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CLERK'S OFFICE

MAY 23 2005

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!!

ACOS-90

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.

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

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

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

ADMINISTRATIVE CITATION

MAY 23 2005

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
JAMES STUTSMAN,)
))
Respondent.)

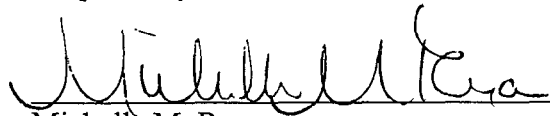
AC 05-70
(IEPA No. 145-05-AC)

NOTICE OF FILING

To: James Stutsman
8443 County Road 1100E
Bath, Illinois 62617

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: May 18, 2005

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MAY 23 2005

STATE OF ILLINOIS
Pollution Control Board

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
JAMES STUTSMAN,)
Respondent.)

AC 05-70
(IEPA No. 145-05-AC)

JURISDICTION

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

FACTS

1. That James Stutsman ("Respondent") is the present owner and operator of a facility located at 8443 County Road 1100E, Bath, Mason County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Bath/Stutsman.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1250055002.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on April 1, 2005, Michelle E. Cozadd of the Illinois Environmental Protection Agency's Springfield Regional Office inspected the above-described facility. A copy of her inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct observations made by Michelle Cozadd during the course of her April 1, 2005 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent 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).

- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2002).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2002), Respondent is 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 Three Thousand Dollars (\$3,000.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than June 15, 2005, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent elects 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, Respondent 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 Respondent fails 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 Respondent from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

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
Illinois Environmental Protection Agency

Date: 5/18/05

Prepared by: Susan E. Konzelmann, Legal Assistant
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

REMITTANCE FORM

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CLERK'S OFFICE

MAY 23 2005

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
JAMES STUTSMAN,)
Respondent.)

AC 05-10
(IEPA No. 145-05-AC)

FACILITY: Bath/Stutsman

SITE CODE NO.: 1250055002

COUNTY: Mason

CIVIL PENALTY: \$3,000.00

DATE OF INSPECTION: April 1, 2005

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

MAY 23 2005

AFFIDAVIT

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant)
))
vs.)
))
JAMES STUTSMAN,)
Respondent)

IEPA DOCKET NO.

AC05-70

Affiant, Michelle E. Cozadd, 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 April 1, 2005, between 9:25 AM and 11:00 AM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Mason County, Illinois, and known as Bath/Stutsman by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC #1250055002 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Bath /Stutsman open dump site by an on-site inspection that 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 Bath/Stutsman open dump.

Michelle E. Cozadd
Michelle E. Cozadd

Subscribed and Sworn To before me
This 25 day of April, 2005

Charles K. Powell



Inspection Date: April 1, 2005

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	X
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	X
	(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	X
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:	

Michelle E. Cozad
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: 4 April 2005
TO: DLPC/Division File
FROM: Michelle Cozadd, DLPC/FOS Springfield Region
SUBJECT: LPC #1250055002-Mason County
Bath/Stutsman
FOS File

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APR 26 2005

IEPA/BOL

The purpose of this memorandum is to serve as the narrative for an inspection conducted on April 1, 2005 of the above referenced site. The inspection took place from about 9:25 am to 11:00 am. The weather conditions were sunny and approximately 50°F. Eighty-one digital photographs were taken to document the conditions of the site. No one was interviewed during the inspection.

An initial complaint investigation was conducted at this site on July 9, 1999. An Administrative Citation Warning Notice ("ACWN") was sent to Mr. Stutsman for apparent open dumping violations. The first compliance deadline was set for December 15, 1999. Mr. Stutsman called on October 12, 1999 to request a meeting at the site. Mr. Charlie King, DLPC/FOS and myself conducted an October 14, 1999 site visit to discuss the corrective action needed to bring the site into compliance. A Consensual Tire Removal Agreement form was sent on November 15, 1999 to notify Mr. Stutsman of the available assistance to remove the used tires once all the other waste materials at the site were disposed or recycled properly. Mr. Stutsman called on December 9, 1999 to request a second meeting at the site to evaluate the progress made at the site. A re-inspection was conducted on December 20, 1999. During the re-inspection, Mr. Stutsman requested a time extension to complete the cleanup. The cleanup deadline was extended to April 1, 2000 per his request.

I conducted a re-inspection on October 18, 2000 where continuing apparent violations of open dumping were noted. A November 8, 2000 letter was sent to Mr. Stutsman requesting a written response to be submitted to the Illinois EPA no later than November 20, 2000. The written response was to contain a cleanup proposal including a timetable for the completion of the corrective action. Mr. Stutsman response was received by facsimile on November 16, 2000. The response stated "I will work on it as often as possible." A January 4, 2001 letter was sent to Mr. Stutsman stating that his response failed to include a plan and timetable to bring the site into compliance. The letter asked for a second submission of a correction action plan and timetable to be submitted by January 20, 2001. Mr. Stutsman submitted a January 11, 2001 facsimile that included details about segregating the scrap metal, tires, appliances, landscape waste into separate piles. Mr. Stutsman also requested a May 1, 2005 cleanup deadline.

A June 17, 2002 re-inspection was conducted to evaluate the progress of the cleanup at the site. A July 23, 2002 letter from the Illinois EPA to Mr. Stutsman stated that substantial progress must be made to dispose or recycle the waste at the site prior to the next re-inspection. Mr. Stutsman was also informed that his January 12, 2001 proposal to finish the cleanup by May 1, 2005 is not acceptable if substantial progress has not been made. Continuing open dumping violations were cited during an August 27, 2002 re-inspection. The September 17, 2002 letter from the Agency requested a copy of Mr. Stutsman's Secretary of State's salvage license. In addition, Mr. Stutsman was to advise the Illinois EPA when he completed covering the used tires not mounted on rims and removing the lead-acid batteries for recycling. The Illinois EPA received no response from Mr. Stutsman concerning this letter.

Upon arrival at the site on April 1, 2005, I inspected the area north of the mobile home and garage as shown in the attached photos #001 through #008. The area contained 30+ used tires, a wagon full of damaged dimensional lumber, metal tanks, 10+ abandoned vehicles, burn barrels, corrugated metal sheeting, a boat, tractors, propane tank, gas cylinders, farm equipment, a trailer, metal frames, scrap metal and other miscellaneous debris. The red truck in the attached photo #004 is in the same spot as observed during the July 9, 1999 inspection.

Debris is also located along the western edge of the sand road as shown in the attached photos #009, #012, #016, #048, #049, #058 and #075. The debris included used tires, axles, scrap metal, damaged dimensional lumber and miscellaneous debris.

The attached photos #010 and #011 show the area in front of the garage. The area included 20+ used tires, scrap metal and three trucks. Additional 20+ tires and scrap metal were observed between the garage and the house as shown in the attached photo #022.

There are paths through the areas of waste across the entire site. The entrance to the path to the backyard is shown in the attached photo #013. A burn tank was observed on the south side of the house (see attached photo #018). The attached photo #017 is a close-up of the contents of the burn tank. I observed food containers, plastic bags, metal cans, plastic jugs, a milk jug, aluminum foil, paper, damaged dimensional lumber and paperboard containers on top of charred waste and ashes down toward the bottom of the tank. The areas adjacent to the house on the south and east sides are illustrated in the attached photos #019 and #020, respectively. These areas contained used tires, gas cylinders, tractors, a blue pickup truck, equipment, and scrap metal.

The attached photos #023 through #030 illustrate the area in back of the garage. This area contained an abandoned yellow van, a bus full of damaged dimensional lumber, used tires, buggies, golf carts, a low-boy, a camper, piles of scrap metal, 3+ tractors, 5+ abandoned vehicles, concrete blocks and miscellaneous waste materials. An overview of the eastern edge of the site is illustrated in the attached photo #031.

