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CLERK'S OFFICE

FEB 26 2004

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!! *Ac04-52*

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 State of Illinois 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.**

RECEIVED

ADMINISTRATIVE CITATION

FEB 26 2004

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
GLENN COOPER, BETTY COOPER and)
RONALD GERNAY d/b/a RON'S)
SANDBLASTING, PAINTING AND POWER)
WASHING,)
)
Respondent.)

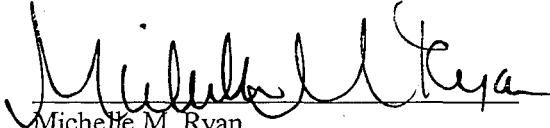
AC 04-52
(IEPA No. 44-04-AC)

NOTICE OF FILING

To: Glenn and Betty Cooper Ronald Gernay
R.R. #2, Box 124A Ron's Sandblasting, Painting and Power Washing
Beardstown, IL 62618 5116 U.S. Highway 67
Beardstown, IL 62618-8063

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,


Michelle M. Ryan
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: February 24, 2004

RECEIVED
CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

FEB 26 2004

ADMINISTRATIVE CITATION

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

Complainant,)

v.)

GLENN COOPER, BETTY COOPER and)
RONALD GERNAY d/b/a RON'S)
SANDBLASTING, PAINTING AND POWER)
WASHING,)

Respondents.)

AC 04-52

(IEPA No. 44-04-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 Glenn Cooper and Betty Cooper ("Respondents") are the present owners of a property located in Cass County, Illinois, and described as follows:

All that part of the North Half of the Southwest Quarter of Section 33, Township 18 North, Range 12 West of the 3rd Principal Meridan, Cass County, Illinois.
The property is located south of Beardstown on Routes 67 and 100. It is located immediately north of the Appaloosa Trailer Park.

The property is commonly known to the Illinois Environmental Protection Agency as Beardstown Twp./Cooper.

2. That Ronald Gernay ("Respondent") leased the property and conducted painting operations on the property.

3. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0178025001.

4. That Respondents have owned and/or operated said facility at all times pertinent hereto.

5. That on January 12, 2004, Charlie King of the Illinois Environmental Protection Agency's Springfield 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 Charlie King during the course of his January 12, 2004 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 March 31, 2004, 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 elects not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and 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, Respondent 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 Respondents 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 Respondents in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2002). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the 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 Respondent.

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

Date: 2/24/04

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

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
GLENN COOPER, BETTY COOPER and)
RONALD GERNAY d/b/a RON'S)
SANDBLASTING, PAINTING AND POWER)
WASHING,)
)
Respondents.)

AC
(IEPA No. 44-04-AC)

FACILITY: Beardstown Twp./Cooper

SITE CODE NO.: 0178025001

COUNTY: Cass

CIVIL PENALTY: \$1,500.00

DATE OF INSPECTION: January 12, 2004

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.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

AFFIDAVIT

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Glenn and Betty Cooper,)
and Ron Gernay)
Respondents)

IEPA DOCKET NO.

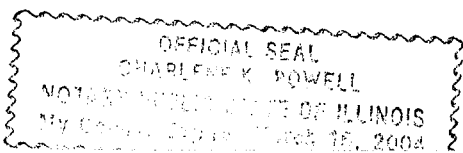
Affiant, Charles W. King, Jr., being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On January 12, 2004 between 12:05 PM and 12:30 PM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Cass County, Illinois, and known as Beardstown Twp./Cooper by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 0178025001 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Beardstown Twp./Cooper open dump site by an on-site inspection which included walking and photographing the site.
4. As a result of the activities 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 Beardstown Twp./Cooper open dump.

Charles W. King, Jr.
Charles W. King, Jr.

