



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

RECEIVED
CLERK'S OFFICE

JUL 13 2004

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397

JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-811-6026

ROD R. BLAGOJEVICH, GOVERNOR

RENEE CIPRIANO, DIRECTOR

STATE OF ILLINOIS
Pollution Control Board

AC 05-05

(217) 782-9817
TDD: (217) 782-9143

July 8, 2004

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

Re: Illinois Environmental Protection Agency v. Robert and Phylis Ulrich and Bob Ulrich Pallet, Inc.
IEPA File No. 314-04-AC; 0010653001—Adams County

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(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) 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(s) 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.

Sincerely,

Michelle M. Ryan
Assistant Counsel

Enclosures

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JUL 13 2004

ADMINISTRATIVE CITATION

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
ROBERT and PHYLIS ULRICH and BOB)
ULRICH PALLET INC.,)
Respondents.)

AC 05-05
(IEPA No. 314-04-AC)

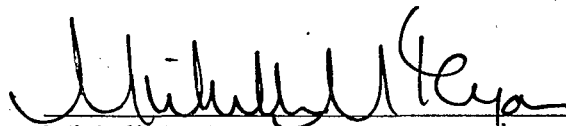
NOTICE OF FILING

To: Robert and Phylis Ulrich
5910 Dove Lane
Quincy, IL 62305

Bob Ulrich Pallet, Inc.
Robert A. Ulrich, President
1913 S. 59th Street
Quincy, IL 62301

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: July 8, 2004

RECEIVED
CLERK'S OFFICE

JUL 13 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

ROBERT and PHYLIS ULRICH and BOB
ULRICH PALLET INC.,

Respondents.

AC

05-05

(IEPA No. 314-04-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 Robert and Phylis Ulrich are the present owners and Bob Ulrich Pallet, Inc. is the waste dumper, transporter and generator (collectively "Respondents") of a facility located at 5913 West St. Anthony Road, Quincy, Adams County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Quincy/Ulrich Pallets.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0010653001.

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

4. That on June 3, 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 June 3, 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 August 13, 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

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 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 Respondents.


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

Date: 7/8/04

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.)
)
ROBERT and PHYLIS ULRICH and BOB)
ULRICH PALLET INC.,)
)
Respondents.)

AC
(IEPA No. 314-04-AC)

FACILITY: Quincy/Ulrich Pallets
COUNTY: Adams
DATE OF INSPECTION: June 3, 2004

SITE CODE NO.: 0010653001
CIVIL PENALTY: \$1,500.00

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.)
)
Robert Ulrich, Phylis Ulrich,)
and Bob Ulrich Pallet, Inc.)
Respondents.)

IEPA DOCKET NO.

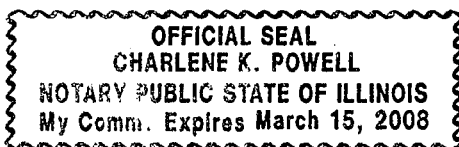
Affiant, Charles W. King, Jr., being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On June 3, 2004 between 9:15 AM and 9:55 AM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Adams County, Illinois, and known as Quincy/Ulrich Pallets by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 0010653001 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Quincy/Ulrich Pallets 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 Quincy/Ulrich Pallets open dump.

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

Subscribed and Sworn To before me
This 31 day of June, 2004
Charlene K. Powell

Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: Adams LPC#: 0010653001 Region: Springfield
 Location/Site Name: Quincy/Ulrich Pallets
 Date: 06/03/2004 Time: From 0915 To 0955 Previous Inspection Date: 05/28/2003
 Inspector(s): Charlie King and Paul Eisenbrandt Weather: Sunny, 72 deg. F., Winds S @ 5 mph.
 No. of Photos Taken: # 10 Est. Amt. of Waste: 970 yds³ Samples Taken: Yes # _____ No
 Interviewed: Robert Ulrich Complaint #: None

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

Robert Ulrich, Phylis Ulrich and Bob
 Ulrich Pallet, Inc.
 5910 Dove Ln
 Quincy, IL 62305
 217/224-2568

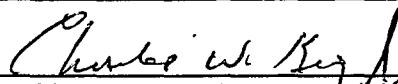
RECEIVED
 JUN 23 2004
 IEPA-DLPC

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input 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 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 # 0010653001

