RECEIVED CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD 1 6 2005

STATE OF ILLINOIS Pollution Control Board

COUNTY OF KANKAKEE,) (1)
Complainant,	1.05-18
•) Docket No.: ACO5-78
v.)
)
MUNICIPAL TRUST & SAVINGS BANK)
TRUST # 1605,	.)
Respondent.)

NOTICE OF FILING

TO: Municipal Bank & Trust #1697, P.O. Box 146, Bourbonnais, IL 60914-0146

YOU ARE HEREBY NOTIFIED that on June 14th, 2005 an Administrative Citation, Appearance, Affidavit and Open Dump Inspection Checklist was filed with the Clerk of the Illinois Pollution Control Board, Dorothy Gunn, located at the James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, IL 60601.

Edward D. Smith, State's Attorney County of Kankakee, IL

Rv

Assistant State's Attorney

RECEIVED CLERK'S OFFICE

JUN 1 6 2005

STATE OF ILLINOIS Pollution Control Board

PROOF OF SERVICE

I hereby certify that on June 14th, 2005 I sent by certified mail, Return Receipt Requested, with postage fully prepaid and depositing the same in the Mail, a true and correct copy of the following instrument(s) entitled Administrative Citation, Affidavit, and Open Dump Inspection Checklist:

To: Municipal Trust & Savings Bank

Trust #1605 P.O. Box 146

Bourbonnais, IL 60914-0146

And the original and nine (9) true and correct copies of the foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage fully prepaid:

To: Dorothy Gunn, Clerk

> Pollution Control Board James R. Thompson Center

100 West Randolph Street, Suite 11-500

Chicago, IL 60601

Subscribed and Sworn to before me this 14th day of June, 2005.

Kenneth B. Nelson

Assistant State's Attorney

189 E. Court Street, Suite 502 Kankakee, IL 60901

ARDC # 02031776

Tele: (815) 939-8833

Fax: (815) 929-3969

"OFFICIAL SE **BOBBIE WHEE** NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 10/17/05

RECEIVED CLERK'S OFFICE

JUN 16 2005

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS Pollution Control Board

COUNTY OF KANKAKEE,)
Complainant,	1.05.78
•	Docket No.: 405-78
v.	
)
MUNICIPAL TRUST & SAVINGS BANK)
TRUST # 1605,)
Respondent.)

APPEARANCE

NOW COMES Edward D. Smith, State's Attorney for Kankakee County, Illinois by Kenneth B. Nelson, Assistant State's Attorney and enters an appearance on behalf of Kankakee County, Illinois.

Please send all correspondence to:

Kenneth B. Nelson Assistant State's Attorney 189 E. Court Street, Suite 502 Kankakee, IL 60901 ARDC # 02031776 Kankakee, IL 60901 Tele: (815) 939-8833

Fax: (815) 929-3969

EDWARD D. SMITH, STATE'S ATTORNEY

For the County of Kankakee

Bv:

Assistant'State's Attorney

Dated: June 14, 2005

JUN 16 2005

STATE OF ILLINOIS Pollution Centrol Board

Ac05.

Edward D. Smith State's Attorney

Kenneth B. Nelson Assistant State's Attorney

STATE'S ATTORNEY COUNTY OF KANKAKEE CIVIL DIVISION

189 E. Court Street-Suite 502-Kankakee 60901-3992 (815) 937-2998 FAX: (815) 929-3969

June 14, 2005

The Honorable Dorothy Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center 100 West Randolph Street, Suite 11-500 Chicago, Illinois 60601 Via Certified Mail Return Receipt Requested

Re: County of Kankakee v. Municipal Trust & Savings Bank Trust #1605

Dear Clerk Gunn:

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

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 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.

