

RECEIVED
CLERK'S OFFICE

JAN 23 2007

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!!

Acc 07-33

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).

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
JAN 23 2007
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
DONALD R. LANGLEY, PERRY D.)
WINEBRINNER and BRET SLATER,)
)
Respondents.)

AC 07-33
(IEPA No.2-07-AC)

NOTICE OF FILING

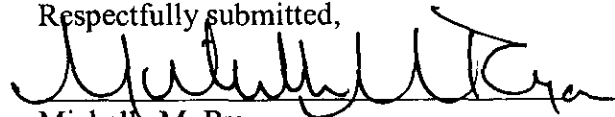
To: Donald Langley
823 Sunset Drive
Lincoln, IL 62656-3067

Perry D. Winebrinner
1010 Pulaski Street
Lincoln, IL 62656-3136

Bret Slater
424 North Jefferson Street
Lincoln, IL 62656-1960

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: January 19, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JAN 23 2007

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

DONALD R. LANGLEY, PERRY D.
WINEBRINNER and BRET SLATER,

Respondents.

AC **07-33**
(IEPA No. 2-07-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 (2004).

FACTS

1. That Donald Langley and Perry Winebrinner are the present owners and Bret Slater was the operator(collectively "Respondents") of a facility located at 320 Galena Street, Lincoln, Logan County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Lincoln/Langley-Winebrinner.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1070355050.
3. That Respondents have owned/operated said facility at all times pertinent hereto.
4. That on December 15, 2006, Paul Eisenbrandt 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 Paul Eisenbrandt during the course of his December 15, 2006 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) (2004).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), 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 1, 2007, 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 (2004), 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) (2004), if Respondents fail to petition or elect 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, Respondents 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 (2004). If Respondents elect to contest this Administrative Citation, then Respondents 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.

Douglas P. Scott
Douglas P. Scott, Director *to wcc*
Illinois Environmental Protection Agency

Date: 1/19/07

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

RECEIVED
CLERK'S OFFICE

JAN 23 2007

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
DONALD R. LANGLEY, PERRY D.)
WINEBRINNER and BRET SLATER,)
))
))
))
Respondents.)

AC **01-33**
(IEPA No. 2-07-AC)

FACILITY: Lincoln/Langley-Winebrinner SITE CODE NO.: 1070355050
COUNTY: Logan CIVIL PENALTY: \$1,500.00
DATE OF INSPECTION: December 15, 2006

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

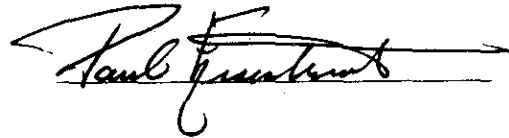
AFFIDAVIT

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Perry Winebrinner)
)
Respondent.)

IEPA DOCKET NO.

Affiant, Paul Eisenbrandt, being first duly sworn, voluntarily deposes and states as follows:

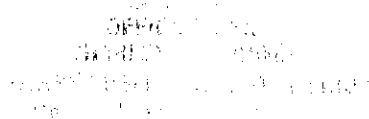
1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On December 15, 2006 between 10:10 AM and 11:00 AM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Logan County, Illinois, and known as Lincoln/Langley-Winebrinner by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 1070355050 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Lincoln/Langley-Winebrinner 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 Lincoln/Langley-Winebrinner open dump.



Subscribed and Sworn To before me
This 5th day of January, 2007



Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

AFFIDAVIT

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
Donald Langley)
)
Respondent.)

IEPA DOCKET NO.

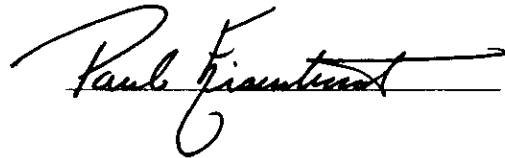
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Subscribed and Sworn To before me
This 5th day of January, 2007



Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

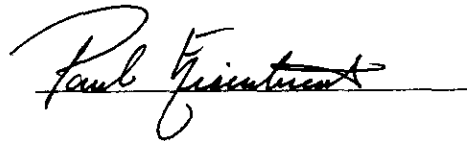
AFFIDAVIT

IN THE MATTER OF:)
)
 Illinois Environmental)
 Protection Agency)
)
 vs.)
)
 Bret Slater)
)
 Respondent.)

