

**RECEIVED**  
CLERK'S OFFICE

MAY 24 2005

STATE OF ILLINOIS  
Pollution Control Board

**INFORMATIONAL NOTICE !!!**

A 05-94

**IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.**

**NOTE:** This Administrative Citation refers to TWO separate State of Illinois Agencies. One is the **ILLINOIS POLLUTION CONTROL BOARD** located at James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The other state agency is the **ILLINOIS ENVIRONMENTAL PROTECTION AGENCY** located at: 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 61794-9276.

If you elect to contest the enclosed Administrative Citation, you must file a **PETITION FOR REVIEW** with **thirty-five (35) days** of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the clerk of the Illinois Pollution Control Board by either hand delivering or mailing to the Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Illinois Environmental Protection Agency at the address given above and should be marked to the **ATTENTION: DIVISION OF LEGAL COUNSEL**.

Any person other than individuals **MUST** appear through an attorney-at-law licensed and registered to practice law. Individuals may appear on their own behalf, or through an attorney. 35 Ill. Adm. Code 101.400(a).

MAY 24 2005

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
) )  
Complainant, )  
) )  
v. )  
) )  
RICHARD HOLMES d/b/a RICH'S )  
TOWING, and LINDA HOLMES, )  
) )  
Respondents. )

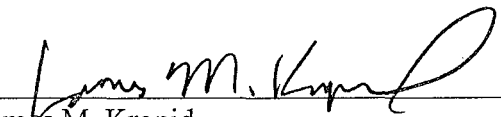
AC *05-74*  
(IEPA No. 143-05-AC)

**NOTICE OF FILING**

To: Richard Holmes, d/b/a Rich's Towing      Linda Holmes  
56 Airport Road                                      36 Airport Road  
Murphysboro, Illinois 62966                      Murphysboro, Illinois 62966

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,

  
\_\_\_\_\_  
James M. Kropid  
Special Assistant Attorney General

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

Dated: May 20, 2005

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED  
CLERK'S OFFICE

MAY 24 2005

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
) )  
Complainant, )  
) )  
v. )  
) )  
RICHARD HOLMES d/b/a RICH'S TOWING )  
and LINDA HOLMES, )  
) )  
) )  
Respondents. )

AC 05-74  
(IEPA No. 143-05-AC)

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2002).

FACTS

1. That Richard Holmes, d/b/a Rich's Towing, and Linda Holmes ("Respondents") are the present owners and operators of a facility located at the intersection of US 51 and Airport Road in Murphysboro, Jackson County, Illinois. The address is 56 Airport Road, Murphysboro, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Murphysboro/Rich's Towing.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0778015030.

3. That Respondents have owned and operated said facility at all times pertinent hereto.

4. That on March 30, 2005, Garrison Gross of the Illinois Environmental Protection Agency's Marion Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

#### VIOLATIONS

Based upon direct observations made by Garrison Gross during the course of his March 30, 2005 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 Respondents 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) (2002).

#### CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2002), 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 One Thousand Five Hundred Dollars (\$1,500.00). 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 June 15, 2005, 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 (2002), 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) (2002), 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 Respondent from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

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 (2002). 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 Respondents.

Renee Cipriano  
Renee Cipriano, Director *by wcc*  
Illinois Environmental Protection Agency

Date: 5-20-05

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

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**MAY 24 2005**

STATE OF ILLINOIS  
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
Complainant, )  
v. )  
RICHARD HOLMES d/b/a RICH'S )  
TOWING, and LINDA HOLMES, )  
Respondent. )

AC 05-74  
(IEPA No. 143-05-AC)

FACILITY:   Murphysboro/Rich's Towing                   SITE CODE NO.:   0778015030  
COUNTY:    Jackson                                       CIVIL PENALTY:   \$1,500.00  
DATE OF INSPECTION:   March 30, 2005

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.

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY )  
)  
Complainant, )  
)  
) IEPA DOCKET NO.  
v. )  
)  
Richard Holmes )  
)  
Respondent. )

AFFIDAVIT

Affiant, Garrison Gross, 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 March 30, 2005, between 11:55 AM and 12:25 PM, Affiant conducted an inspection of a disposal site operated by Richard Holmes, located in Jackson County, Illinois, and known as Murphysboro/Rich's Towing by the Illinois Environmental Protection Agency. Said site has been assigned site code number 0778015030 by the Agency.
3. Affiant inspected said Murphysboro/Rich's Towing site by an on-site inspection which included walking and photographing the site..



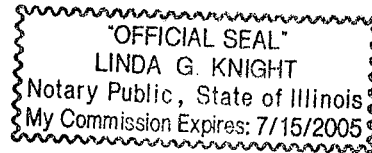
4. As a result of the material actions referred to in paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said Murphysboro/Rich's Towing.

Garmon Gross

Subscribed and Sworn to before me

this 26<sup>th</sup> day of April 2005

Linda G. Knight  
Notary Public



GES:GG:gs/21291/04-26-05

# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Tire Storage Site Inspection Checklist

County: Jackson LPC#: 0778015030 Region: 7 - Marion

Facility Name: Rich's Towing

Facility Location: 56 Airport Road, Murphysboro, IL 62966 Telephone: 618-549-7782

(SW corner, Intersection of US 51 & Airport Road)

Inspection Date: March 30, 2005 Time: From 11:55 am To 12:25 pm Previous Inspection Date: 12/01/2004

Inspector(s): Garrison Gross & Gary Steele No. of Photos Taken: 18

Weather: Overcast skys, 57° F, windy No. of Samples Taken: none

Interviewed: Rich Holmes Complaint #: none

Waste Tire Hauler Used: unknown Hauler Registration Number: unknown

Responsible Party Mailing Address(es):  
Rich's Towing  
Rich Holmes  
56 Airport Road  
Murphysboro, IL 62966

