

BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS

1441 KINGSHIGHWAY LLC,)
)
 Petitioner,)
 v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
 Respondent.)

PCB No. 2024-032
(LUST Permit Appeal)

NOTICE OF FILING AND PROOF OF SERVICE

TO: Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 N. Grand Avenue East
P.O. Box 19274
Springfield, IL 62794-9274
(carol.webb@illinois.gov)

Richard Kim
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(richard.kim@illinois.gov)

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, a Certification of Petitioner's Hearing Exhibits, a copy of which is herewith served upon the above parties of record in this cause.

The undersigned hereby certifies that I served the aforementioned document by e-mail to each of the persons listed above at the above e-mail address on the 12th day of April, 2024, and the number of pages in the e-mail transmission are 7.

1441 Kingshighway, LLC,

BY: LAW OFFICE OF PATRICK D. SHAW

BY: /s/ Patrick D. Shaw

Patrick D. Shaw
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Springfield, IL 62704
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Petitioner,)	
v.)	PCB No. 2024-032
)	(LUST Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
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CERTIFICATION OF PETITIONER'S HEARING EXHIBITS

Pursuant to 35 Ill. Adm Code § 101.627, the following exhibits were offered for admission at the hearing in this matter and are filed herewith:

Petitioner's Exhibit 1

I, Patrick D. Shaw, certify that each hearing exhibit filed herein is an accurate reproduction of the corresponding exhibit offered at the hearing.

BY: /s/ Patrick D. Shaw

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**GOEBEL "TOD" ROWE
4601 BLACKWOLF ROAD
SPRINGFIELD, ILLINOIS 62711
todrowe66@gmail.com
(217) 741-4115**

EXPERIENCE:

CW³M Company, Inc., Springfield, Illinois

Environmental Engineer

January 2017 - Present

- Senior Project Manager for multiple Leaking Underground Storage Tank (LUST) sites, Site Remediation (SRP) Projects, Capital Development Board (CDB) Projects and Illinois Department of Transportation (IDOT) Projects; design and develop reports, plans, budgets for Illinois Environmental Protection Agency (IEPA) LUST incidents; conduct on-site sampling and documentation of soil and groundwater, well installation and site surveying; develop Phase I/II assessments, remediation plans, budgets; on-site removal and documentation of underground storage tanks and contaminated soil for IEPA and Office of the State Fire Marshall (OSFM.)

Illinois Community College Board - Workforce Development – Career Training Programs

Director

May 2010 – December 2016

- Perform day to day management of the Illinois Department of Transportation -Highway Construction Career Training Program and the Department of Commerce and Economic Opportunity/Office of Energy Assistance – Illinois Home Weatherization Assistance Program Contractor Training.
- Act as liaison and provide technical support with IDOT, DCEO, colleges, unions and advisory groups.
- Assist in other workforce development programs.

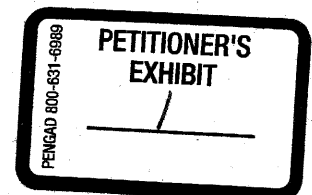
Springfield District 186 School District and Various Catholic Schools

May 2008 – April 2010

Substitute Teacher or Lunchroom/Playground Supervisor - Salary Varied

- Lunchroom/Playground Supervisor – Oversee volunteers in lunchroom and playground, make sure age groups are in the assigned areas, make sure the kids acting appropriately and respecting each other and school property.
- Substitute Teacher – Follow lesson plan assigned prepared by teacher or prepare lesson plan for class room for various ages and various subjects.

Sangamon County Emergency Telephone System Department and Sangamon County Central Dispatch System, Springfield, Illinois



Executive Director

February 2007 – April 2008

- Administer Sangamon County 911 program as directed by the Sangamon County Emergency Telephone System Board.
- Administer a consolidated Police, Fire and EMS Dispatch system for over 60 departments as directed by the Sangamon County Central Dispatch System Board of Directors and the Sangamon County Central Dispatch System Executive Committee.
- Report to and receive direction from the Sangamon County Board OEM/911 Committee.
- Reviewing policy and procedures for operational needed and compliance with DOL, OSHA, Union Contracts and County/City requirements
- Perform post event evaluation of Police, Fire and EMS incidents to help develop better and safer response protocols
- Perform Job Safety Analysis for entire operation
- workman compensation case management
- Prepare and administrate budgets of over six million dollars annually
- Monitor possible legislation that might affect the 911 operations
- Represent the state association for 911 programs in meetings with state legislatures, helping draft legislation and providing expert testimony
- Interface with IBEW local that represents Dispatchers and Call Takers
- Interface with the ICC on regulatory issues the effect 911 operations

Lincolnland Motorsports Unlimited, LLC, dba RTD Motorsports, Springfield, Illinois

General Manager/Co-Owner

January 2004 – January 2007

- Over see all aspects of operation of a multi-line motor sports dealership with locations in Springfield and Taylorville
- interface with manufactures such as Honda, Kawasaki, Polaris, Suzuki, Yamaha and KTM
- Manage all dealership accounts receivable and payables
- Prepare budgets for operations and monitor through the year.
- Workers compensation case management
- Safety and health Program Training
- Compliance with state and federal employment issues