IEPA DOCKET NO.

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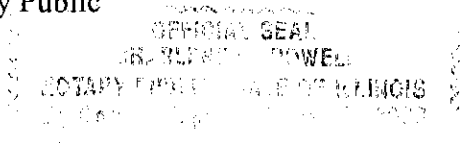
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Subscribed and Sworn To before me
 This 5 day of January, 2007

Charlene K. Powell

Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: Logan LPC#: 1070355050 Region: 5 - Springfield
 Location/Site Name: Lincoln / Langley-Winebrinner
 Date: 12.15.2006 Time: From 10:10 am To 11:00 am Previous Inspection Date: 03.20.2006
 Inspector(s): Paul Eisenbrandt Weather: ~45°F and Sunny
 No. of Photos Taken: # 13 Est. Amt. of Waste: 6 yds³ Samples Taken: Yes # _____ No X
 Interviewed: No one Complaint #: C-06-004-C

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

Donald R. Langley
823 Sunset Drive
Lincoln, Illinois 62656-3067
Phone:217-732-3240

Perry D. Winebrinner
1010 Pulaski Street
Lincoln, Illinois 62656-3136
Phone:217-735-1961

SECTION	DESCRIPTION	VIO
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1.	9(a) CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	
2.	9(c) CAUSE OR ALLOW OPEN BURNING	
3.	12(a) CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	
4.	12(d) CREATE A WATER POLLUTION HAZARD	
5.	21(a) CAUSE OR ALLOW OPEN DUMPING	X
6.	21(d) CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1) Without a Permit	X
	(2) In Violation of Any Regulations or Standards Adopted by the Board	X
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	X
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	X
	(2) Scavenging	
	(3) Open Burning	
	(4) Deposition of Waste in Standing or Flowing Waters	
	(5) Proliferation of Disease Vectors	
	(6) Standing or Flowing Liquid Discharge from the Dump Site	

Inspection Date: December 15, 2006

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

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: December 21, 2006

TO: DLPC / Division File

FROM: Paul Eisenbrandt, DLPC/FOS Springfield Region

SUBJECT: LPC #1070355050 – Logan County
Lincoln / Langley-Winebrinner
C-06-004-C
FOS File

INSPECTION DATE: December 15, 2006

The purpose of this memorandum is to serve as the Narrative Inspection Report Document of a December 15, 2006 complaint investigation of the above referenced site. A July 2005 complaint alleged the property was being used as an open dump for old cars and wastes; oil and other chemicals were spilled on the ground; and that there were old fuel tanks stored under the lot. The initial compliant investigation was conducted on August 29, 2005, and several apparent violations of the Environmental Protection Act were observed. The September 15, 2005 Administrative Citation Warning Notice imposed an October 15, 2005 compliance deadline. A second investigation was conducted on October 20, 2005 and an extension of the compliance deadline was given to until November 15, 2005. The third inspection took place on March 20, 2006. This forth inspection took place from about 10:10 am to 11:00 am, and thirteen (13) digital photographs were taken. The weather was sunny and approximately 45°F with a 5 mph wind from the northwest. No one was interviewed during the inspection.

Photograph 1 shows an overview of the site from Sangamon and Galena Streets. Approximately eighty-five percent of the waste has been cleaned up. Most of the remedial activities occurred prior to the March 20, 2006 inspection. Since the March 20, 2006 inspection, approximately twenty five used tires have been removed from the site. All of the miscellaneous waste observed in the southwest corner of the concrete pad has remained unchanged. The Illinois EPA estimated approximately six yards of off-site generated waste are still on the property.

Photograph 2 shows the north entrance to the facility. A gate made of cyclone fencing is stretched across the open to secure the site. The cyclone fencing is simply tied with wire on each end.

Photograph 3 shows the east gate (main entrance) to the facility. The east gate was loosely chained and padlocked. An opening in the fence was observed to the left of the gate. It appears the fencing and gates adequately deter vehicle trespass. A posted sign to the north of the gate reads "Private Property – No Trespassing."

Photograph 4 shows a red Pontiac Grand Am SE V6 without license plates. The Pontiac vehicle

identification number (VIN) was 1G2NE12E8XM743681 GM. The vehicle was on site during the March 20, 2006 inspection. The vehicle appears to be operable as it has been moved since the last inspection.