Linda Holmes  
36 Airport Road  
Murphysboro, IL 62966

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APR 28 2005

**IEPA/BOL**

1000

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

SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>		
1	21(k) FAIL OR REFUSE TO PAY ANY FEE IMPOSED UNDER THIS ACT	<input checked="" type="checkbox"/>
2	55(a)(4) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
3	55(b-1) NO PERSON SHALL KNOWINGLY MIX ANY USED OR WASTE TIRE, EITHER WHOLE OR CUT, WITH MUNICIPAL WASTE	<input type="checkbox"/>
4	55(c) FAILURE TO FILE THE REQUIRED NOTIFICATION WITH THE AGENCY BY 1/1/90 OR WITHIN 30 DAYS OF COMMENCEMENT OF THE STORAGE ACTIVITY.	<input checked="" type="checkbox"/>
5	55(d)(1) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE WHICH CONTAINS MORE THAN 50 USED TIRES WITHOUT MEETING THE FOLLOWING REQUIREMENTS BY JANUARY 1 OF EACH YEAR: <ul style="list-style-type: none"> <li>i. Register the Site with the Agency</li> <li>ii. Certify to the Agency that the Site Complies with any Applicable Standards Adopted by the Board Pursuant to Section 55.2</li> <li>iii. Report to the Agency the Number of Tires Accumulated, the Status of Vector Controls, and the Actions Taken to Handle and Process the Tires</li> <li>iv. Pay the Fee Required under Subsection (b) of Section 55.6</li> </ul>	<input checked="" type="checkbox"/>
6	55(e) CAUSE OR ALLOW THE STORAGE, DISPOSAL, TREATMENT OR PROCESSING OF ANY USED OR WASTE TIRE IN VIOLATION OF ANY REGULATION OR STANDARD ADOPTED BY THE BOARD. Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
7	55(f) ARRANGE FOR THE TRANSPORTATION OF USED OR WASTE TIRES AWAY FROM THE SITE OF GENERATION WITH A PERSON KNOWN TO OPENLY DUMP SUCH TIRES	<input type="checkbox"/>
8	55(g) ENGAGE IN ANY OPERATION AS A USED OR WASTE TIRE TRANSPORTER EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS. Note: Also Mark a Violation of Subpart F	<input type="checkbox"/>
9	55(h) CAUSE OR ALLOW THE COMBUSTION OF ANY USED OR WASTE TIRE IN AN ENCLOSED DEVICE UNLESS A PERMIT HAS BEEN ISSUED BY THE AGENCY	<input type="checkbox"/>

10	55(i)	CAUSE OR ALLOW THE USE OF PESTICIDES TO TREAT TIRES EXCEPT AS PRESCRIBED BY BOARD REGULATIONS (Note: Also Mark a Violation of 848.205)	<input type="checkbox"/>
11	55.6(b)	FAILURE OF THE OWNER OR OPERATOR OF A TIRE STORAGE SITE TO PAY TO THE AGENCY AN ANNUAL FEE OF \$100.00 BY JANUARY 1 OF EACH YEAR.	<input checked="" type="checkbox"/>
12	55.8(a)	ANY PERSON SELLING TIRES AT RETAIL OR OFFERING TIRES FOR RETAIL SALE IN THIS STATE SHALL:	
	(1)	Collect from Retail Customers a Fee of Two Dollars and Fifty Cents (\$2.50) Per Tire Sold to be Paid to the Department of Revenue.	<input checked="" type="checkbox"/>
	(2)	Accept for Recycling Used Tires from Customers, at the Point of Transfer, in Quantity Equal to the Number of New Tires Purchased.	<input type="checkbox"/>
	(3)	Post in a Conspicuous Place a Written Notice at Least 8.5 by 11 Inches in Size that Includes the Universal Recycling Symbol and the Following Statements: "DO NOT put used tires in the trash.", and "State law requires us to accept used tires for recycling, in exchange for new tires purchased."	<input checked="" type="checkbox"/>
13	55.8(b)	A PERSON WHO ACCEPTS USED TIRES FOR RECYCLING UNDER 55.8(a) SHALL NOT ALLOW THE TIRES TO ACCUMULATE FOR PERIODS OF MORE THAN 90 DAYS	<input type="checkbox"/>
14	55.9	RETAILERS SHALL COLLECT THE FEE FROM PURCHASER BY ADDING THE FEE TO THE SELLING PRICE OF THE TIRE. THE FEE IMPOSED SHALL BE STATED AS A DISTINCT ITEM SEPARATE AND APART FROM THE SELLING PRICE	<input checked="" type="checkbox"/>
<b>PART 848, SUBPART B: MANAGEMENT STANDARDS</b>			
15	848.202(b)	AT SITES AT WHICH <b>MORE THAN 50</b> USED OR WASTE TIRES ARE LOCATED THE OWNER OR OPERATOR SHALL:	
	(1)	<b>NOT</b> Place on or Accumulate Any Used or Waste Tire in Any Pile Outside of Any Building Unless the Pile is Separated from All Other Piles by 25 Feet and Aisle Space Is Maintained To Allow the Unobstructed Movement of Personnel and Equipment	<input type="checkbox"/>
	(2)	<b>NOT</b> Accumulate Any Used or Waste Tire in Any Area Located Outside of Any Building Unless the Accumulation is Separated from All Buildings, Whether on or off the Site, by 25 Feet	<input checked="" type="checkbox"/>
	(3)	<b>NOT</b> Place On or Accumulate Any Used or Waste Tire in Any Pile Which is Less than 250 Feet from any Potential Ignition Source, including Cutting and Welding Devices, and Open Fires unless all such activities are Carried Out Within A Building	<input type="checkbox"/>
	(4)	Drain Any Used or Waste Tire on the Day of Generation or Receipt	<input type="checkbox"/>
	(5)	<b>NOT</b> Store Any Used or Waste Tire for More Than 14 Days after Receipt Without Altering, Reprocessing, Converting, Covering or Otherwise Preventing the Tire from Accumulating Water	<input checked="" type="checkbox"/>
	(7)	<b>NOT</b> Accept Any Used or Waste Tire from a Vehicle in Which More than 20 Tires Are Loaded Unless the Vehicle Displays a Placard Issued by the Agency Under Part 848: Subpart F	<input type="checkbox"/>
	(8)	<b>NOT</b> Accumulate Any Tires in an Area with a Grade Exceeding 2% Without Meeting the Requirements of 848.202(d)(3)	<input type="checkbox"/>
16	848.202(c)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN 848.202 (b), THE OWNER OR OPERATOR OF A SITE AT WHICH <b>MORE THAN 500</b> USED OR WASTE TIRES ARE LOCATED SHALL:	
	(1)	Maintain a Contingency Plan Which Meets the Requirements of Section 848.203	<input checked="" type="checkbox"/>
	(2)	Meet the Record Keeping and Reporting Requirements of Part 848: Subpart C Note: Also Mark a Violation of Subpart C	<input checked="" type="checkbox"/>
	(3)	<b>NOT</b> Place or Accumulate any Used or Waste Tire in Any Pile Less Than 50 Feet From Grass, Weeds, Brush, Over-hanging Tree Limbs and Similar Vegetative Growth	<input checked="" type="checkbox"/>
	(4)	<b>NOT</b> Place or Accumulate any Used or Waste Tire in Any Tire Storage Unit That is More Than 20 Feet High by 250 Feet Wide by 250 Feet Long(Aisle Space Between Any Piles Within the Unit Shall Be Included in Determining the Width or Length of the Unit)	<input type="checkbox"/>