The area south of the house and northwest of the RV shed is shown in the attached photos #014, #015, #039 through #041, #043 through #045, and #047. The attached photos #014 and #015 show the abandoned vehicles, used tires, damaged dimensional lumber, tow truck and scrap

metal on the south side of path entrance to the backyard. The southeast corner of this area contains two small sheds, used tires, farm equipment, golf carts and scrap metal (see attached photos #039 through #041). The eastern edge of the area contained golf carts, used tires, scrap metal, an abandoned bus, a large green metal enclosed trailer (see attached photos #039, #043 & #044). The attached photo #045 shows telephone poles, a tractor, 5+ used tires, car parts, bricks, scrap metal and miscellaneous debris on southern edge of area. A pile of 50+ used tires and scrap metal is located near the intersecting corner of the two small sheds.

The large area on the eastern edge of the site to the northeast of the RV shed contained two abandoned mobile homes, 100+ used tires, a wood pallet of lead-acid batteries, corrugated metal sheeting, concrete blocks, 10+ tractors, a metal drum full of insulated wire, golf carts, a boat, large metal sheets, 10+ abandoned vehicles, scrap metal and miscellaneous waste materials. This area is shown in the attached photos #021, #032 through #038, and #042. The truck and metal crates of aluminum cans in the attached photo #021 are in the same spot as observed in the July 9, 1999 inspection. I observed broken casings on some of the lead-acid batteries shown in the attached photo #033. Scrap metal and used tires were observed in the beds of some of the pickup trucks.

The attached photo #046 shows the front of the abandoned mobile home just to the west of the large RV shed. The truck body in front of mobile home was in same spot during the July 9, 1999 inspection. A tow truck, an abandoned pickup truck, scrap metal and miscellaneous debris were observed on the west side of the mobile home and RV shed.

A very large metal tank was observed on the south side of the RV shed. Scrap metal, abandoned vehicles, golf carts, and miscellaneous waste were observed on the south side of the metal tank (see attached photo #050). The attached photo #051 shows the used tires, crane, scrap metal and abandoned vehicles on the east side of the metal tank. The red pickup truck is stacked on top of another vehicle.

The remaining portion of the site south of the very large metal tank was divided up with several paths. The area just south of the tank contained eight tractors lined up in a row. The second area to the south contained 4+ tractors, an abandoned pickup truck, farm equipment, and other scrap metal as shown in the attached photo #054. The attached photo #054 also shows the 20+ cars, trucks and other farm equipment stacked two high in the third area south of the tank. The abandoned vehicles can also be seen in the attached photos #056, #057 and #059.

The area to the south of the stacked vehicles contained 4+ abandoned trucks and piles of scrap metal. The next area to the south contained 7+ large square metal boxes, 4+ metal tanks and scrap metal. The attached photo #070 shows the boxes and tanks in the background. The attached photo #071 shows several wood crates filled with gas tanks. Some of the gas tanks were observed spilled out of a crate on the ground.

The large accumulation of waste materials located on the eastern edge of the site from the very large metal tank down to the large pile of scrap metal on the site's southern boundary is shown in the attached photos #052, #053, #055, #056, #060 through #069, #072 and #078 through #081.

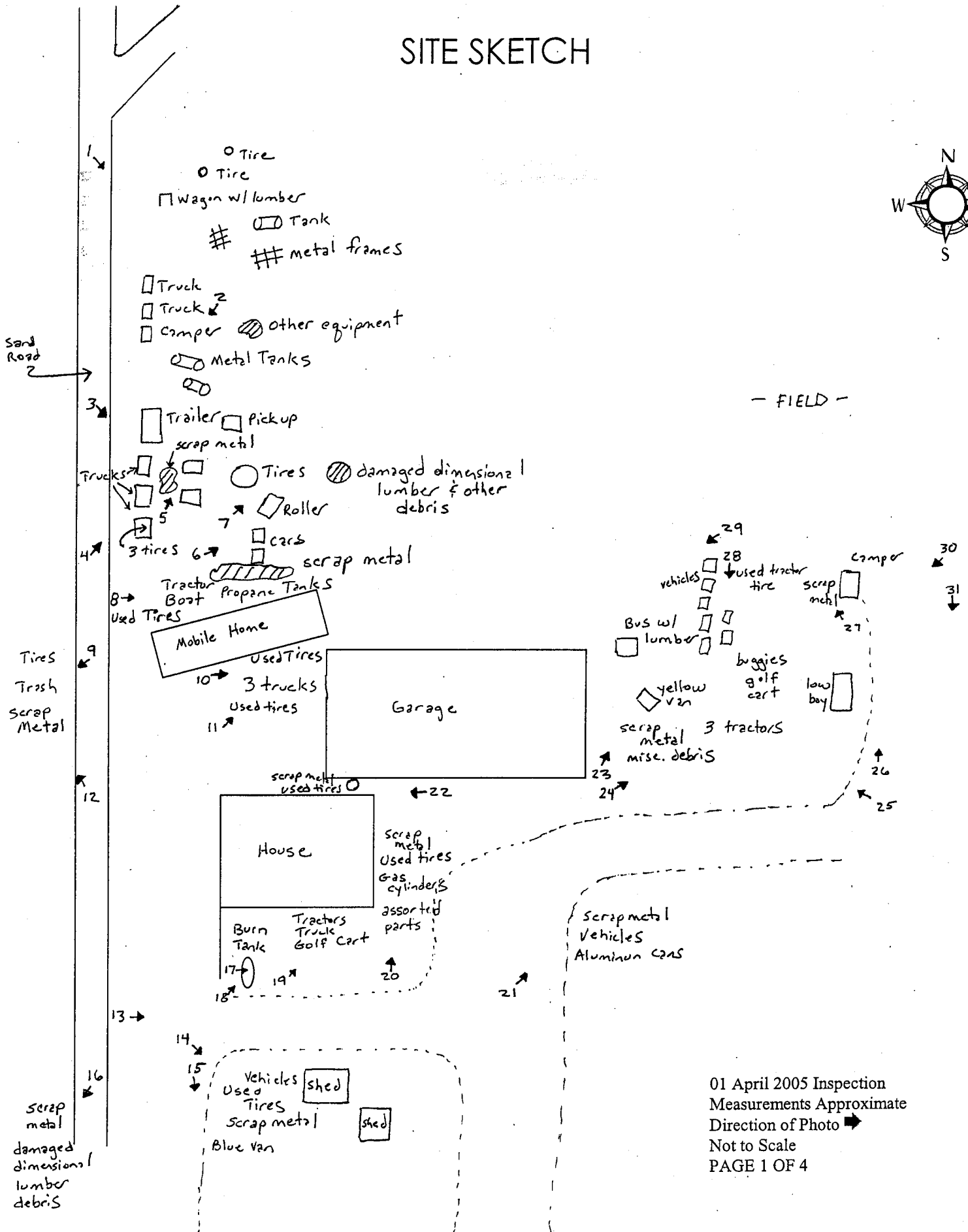
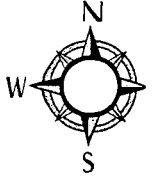
The eastern edge contained abandoned vehicles, gas grills, large refrigerator shelving, a bathtub, scrap metal, an abandoned bus, a camper, farm equipment, piles of used tires, a pile of tire rims, scrap metal and miscellaneous debris. The large scrap metal pile on the southern boundary of the site is also shown in the attached photo #078.