Inspection Date: June 3, 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 checked="" type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input checked="" 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: June 14, 2004
TO: Land Division File
FROM: *CK* Charlie King, DLPC/FOS – Springfield Region
SUBJECT: LPC # 0010653001 – Adams County
Quincy/Ulrich Pallets
(No Complaint Number)
FOS File

RECEIVED
JUN 23 2004
IEPA-DLPC

NARRATIVE INSPECTION REPORT DOCUMENT

The purpose of this memorandum is to serve as the Narrative Inspection Report Document of an inspection conducted at the subject site on June 3, 2004, by this author. Paul Eisenbrandt, DLPC/FOS – Springfield Region, accompanied me on this inspection. The inspection was conducted to follow up a Compliance Assistance Survey (CAS), which was conducted on May 28, 2003, by this author. The CAS resulted in a finding that the site was not in compliance with pertinent sections of the Illinois Environmental Protection Act (Act) and regulations, Title 35, Illinois Administrative Code, Subtitle G (35 IAC). The CAS was followed by a letter from the Illinois EPA dated July 23, 2003. That letter discussed the apparent violations and provided recommendations for cleanup of the site. It required a return to compliance within 90 days of the date of the letter, via cleaning the site and providing receipts documenting proper disposal of wastes. The respondent provided a written response dated October 17, 2003, with some receipts documenting some cleanup, and requested a cleanup time extension. That extension was granted in an Agency letter dated November 17, 2003, which granted a cleanup extension until December 23, 2003. However, by the time of the most recent inspection a half-year had passed since the required cleanup time without any further correspondence from the respondent. As shown in this report, the June 3, 2004 inspection revealed that very little has been done to achieve compliance and no additional receipts had been submitted.

The site is located at 5913 W. St. Anthony Road, Quincy, IL. However, in the respondent's October 17, 2003 letter, he provided an address of 5920 St. Anthony Road West. Regardless, the mailing address is: Ulrich Pallets, 5910 Dove Lane, Quincy, IL 62305. The respondents' for the site are Robert Ulrich and Phylis Ulrich, because both of them are on the Warranty Deed as site owners. However, The Illinois Secretary of State's Office web site lists a corporation name of Bob Ulrich Pallet, Inc. at 1913 S. 59th St., Quincy, IL 62301. Robert Ulrich has provided a telephone number of: 217/224-2568. His FAX number is: 217/224-2577.

Legally and specifically, the site is located on that portion of the SE Quarter of Section Nine (9), in Township Two (2) South of the Base Line, Range Eight (8) West of the Fourth Principal Meridian, bounded and described as follows, to wit: Commencing at the Southeast corner of the Southeast Quarter of said Section Nine (9), thence North along the section line to the quarter quarter section line of said Southeast quarter of Section nine (9), thence West along the quarter quarter section line a distance of 720 feet, more or less, to the centerline of what is referred to as Frontage Road, thence following the centerline of "Frontage Road" in a Southerly direction to a point where said centerline intersects the South line of said Southeast Quarter of Section Nine (9), thence East a distance of 340.73 feet, more or less, along the South line of said Southeast quarter of Section nine (9) to the place of beginning, subject to all rights-of-way for highway and public roads along the North, West and South sides of said herein above described parcel, and containing 13.97 acres, more or less. This is described in the Warranty Deed dated July 23, 1979, No. 36669, Book 520, Page 3176, provided by request and courtesy of the Adams County Health Department via fax. As previously mentioned, the owners of the property are Robert and Phylis Ulrich.

Upon arrival at the site on the day of the inspection, the weather was sunny with an air temperature of approximately 72 deg. F. Winds were southerly at approximately 5 mph. Surface soil conditions mostly dry, but damp in places.

During the inspection, ten (10) photographs were taken with a digital camera. They show the conditions at the site on the day of the inspection. From the photos and the inspection, a partially computer generated sketch of the site was developed. It shows the approximate layout of the site, as well as the locations and directions of the inspection photos. The digital camera provides a three-digit number to each photograph, i.e., 001, 002, etc. This is how the photographs are referred to in this report and on the Digital Photographs photocopies. However, to save space on the Site Sketch, real numbers were used, i.e., 1, 2, etc. Copies of the Digital Photographs and the Site Sketch accompany this report.