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

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

	(b)(4)	The weight or volume of used or waste tires combusted during the calendar year.	<input type="checkbox"/>
28	848.304(c)	FAILURE TO SUBMIT THE ANNUAL TIRE SUMMARY BY JANUARY 31 OF EACH YEAR	<input type="checkbox"/>
29	848.305	FAILURE TO RETAIN REQUIRED RECORDS ON SITE FOR 3 YEARS	<input type="checkbox"/>
<b>PART 848: SUBPART D: FINANCIAL ASSURANCE</b>			
NOTE: Applies to Sites which have Stored 5000 or More Used or Waste Tires			
30	848.400(b)(1)	<b>AT TIRE STORAGE SITES AT WHICH TIRES ARE FIRST STORED ON OR AFTER 1/1/92, FAILURE TO COMPLY WITH SUBPART D PRIOR TO STORING ANY USED OR WASTE TIRES</b> Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
31	848.400(b)(2)	<b>AT TIRE STORAGE SITES AT WHICH TIRES ARE STORED PRIOR TO 1/1/92, FAILURE TO COMPLY WITH SUBPART D BY 1/1/92.</b> Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
32	848.401(a)	FAILURE TO MAINTAIN FINANCIAL ASSURANCE EQUAL TO OR GREATER THAN THE CURRENT COST ESTIMATE CALCULATED PURSUANT TO SECTION 848.404 AT ALL TIMES, EXCEPT AS OTHERWISE PROVIDED BY 848.401 (b).	<input type="checkbox"/>
33	848.401(b)	FAILURE TO INCREASE THE TOTAL AMOUNT OF FINANCIAL ASSURANCE SO AS TO EQUAL THE CURRENT COST ESTIMATE WITHIN 90 DAYS AFTER ANY OF THE FOLLOWING: (1) <input type="checkbox"/> an increase in the current cost estimate (2) <input type="checkbox"/> a decrease in the value of a trust fund (3) <input type="checkbox"/> a determination by the Agency that an owner or operator no longer meets the financial test of Section 848.415 (4) <input type="checkbox"/> notification by the owner or operator that the owner or operator intends to substitute alternative financial assurance, as specified in Section 848.406 for self-insurance	<input type="checkbox"/>
34	848.404(a)(2)	BY JANUARY 1 OF EACH YEAR, FAILURE TO SUBMIT A WRITTEN COST ESTIMATE OF THE COST OF REMOVING ALL TIRES.	<input type="checkbox"/>
35	848.404(b)	FAILURE TO REVISE THE COST ESTIMATE WHEN COST ESTIMATES INCREASE.	<input type="checkbox"/>
<b>PART 848: SUBPART F: TIRE TRANSPORTATION REQUIREMENTS</b>			
36	848.601(a)	NO PERSON SHALL TRANSPORT MORE THAN 20 USED OR WASTE TIRES IN A VEHICLE UNLESS THE FOLLOWING REQUIREMENTS ARE MET: (1) <input type="checkbox"/> the owner or operator has registered the vehicle with the Agency in accordance with Subpart F, received approval of such registration from the Agency, and such registration is current, valid and in effect (2) <input type="checkbox"/> the owner or operator displays a placard on the vehicle, issued by the Agency following registration, in accordance with the requirements of Subpart F.	<input type="checkbox"/>
37	848.601(b)	NO PERSON SHALL PROVIDE, DELIVER OR TRANSPORT USED OR WASTE TIRES TO A TIRE TRANSPORTER FOR TRANSPORT UNLESS THE TRANSPORTER'S VEHICLE DISPLAYS A PLACARD ISSUED BY THE AGENCY UNDER SUBPART F IDENTIFYING THE TRANSPORTER AS A REGISTERED TIRE HAULER.	<input type="checkbox"/>
38	848.606(a)	UPON APPROVAL OF A REGISTRATION AS A TIRE TRANSPORTER, THE OWNER OR OPERATOR OF ANY VEHICLE REGISTERED TO TRANSPORT USED OR WASTE TIRES SHALL PLACE A PLACARD ON OPPOSITE SIDES OF THE VEHICLES WHICH DISPLAYS A NUMBER ISSUED BY THE AGENCY FOLLOWING THE WORDS "Registered Tire Transporter: (number)."	<input type="checkbox"/>
39	848.606(b)	REGISTERED TIRE TRANSPORTER NUMBERS AND LETTERS SHALL BE REMOVABLE ONLY BY DESTRUCTION. DIRECTLY ADJACENT TO THE WORDS AND NUMBER, THE VEHICLE OWNER AND OPERATOR SHALL DISPLAY A SEAL FURNISHED BY THE AGENCY WHICH SHALL DESIGNATE THE DATE ON WHICH THE REGISTRATION EXPIRES.	<input type="checkbox"/>
<b>THE FOLLOWING VIOLATIONS MAY BE CITED WHEN WASTES, INCLUDING TIRES, HAVE BEEN <u>DISPOSED</u> AT A TIRE STORAGE SITE</b>			
40	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS.	<input type="checkbox"/>
41	9(c)	CAUSE OR ALLOW OPEN BURNING	<input type="checkbox"/>