Subscribed and Sworn To before me
This 30 day of February, 2004

Charlene K. Powell



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY Open Dump Inspection Checklist

County: Cass LPC#: 0178025001 Region: Springfield
 Location/Site Name: Beardstown Twp./Cooper
 Date: 0112/04 Time: 1205 To 1230 Previous Inspection Date: 03022001
 Inspector(s): Charlie King Weather: Sunny 40 deg. F., Winds NW @ 10 mph
 No. of Photos Taken: # 6 Est. Amt. of Waste: 30 yds³ Samples Taken: Yes # No
 Interviewed: None Complaint #: C-98-009-C

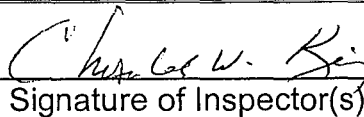
Responsible Party Mailing Address(es) and Phone Number(s): Mr. Glenn Cooper, and Mrs. Betty Cooper R. R. # 2, Box 142A Beardstown, IL 62618	Ronald Gernay, Ron's Sandblasting, Painting and Power Washing 5116 U. S. Highway 67 Beardstown, IL 62618-8063 217/323-3082 <div style="text-align: right; font-weight: bold; font-size: 1.2em;"> RECEIVED JAN 30 2004 </div>
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SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1.	9(a) CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
2.	9(c) CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>
3.	12(a) CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d) CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	21(a) CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d) CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1) Without a Permit	<input checked="" type="checkbox"/>
	(2) In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
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	<input checked="" type="checkbox"/>
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	<input checked="" type="checkbox"/>
	(2) Scavenging	<input type="checkbox"/>
	(3) Open Burning	<input checked="" 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"/>

LPC # 0178025001

Inspection Date: 01/12/2004

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
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	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
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	<input type="checkbox"/>
OTHER REQUIREMENTS			
14.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
15.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>


Signature of Inspector(s)

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. 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.
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.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

MEMORANDUM

DATE: January 20, 2004
TO: Land Division File
FROM: CK Charlie King, DLPC/FOS – Springfield Region
SUBJECT: LPC # 0178025001 – Cass County
Beardstown Twp./Cooper
C-98-009-C
FOS File

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JAN 30 2004
IEPA-DLPC

NARRATIVE RE-INSPECTION REPORT DOCUMENT

The purpose of this memorandum is to serve as the Narrative Re-Inspection Report Document of a re-inspection conducted at the subject site on January 12, 2004 from approximately 12:05 p.m. until 12:30 p.m., by this author. This site was originally inspected on August 19, 1997, by this author. At that time, apparent violations of the Illinois Administrative Protection Act (Act) and of the regulations, Title 35, Illinois Administrative Code, Subtitle G (35 IAC) were alleged, as discussed in the Narrative Inspection Report Document memorandum to the Land Division File, dated September 22, 1997, by this author.

The original respondents were Chris Clark and Cathy Sue Clark. They were sent a Violation Notice (VN), L-1997-01796, dated October 3, 1997. The Agency was subsequently notified on or about October 20, 1997, that they were not the owners of the property, rather, Cathy Clark's parents Glenn and Betty Cooper were the owners. Apparently there was confusion on exactly which parcel of land the site was located; as the Coopers' had apparently given their daughter and son-in-law some adjacent property. The site is apparently located very close to the property line between the two property owners. Therefore, the VN was re-sent with the new respondent name of Cooper. The revised date of the VN was November 24, 1997. Mr. Cooper signed for the certified mail VN on November 28, 1997. Soon thereafter, Mrs. Cooper and this author discussed the open dump via telephone conversation, and this author was assured that the site would be cleaned up. A written response was required within 45 days of the receipt of the VN, or by January 12, 1998. However, it was not received.

The site was re-inspected on February 19, 1998 and discussed in this author's Narrative Re-Inspection Report Document memorandum to the Land Division File, dated April 9, 1998. During the February 19, 1998 re-inspection, this author noted that approximately half of the site had been cleaned up. During that re-inspection, this inspector was confronted by a Mr. Ron Gernay, an apparent tenant of the Coopers' who was renting the

property, and conducted painting operations there. He expressed dismay that he could no longer burn paint cans at the site, an illegal activity. He stated that he always had engaged in that activity and asked when it became illegal. When told that it had been illegal for over 25 years, he balked again and was clearly irritated.