Yours truly,

Edward D. Smith, State's Attorney

Assistant State's Attorney

cc: Rich Finley, IEPA, Des Plaines Regional Office

Ellen Robinson, IEPA, Springfield Office

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF KANKAKEE)	
Complainant,)	
)	
) AC	
v.)	
	•)	
MUNICIPAL TRUST & SAVINGS	S BANK)	
TRUST #1605,)	
Respondent)	

ADMINISTRATIVE CITATION

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

Facts

For this Administrative Citation to Municipal Trust and Savings Bank Trust No. 1605, the County of Kankakee ("County") states as follows:

- 1. Complainant, County, 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) (2003). County is thus a "delegated unit" and may issue administrative citations under 35 Ill. Adm. Code 108.200.
- 2. Respondent, Municipal Trust & Savings Bank Trust #1605, is an Illinois trust, which was the titled owner (at the time of the April 25, 2005 inspection) of real property located at PIN 09-25-100-006, approximately 18.75 acres vacant land E. North St..Bradley, Illinois.
- 3. On April 25, 2005, County inspector Donna Shehane inspected Respondent's property. A copy of her inspection report is attached as Exhibit 1 and made a part of this Administrative Citation.
- 4. Based upon direct observations made by Ms. Shehane during the course of her inspection, the County 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)(2003).
- b. Respondent caused or allowed the open dumping of waste in a manner resulting in open burning, in violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3)(2003).
- c. Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general and/or clean construction or demolition debris, in violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7)(2003).
- 5. Ms. Shehane's affidavit, attesting to her material actions and observations, is attached as Exhibit 2 and made a part of this Administrative Citation.
- 6. Bourbonnais Township Fire Department Report, dated April 25, 2005, is attached as Exhibit 3 and made a part of this Administrative Citation.
- 7. Based upon the foregoing facts, under Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5)(2003), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the three violations identified above, for a total civil penalty of Four Thousand Five Hundred Dollars (\$4,500.00).

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 County, to:

County of Kankakee Planning Department, Solid Waste Division 189 E. Court Street, Suite 200 Kankakee, Illinois 60901

To ensure that you receive timely and proper credit for your payment, complete a Remittance Form (see Exhibit 4, 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 the County At the following address:

Kankakee County State's Attorney's Office Civil Division 189 E. Court Street, Suite 502 Kankakee, Illinois 60901

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/rules/procedural/procedural.htm

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)(2003), 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 County of Kankakee 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: June 14, 2005

County of Kankakee

Its: Planning Director

RECEIVED CLERK'S OFFICE

JUN 16 2005

STATE OF ILLINOIS Pollution Control Board

REMITTANCE FORM

COUNTY OF KANKAKEE) Complainant,)	
v.)	AC 05.78
MUNICIPAL TRUST & SAVINGS BANK) TRUST #1605	
Respondent)	
Facility: PIN 09-25-100-006-Municipal Trust	Site Code: 0910555195
County: Kankakee	Civil Penalty: \$4,500.00
Date of Inspection: April 25, 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 Kankakee County, Planning Department, 2nd Floor, 189 E. Court Street, Kankakee, Illinois 60901.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY Open Dump Increases C. **Open Dump Inspection Checklist**

County:	Kankakee	LPC#:	0910555195	Region:	2 - Des Plaines
Location/S	Site Name:	Municipal Trust & Savi	ngs Bank Trust # 16	05 P.O. Box 146 Bourbo	nnais, IL 60914
Date:	04/25/2005	Time: From 3:00 pr	m To 3:40 pm	Previous Inspection Date) :
Inspector(s): Donna	Shehane; James Greer	nstreet Weather:	64F; W winds @ 10 mph	n; clear skies
No. of Pho	otos Taken: 7	# 20 Est. Amt. of W	aste: 10 yds ³	Samples Taken: Yes#	No 🛚
Interviewe	ed:		Comple	aint #:	
		Municipal Trust & Sa	vings Bank	James R. Vining	
Responsib	•	Trust # 1605	Wings Dank	1004 E. Broadway	
Mailing Adand Phone	, ,	P.O. Box 146		Bradley, IL 60915	
Number(s):	Bourbonnais, IL 609	14-0146		
				11	

	SECTION	DESCRIPTION	VIOL
	ILL	INOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS	
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	\boxtimes
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE-DISPOSAL OPERATION:	
	(1)	Without a Permit	\boxtimes
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	
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	
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RI IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	ESULTS
	(1)	Litter	\boxtimes
	(2)	Scavenging	
	(3)	Open Burning	\boxtimes
	(4)	Deposition of Waste in Standing or Flowing Waters	
	(5)	Proliferation of Disease Vectors	
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	