Photograph 5 shows five sections of metal tower, a trailer frame, and a few pieces of scrap metal. The rusty trailer frame did not have a license plate. A Pontiac grill, a sheet of corrugated steel, and two metal studs were among the scrap metal.

Photograph 6 shows a light blue Ford Taurus GL sedan without wheels (tires or rims) resting on cinder blocks. The inoperable Ford had a broken windshield and was observed in the same condition and location during all of the previous inspections. The vehicle had no visible VIN number and had no license plates. A green military style vessel (labeled "Water HHC 1/126") was observed under the front driver side wheel well. The fluid in the half full vessel had a trace hydrocarbon odor.

Photographs 7 through 13 shows a 30 foot by 10 ft by 3 foot high waste pile located on a concrete pad in the backside of the site. The waste pile has not noticeably changed since the last inspection in March.

Photograph 7 shows an empty blue and white partially crushed 30 gallon drum, three truck toppers (full of debris), used automotive parts, a black and yellow tool box, a broken Sanyo TV, small diameter tire, electronic circuit boards, a broken snow shovel, a wheel barrow, wire mesh, landscape waste, and charred dimensional lumber observed in the waste pile.

Photograph 8 shows a rusty red art deco kitchen table, galvanized pipe, an empty black and white 22 gallon drum, clothing, a broken fishing pole, scrap metal, a green garden hose, a crushed blue and orange drum, aluminum soda cans, rusty aerosol cans, an interior vehicle door panel, fragments of broken plastic, shredded Styrofoam, scrap diamond plate, rusty coffee cans, automotive hoses, disintegrating cardboard, and dimensional lumber were some of the weathered waste observed.

Photograph 9 shows landscape waste, rotting wood pallets, refrigerator shelves, weathered OSB board, and fiberglass vehicle body parts.

Photograph 10 shows broken plastic buckets, dog food cans, motor oil containers, plastic soda bottles, metal vehicle body parts, and rusty cans.

Photograph 11 shows a vehicle gasoline tank, cardboard boxes, a brown garbage can (full of stagnant water, broken glass, rotting leaves, and an aerosol can) tattered plastic sheeting, cloth towels, cardboard and Styrofoam food packaging, a garden hose reel, a metal pan, a broken lawn mower bag, and used air filters.

Photograph 12 shows a roll of metal reinforcing mesh, mangled cyclone fencing, a bicycle tire, vehicle floor mats, a dryer lint screen, black plastic sheeting, PVC drain pipe, black rubber sheeting, wood veneer, a twin size mattress coil, a crushed five gallon metal container, and white garden edge fencing among other miscellaneous waste that were observed in the debris pile.

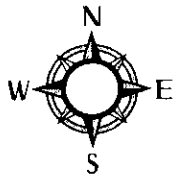
Photograph 13 shows several small diameter used tires (bicycle, wheel barrow, and trailer?) among other waste that were observed in the debris pile.

It should be noted that there were no apparent signs of oil or gasoline spills.