We arrived at the facility and asked for Mr. Ulrich. We were told that he was not there, but he was a short distance away, and he would be called. Soon thereafter, Mr. Ulrich arrived. Upon inquiry, he admitted that he had not done very much since he last updated us (on October 17, 2003). He said that both of his daughters had received pace makers at the Mayo Clinic (Rochester, MN). He stated that had taken his efforts away from cleaning up the site. I told him that he seemed to have several employees, and since the wastes were at the business, why hadn't he had some of them clean it up. He said it was his responsibility.

We walked back behind the facility approximately 75' to an area where wastes in a 45' x 20' area were observed on a ravine wall during the CAS on May 28, 2003. Fresh soil and some vegetation, mostly weeds, had sprung up out of the added soil. Upon inquiry, Mr. Ulrich stated that was the area where cleanup had been conducted. I asked him if any of the wastes were buried, and he said that they were not. I asked him why wood, apparent tubing, some metals and other small areas of wastes appeared to be popping out of the

new soil. This would be consistent with observing an area that had wastes buried and later exposed via erosion. He stated that it must have been some small pieces that somehow landed there after the soil was placed. There were also large pieces of Styrofoam at the bottom of the ravine, which Mr. Ulrich admitted were wastes that had to be removed to a landfill. See photo # 001.

We then proceeded to the northwest, where again, the metals and wood wastes were observed. A large area of metals was observed during the CAS. These appeared to be the same. Photo #s 003, 004, 005, 006, 007 and 010 show these metals and wood wastes. Also observed were four large junk trucks that Mr. Ulrich stated were bound for the junkyard, as shown in photo # 008. An old black Chevrolet Monte Carlo was also observed, as shown in photo # 009. Mr. Ulrich stated it was his son's junk stock car that was also destined for the junkyard. Mr. Ulrich openly admitted that the large amount of mostly scattered metals and wood wastes were indeed wastes that needed to be removed. He stated that he just needed more time to get it (cleanup) done.

During the inspection, several areas of scattered litter, including wood wastes, metals and some plastics, were observed. If all of the scattered wastes, other than vehicles, were placed into a single pile, it is estimated that it would encompass an area approximately 150' x 50' x 3' high. Also, the two drums of suspected used oil, but of unknown contents during the CAS, were not observed. It is unknown what ever happened to those suspected wastes. Therefore, the apparent violation of the regulations, 35 IAC, Sections 722.111 and 808.121, yet were not resolved.

At the end of the physical inspection, I told Mr. Ulrich that I just did not know what direction the Illinois EPA would take on the condition of the site. I told him that he could receive an Administrative Citation Warning Notice (ACWN) or a Violation Notice (VN). However, I cautioned that since he had already been warned after the CAS, and since he had agreed to clean up the site and did not do so in a timely manner, and since he had received a cleanup time extension and then an additional half year without desired results, that he may indeed receive an Administrative Citation (AC) that would carry a monetary penalty.

During the inspection, apparent violations of the Act and the regulations, 35 IAC, were observed. Those apparent violations of the Act are Sections: 21(a), 21(d), 21(d)(2), 21(e), 21(p)(1), 55(a). Apparent violations of the regulations, 35 IAC, include Sections: 722.111, 808.121 and 812.101(a).

OTHER COMMENTS

1. The total estimated wastes yet at the facility are estimated at 970 cu. yds. This was calculated as follows:

<u>Waste Description</u>	<u>Size of Waste Area</u>	<u>Totals</u>
Scattered litter including metals and wood wastes	150' x 50' x 3' =	22,500
4 large junk trucks	6' x 7' x 20' x 3 units =	3,360
Junk stock car	4' x 7' x 12' =	+ 336
		<u>26,196</u>

*26,196 cu. ft. / 27 (conversion cu. ft. to cu. yds.) = 970.22 or 970 cu. yds.