LPC#

Inspection Date:

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	\boxtimes
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	
		35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G	
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	
11.	722.111	HAZARDOUS WASTE DETERMINATION	
12.	808.121	SPECIAL WASTE DETERMINATION	
13.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	
		OTHER REQUIREMENTS	
14.		APPARENT VIOLATION OF: () PCB; () CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	
15.	OTHER:		

Signature of Inspector(s)

Informational Notes

- 1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- 2. Illinois Pollution Control Board: 35 III. 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.
- 4. 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.
- 5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d).
- 6. Items marked with an "NE" were not evaluated at the time of this inspection.

STATE OF ILLINOIS ENVIRONMENTAL PROTECTION AGENCY NARRATIVE INSPECTION REPORT DOCUMENT

Date of Inspection: 4/25/05 County: Kankakee

Site Name: Municipal Trust & Inspector: Donna Shehane

Savings Bank Trust # 1605

James R. Vining 1123 E. Broadway Bradley, IL 60915

Site Code: 0910555195 Time: 3:00 pm to 3:40 pm

GENERAL REMARKS

Jim Greenstreet and I arrived on site at approximately 3:00 pm to conduct an inspection of this site. The Solid Waste Division had received a complaint that a large amount of material had been piled on the ground near the railroad tracks on this parcel of land. The weather at the time of this inspection was 64 degrees Fahrenheit, with west winds at 10 mph and clear skies.

As we drove south on 4000 E. Road toward the site, we observed black smoke in the air. As we got closer we also observed a firetruck pulling up to the site. We parked the vehicle, identified ourselves to the firemen, and proceeded to the burning site.

Photos # 1-20 were taken of the waste materials on the ground at the site, and the burning of these waste materials.

Photo # 1, taken toward the east, reveals metal, plastic, paper, aluminum cans and other miscellaneous debris on the ground and burning.

Photo # 2 depicts an air conditioner, metal parts, aerosol cans and other miscellaneous debris on the ground and burning.

Photos # 3, # 4, and # 5 show more detail of the types of waste materials present, including lumber, drywall, tires, metal containers, paint cans, etc.

Photo # 6 is a close-up of a metal container on the ground at the site labeled as "nason," an automotive paint product.

Photos # 7 and # 8 were taken of additional waste materials, including cardboard, cans, metal, the remains of a burned tire, a waste tire, and other miscellaneous debris.

Photo # 9 was taken of another pile of waste on the ground at the site, although this pile was not burning. A close-up of this pile can be viewed in photo # 10. The waste in this pile included fabric, plastic, aluminum cans, prescription bottle, glass beer bottle, metal, and other miscellaneous debris.

Photos # 11 and # 12 reveal other waste materials on the ground including a fluorescent light bulb, paint cans, paper cup, and an envelope addressed to Jim Vining.

Photo # 13 was taken of a license plate found in the debris.

Photo # 14 reveals the fire department responding to the fire. Both the Village of Bradley, and the Bourbonnais Township fire departments responded. A copy of the Fire Department Report for this incident is attached to this inspection report.

Photos # 15 and # 16 depict the firemen putting out the fire.

Photo # 17 was taken of another envelope contained in a waste pile, addressed to Jim Vining.

Photo #18 was taken of the firemen sifting through the smoldering fire.

Photos # 19 and # 20 depict automobile parts, an air conditioner, a bicycle, and other debris in the fire.

We left the site at approximately 3:40 pm, leaving the firemen to finish their work.

The Municipal Trust and Savings Bank, Trust # 1605, was found to be out of compliance at the time of this inspection.

APPARENT VIOLATIONS CITED:

- 1. Section 9(a) of the Illinois Environmental Protection Act: Cause, Threaten, Or Allow Air Pollution in Illinois.
- 2. Section 9(c) of the Illinois Environmental Protection Act: Cause Or Allow Open Burning.
- 3. Section 21(a) of the Illinois Environmental Protection Act: Cause, Or Allow Open Dumping.
- 4. Section 21(d)(1) and 21(d)(2) of the Illinois Environmental Protection Act: Conduct Any Waste-Storage, Waste-Treatment, Or Waste-Disposal Operation: (1) Without A Permit (2) In Violation of Any Regulations or Standards Adopted by the Board.