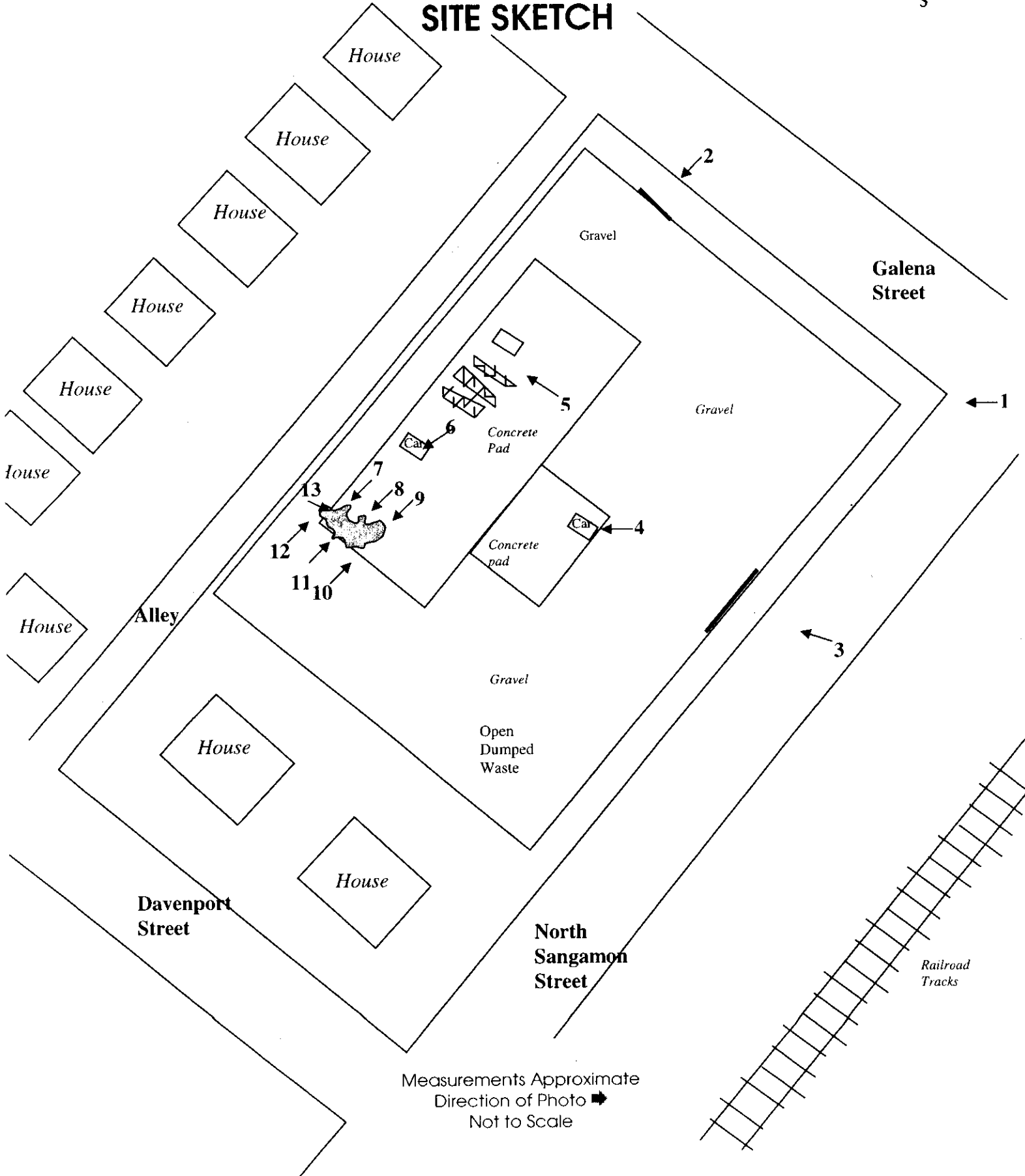
The Illinois EPA inspector spoke with Mr. Donald Langley on March 22, 2006. Mr. Langley, at that time, had stated he was planning to remove the used tires within a few days and remove the pile of mixed debris when the weather broke. He was probably going to haul the waste to Clinton. Mr. Langley stated he had needed two weeks to get the rest of the waste hauled off the site. Based on the amount of work that Mr. Langley had already completed, the Illinois EPA inspector recommended giving Mr. Langley a final two week extension as he had requested in March of 2006. Mr. Langley removed the used tires but failed to remove the rest of the waste as of December 15, 2006. The Administrative Citation Warning Notice (ACWN), dated September 15, 2005 required all waste to be removed by October 15, 2005. Mr. Langley, Mr. Winebrinner, and Mr. Slater have had fourteen months to comply with the corrective actions listed in the ACWN. An Administrative Citation may be issued for the violations of the Section 21(p) of the Illinois Environmental Protection Act and failing to complete the clean up requirements.

The apparent violations noted as a result of this forth inspection are checked on the Open Dump Inspection Checklist attached to this narrative. A site sketch and digital photographs accompany this narrative.

cc: DLPC/FOS Springfield Region



SITE SKETCH





DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:18 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 001
Comments: Overview of site from North Sangamon and Galena Streets.



Date: December 15, 2006
Time: 10:19 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 002
Comments: North gate of property. The north gate was made of cyclone fencing stretched across the opening and tied with wire.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:22 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 003
Comments: East gate of property. The east gate was loosely chained and padlocked. An opening in the fence was observed to the left of the gate.