A letter of inquiry and planned enforcement action if no response was received, was sent to the Coopers', dated April 16, 1998. In addition to the information presented in the previous paragraph regarding the confrontation with Mr. Gernay, it was noted in the letter that as property owners, the Coopers could be held liable for any open dumping or open burning caused or allowed by their tenants. On May 4, 1998, Glenn Cooper called and stated that he had just one load to finish removing that week. I reiterated that he must respond in writing to the VN and submit receipts documenting cleanup. In comments dated May 5, 1998, Mr. Cooper wrote directly on the April 16, 1998 letter that final disposal had been taken care of, and provided a copy of a landfill receipt.

On May 16, 1998, the site was re-inspected, with anticipation of finding the site cleaned up as Mr. Cooper stated. However, approximately 13 cu. yds. of waste was still present. That re-inspection revealed that two open dump areas were still present. One, on the north side of the site, consisted of open dumped wood, metals and open rusted 55-gal. drum in an areas measuring approximately 20' x 8'. The other area, near a front corner of the on-site garage, measured approximately 10' x 9' x 2' high. This information was presented in the Narrative Re-Inspection Report Document to the Land Division File dated July 15, 1998. The inspection report was enclosed with a letter to the Coopers', dated July 22, 1998. The Coopers' were further advised that it appeared that the cleanup remaining at the site should take less than an hour to complete, and suggested that the Coopers' notify the Agency when this occurred. However, no further correspondence or telephone contact was received.

Since the site could not be verified as cleaned up, the site could not officially be closed out. Therefore no further letter was sent to the Coopers. A brief site visit was made at the site on March 2, 2001, and it appeared much the same as it had during the previous site re-inspection, with some additional wastes present. Copies of the inspection photos from that site visit are attached to this narrative.

During the January 12, 2003 re-inspection, wastes were still found to exist at the property. Since the Coopers' never did complete cleanup as they had claimed, and since Ron Gernay had apparently abandoned the mess of paint cans and paint thinner cans that he left at the site, it is recommended that Administrative Citations be issued to both the property owners (Glenn and Betty Cooper) and the tenant (Ron Gernay). They have left the site in violation of the laws of the State of Illinois by failing to clean up the site. The Coopers' were repeatedly advised to clean up the site. Mr. Gernay was verbally advised to clean up the site, and since he has a nearby painting business as a painting contractor, it is his responsibility to keep current with the laws that affect his business. He had a van at the site during the February 19, 1998 re-inspection that had the words, Ron's Sandblasting, Painting & Power washing, Beardstown, IL, Farm, Home, Commercial, Call 323-3082.

The owners of the site are Glenn and Betty Cooper, R. R. # 2, Box 142A, Beardstown, IL 62618. The painter tenant who worked at the site is Ronald Gernay, 5116 U. S. Highway 67, Beardstown, IL 62618-8063. His telephone number is 217/323-3082.

Upon arrival at the site for the January 12, 2004 re-inspection, the weather sunny and cool. The air temperature was approximately 40° F. Winds were northwesterly at approximately 10 mph. Surface soils were damp.

Upon arrival at the site, it was immediately observed that two distinct open dump areas were still present at the site. The first was to the north and somewhat west of a metal garage on-site (see attached Digital Photograph #s 001 and 002). This pile measured approximately 20' x 15' x 2' high. It consisted mostly of metals, ashes, aerosol cans, bedsprings, sofa springs, wood, fibrous material waste and a partial mattress. Most of the waste was burned. In front of the pile was a propped up sign that read, "No Duping," with a concrete block holding it in place (see attached Digital Photograph # 001). The second area was at the southwest end, or the front right corner of the garage, while facing the front of it (see attached Digital Photograph #s 003, 004 and 006). It measured approximately 10' x 5' x 2' high. It consisted of over 40 paint cans ranging from one to five gallon capacities, approximately 20 empty metal single gallon cans, marked "Naphtha," two barbecue grill average sized propane tanks, and both open and closed paint containers. Most of the paint cans were empty. However, some of them clearly still contained waste paint. A few of those were open. Two chunks of hardened paint that consisting of approximately two or three inches of paint from the bottom of two apparent five-gallon buckets, were on the ground (see attached Digital Photograph # 005). A third area of wastes was also present. It consisted of an old bathtub, a few used tires, scattered litter, and an apparent old burn barrel containing ashes and starting fluid aerosol cans and other wastes, mostly burned.