42	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
43	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
44	21(a)	CAUSE OR ALLOW OPEN DUMPING <input type="checkbox"/> USED TIRES <input checked="" type="checkbox"/> OTHER WASTE	<input checked="" type="checkbox"/>
45	21(d)(2)	CONDUCT A WASTE STORAGE OPERATION IN VIOLATION OF ANY REGULATIONS OR STANDARDS ADOPTED BY THE BOARD UNDER THIS ACT. Note: Also Mark appropriate Violations of Part 848	<input type="checkbox"/>
46	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE AT A SITE WHICH DOES NOT MEET THE REQUIREMENTS OF THIS ACT AND REGULATIONS. Note: Also Mark appropriate Violations of Part 848	<input type="checkbox"/>
47	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING	
	(1)	Litter	<input checked="" 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"/>
	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input type="checkbox"/>
48	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
	(5)	Abandon, Dump or Dispose of Any Used or Waste Tire on Private or Public Property	<input type="checkbox"/>
49	848.202(b)(6)	Used or Waste Tires Shall not be Abandoned, Dumped or Disposed on Private or Public Property in Illinois, Except in a Landfill Permitted by the Agency Pursuant to 35 Ill. Adm. Code 807 or 811.	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
50		APPARENT VIOLATION OF: <input type="checkbox"/> PCB CASE NUMBER: <input type="checkbox"/> CIRCUIT COURT ORDER ENTERED ON:	<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Signature of Inspector(s):

*Garrison Gross*

**Informational Notes:**

- [Illinois] Environmental Protection Act: 415 ILCS 5/1 et seq.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G, Chapter I, Subchapter m, Part 848.
- 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 the references listed in #1, #2, and #3 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.



State of Illinois  
ENVIRONMENTAL PROTECTION AGENCY  
Narrative Inspection Report

Site #: 0778015030

Date of Inspection: March 30, 2005

County: Jackson

GPS Coordinates: N37.76663° W089.22276°

Site Name: Murphysboro / Rich's Towing

Inspectors: G. Gross, G. Steele

Township: Carbondale

RECEIVED

APR 28 2005

IEPA/BOL

Subject: Follow Up Inspection At Rich's Towing

**General Remarks:** A Tire Storage Site and Open Dump Inspection was conducted on Wednesday, March 30, 2005 at Rich's Towing in Murphysboro. Illinois EPA Bureau of Land Inspectors, Garrison Gross and Gary Steele, conducted the inspection. The property is located at the intersection of US 51 and Airport Road. The address is 56 Airport Road. The inspection was performed as a follow up to an earlier inspection performed on December 1, 2004. Weather conditions at the time of the inspection were overcast skies, 57° F, and windy.

The inspection began at approximately 11:55 AM. More than 175 vehicles were observed from offsite the property. They were unsightly and a scenic blight as one drives along US 51 or Airport Road. Most of them were located in the field south of the auto repair business (photos 001-003). Two large piles of tires were observed from Airport Road. One pile is adjacent to Airport Road (photo 004). This pile contained approximately 400 tires. The other pile is closer to the auto repair shop (photo 006). It contained approximately 500 tires. A few vehicles are visible from Airport road (photo 005). Due to the absence of weeds and brush, they appear to be recently acquired vehicles.

We spoke to Rich Holmes, owner of the business. We informed him that the Agency did not receive a response from him after the last inspection. Mr. Holmes said he didn't receive the inspection report. We informed him that the inspection was sent certified mail and that someone at the business had signed for it. He said it must have been his former employee, Matt Shelton. He said strange things had happened while Shelton worked for him. Mr. Steele said he would hand deliver a copy of the most recent Violation Notice Letter later in the afternoon.

Mr. Holmes was questioned about the waste tires at the property. He said he was still working on getting rid of them. He said the tires belong to Smith Dodge. He clarified that he brought the vehicles to his property to remove the tires and wheels. The vehicles were taken to Karco for scrap metal. He said he is still trying to get Smith Dodge to pay for the disposal of the tires. Mr. Holmes said approximately 100 tires had been hauled off since our last inspection. He was unable to provide the name, address, telephone number, or tire transporter registration number.

We questioned Mr. Holmes about the vehicles at his property and asked if he had a license from the Secretary of State. He said he operates a towing business, automotive repair shop and an impound yard. He said he didn't have a license from the Secretary of State but was looking into obtaining one. We asked him how long it had been since vehicles had been removed from the property. Mr. Holmes stated that it had been a couple of years since vehicles had been removed from the property. We asked him why so much time had passed. He said it took anywhere from 60 to 90 days to obtain a junk title for the impounded vehicles. He said he didn't have the time to mess with them. He said his customers came first, the towing and repair business was second and the junk vehicles might be third. Mr. Steele said 2-3 years was too long a time period to store the vehicles, plus it appeared that some of the vehicles had been there longer than that.



Mr. Holmes said he didn't know there was a problem with keeping vehicles at his property. We informed him that even if he had a license from the Secretary of State, he would need to remove vehicles on a regular basis. We informed him that without a license, waste vehicles should be removed at least once or twice a year. Mr. Holmes wanted to know why the Agency was getting tough on vehicles. We explained the Agency had been serious about waste vehicles for some time, but our inspections were primarily based on complaints.

We explained that we needed to take some more photographs of the vehicles in the field. Mr. Holmes did not accompany us on the remainder of the inspection. A few more piles of tires were observed scattered about the site (photo 009). Weeds, small brush and small trees, some 3-4 inches in diameter, had grown up around the piles of tires (photo 010). Some of the tires were observed off the rim.