- 5. Section 21(e) of the Illinois Environmental Protection Act: Dispose, Treat, Store, Or Abandon Any Waste, Or Transport Any Waste Into The State At/To Sites Not Meeting Requirements of Act.
- 6. Section 21(p)(1), 21(p)(3), and 21(p)(7) of the Illinois Environmental Protection Act: 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
 - (2) Open Burning
 - (3) Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris.
- 7. Section 55(a)(1) and 55(a)(2) of the Illinois Environmental Protection Act: No Person Shall: (1) Cause or Allow Open Dumping of Any Used or Waste Tire (2) Cause or Allow Open Burning of Any Used or Waste Tire
- 8. Section 812.101(a) of the 35 Illinois Administrative Code Requirements Subtitle G: Failure To Submit An Application For A Permit To Develop and Operate A Landfill

End Narrative By Donna Shehane

Time: 3:00 pm

Photo # 1 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: Open dumping and burning of waste



Date: 4/25/05

Time: 3:02 pm

Photo # 2 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments:
Open dumping and burning of waste



Time: 3:03 pm

Photo # 3 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments:
Open dumping and
burning of waste



Date: 4/25/05

Time: 3:05 pm

Photo # 4 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: waste including paint cans, plastic containers, metal, a waste tire, and miscellaneous debris on the ground at the site



Time: 3:07 pm

Photo # 5 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: additional waste on the ground at the site, including paint cans, plastic, metal, paper, aerosol cans



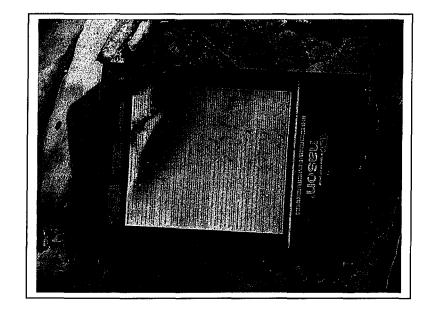
Date: 4/25/05

Time: 3:10 pm

Photo # 6 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: metal container on ground at site: "mason automotive paint product – medium reducer"



Time: 3:12 pm

Photo # 7 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: waste on the ground Includes aluminum cans; metal aerosal cans, metal debris, ashes, paper, cardboard, miscellaneous debris



Date: 4/25/05

Time: 3:15 pm

Photo # 8 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: open dumped and burned waste including tires, metal, lumber, and miscellaneous debris

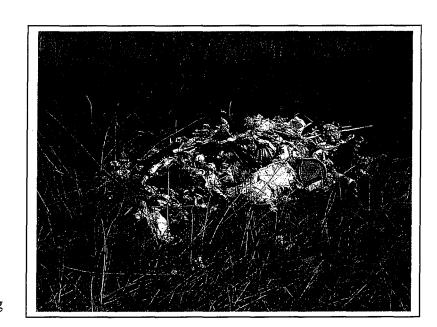


Time: 3:18 pm

Photo # 9 By: Donna Shehane'

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: Additional pile of waste on the ground at the site, including fabric, plastic, cans



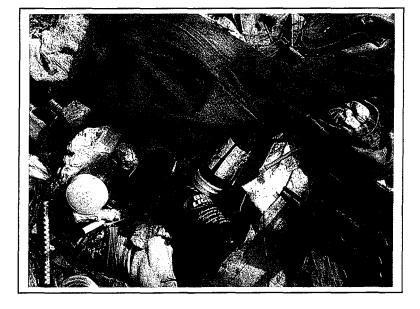
Date: 4/25/05

Time: 3:20 pm

Photo # 10 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: close-up of some of the waste materials on the ground at the site, including beer bottle, prescription container, blue jeans, and miscellaneous debris