Date: December 15, 2006
Time: 10:23 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 004
Comments: A red Pontiac Grand Am SE was observed.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:26 AM
Direction: NW
Photo by: Eisenbrandt
Exposure #: 005
Comments: Five sections of metal tower, a trailer frame, and a few pieces of scrap metal were observed.

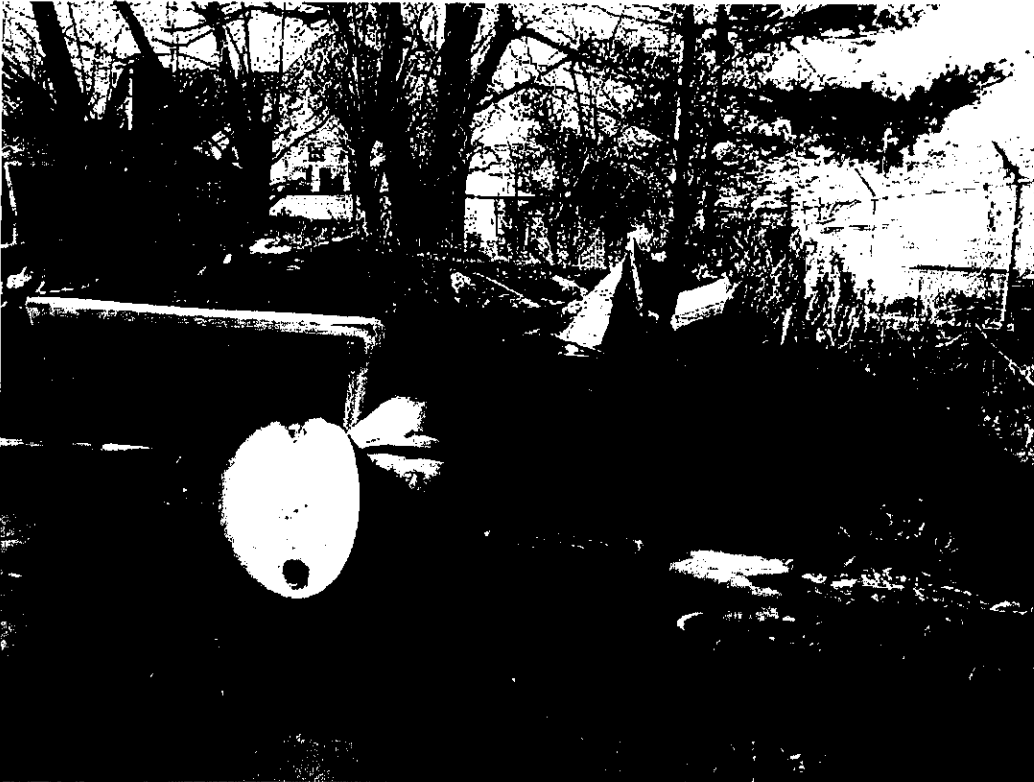


Date: December 15, 2006
Time: 10:29 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 006
Comments: A Light blue Ford Taurus GL without tires or rims, with a broken windshield, and resting on cinder block was observed.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg **File Name:** 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:34 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 007
Comments: A crushed 30 gallon drum, three truck toppers (full of debris), used automotive parts, a tool box, a broken TV, electronic circuit boards, a broken snow shovel, a wheel barrel, wire mess, and charred dimensional lumber were observed on the waste pile.



Date: December 15, 2006
Time: 10:34 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 008
Comments: A rusty red kitchen table, galvanized pipe, clothing, a broken fishing pole, scrap metal, a green garden hose, and dimensional lumber were some of the items observed in the waste pile.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:34 AM
Direction: NE
Photo by: Eisenbrandt
Exposure #: 011
Comments: A vehicle gasoline tank, cardboard boxes, a brown garbage can (full of water, broken glass, leaves, and an aerosol can) were observed in the waste pile.