Waste vehicles observed at the site were of various makes, models and conditions. Many were 1970's thru 1990's model vehicles. Weeds were growing up around most of the vehicles at the site. Several of the vehicles had been there long enough for small trees and woody brush to grow up around them (photos 007, 008, 015, 016, & 018). Some of the trees were 3-4 inches in diameter. Many of the vehicles showed signs of collision damage and several were missing doors, hoods, and/or windows (photos 011, 012, & 014). Other vehicles had the doors open and the interiors exposed to the elements (photo 013). More than 175 waste vehicles were observed at the site.

Six waste mobile homes were also observed at the site. A mobile home observed west of the repair shop was unlevelled and had the door open exposing the interior to the elements. Two mobile homes were observed directly south of the repair shop. Both were overgrown in small trees and brush (photo 007 & 008). Three dilapidated mobile homes were observed in the field south of the repair shop (photos 016 & 017). They were unlevelled and missing portions of the exterior siding.

The total amount of waste observed at the site, including the tires, waste vehicles and mobile homes was approximately 3300 cubic yards. The inspection ended at approximately 12:25 PM. At approximately 4:00 PM, Mr. Steele returned to Rich's Towing. He hand delivered a copy of the January 5, 2005 Violation Notice Letter and the December 1, 2004 Inspection Report to Mr. Holmes. The Supervisor of Assessment's Office in Jackson County identified Linda Holmes as the owner of parcel 15-04-301-003 (15.73 acres) and 15-04-301-005 (5.64 acres). They identified Richard Holmes as the owner of parcel 15-04-301-007 (.89 acres). Most of violations were observed on the 5.64 acre parcel 15-04-301-005.



State of Illinois  
ENVIRONMENTAL PROTECTION AGENCY  
Open Dump Inspection Site Sketch