Time: 3:22 pm

Photo # 11 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: waste on the ground including plastic, beer cans, metal, flourescent light, and miscellaneous debris



Date: 4/25/05

Time: 3:25 pm

Photo # 12 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: envelope found in waste pile addressed to Jim Vining, 1004 E. Broadway, Bradley, IL 60915



Time: 3:33 pm

Photo # 15 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: Firefighters

on site



Date: 4/25/05

Time: 3:35 pm

Photo # 16 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: firefighters

on site

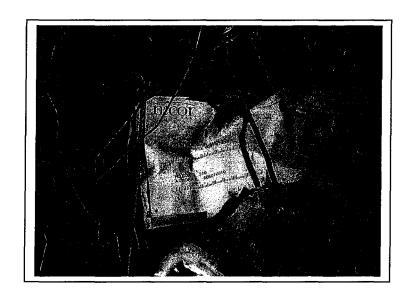


Time: 3:36 pm

Photo # 17 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: envelope addressed to Jim Vining on ground at site



Date: 4/25/05

Time: 3:38 pm

Photo # 18 By: Donna Shehane

Location: Vining 4000 E Rd & 2000 N Rd; north of tracks

Comments: firemen sifting through fire



Time: 3:39 pm

Photo # 19 By: Donna Shehane

Location: 4000 E Rd & 2000 N Rd; north of tracks

Comments: Smoldering waste on the ground at the site



Date: 4/25/05

Time: 3:40 pm

Photo # 20 By: Donna Shehane

Location: 4000 E Rd & 2000 N Rd; north of tracks

Comments: Air conditioner on the ground and burning as well as other metal and debris



Illinois EPA Open Dump Site Sketch

Date of Inspection: 4/25/05

County: Kankakee

Site Code: 0910555195

Inspector: Donna Shehane

Site Name: Municipal Trust & Savings Bank

Trust # 1605/

James Vining

Time: 3:00 pm to 3:40 pm

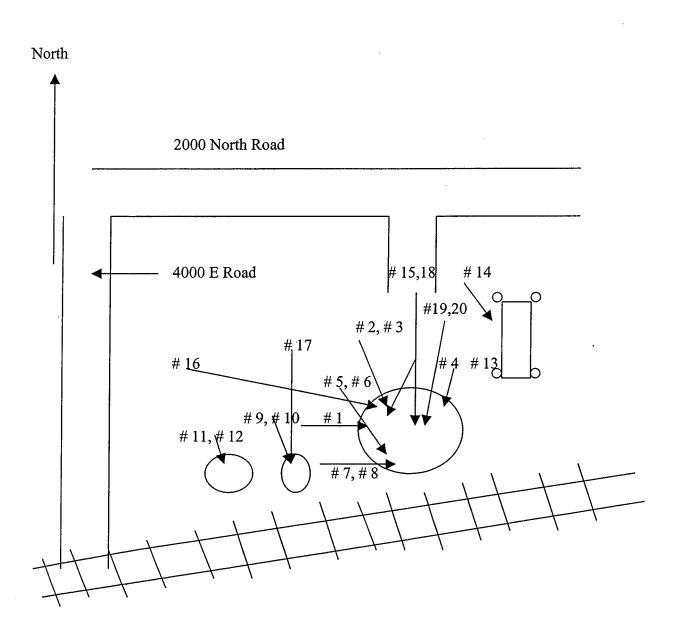


Exhibit 2

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COUNTY OF KANKAKEE,
Complainant,
v.)) AC
MUNICIPAL TRUST & SAVINGS BANK) (KA No. 05-02-AC) TRUST # 1605,
Respondent.
AFFIDAVIT
State of Illinois)) ss: County of Kankakee)
Affiant, Donna Shehane, being duly sworn, voluntarily deposes and states as follows:
1. At all times relevant to the above-captioned Administrative Citation, Affiant was employed as an inspector by the Kankakee County Planning Department, Solid Waste Division.
2. On April 25, 2005 between 3:00 p.m. and 3:40 p.m., Affiant conducted an inspection of the property located at PIN 17-09-25-100-006, approximately 18.75 acres of vacant land E. North St., Bradley, IL by the Kankakee County Planning Department, Solid Waste Division.
3. Affiant conducted an onsite inspection, which included walking around the property and photographing the site.
4. In connection with this inspection, 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. **Downa **Submet** **Downa
Donna Shehane
Subscribed and sworn before me This
Notary Public

