

Complainant, )

v. )

RICHLAND GROUP )  
ENTERPRISES, INC., )

Respondent. )

AC 05-24  
(CDOE No. 04-11-AC)  
SITE CODE: 0136003219

AFFIDAVIT

State of Illinois )  
County of Cook ) ss.:

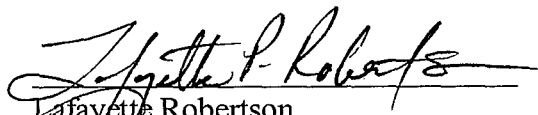
Affiant, Lafayette Robertson, being duly sworn, voluntarily deposes and states as follows:

1. At all times relevant to the above-captioned Administrative Citation, Affiant was employed as a senior environmental investigator by the City of Chicago Department of Environment.

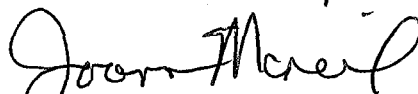
2. On August 4, 2004 approximately between 11:42a.m. and 2:00 p.m., Affiant conducted an inspection of the property approximately located at 1800 South Wentworth Avenue in Chicago, Illinois. Affiant's onsite inspection included canvassing the site, walking on the site, and photographing the site.

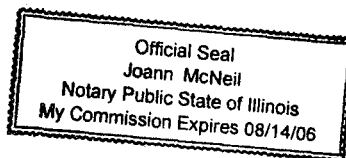
3. In connection with these inspections, Affiant completed the Inspection Report appended to and made part of the above-captioned Administrative Citation, which is an accurate record of Affiant's observations and factual conclusions with respect to this site.

FURTHER AFFIANT SAYETH NAUGHT.

  
Lafayette Robertson

Subscribed and sworn before me  
This 9th day of Sept, 2004.

  
Notary Public



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SEP 10 2004

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(CDOE No. 04-11-AC)  
SITE CODE: 0136003219

**REMITTANCE FORM**

FACILITY/PROPERTY:	SITE CODE: 0136003219
COUNTY: Cook	CIVIL PENALTY: \$3,000.00
DATE OF INSPECTION: 08/04/2004	DATE REMITTED: _____
Signature: _____	FEIN/SSN: _____
Print Name: _____	Title: _____

**Instructions**

Enter the date of your remittance, your Federal Employee Identification Number (FEIN) (or social security number (SSN) if an individual) and sign this Remittance Form. Print the name of the person signing this remittance Form and that person's title, if applicable. Send your check (payable to City of Chicago) along with Remittance Form to:

City of Chicago Department of Environment  
Permitting and Enforcement Division  
30 North LaSalle Street  
Suite 2500  
Chicago, IL 60602



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Open Dump Inspection Checklist

RECEIVED  
CLERK'S OFFICE

AUG 18 2004

SEP 10 2004

STATE OF ILLINOIS  
Regulation Control Board

County: COOK, CHICAGO LPC#: 0316003219

Location/Site Name: 1800 S. Wentworth Ave./Vacant Lot

Date: 08-04-04 Time: From 11:42a.m. To 2:00p.m. Previous Inspection Date: 05-14-01

Inspector(s): F. Garcia, L. Robertson Weather: clear, sunny

No. of Photos Taken: # 8 Est. Amt. of Waste: 850,000 yds<sup>3</sup> Samples Taken: Yes#      No X

Interviewed: Wesley Man Wa Na/Loan Officer, Perry Lao Complaint #:                     

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

**Operator:**  
**Richland Group**  
**3016 S. Halsted St.**  
**Chicago, IL.60608**  
**(312) 225-2828**

**Owner:**  
**Richland Group**  
**3016 S. Halsted St.**  
**Chicago, IL.60608**  
**(312) 225-2828**

	SECTION	DESCRIPTION	VIOL.
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	
4.	12(d)	CREATE A WATER POLLUTION HAZARD	
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	X
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	X
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	X
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	X
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	X
	(2)	Scavenging	
	(3)	Open Burning	
	(4)	Deposition of Waste in Standing or Flowing Waters	X