The large broken pieces of concrete just north of the large pile of tires and northwest of the large scrap metal pile are shown in the attached photos #073 and #074. The large pile of 500+ used tires on the southern end of the site is shown in the attached photos #076 and #077. This pile of used tires and the adjacent scrap metal pile were also observed at the site during the July 9, 1999 inspection. There is a significant increase in the amount of used tires and scrap metal in these piles. In addition, there is an overall increase in the amount of waste materials at the site since the previous inspection on August 27, 2002.

cc: DLPC/FOS Springfield Region



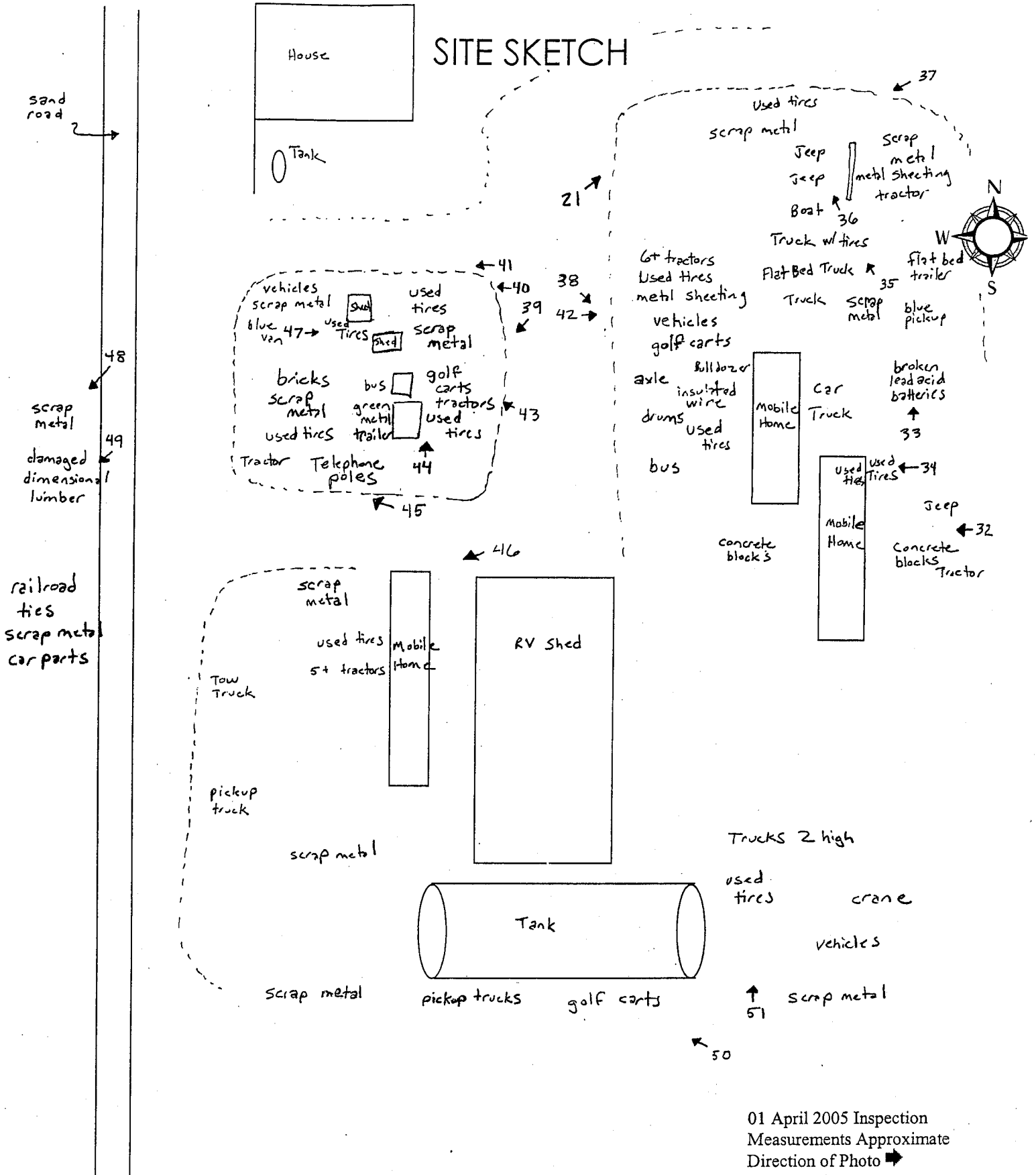
SITE SKETCH



01 April 2005 Inspection
Measurements Approximate
Direction of Photo →
Not to Scale
PAGE 1 OF 4



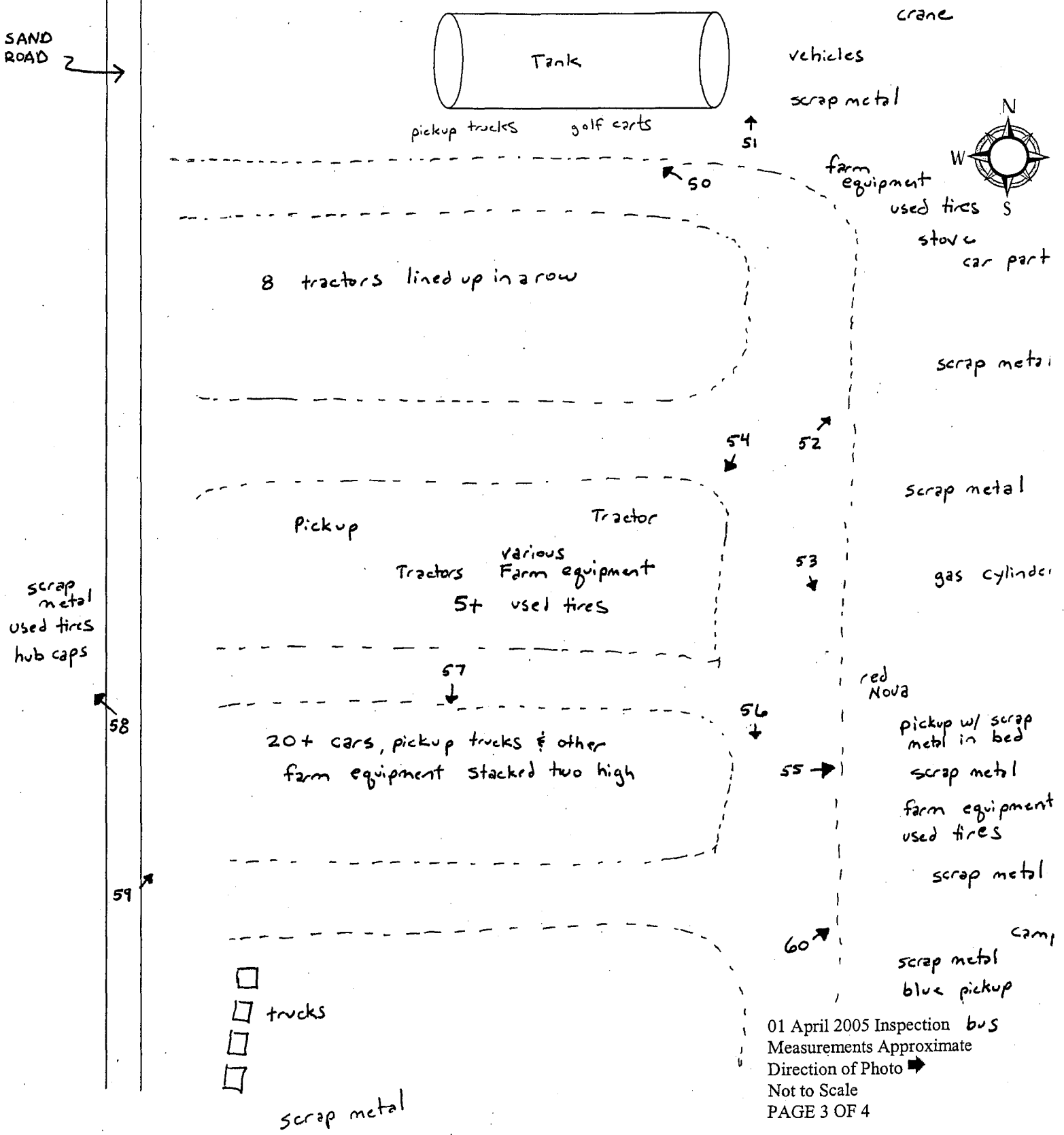
SITE SKETCH



01 April 2005 Inspection
Measurements Approximate