2. No one else spoke with us during the inspection.

CK

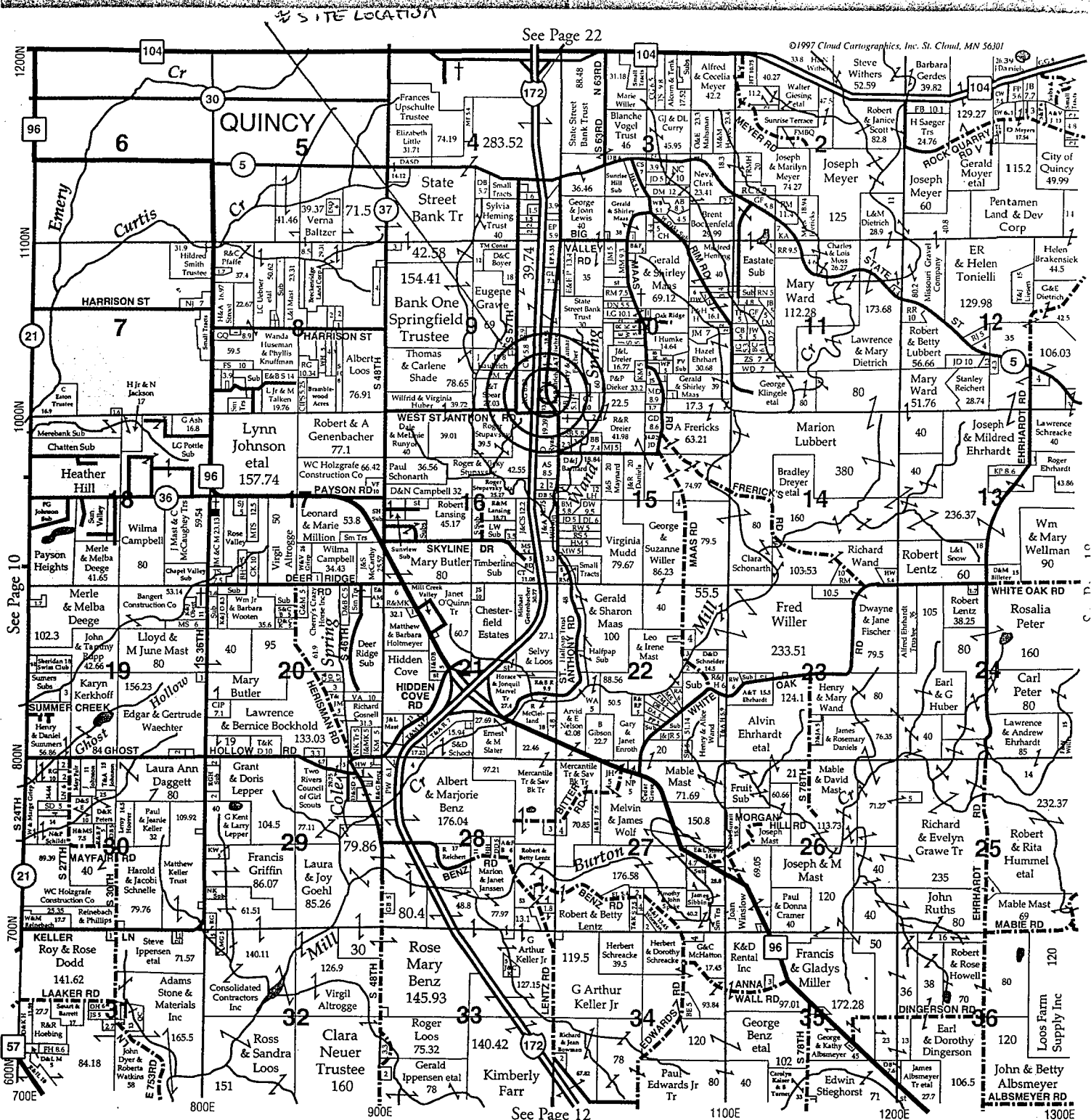
cc: DLC – Greg Richardson
DLPC/FOS – Springfield Region

MELROSE (E)



0010653001 - ADAMS County
Quincy, Illinois
705 file

T.2S. - R.8W.