938 Graded/care for plot of land

946 Lake, river, stream

960 Other street

951 Railroad right of way

961 Highway/divided highway

962 Residential street/driveway

124 Playground or park 655 Crops or orchard

559 Forest (timberland)

931 X Open land or field

807 Cutdoor storage area

919 Dump or sanitary landfill

NFIRS-1 Revision 03/11/99

Looker and enter a Property Use code only it you have NOT checked a Property Use box:

984 | Industrial plant yard

Property Use 931

Open land or field

K1 Person/Entity Inv	Olved Susiness name (if applicable) Area tode Shone Number	
Check This Box if same address as incident location. Then skip the three duplicate address lines. Fost Off	Fretix Street or Highway Street Type	Suffix
State	2ip Code Theck this box and attach Supplemental Forms (NFIRS-1S) as necessary	
K2 Owner Same as person in Then check this be the rest of this Local Option	x and skip	
		- J Suffix
duplicata address Number lines.	Frefix Street or Highway Street Type	Suffix
Fost Off	cc Box Apl./Suite/Room Ci-y Zip Code	
L Remarks Local Option		
FIRE BURNING ABOUT 80 AND WE RESPONDED WITH ENVIRONMENTAL MANAGER	TRE AT THE ABOVE LOCATION. CALLED BY PARK DISTRICT FOR A LARGE GARE 'X 1000' AREA SOUTH OF THE ROAD. BRADLEY RESPONDED WITH A BRUSH THAN ENG. AND A BRUSH TRUCK. KANKAKEE COUNTY CODE ENFORCEMENT AND BOTH ARRIVED ON SCENE. THE FIRE CONSISTED OF TIRES, WOOD, DRYWALL, ECES OF GARBAGE. FIRE WAS EXTINGUISHED WITHOUT INCIDENT. ALL UNITS	
		1
L Authorization		
0fficer in charge ID	Schultz, Joshua M FFP 04 25 Signature Position or rank Assignment Month pay Year	2005]
Check Box if X 330 some as Officer Member making report ID in charge.	Schultz, Joshua M FFP 04 25 Signeture Position of tank Assignment Month Lay Year	2005]