*PC*

	(5)	Proliferation of Disease Vectors	
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<b>X</b>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
10.	812.101(a)	<b>FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL</b>	
11.	722.111	<b>HAZARDOUS WASTE DETERMINATION</b>	
12.	808.121	<b>SPECIAL WASTE DETERMINATION</b>	
13.	809.302(a)	<b>ACCEPTANCE OF SPECIAL WASTE FROM A WASTE HAULER WITHOUT A WASTE HAULING PERMIT AND/OR MANIFEST</b>	
<b>OTHER REQUIREMENTS</b>			
14.		APPARENT VIOLATION OF: ( ) PCB; ( ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	
15.	OTHER:	21(P) (7) DEPOSITION OF GENERAL CONSTRUCTION OR DEMOLITION DEBRIS; OR CLEAN CONSTRUCTION OR DEMOLITION DEBRIS .	<b>X</b>

*S. Garcia, Z Roberts*

Signature of Inspector(s)

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- The provisions of subsection (p) of Section 21 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.
- Statutory effective date: through 1/8/97.
- Regulatory effective date: through 12/20/94.

**City of Chicago**  
**Department of Environment**  
**Narrative**

**Date:8-04-04**

**Site:1800 S. Wentworth**

**Site Code:0136003219**

**Time:11:42a.m.-2:00p.m.**

**Investigators: L. Robertson, F.Garcia**

**County: Cook-Chicago**

In Summary: Investigators conducted a routine inspection of the above site address and observed the following:

- History : The above site address is a vacant lot. The site is owned by the Richard land Group, a Real Estate Business located at 3016 S. Halsted St. The owner and manger is Perry Lao, Ph#312-225-2828.
- The site has a fence with a gate. The gate was down and unlocked. Also, the fence to the gate was down along West 19<sup>th</sup> Street. [Open to the public ].

Investigators canvass the site and observed new signs of dumping of mixed construction waste debris consisting of the following:

- Brick,
- Stone,
- Concrete,
- Wood,
- Scrap Metal,
- 55gal. Steel Drums,
- Tires,
- Lawn Waste Debris
- Paper and plastic litter,
- Standing Water around the dumped mounds.
- A Truck trailer with a Radioactive logo later ID as a storage trailer with construction equipment in it. Approximately 50,000 cubic yards of new waste construction debris are added to the already 800,000 cubic yards of waste construction debris seen on the site on 05-14-01

**City of Chicago**  
**Department of Environment**  
**Narrative**

**Date:8-04-04**

**Site:1800 S. Wentworth**

**Site Code:0136003219**

**Time:11:42a.m.-2:00p.m.**

**Investigators: L. Robertson, F.Garcia**

**County: Cook-Chicago**

Investigators proceeded to the owner of the above site, business office on South Halsted Street. The owner was not on the site. We met with is agent Wesley Man Wa Na [Loan Officer ].

- We returned to the dump site with the owners' agent who stated he did not know the dumping was still on going at the site nor did know the fence was damage and the gate was torn down.
- The Loan officer stated the waste debris on the site will be tested and remove to a permit facility. Investigators issued a N.O.V. for Municipal Code violations of 11-4-250 [ Waste Handling Facility ] 7-28-450 [Owner Responsible for Removal ]. The hearing date is pending for 09-30-04.

See the attachments .

I, L. Robertson, an employee of the City of Chicago Department of Environment, certify that I have conducted an inspection of the above referenced property on the date indicated. I further certify that the observations set forth in this report are true and accurate.