Direction of Photo →
Not to Scale
PAGE 2 OF 4



SITE SKETCH

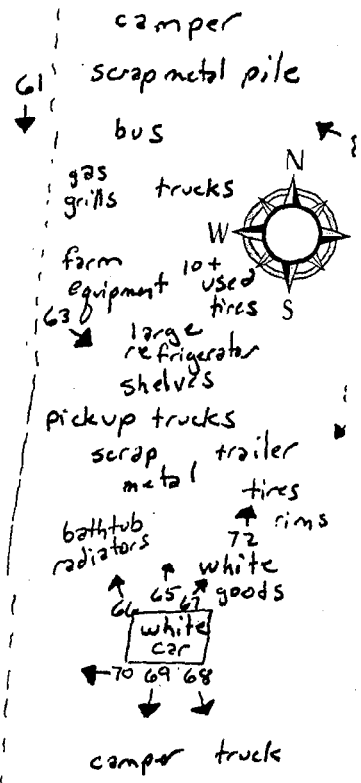
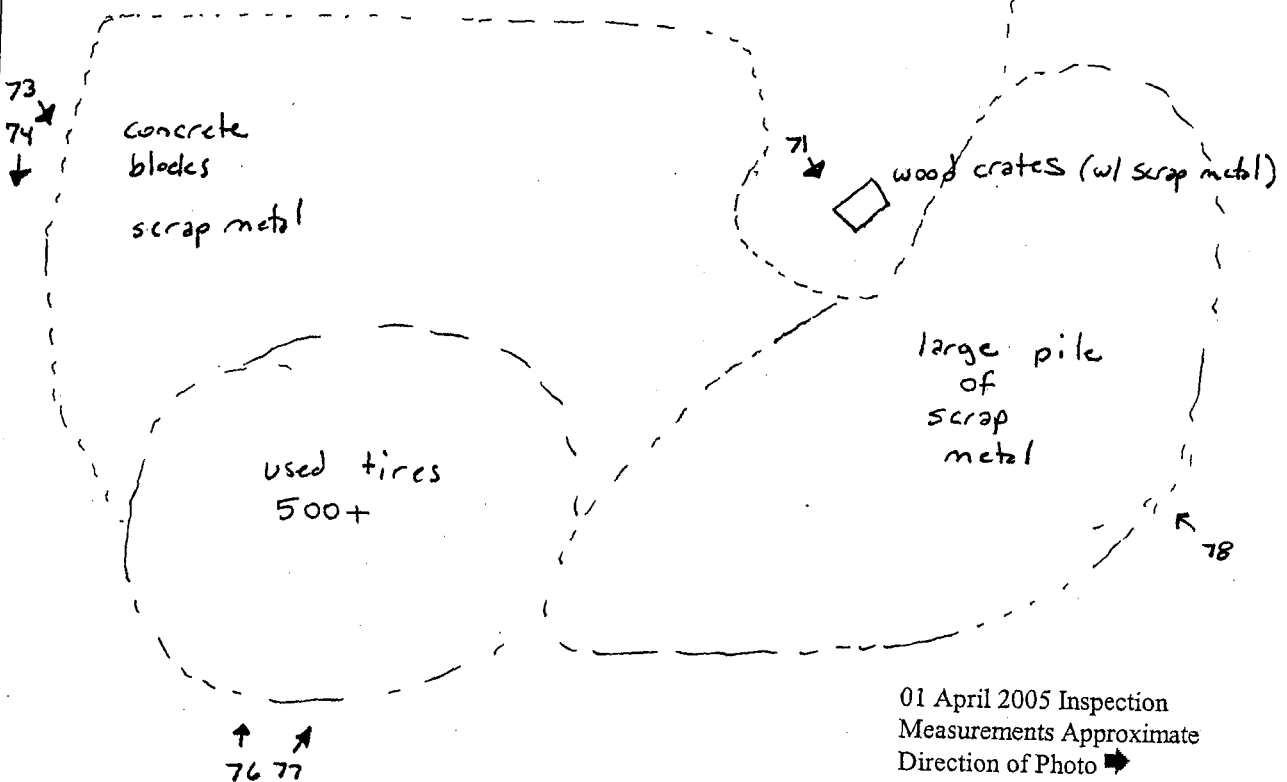
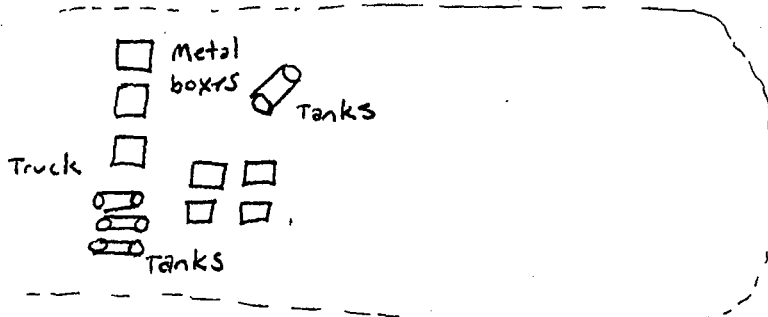
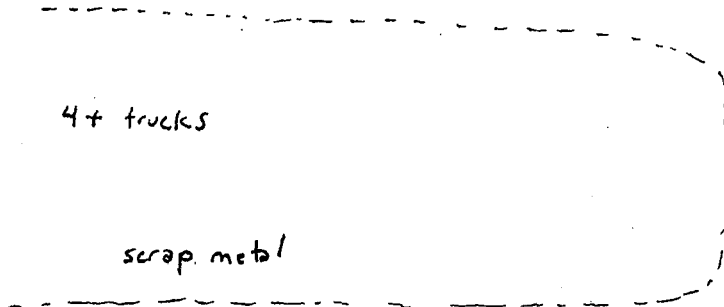


01 April 2005 Inspection bus
Measurements Approximate
Direction of Photo →
Not to Scale
PAGE 3 OF 4



SITE SKETCH

Sand Road

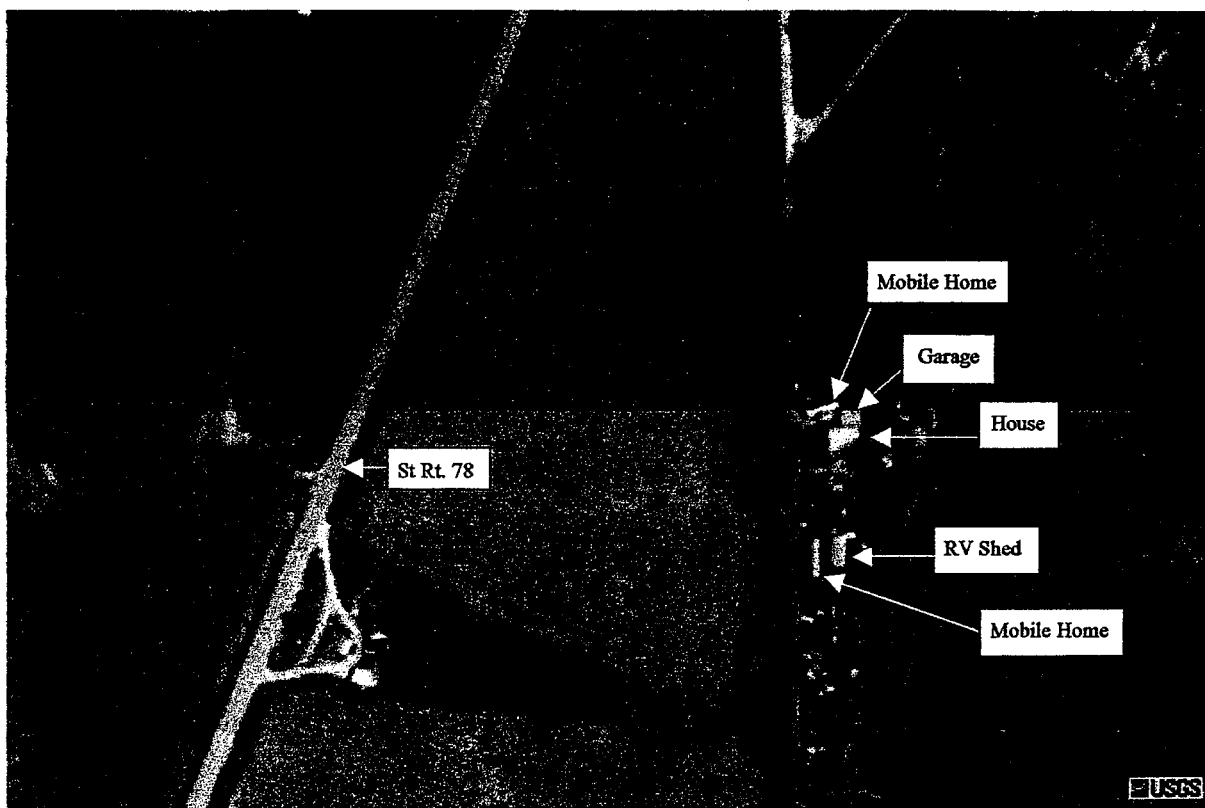
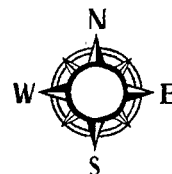


used tires

01 April 2005 Inspection
Measurements Approximate
Direction of Photo →
Not to Scale
PAGE 4 OF 4



SITE MAP



1 km SW of Bath, Illinois in 5 April 1998 USGS aerial photo



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:31 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 001
Comments: Abandoned vehicles, wagon full of damaged dimensional lumber, large metal tank and other miscellaneous scrap metal on north side of site along the sand road