A	KB14:				5	YYY 2005	1 Station		-0000681	DOO PARPOSURE *	H	elete hange	NFIRS - 9 Apparatus o Resources) <u>T</u>
В	Apparatu	15 or *	,,	Date	and T	imes		Sent	Number	Ŭ\$e		Act	ons Taken	
	Resour				same as a			\mathbf{x}	of *	Check ONE box for apparatus to indi its main use at t	icale	ļ		
					th Day		Hour Min	<u> </u>	People	incident.				
1	ъ Е	NG63	Dispatch		4 25	2005	14:45			Suppress:	on	1	111	
l	туре 1	л I	Arrival	X	4 25	2005		X	4	EMS		-	1 1 1	
<u> </u>	-44-	<u> </u>	Clear		4 25	2005	15:48			Other				_
2	ID E	Q67	Dispatch		4 25	2005				X Suppressi	.on	1		
ĺ	тура 1	6	Arrival		4 25	2005		X	1	EMS	_	1	111	
			Clear	<u> </u>	4 25	2005	15:48			Other		L		_
3	cr		Dispatch		_				- 1 - 1	Suppressi	.cm	ı	1.1.1	
	Type	1	Arrival		إلىال					EMŞ		1		
<u> </u>	-4,54 [Clear				<u> </u>			Other		-		
4	ID	i	Dispatch					l.,		Suppressi	on	Ĺ		1
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1			Clear	<u> </u>	_		<u> </u>			Other				4
7	m [Dispatch					Ĭ ┌╌┐┊ <mark></mark>		Suppressi	on.	L		ı
	Туре		Arrival Clear		┸ ┸ ┸		<u> </u>			Other	ŀ	L		1
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	Туре	1	Arrival Clear	片는	_		<u> </u>		السنا	Other		L		1
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9	ID _		Dispatch Arrival	IJ Ĺ		إذب				Suppressi	202	Ĺ.		1
	Type		Clear		┷╅ ┸┇ ┸┇	<u></u>				□EMS □Other		L		I
Перт	e of App	na ra tus		UI										┥
	ound Fire				•	Marri	ne Equipm	- 4- 4 2 		Ī	364-14	3		
11	Engine						ire boat w					appar Additi	atus?	-
	Truck or Quint	aerial					oat, no pur				Shee			ı
	Tanker &	pumper co	mbinatio	n.		50 M	arine appar	atus, o	ther	i				-
	Brush tra					:	ort Equip			Other	1			1
•	ARF (Airc				nting)		reathing ag	- :	support	91 Mobi	le com	mand r	ost	
	Ground fi			Lner			ight and ai upport appa		nther	92 Chie	f offi	.cer ca		1
	avy Groun Dozer or		u=11 L	•			cal & Reso		-	93 HazM				1
	Tractor	£					escue unit	216E	in the second second	94 Typo 95 Type				ł
24	Tanker o	r bender					iban Soarci	& resc	ue unit	99 Priv	ately	owned	vehicle	١
	незил од	uipment, e	redic			73 E	igh angle I			00 Othe	r appa	ratus/	resource	
	rcraft.	و و درست					LS unit			NN Nome				Į
	Aircraft: Helitanke		ing tanke				LS unit odical and	rescue 1	mit.other			ed		
	Helicopte								·· ·•	•				
	Aircraft,		•				4			NFI	RS-9 R	evisio	n 11/17/98	1

A	KB143	IL	MM DD 4 25 cident Date *	2005	1 Station		-0000681	000 Exposure *	Delete	FIRS - 10 Personnel
	Apparatus or Resource		Date and Check 11 same Month Da	ás álarm dale	Hours/mins	x	PEODYE 14	USQ nack ONE box for ea operatus to indicat se main use at the acident.	ch List up	ns Taken Lo 1 actions apparatus porsonnel.
1	ID ENG63	Dispatel Arrival Clear	X 4	25 200! 25 200! 25 200!		Sent X	[_4]	X Suppression EMS		
	Personnel ID		Name		Rank or Grade	Attend X	Action Taken		Action Taken	Action Taken
330 343 344 350		Schultz, Flora, Ja Hoekstra, Jasinski,	mes Peter		FFP FFE FFE CAD	X X X X				
2	ID <u>EQ67</u> Type 16	Dispatch Arrival Clear	X 4 2	25 2005 25 2005 25 2005	14:56	Sent X	1 1	X Suppression EMS Other		
	Personnel ID		Name		Rank or Grade	Attend	Action Taken	Action Taken	Action Taken	Action Taken
066		Barten, G	eorge :		LI				, -	
3	туре	Dispatch Arrival Clear				Sent		Suppression SMS Other	<u> </u>	
	Personnel ID		Name		Rank or Grade	Attend X	Action Taken	Action Taken	Action Taken	Action Taken
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05/06/2005 FRI 05:39 FAX 815 935 9675

Bourbonnais Fire

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KB143 III 4 25 FDID State Inciden Date	2005 1	05-000681 Incident Number	Exposura	Responding Units/Personnel
Unit	Notify Time	Enroute Time	Arrival Time	Cleared Time
NG63 pumper	14:45:CO	14:45:00	14:45:00	15:48:00
Staff ID\Staff Name	Activity	Rank	Position	Role
330 Schultz, Joshua M	Fire At Scene	Firefighter		
343 Flora, James E	Fire At Scene	Firefighter		
344 ' Hoekstra, Peter 1	Fire At Scene	Firefighter		•
350 Jasinski, Jason W	Fire At \$cene	Cadet		
Q67 Brush Truck	14:45:00	14:50:00	14:56:00	15:48:00
Staff ID\Staff Name	Activity	Rank	Position	Role
066 Barten, George E	Fire At Scene	Lieutenant	,	

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