22  
Insp. #

L. Robertson  
Signature

*Lpc #0316003219*

*08-04-04*

*1800 S. Wentworth Ave.*

**STATE APPARENT VIOLATIONS**

**21(a) CAUSE OR ALLOW OPEN DUMPING.**

**21(d)(1) CONDUCT ANY WASTE-STORAGE , WASTE -TREATMENT, OR  
WASTE DISPOSAL OPERATION: WITHOUT A PERMIT**

**21(D)(2) CONDUCT ANY WASTE - STORAGE, WASTE TREATMENT, OR  
WASTE DISPOSAL OPERATION: IN VIOLATION OF ANY  
REGULATION OR STANDARDS ADOPTED BY THE BOARD.**

**21(E) DISPOSE, TREAT, OR ABANDON ANY WASTE, OR TRANSPORT  
ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING  
REQUIREMENTS OF THE ACT AND REGULATIONS.**

**21(P)(1) CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN  
A MANNER THAT RESULTS IN ANY OF THE FOLLOWING  
OCCURRENCES AT THE DUMP SITE: LITTER.**

**21(P)(4) Deposition of Waste in Standing or Flowing Waters .**

**21(P)(7) DEPOSITION OF GENERAL CONSTRUCTION OR DEMOLITION  
DEBRIS ; OR CLEAN CONSTRUCTION OR DEMOLITION DEBRIS .**

**55(a) No Person Shall: cause or allow Open Dumping of Any Used or Waste tire**

**08-4-04**

**0316003219**

**1800 S.Wentworth Ave.**

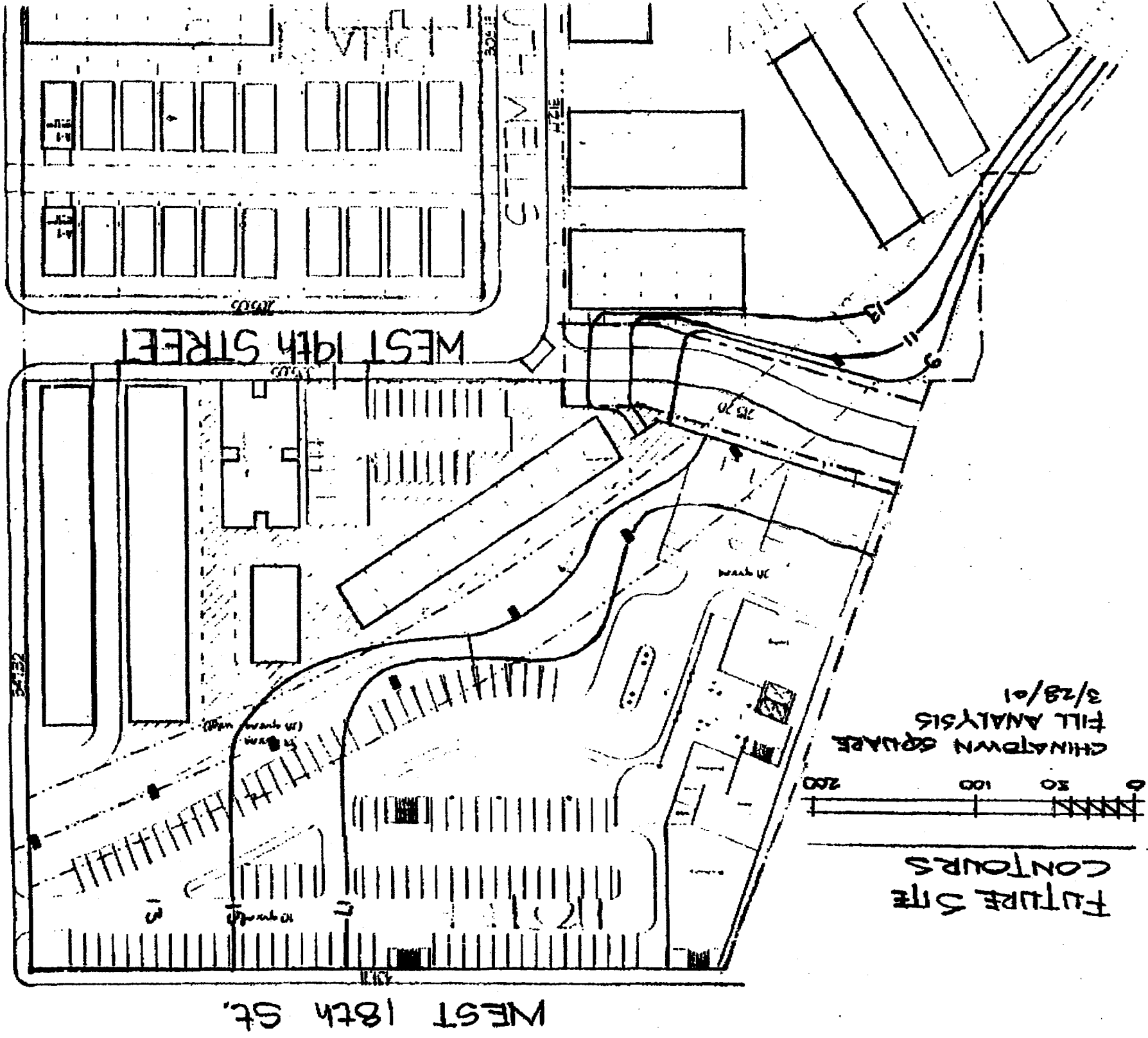
**City of Chicago**

**Municipal Code Violations**

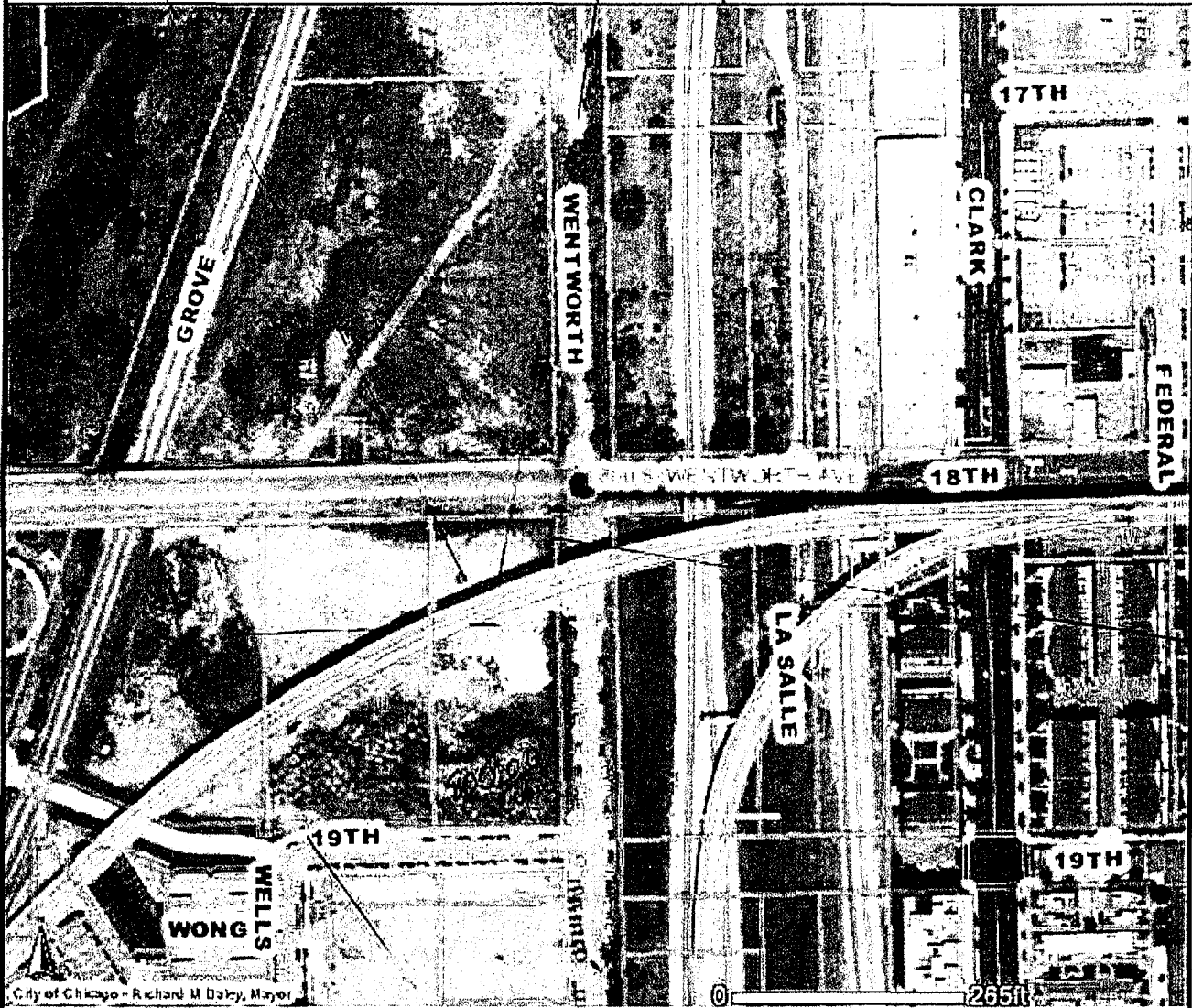
**11-4-250    Operating a Waste Handling Facilities without a Permit .**