Date: April 1, 2005
Time: 9:32 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 002
Comments: Camper, large metal tanks, farm equipment and other miscellaneous scrap metal on north side of mobile home

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:33 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 003
Comments: Abandoned vehicles, trailer, used tires and assorted scrap metal along sand road on north side of mobile home



Date: April 1, 2005
Time: 9:35 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 004
Comments: Abandoned vehicles along sand road looking north

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:35 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 005
Comments: Scrap metal, damaged dimensional lumber and other assorted waste materials on north side of mobile home



Date: April 1, 2005
Time: 9:36 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 006
Comments: Abandoned vehicles and scrap metal

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:36 am
Direction: N
Photo by: M. Cozadd
Exposure #: 007
Comments: Used tires,
metal drum, roller and
other scrap metal north
of mobile home in woods



Date: April 1, 2005
Time: 9:37 am
Direction: E
Photo by: M. Cozadd
Exposure #: 008
Comments: Scrap
metal, tractors, used tires
and boat adjacent to
mobile home

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:38 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 009
Comments: Trash, used tires and scrap metal observed on the western side of sand road



Date: April 1, 2005
Time: 9:40 am
Direction: E
Photo by: M. Cozadd
Exposure #: 010
Comments: Used tires, abandoned truck and scrap metal at the intersecting corner of mobile home and garage

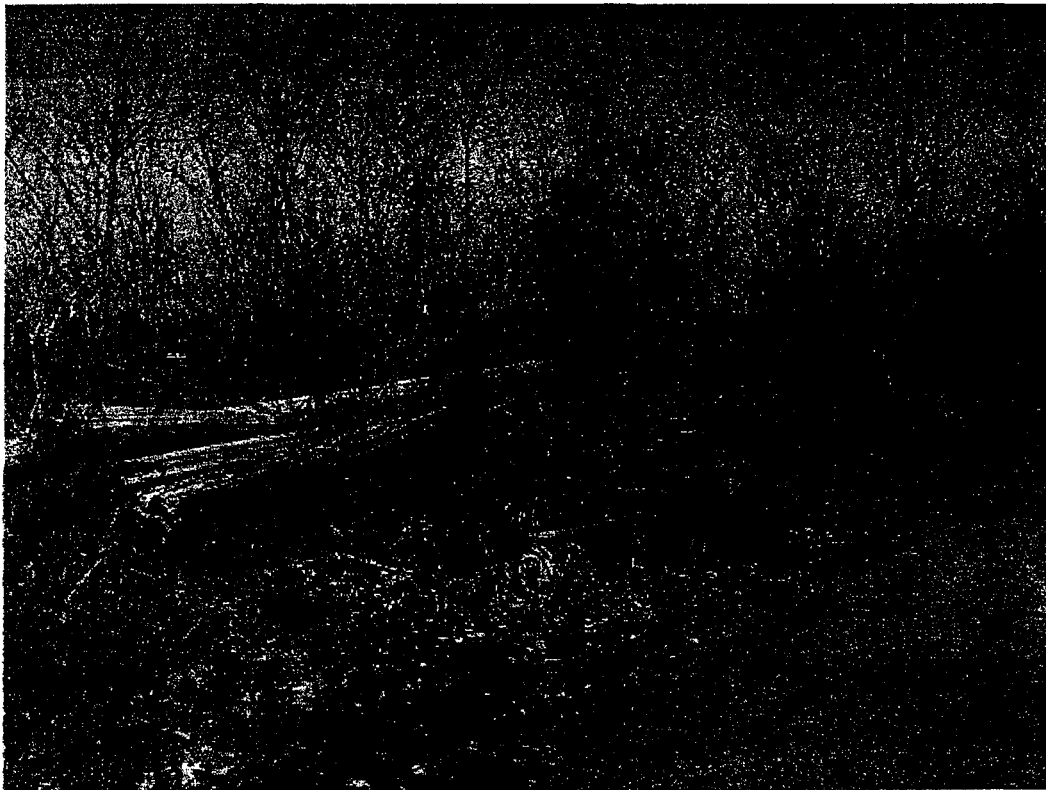
File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:41 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 011
Comments: Used tires, abandoned trucks and scrap metal at the intersecting corner of mobile home and garage



Date: April 1, 2005
Time: 9:42 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 012
Comments: Scrap metal and axles on the western side of sand road

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:42 am
Direction: E
Photo by: M. Cozadd
Exposure #: 013
Comments: Path on south side of house leading to backyard where scrap metal, abandoned vehicles, tractors and miscellaneous wastes are located



Date: April 1, 2005
Time: 9:42 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 014
Comments: Abandoned vehicles, used tires and scrap metal located on south side of path entrance to backyard

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:42 am
Direction: S
Photo by: M. Cozadd
Exposure #: 015
Comments: Abandoned vehicles, used tires, damaged dimensional lumber and scrap metal located along sand road



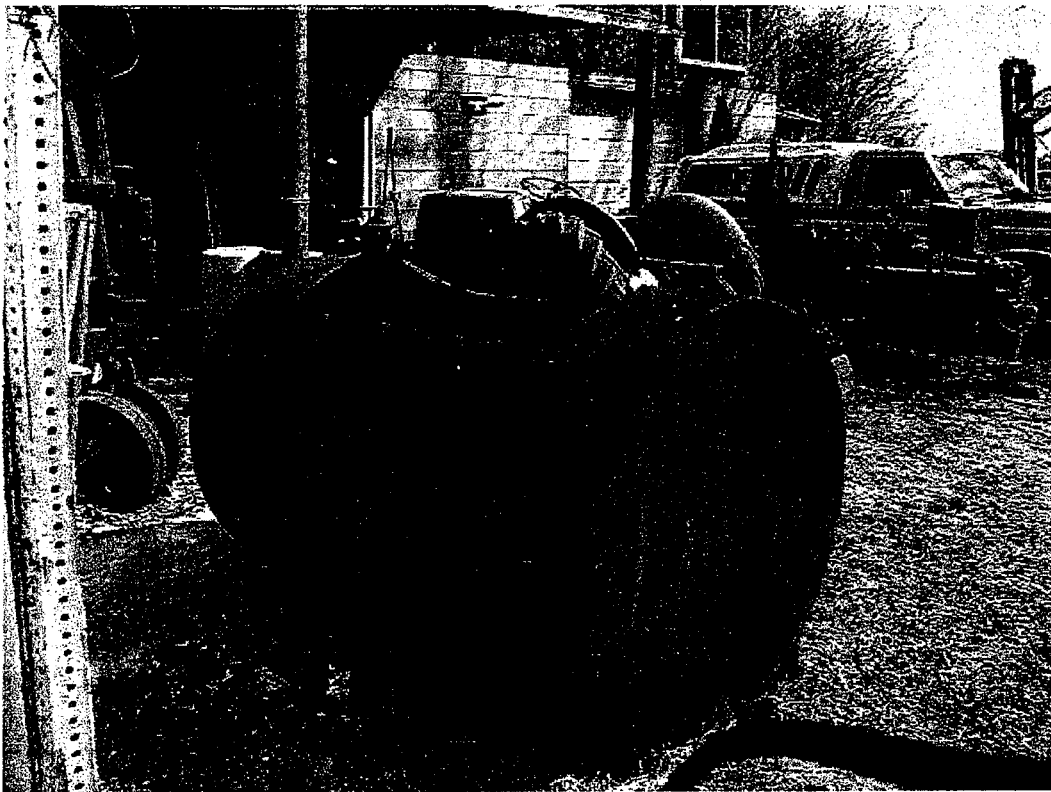
Date: April 1, 2005
Time: 9:42 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 016
Comments: Scrap metal and miscellaneous debris along western edge of sand road