Hansen-Spear
FUNERAL HOME

Jeffrey & Theresa Spear

(217) 222-4907

State at 16th Street • P.O. Box 872 • Quincy, IL



PSBA

Professional Service Business Association

1100 E. Adams St. Quincy, IL 62450

(217) 222-4600

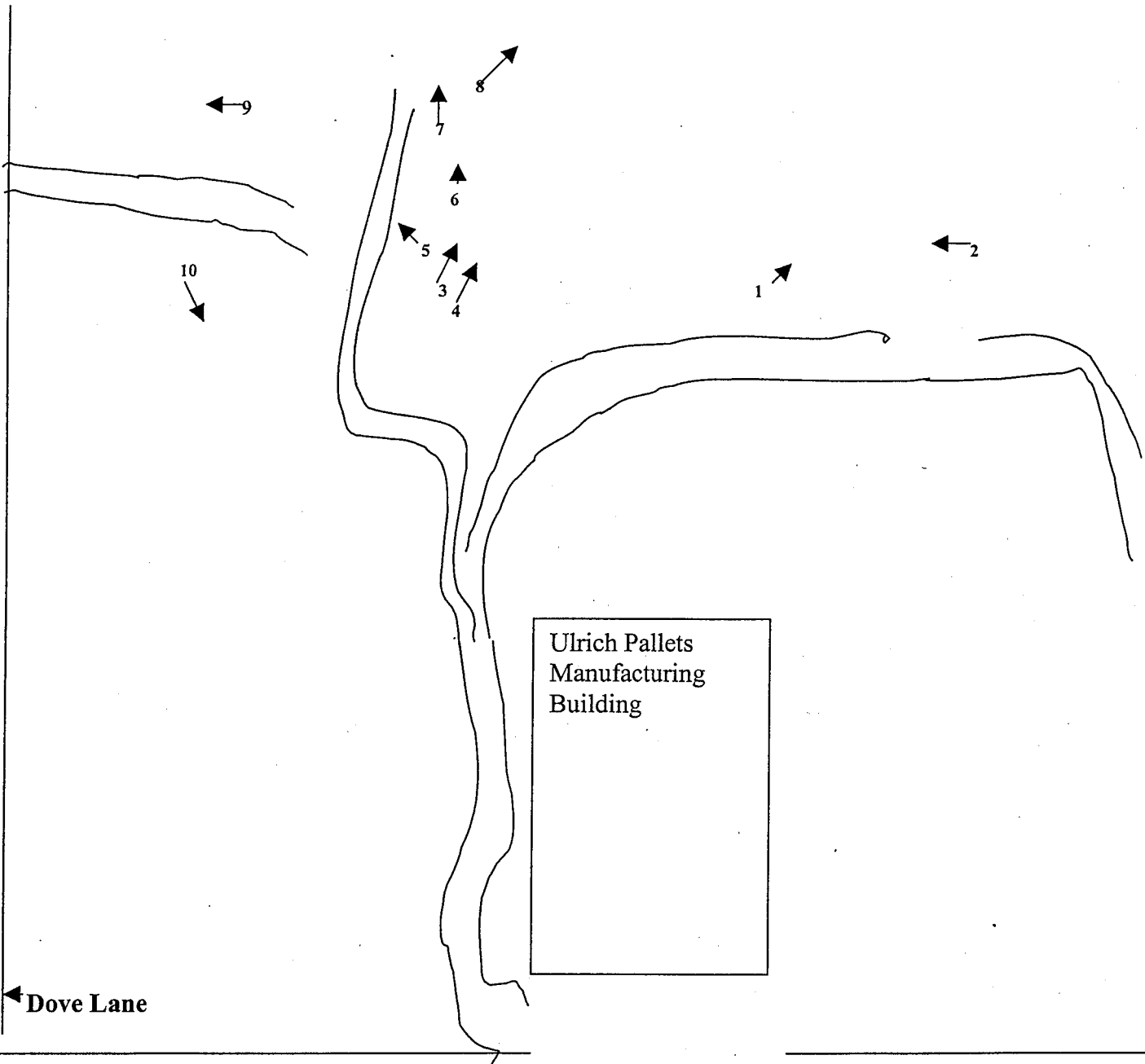
(217) 222-8710

SITE SKETCH

Site name: Quincy/Ulrich Pallets
LPC #: 0010653001
Inspector: Charlie King

County: Adams
Date: June 3, 2004
Time: 9:15 a.m. - 9:55 a.m.