**7-28-450    Owner Responsible for removal .**

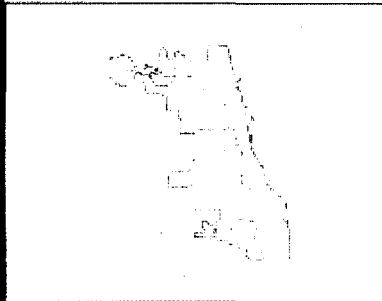
TH AVENUE  
MENTWORTH AVE.



# ArcIMS HTML Viewer Map



## Overview



## LEGEND

- COMMUNITY AREAS
- WARDS
- BUILDINGS
- STREETS
- SANBORN INDEX


The Sanborn Maps are loosely geo-referenced to the GIS data. The building footprints were captured from the 1998 aerial photography and have a locational accuracy of  $\pm 2.5$  ft. The building footprints have an address attribute, which is displayed on the map when the footprints are visible.

Map and data are provided without warranty of any kind, expressed or implied. Business & Information Services - GIS Division

Photo 8+8



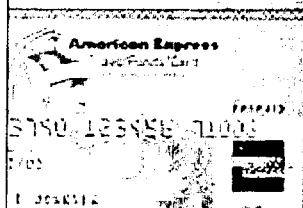
# MAPQUEST

 [Send To Printer](#) [Back to Map](#)