File Names: 1250055002~04012005-[Exp. #].jpg

DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:44 am
Direction: E
Photo by: M. Cozadd
Exposure #: 017
Comments: Close-up of
trash in metal burn tank



Date: April 1, 2005
Time: 9:44 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 018
Comments: Metal burn
tank on south side of
house

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:45 am
Direction:
Photo by: M. Cozadd
Exposure #: 019
Comments: Tractors,
abandoned truck and
other equipment on
south side of house



Date: April 1, 2005
Time: 9:46 am
Direction: N
Photo by: M. Cozadd
Exposure #: 020
Comments: Gas
cylinders, used tires and
scrap metal on east side
of house

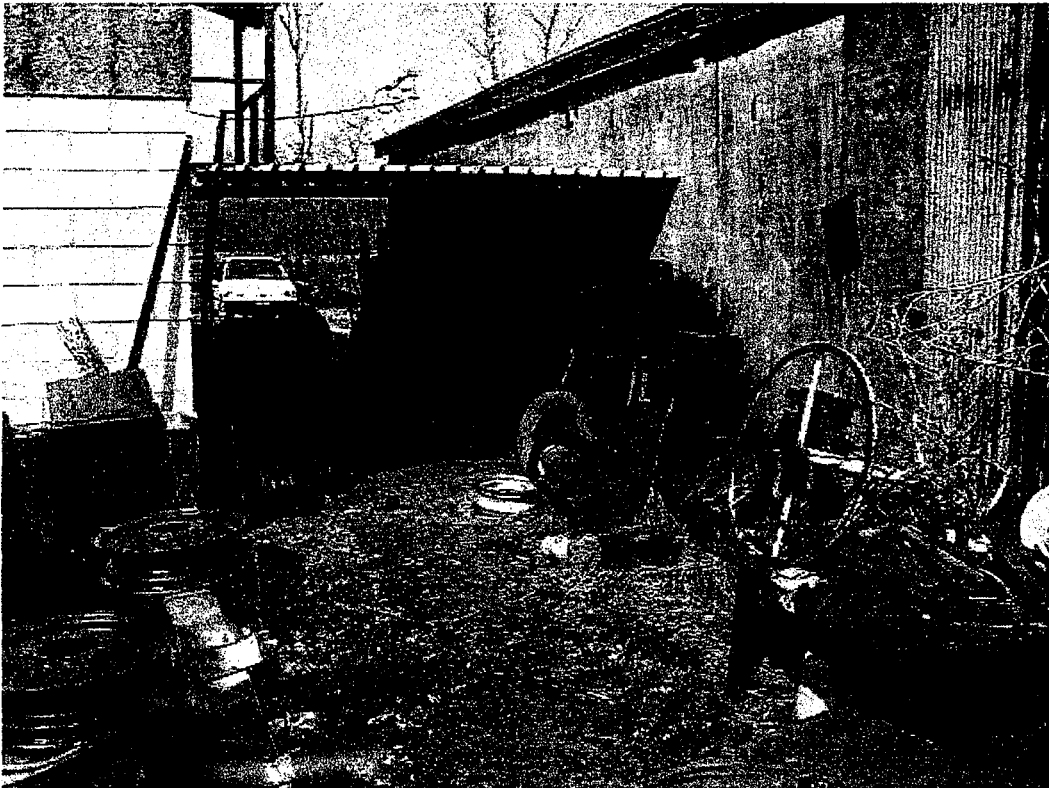
File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:46 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 021
Comments: Metal bins
of aluminum cans,
abandoned vehicles and
scrap metal in backyard



Date: April 1, 2005
Time: 9:47 am
Direction: W
Photo by: M. Cozadd
Exposure #: 022
Comments: Used tires
and scrap metal between
garage and house

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:48 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 023
Comments: Abandoned yellow van, scrap metal, damaged dimensional lumber and miscellaneous debris in back of garage



Date: April 1, 2005
Time: 9:48 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 024
Comments: Abandoned yellow van, scrap metal, tractors, damaged dimensional lumber and miscellaneous debris in back of garage

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:52 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 025
Comments: Overview of
area in back of garage



Date: April 1, 2005
Time: 9:52 am
Direction: N
Photo by: M. Cozadd
Exposure #: 026
Comments: Overview of
trailers, camper,
abandoned vehicles, and
scrap metal in back of
garage

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:54 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 027
Comments: Close-up of
scrap metal near camper
in back of garage



Date: April 1, 2005
Time: 9:54 am
Direction: S
Photo by: M. Cozadd
Exposure #: 028
Comments: Close-up of
abandoned vehicles,
scrap metal and used
tires in back of garage

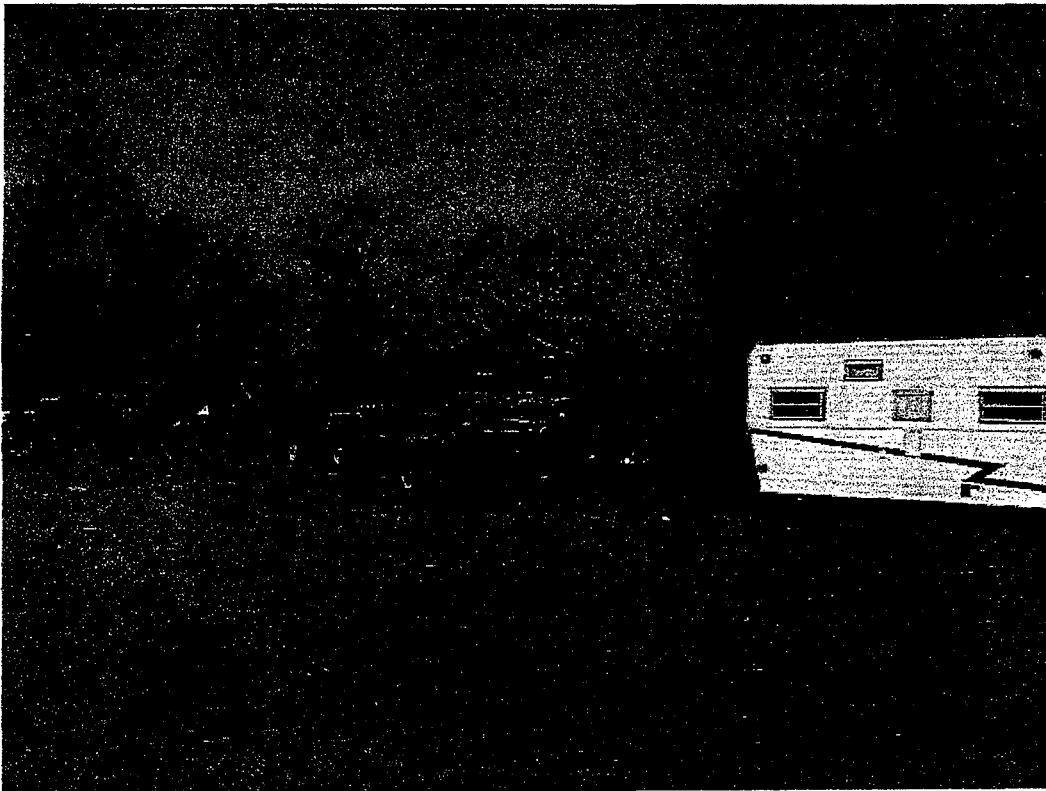
File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:54 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 029
Comments: Close-up of abandoned vehicles, concrete blocks, scrap metal near northeast corner of garage