There were six photographs taken with a digital camera during the re-inspection. They show the site conditions on the day of the re-inspection. From the re-inspection, previous inspections and the inspection photos, a computer sketch of the site was developed. It shows the basic layout of the site, along with the approximate locations and directions of the inspection photos. The digital camera assigns a three-digit number to each photograph, i.e., 001, 002, etc. This is how the photos are referred to in this narrative and in the attached Digital Photographs. However, to save space on the sketch, real numbers are used, i.e., 1, 2, etc. Copies of the Digital Photographs and the Site Sketch accompany this narrative and comprise part of this report.

During the re-inspection, apparent violations of the Act and of the regulations, 35 IAC, were observed. Those apparent violations include from the Act, Sections: 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), 21(p)(3) and 55(a)(1). Apparent violations of 35 IAC are Section: 812.101(a). The attached Open Dump Inspection Checklist provides additional information regarding the apparent violations. Additional information can be found on the Illinois EPA website, at: www.epa.state.il.us.

Other Comments

1. No one approached me during the inspection.
2. The site appears that it may be abandoned, since the wastes have been there so long. It is unknown when the Coopers' or Mr. Gernay last visited the site.

CK

cc: DLPC/FOS – Springfield Region



Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

**LPC # 0178025001 — County
Beardstown Twp./Cooper
FOS File**

Date: March 2, 2001

Time: 12:32 p.m.

Direction: N

Photo by: Charlie King

Photo File Name:

0178025001~03022001-001

Comments: Wood, mattresses,
plastics and cardboard are shown.



Date: March 2, 2001

Time: 12:32 p.m.

Direction: NE

Photo by: Charlie King

Photo File Name:

0178025001~03022001-002

Comments: A used tire, gas tanks
and wood wastes area shown.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0178025001 — County
Beardstown Twp./Cooper
FOS File

Date: March 2, 2001

Time: 12:32 p.m.

Direction: E

Photo by: Charlie King

Photo File Name:

0178025001~03022001-003

Comments: Burned ashes on the
ground near the shed.



Date: March 2, 2001

Time: 12:38 p.m.

Direction: E

Photo by: Charlie King

Photo File Name:

0178025001~03022001-004

Comments: Paint can wastes are
shown. Some containers had paint
in them. Most did not, or it was
already dried.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0178025001 — County
Beardstown Twp./Cooper
FOS File

Date: March 2, 2001

Time: 12:39 p.m.

Direction: S

Photo by: Charlie King

Photo File Name:

0178025001~03022001-005

Comments: Paint dumped on
ground, paper wastes, a used tire
and stacked metals are shown.



Date: March 2, 2001

Time: 12:40 p.m.

Direction: SE

Photo by: Charlie King

Photo File Name:

0178025001~03022001-006

Comments: An apparently empty
metal gas cylinder, paper,
cardboard, metals and plastic
wastes are shown.





DIGITAL PHOTOGRAPHS

LPC # 0178025001 — Cass County
Beardstown Twp./Cooper
FOS File

Date: January 12, 2004

Time: 12:10 p.m.

Direction: N

Photo by: Charlie King

Photo File Name:

0178025001~01122004-001

Comments: A "No Duping" sign is shown in front of an open dump/open burn area that measured approximately 20' x 15' x 2' high.