A digital camera was used for the Inspection photos. Distances are approximate - Not drawn to scale



Ulrich Pallets
Manufacturing
Building

← Dove Lane

← St. Anthony Road



LEGEND

2→ - Denotes location and direction of photo.



DIGITAL PHOTOGRAPHS

LPC # 0010653001 - Adams County
Quincy/Ulrich Pallets
FOS File

Date: June 3, 2004

Time: 9:33 a.m.

Direction: NE

Photo by: Charlie King

Photo File Name:

0010653001~06032004-001

Comments: This slope area measures approximately 45' x 20' and was covered with wastes during a previous site inspection. Now, fill dirt is in place. However, wood and metal wastes were observed protruding through the dirt, indicating that those wastes were not removed prior to the dirt being placed there. Large chunks of Styrofoam were observed at the bottom of the ravine, as shown.



Date: June 3, 2004

Time: 9:35 a.m.

Direction: W

Photo by: Charlie King

Photo File Name:

0010653001~06032004-002

Comments: IEPA Inspector Paul Eisenbrandt is shown observing surroundings at the bottom of the ravine. Mr. Ulrich was advised to clean the litter out of the ravine as well as other places where it existed on-site.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0010653001 - Adams County
Quincy/Ulrich Pallets
FOS File

Date: June 3, 2004

Time: 9:39 a.m.

Direction: N/NE

Photo by: Charlie King

Photo File Name:

0010653001~06032004-003

Comments: Junk trucks, wood and metal wastes line the northern grounds of the site.



Date: June 3, 2004

Time: 9:39 a.m.

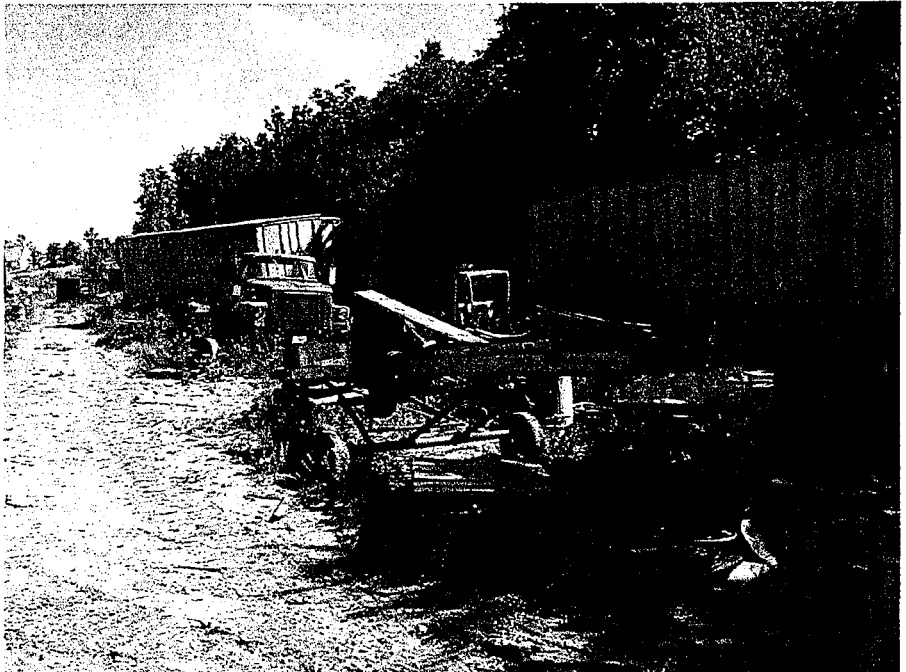
Direction: N/NE

Photo by: Charlie King

Photo File Name:

0010653001~06032004-004

Comments: This photograph is similar to the previous photograph (# 003), but this one also shows additional metals in the foreground.





DIGITAL PHOTOGRAPHS

LPC # 0010653001 - Adams County
Quincy/Ulrich Pallets
FOS File

Date: June 3, 2004

Time: 9:41 a.m.