Date: March 30, 2005

Site #: 0778015030

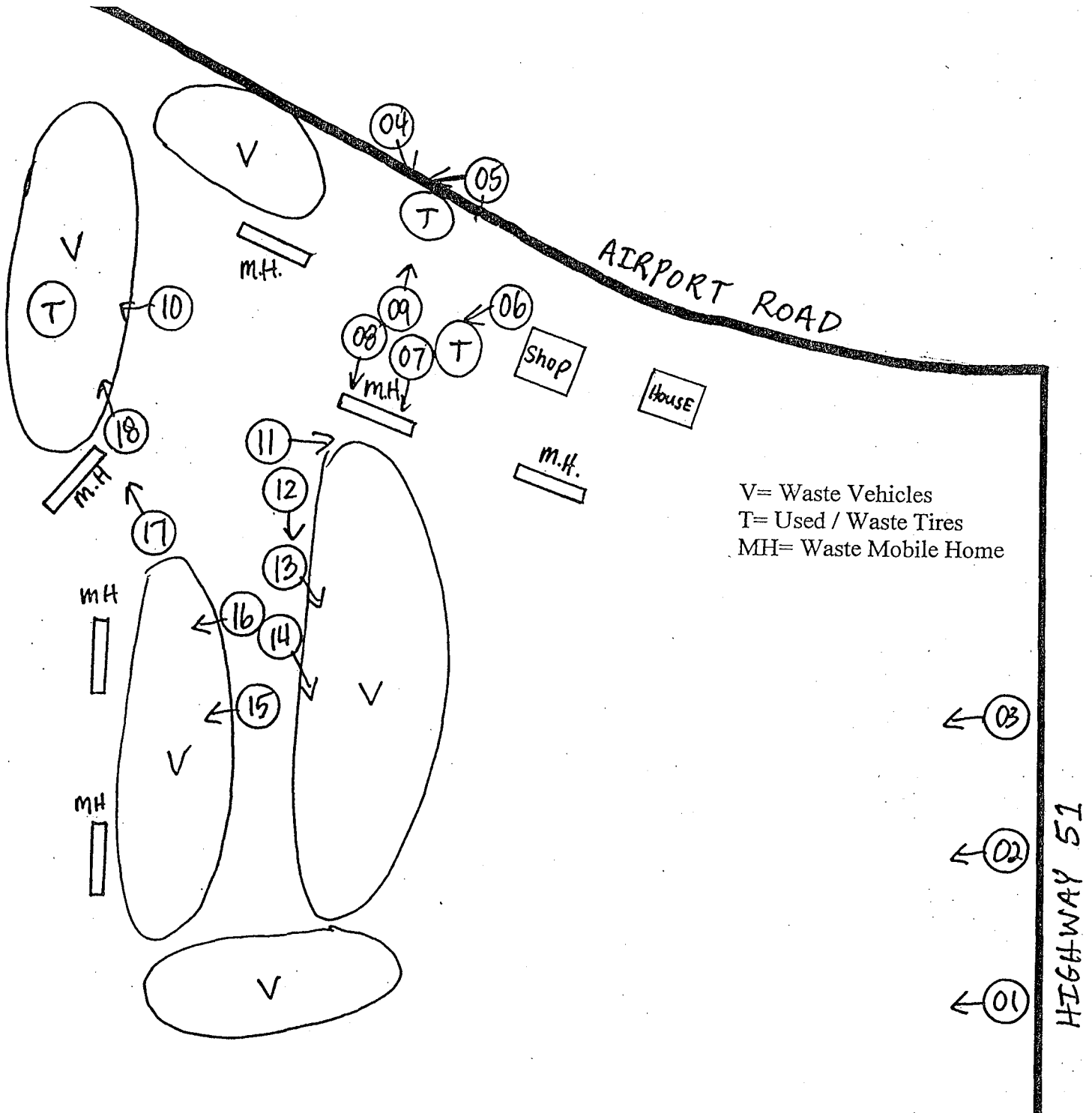
Site Name: Murphysboro / Rich's Towing

County: Jackson

Inspector: Garrison Gross, Gary Steele

GPS Coordinates: N37.76663° W089.22276°

Not Drawn to Scale: All Locations Are Approximate

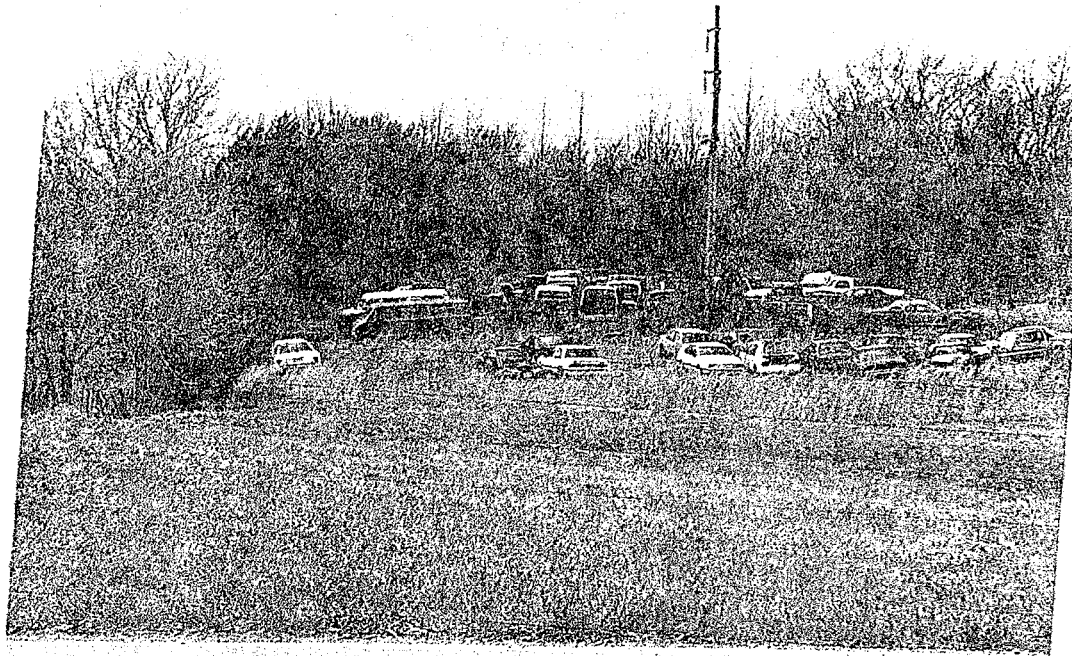




Illinois Environmental Protection Agency  
Bureau of Land  
Division of Land Pollution Control

**DIGITAL PHOTOGRAPHS**

LPC # 0778015030—Jackson County  
Murphysboro/Rich's Towing  
FOS File



Date: 03/30/2005  
Time: 11:57 AM  
Direction: West  
Photo by: G. Gross  
Exposure #: 001  
Comments:



Date: 03/30/2005  
Time: 11:57 AM  
Direction: West  
Photo by: G. Gross  
Exposure #: 002  
Comments:

File Names: 0778015030-03302005-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



Date: 03/30/2005  
Time: 11:57 AM  
Direction: Northwest  
Photo by: G. Gross  
Exposure #: 003  
Comments:



Date: 03/30/2005  
Time: 12:00 PM  
Direction: South  
Photo by: G. Gross  
Exposure #: 004  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 03/30/2005  
Time: 12:00 PM  
Direction: South  
Photo by: G. Gross  
Exposure #: 005  
Comments:



Date: 03/30/2005  
Time: 12:17 PM  
Direction: West  
Photo by: G. Gross  
Exposure #: 006  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg





**DIGITAL PHOTOGRAPHS**



Date: 03/30/2005  
Time: 12:17 PM  
Direction: South  
Photo by: G. Gross  
Exposure #: 007  
Comments:



Date: 03/30/2005  
Time: 12:18 PM  
Direction: South  
Photo by: G. Gross  
Exposure #: 008  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg



### DIGITAL PHOTOGRAPHS



Date: 03/30/2005  
Time: 12:18 PM  
Direction: North  
Photo by: G. Gross  
Exposure #: 009  
Comments:



Date: 03/30/2005  
Time: 12:18 PM  
Direction: West  
Photo by: G. Gross  
Exposure #: 010  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 03/30/2005  
Time: 12:18 PM  
Direction: East  
Photo by: G. Gross  
Exposure #: 011  
Comments:



Date: 03/30/2005  
Time: 12:19 PM  
Direction: South  
Photo by: G. Gross  
Exposure #: 012  
Comments:

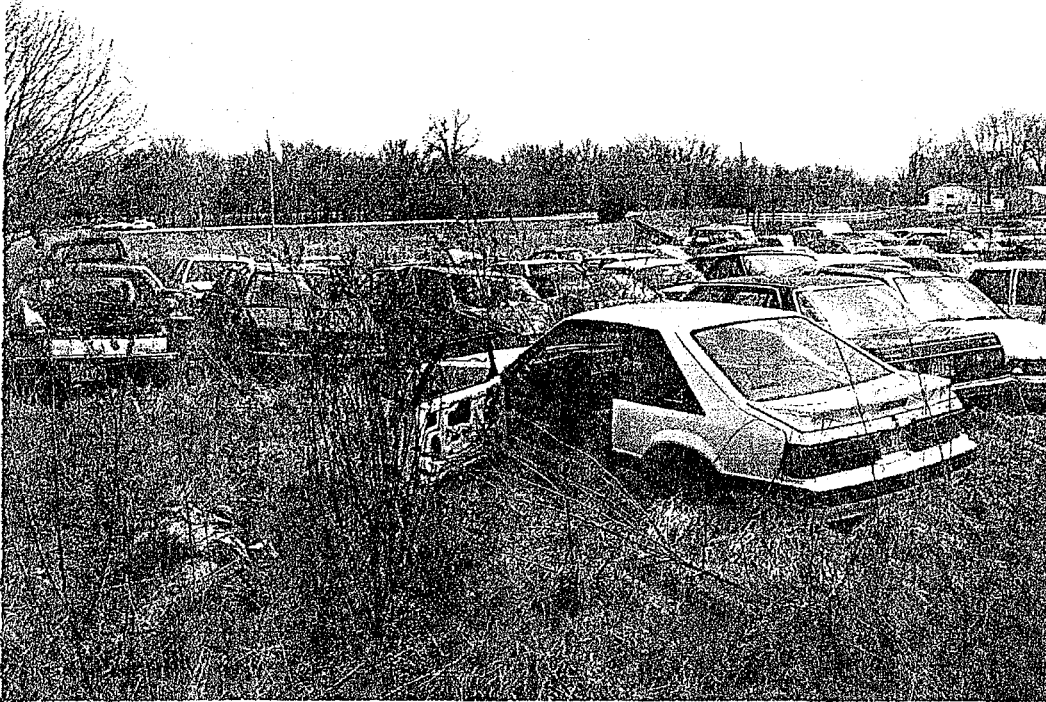
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**DIGITAL PHOTOGRAPHS**