Date: January 12, 2004

Time: 12:13 p.m.

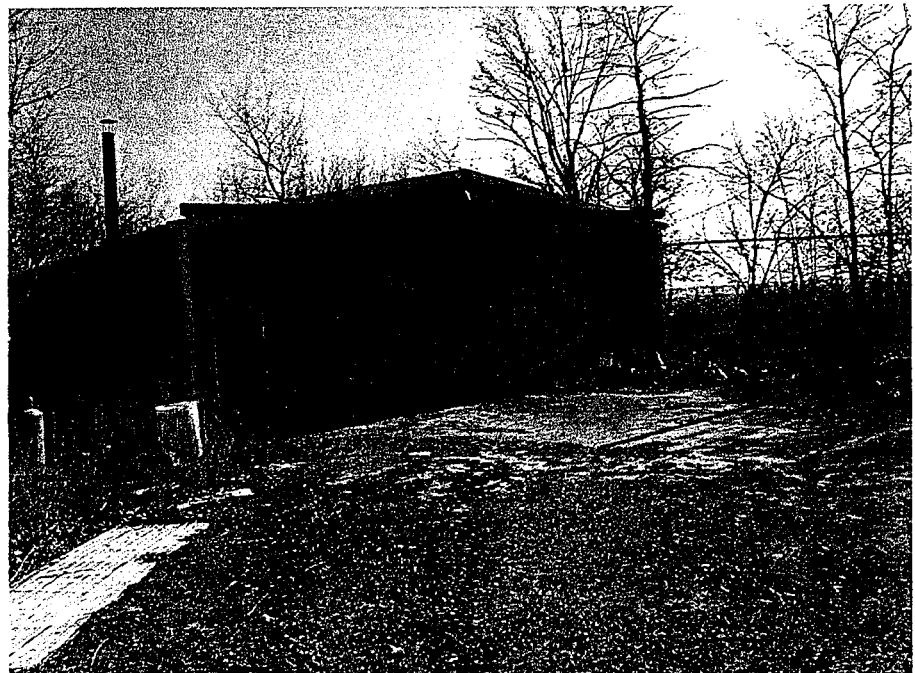
Direction: E

Photo by: Charlie King

Photo File Name:

0178025001~01122004-002

Comments: Garage type building from a distance. Notice the paint cans at the right side of the sliding door.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0178025001 — Cass County
Beardstown Twp./Cooper
FOS File

Date: January 12, 2004

Time: 12:14 p.m.

Direction: E

Photo by: Charlie King

Photo File Name:

0178025001~01122004-003

Comments: Most of these containers were empty. However, some contained paint and were almost full. They have clearly been abandoned.



Date: January 12, 2004

Time: 12:15 p.m.

Direction: E

Photo by: Charlie King

Photo File Name:

0178025001~01122004-004

Comments: Paint and solvent cans, mostly empty are shown. However, a paint can with red paint in it is clearly shown and some of the one-gallon cans felt full or nearly full.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

**LPC # 0178025001 — Cass County
Beardstown Twp./Cooper
FOS File**

Date: January 12, 2004

Time: 12:19 p.m.

Direction: W

Photo by: Charlie King

Photo File Name:

0178025001~01122004-005

Comments: Dried paint that was apparently dumped out of the bottom of five-gallon paint containers.



Date: January 12, 2004

Time: 12:20 p.m.

Direction: W

Photo by: Charlie King

Photo File Name:

0178025001~01122004-006

Comments: This site overview shows paint and solvent cans, mostly empty, in the foreground, and the open dump/open burn pile, previously addressed, in the back pile



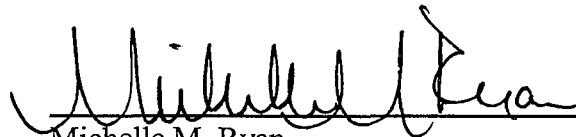
PROOF OF SERVICE

I hereby certify that I did on the 24th day of February 2004, 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:

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



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
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