Direction: NW

Photo by: Charlie King

Photo File Name:

0010653001~06032004-005

Comments: Metals, car seats, plastics, semi-trailers, stacked wood and stacked metals are shown.



Date: June 3, 2004

Time: 9:43 a.m.

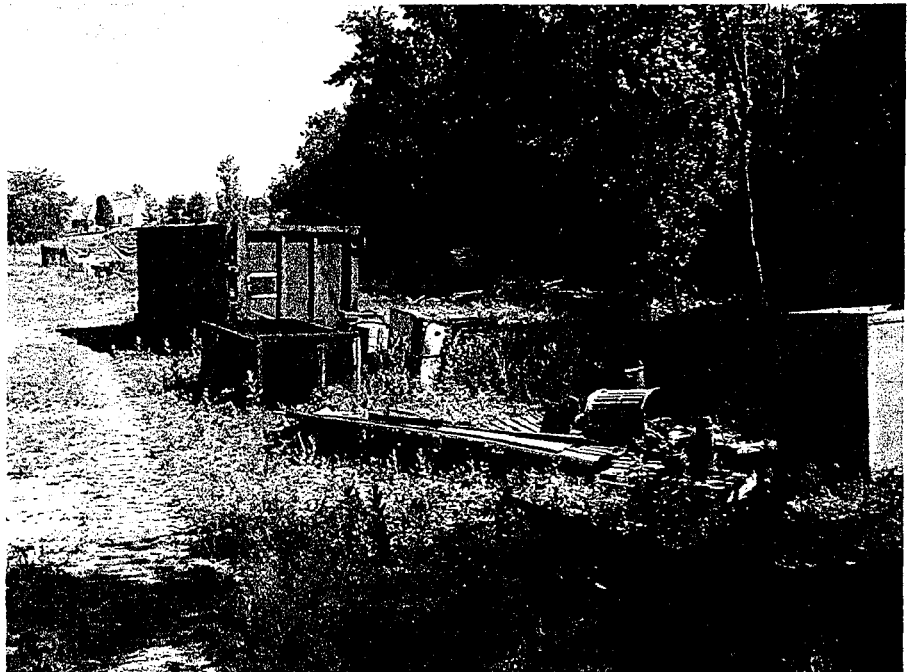
Direction: N

Photo by: Charlie King

Photo File Name:

0010653001~06032004-006

Comments: More metals are shown behind or north of the business.





DIGITAL PHOTOGRAPHS

LPC # 0010653001 - Adams County
Quincy/Ulrich Pallets
FOS File

Date: June 3, 2004

Time: 9:43 a.m.

Direction: N

Photo by: Charlie King

Photo File Name:

0010653001~06032004-007

Comments: Semi-trailers and metals line this on-site access road north of the business.



Date: June 3, 2004

Time: 9:45 a.m.

Direction: NE

Photo by: Charlie King

Photo File Name:

0010653001~06032004-008

Comments: Four junk trucks that respondent Bob Ulrich stated were going to the junk yard.





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0010653001 - Adams County
Quincy/Ulrich Pallets
FOS File

Date: June 3, 2004

Time: 9:46 a.m.

Direction: W

Photo by: Charlie King

Photo File Name:

0010653001~06032004-009

Comments: A car seat, a respondent admitted junk stock car and wood wastes are shown next to an operable truck.



Date: June 3, 2004

Time: 9:48 a.m.

Direction: SE

Photo by: Charlie King

Photo File Name:

0010653001~06032004-010

Comments: A reportedly waste stainless steel metal machine is shown in dense vegetation is shown. Behind it is a metal conveyor that is reportedly useable.



PROOF OF SERVICE

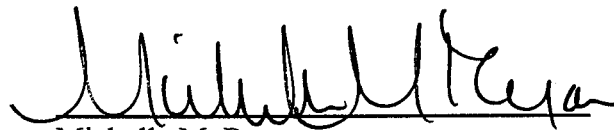
I hereby certify that I did on the 8th day of July 2004, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Robert and Phylis Ulrich
5910 Dove Lane
Quincy, IL 62305

Bob Ulrich Pallet, Inc.
Robert A. Ulrich, President
1913 S. 59th Street
Quincy, IL 62301

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