Date: April 1, 2005
Time: 9:56 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 030
Comments: Overview of area behind garage

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 9:57 am
Direction: S
Photo by: M. Cozadd
Exposure #: 031
Comments: Overview of eastern edge of site



Date: April 1, 2005
Time: 9:59 am
Direction: W
Photo by: M. Cozadd
Exposure #: 032
Comments: Tractor, vehicles and mobile home abandoned near eastern edge of backyard

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:00 am
Direction: N
Photo by: M. Cozadd
Exposure #: 033
Comments: Abandoned vehicles, broken lead acid batteries, damaged dimensional lumber, axles and other waste materials on south side of backyard

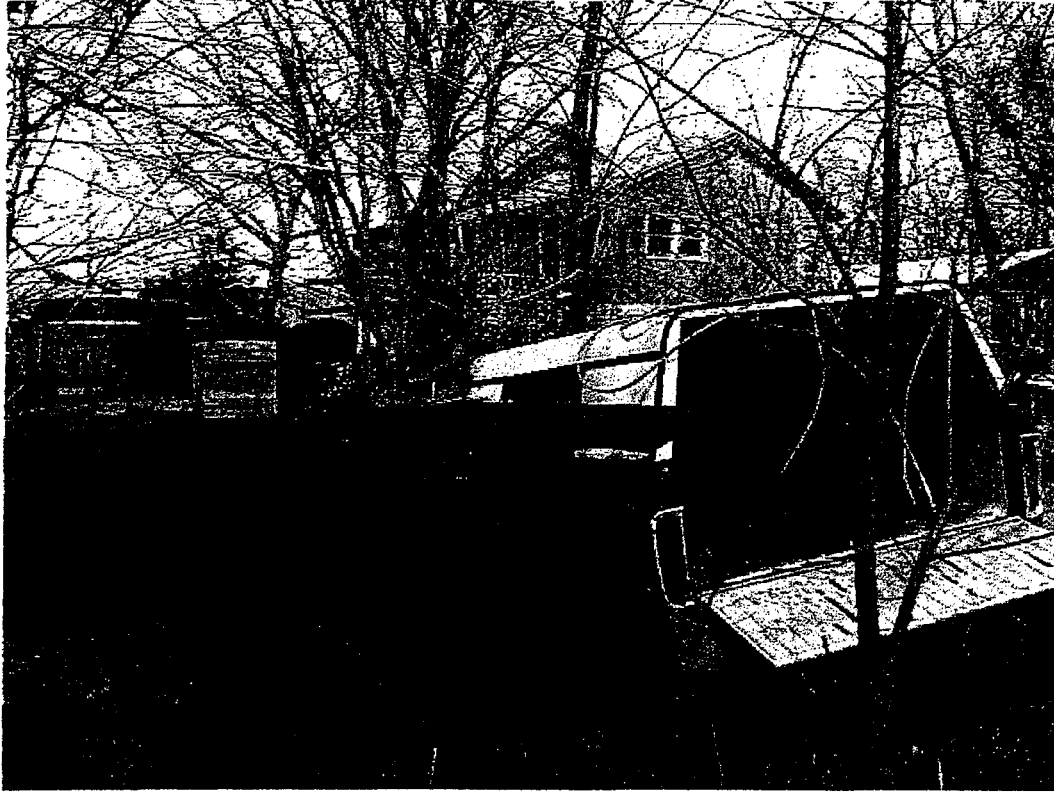


Date: April 1, 2005
Time: 10:01 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 034
Comments: Used tires in and around abandoned mobile home

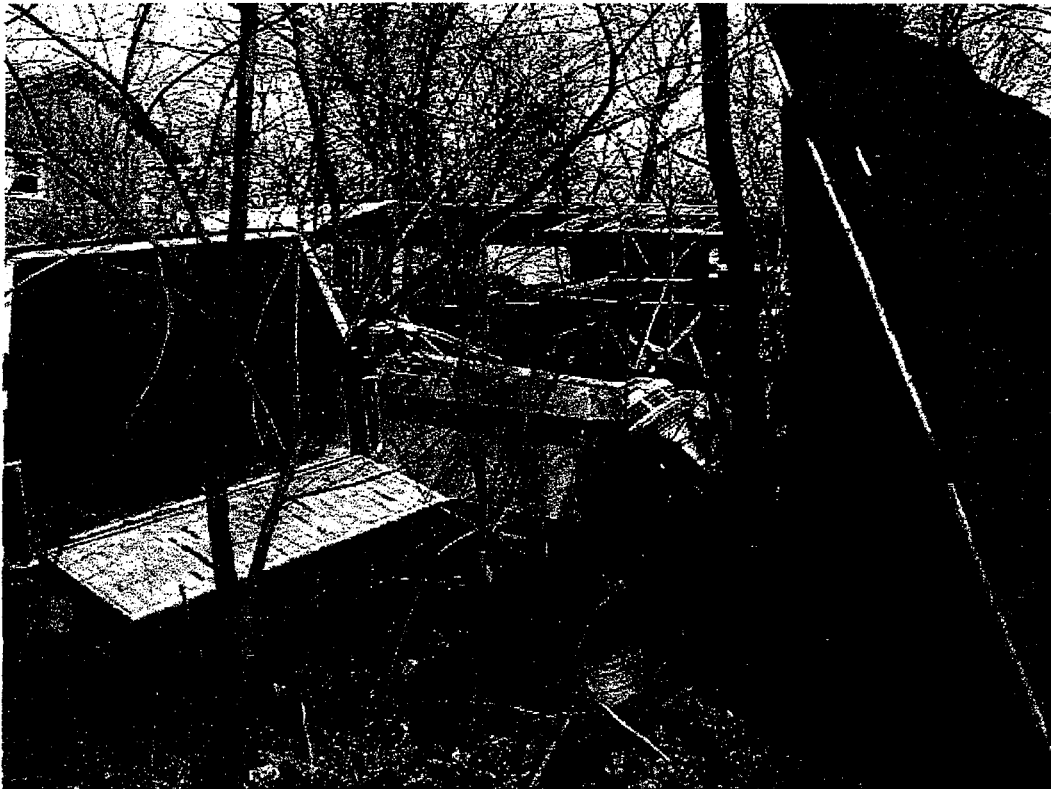
File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:02 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 035
Comments: Abandoned flatbed trailer and truck on south side of backyard



Date: April 1, 2005
Time: 10:02 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 036
Comments: Abandoned vehicles, large metal sheets, scrap metal, gas engines and other discarded waste materials in backyard

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:07 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 037
Comments: Used tires,
scrap metal and
abandoned vehicles in
backyard



Date: April 1, 2005
Time: 10:11 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 038
Comments: Abandoned
vehicles, tractors, trailer
axles and scrap metal in
front of RV shed

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:11 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 039
Comments: Used tires,
golf carts, green metal
trailer and other waste
materials in front of RV
shed



Date: April 1, 2005
Time: 10:11 am
Direction: W
Photo by: M. Cozadd
Exposure #: 040
Comments: Two small
sheds, used tires, farm
equipment and scrap
metal on south side of
house

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:11 am
Direction: W
Photo by: M. Cozadd
Exposure #: 041
Comments: Shed and farm equipment on south side of house across the path from the burn tank



Date: April 1, 2005
Time: 10:12 am
Direction: E
Photo by: M. Cozadd
Exposure #: 042
Comments: Abandoned vehicles, used tires, corrugated metal sheeting and other various waste materials on west side of abandoned mobile homes

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:14 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 043
Comments: Golf carts,
tractors, used tires and
scrap metal on south
side of house



Date: April 1, 2005
Time: 10:14 am
Direction: N
Photo by: M. Cozadd
Exposure #: 044
Comments: Tractors
and used tires on east
side of large green metal
trailer

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:14 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 045
Comments: Tractor,
used tires, landscape
waste, scrap metal,
telephone poles
northeast of RV shed



Date: April 1, 2005
Time: 10:14 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 046
Comments: Abandoned
mobile home and scrap
metal adjacent to RV
shed

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:18 am
Direction: E
Photo by: M. Cozadd
Exposure #: 047
Comments: Used tires, scrap metal and other miscellaneous debris near the intersecting corner of the two sheds



Date: April 1, 2005
Time: 10:18 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 048
Comments: Scrap metal and miscellaneous debris along western edge of sand road

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:21 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 049
Comments: Scrap metal and miscellaneous debris along western edge of sand road



Date: April 1, 2005
Time: 10:25 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 050
Comments: Very large metal tank, abandoned vehicles and scrap metal in back of RV shed

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:25 am
Direction: N
Photo by: M. Cozadd
Exposure #: 051
Comments: Abandoned vehicles, scrap metal, crane and miscellaneous trash in back of abandoned mobile homes. Metal tank to the left in photo. Red truck is stacked on top of another abandoned vehicle.