1800 S Wentworth Ave  
Chicago IL  
60616-4402 US

**Notes:**

**Presenting**  
**The TravelFunds® Card**  
from American Express

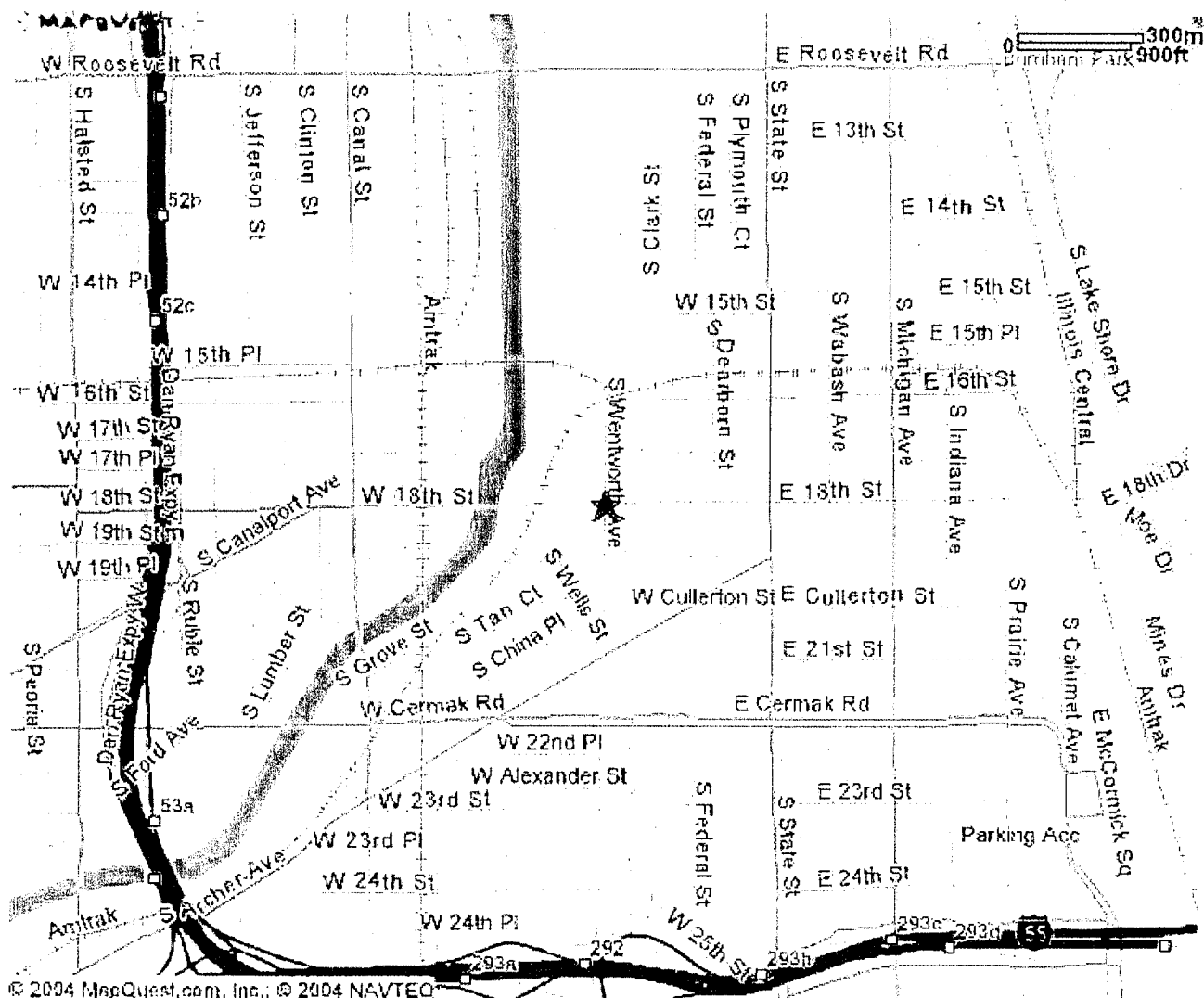


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NAVTEQ  
ON BOARD

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CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT  
PHOTOGRAPHS

Date:08-04-04

Site:1800 S. Wentworth

Site code: 0316003219

Time:11:42a.m.-2:00p.m.

Investigator: L. Robertson

County: Cook-Chicago



Roll#7880Photo# 1 Direction NW.

Comments: Photo of the above site address looking at the dumped construction waste debris through the down fence and gate.



Roll# 7880 Photo#2Direction NE

Comments: Closer view of waste of construction debris onthe above site address .

CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT  
PHOTOGRAPHS

Date:08-04-04

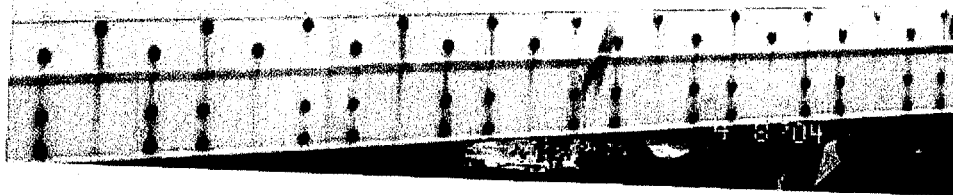
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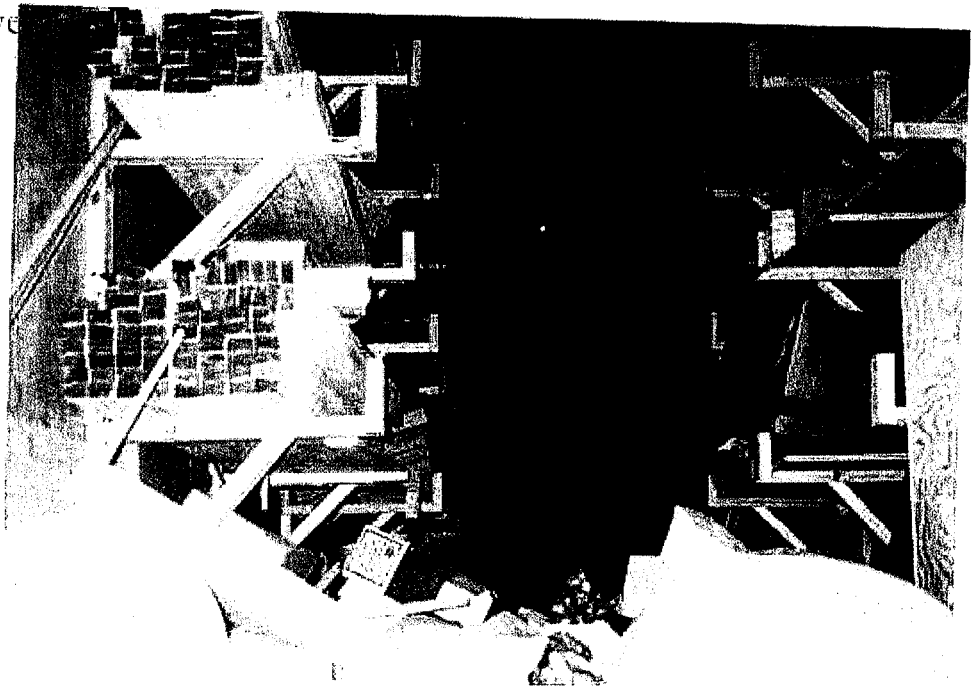
Investigator: L. Robertson

County: Cook-Chicago



Roll#7880Photo# 3 Direction NW.

Comments: Photo of the above site address looking at the side of a truck trailer with a logo of Radioactive



Roll# 7880 Photo#4Direction NE

Comments: Closer view of truck trailer with construction with equipment on the inside .

CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT  
PHOTOGRAPHS

Date:08-04-04  
Site:1800 S. Wentworth  
Site code: 0316003219

Time:11:42a.m.-2:00p.m.  
Investigator: L. Robertson  
County: Cook-Chicago



Roll#7880Photo# 5 Direction NW.

Comments: Photo of the above site address looking at the standing water around the waste piles .



Roll# 7880 Photo#6Direction NE

Comments: Closer view of the construction waste debris with 55 gal. drum mixed into piles .

CITY OF CHICAGO  
DEPARTMENT OF ENVIRONMENT  
PHOTOGRAPHS

Date:08-04-04  
Site:1800 S. Wentworth  
Site code: 0316003219

Time:11:42a.m.-2:00p.m.  
Investigator: L. Robertson  
County: Cook-Chicago



Roll#7880 Photo# 7 Direction NW.

Comments: Photo of the above site address looking at the waste piles mixed with tires .



Roll# 7880 Photo#8 Direction NE

Comments: Closer view of the site along South 19 Street investigator walk onto the site at the down fence .