Date: 03/30/2005  
Time: 12:19 PM  
Direction: Southeast  
Photo by: G. Gross  
Exposure #: 013  
Comments:



Date: 03/30/2005  
Time: 12:20 PM  
Direction: Southeast  
Photo by: G. Gross  
Exposure #: 014  
Comments:



File Names: 0778015030~03302005-[Exp. #].jpg



### DIGITAL PHOTOGRAPHS



Date: 03/30/2005  
Time: 12:20 PM  
Direction: West  
Photo by: G. Gross  
Exposure #: 015  
Comments:

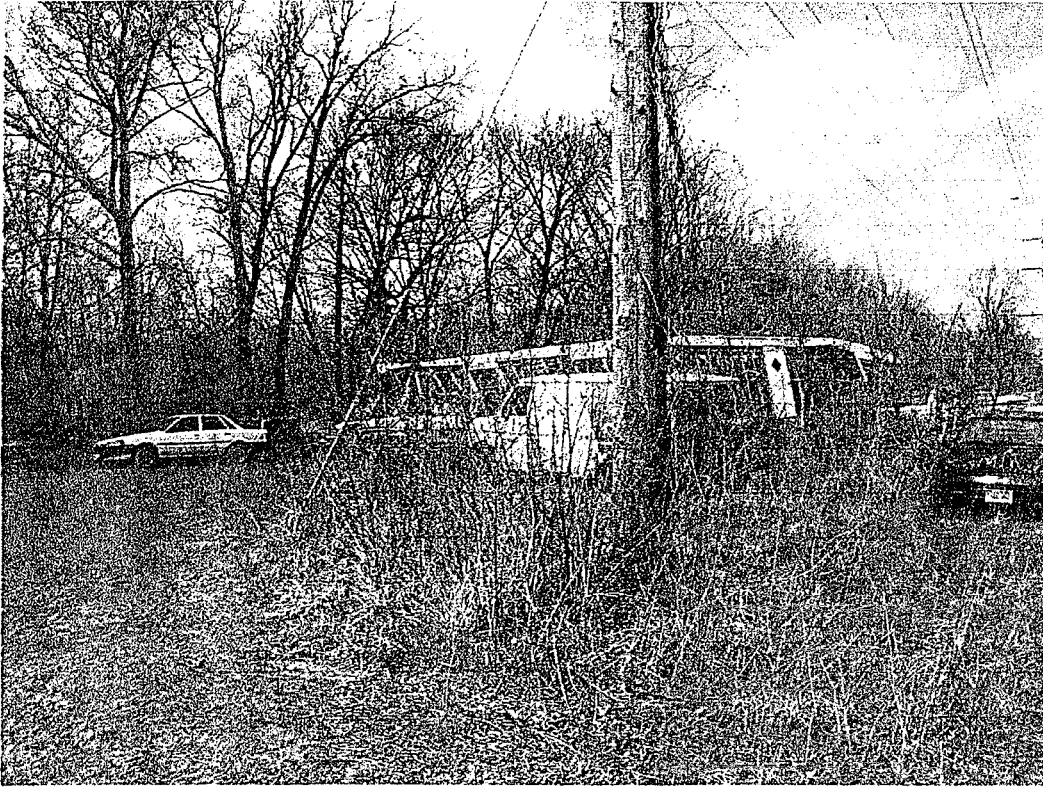


Date: 03/30/2005  
Time: 12:21 PM  
Direction: West  
Photo by: G. Gross  
Exposure #: 016  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 03/30/2005  
Time: 12:21 PM  
Direction: Northwest  
Photo by: G. Gross  
Exposure #: 017  
Comments:



Date: 03/30/2005  
Time: 12:22 PM  
Direction: Northwest  
Photo by: G. Gross  
Exposure #: 018  
Comments:

File Names: 0778015030~03302005-[Exp. #].jpg

Parcel Owner List

	Document Filing Date	Status Tax Yea ^	Alternate Names
HOLMES, LINDA		Current 2004	Retire Owner
HOLMES, LINDA		Current 2003	
HOLMES, LINDA		Current 2002	
HOLMES, LINDA		Current 2001	Save
HOLMES, LINDA		Current 2000	Close

Owner Detail

Individual     Organization  
 Last Name   
 First Name   
 Middle  Suffix   
 Address  U.S. Address     Foreign Address  
  
 City   
 State  Zip   
 Phone/FAX ( ) -   
 Birth Date 1   
 Birth Date 2  Lending Code

Deeded to This Owner?  Yes     No  
 Document Number   
 Document Book  Page   
 Document Type   
 Filing Date   
 Ownership   
 Trust Number   
 Comments

**Mailing Flags**  
 Tax Bill  Yes     No    Delinquent Notice  Yes     No  
 Change Notice  Yes     No    Exemption Notice  Yes     No

This name is associated with 6 parcel entries

Parcel Owner List

HOLMES, LINDA

- Attach / Add Owner
- Retire Owner
- Delete Owner
- Save
- Close
- Alternate Names
- View Name Use