Date: April 1, 2005
Time: 10:25 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 052
Comments: Scrap metal and used tires along eastern edge of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:26 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 053
Comments: Abandoned vehicles, farm equipment and used tires along eastern edge of site



Date: April 1, 2005
Time: 10:26 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 054
Comments: Tractors and abandoned vehicles in background that are stacked two high

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:28 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 055
Comments: Used tires,
abandoned vehicles and
farm equipment on
eastern edge of site



Date: April 1, 2005
Time: 10:28 am
Direction: S
Photo by: M. Cozadd
Exposure #: 056
Comments: Used tires
and abandoned vehicles

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:28 am
Direction:
Photo by: M. Cozadd
Exposure #: 057
Comments: Abandoned
vehicles stacked two
high



Date: April 1, 2005
Time: 10:31 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 058
Comments: Scrap metal
and trash along western
edge of the sand road

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:31 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 059
Comments: Abandoned vehicles stacked two high



Date: April 1, 2005
Time: 10:32 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 060
Comments: Scrap metal, abandoned farm equipment and camper along eastern edge of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:32 am
Direction: S
Photo by: M. Cozadd
Exposure #: 061
Comments: Abandoned school bus, scrap metal, used tires and miscellaneous debris along eastern edge of site



Date: April 1, 2005
Time: 10:32 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 062
Comments: Scrap metal, abandoned vehicles, and pile of used tires along eastern edge of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:35 am
Direction: N
Photo by: M. Cozadd
Exposure #: 065
Comments: Overview of
scrap metal and pile of
used tires on eastern
edge of site



Date: April 1, 2005
Time: 10:35 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 066
Comments: Scrap metal
and miscellaneous waste
scattered on ground

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:34 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 063
Comments: Metal shelving and other scrap metal



Date: April 1, 2005
Time: 10:34 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 064
Comments: Abandoned vehicles and scrap metal near southern portion of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:39 am
Direction: S
Photo by: M. Cozadd
Exposure #: 069
Comments: Pile of
scrap metal and
abandoned vehicles on
south end of site.
Wooden crates contain
small gas tanks.



Date: April 1, 2005
Time: 10:39 am
Direction: W
Photo by: M. Cozadd
Exposure #: 070
Comments: Metal boxes
and metal tanks along
sand road

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:35 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 067
Comments: Pile of white goods south of the pile of used tires



Date: April 1, 2005
Time: 10:39 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 068
Comments: Pile of scrap metal and abandoned vehicles on south end of site

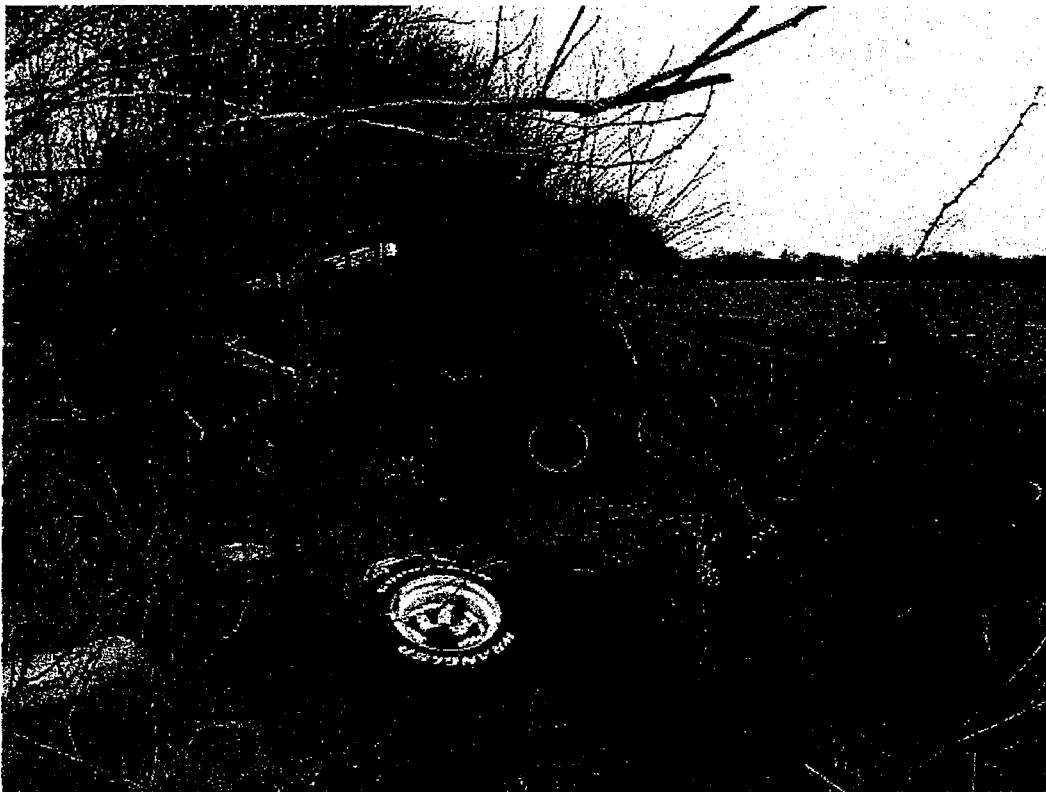
File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:40 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 071
Comments: Gas tanks
in wood crates spilling on
ground



Date: April 1, 2005
Time: 10:41 am
Direction: N
Photo by: M. Cozadd
Exposure #: 072
Comments: Pile of used
tires on the left of the pile
of metal rims

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:44 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 073
Comments: Broken
concrete pieces with pile
of scrap metal in
background



Date: April 1, 2005
Time: 10:44 am
Direction: S
Photo by: M. Cozadd
Exposure #: 074
Comments: Broken
concrete pieces with pile
of used tires in
background

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:44 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 075
Comments: Used tires
on western edge of the
sand road



Date: April 1, 2005
Time: 10:46 am
Direction: N
Photo by: M. Cozadd
Exposure #: 076
Comments: Close-up
view of large pile of used
tires on south end of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:46 am
Direction: NE
Photo by: M. Cozadd
Exposure #: 077
Comments: Used tire pile and scrap metal pile on south end of site



Date: April 1, 2005
Time: 10:46 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 078
Comments: Scrap metal pile on south end of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:47 am
Direction: SE
Photo by: M. Cozadd
Exposure #: 079
Comments: Overview of
abandoned vehicles on
southern portion of site



Date: April 1, 2005
Time: 10:47 am
Direction: SW
Photo by: M. Cozadd
Exposure #: 080
Comments: Pile of used
tires and metal rims on
eastern edge of site

File Names: 1250055002~04012005-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: April 1, 2005
Time: 10:47 am
Direction: NW
Photo by: M. Cozadd
Exposure #: 081
Comments: Overview of
eastern side of site

File Name: 1250055002~04012005-[Exp. #].jpg

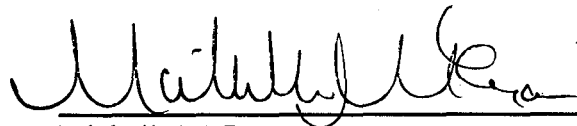
PROOF OF SERVICE

I hereby certify that I did on the 18th day of May 2005, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: James Stutsman
8443 County Road 1100E
Bath, Illinois 62617

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