Illinois Environmental Protection Agency, Springfield, Illinois

Office of Emergency Response, Acting Manager (Senior Public Service Administrator)

January 2003 – October 2003

- Oversee Agency Programs: Emergency Operations, Engineering and Assessment of Spills/Releases, Health and Safety
- Prepare and administer budgets for all three programs
- Represent the Agency at the States of Illinois Emergency Operations Center as the primary point of contact
- Monitor possible state and federal legislation that might effect these programs
- Draft possible legislation and regulations for the Agency
- Provide expert testimony for legislative hearing, regulatory hearing, civil enforcement actions and criminal enforcement actions dealing with issues that effected all three programs
- Also all duties listed below as Manager of Emergency Operations Unit

Emergency Operations Unit, Manager (Senior Public Service Administrator)
Office of Emergency Response

March 1998 – January 2004

- Management of professional staff
- state wide environmental emergency response program
- multi media compliance program
- liaison with the state emergency operations center
- state lead of Toxic Substance Control Act (TSCA) program
- Lead team member for the Illinois EPA on the State Interagency Response Team for Terrorism Response
- Representative to the Illinois Terrorism Task Force
- environmental monitoring
- assistance to schools with advice on how to handle old laboratory chemicals
- participate in local, state and federal emergency response preparedness and prevention groups
- developed and performed safety training for emergency response staff and state weapons of mass destruction teams
- Represent the Agency at the States of Illinois Emergency Operations Center
- performed and reviewed vulnerability studies on various industrial facilities to determine the risk to a accident to terrorism attack
- performed facility compliance inspections and chemical safety act inspections
- provided assistance to various law enforcement agency's including the Secretary of State Bomb Squad, State/Local Police Methamphetamine Drug Enforcement Teams, State Police Tactical Response Team, and other various police agency's that needed assistance in both planning and response activities
- provided assistance to local fire departments around the state with both planning and responding to chemical/biological hazards
- Provide expert testimony for legislative hearing, regulatory hearing, civil enforcement actions and criminal enforcement actions
- Prepare and administer budgets

Emergency Operations Unit, Emergency Response Duty Officer Office of Emergency Response

July 1987 – January 2004

Coordination of environmental emergencies state wide within the IEPA and with other state and federal agencies during non-working hours

Waste Reduction Unit, Manager (Senior Public Service Administrator)
Solid Waste Management Section

January 1996 - February 1998

- Management of professional staff
- brownfields redevelopment grant program
- state wide household hazardous waste collection program
- Partners for Waste Paint Solutions
- state wide program for educational waste
- white goods grants program
- preparation of the annual pollution control facility siting report
- preparation of public guidance documents associated with waste reduction and pollution prevention programs
- developed and performed various lectures and training seminars
- performed environmental compliance inspections

Unit Manager (Senior Public Service Administrator) Leaking Underground Storage Tank Section

January 1991 - December 1995

- Management of professional staff
- technical and administrative compliance of regulated facilities
- technical and hydrogeological advisor to the LUST Section staff for remedial projects
- team member for development of the 35 IAC Part 732 regulations
- performed hundreds of compliance inspections
- Draft possible legislation and regulations for the Leaking Underground Storage Tank Technical and Reimbursement Programs
- Established program to determine proper rates to be reimbursed by the UST Fund
- served on various committees both internal agency and external both other state agency's and federal agency's and non-government dealing with both technical and fiscal issues
- development and advancement of alternative remedial technologies and associated engineering protocol
- review alternative technology proposals
- performed field inspections of construction and operation of alternative technologies
- developed and performed various lectures and training seminars

Permit Section (Environmental Protection Engineer III)

February 1987 - January 1991

- review of RCRA permit applications
- review of RCRA closure/post closure plans
- prepared RCRA facility assessment's
- review solid waste disposal, storage and transportation applications
- perform facility inspections

Illinois Department of Transportation, Springfield, Illinois

Civil Engineer

February 1986 - February 1987

- operation of drill rig; core logging
- project engineer on construction projects
- field surveying
- preparation of field reports
- preparation of workload projections

EDUCATION:

Benedictine University/Springfield College in Illinois working on Masters of Arts in Education

Bachelor of Science - Geological Engineering

University of Missouri-Rolla now known as Missouri University of Science and Technology

PROFESSIONAL REGISTRATION:

Professional Geologist:

- Illinois (#196-000504)
- Kentucky (#1818)
- Missouri (#RG 0460)

Hazardous Materials Technician Module B – Illinois Fire Service Institute

40-hour OSHA HAZWOPER certified
OSHA HAZWOPER Supervisor Certified
Notary Public – Expires 9/24/2025
State of Illinois Certified Underground Storage Tank Decommissioning

Other Activities:

Certified Substitute Teacher – Illinois K-12

High School Wrestling Coach

Youth Sports Coach – Baseball, Soccer and Basketball

Illinois High School Association and Youth Competitive Soccer Official