Owner Detail

Individual  Organization

Last Name HOLMES

First Name LINDA

Middle Suffix

Address  U.S. Address  Foreign Address

36 AIRPORT RD

City MURPHYSBORO

State IL Zip 62966-0000

Phone/FAX ( ) -

Birth Date1 00/00/0000

Print Label  Yes  No

Birth Date2 00/00/0000

Lending

Deeded to This Owner?  Yes  No

Document Number

Document Book Page

Document Type

Document Date 00/00/0000

Ownership

Trust Number

Comments

Mailing Flags

- Tax Bill  Yes  No
- Delinquent Notice  Yes  No
- Change Notice  Yes  No
- Exemption Notice  Yes  No

This name is associated with 6 parcel entries



Airport

1  
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000

007

04

ORCHARD

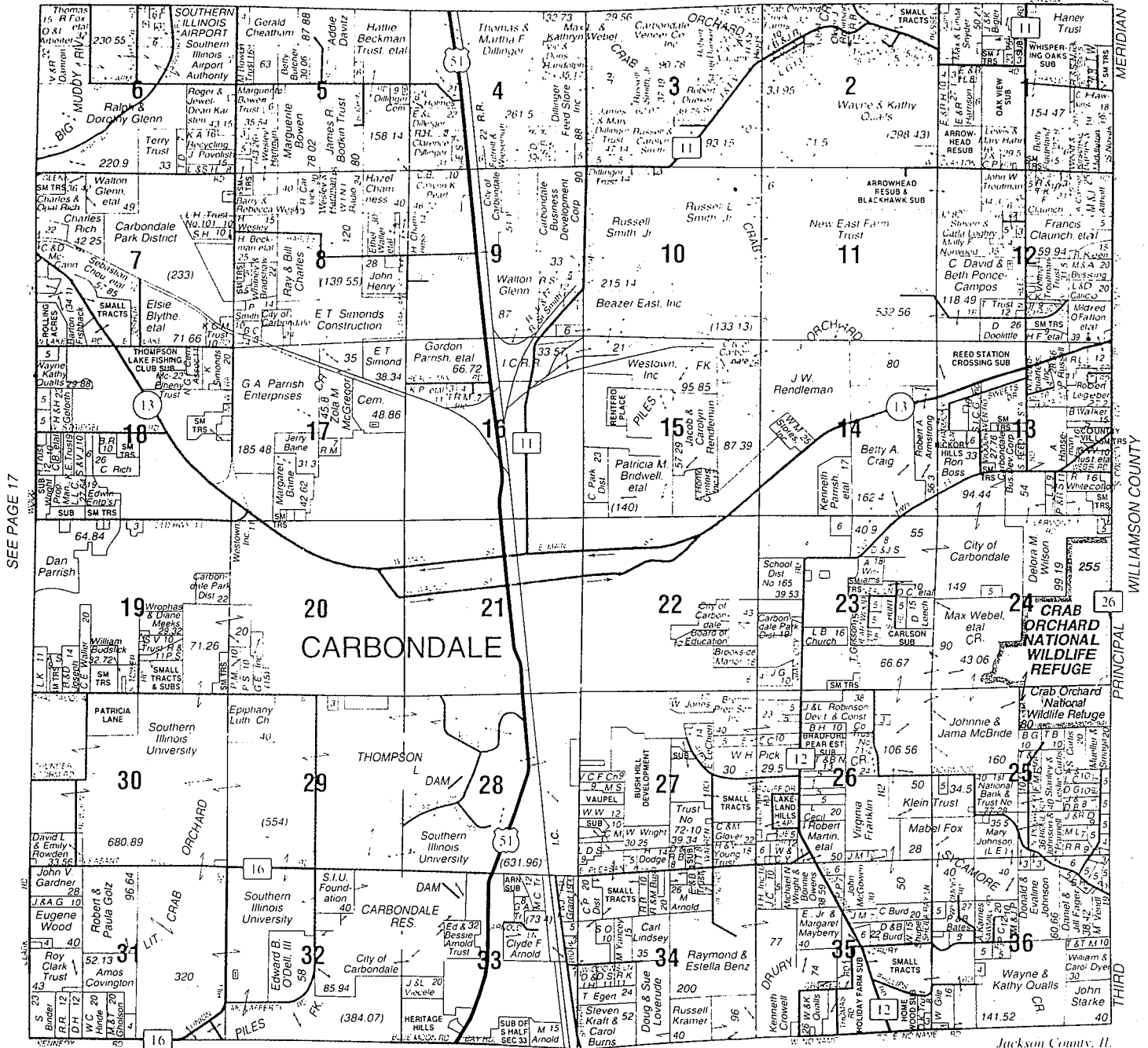
302

15-04-301-005  
5 64

Pt 006

Pt 21.72

SEE PAGE 24



SEE PAGE 17

© 2003 Rockford Map Pubs., Inc.

SEE PAGE 11

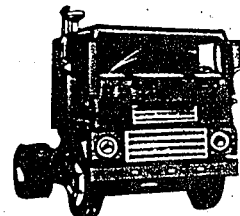
# BOST TRANSPORTATION SERVICE

Moving House, Office Materials

Daily Freight Service to  
St. Louis, Chicago, Memphis & Nashville

1134 North 11th • Murphysboro, IL 62966

Phone: (618) 684-3166



Visit Our Yard & Scales

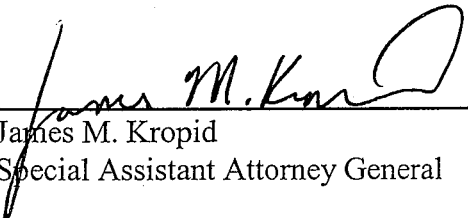
## PROOF OF SERVICE

I hereby certify that I did on the 20th day of May 2005, 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: Richard Holmes, d/b/a Rich's Towing	Linda Holmes
56 Airport Road	36 Airport Road
Murphysboro, Illinois 62966	Murphysboro, Illinois 62966

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

  
\_\_\_\_\_  
James M. Kropid  
Special Assistant Attorney General

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