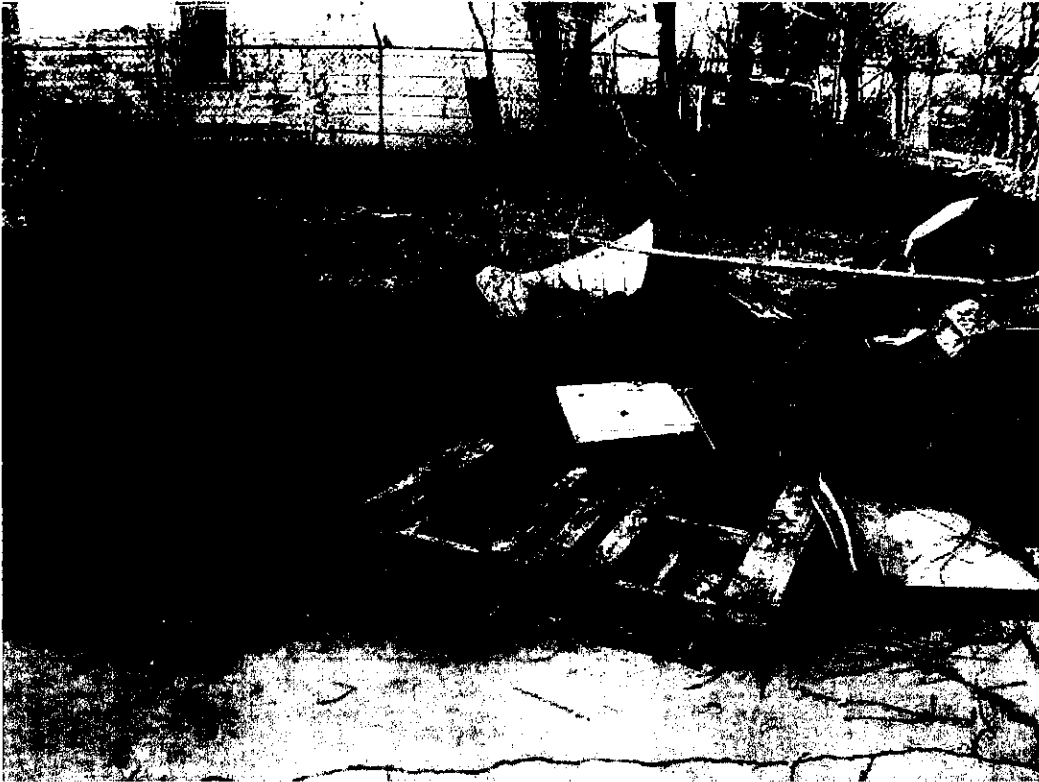


Date: December 15, 2006
Time: 10:35 AM
Direction: NE
Photo by: Eisenbrandt
Exposure #: 012
Comments: A twin mattress spring, rubber fabric, PVC pipe, wire reinforcing mesh, cyclone fencing, used air filters, vehicle floor mats, and black plastic sheeting were observed in the waste pile.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:34 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 009
Comments: Rotting wood pallets, OSB board, a refrigerator shelf, fiberglass body parts, aluminum soda cans, rusty aerosol cans, chunks of Styrofoam, and landscape waste were observed in the waste pile



Date: December 15, 2006
Time: 10:34 AM
Direction: NE
Photo by: Eisenbrandt
Exposure #: 010
Comments: Plastic buckets, dog food cans, motor oil containers, plastic soda bottles, metal vehicle body parts, and a rusty coffee can was observed in the waste pile.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc



DIGITAL PHOTOGRAPHS



Date: December 15, 2006
Time: 10:39 AM
Direction: E
Photo by: Eisenbrandt
Exposure #: 013
Comments: Several small diameters used tires (bicycle, wheel barrow, and trailer?) were observed in the waste pile.

Photograph File Names: 1070355050~12152006-[Exp. #].jpg File Name: 1070355050~12152006.doc

PROOF OF SERVICE

I hereby certify that I did on the 19th day of January 2007, 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

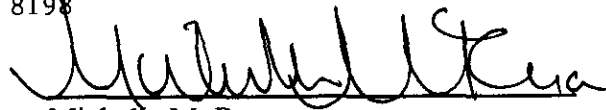
To: Donald Langley
823 Sunset Drive
Lincoln, IL 62656-3067
Cert # 7004 2510 0001 8587 7887

Perry D. Winebrinner
1010 Pulaski Street
Lincoln, IL 62656-3136
Cert # 7004 2510 0001 8587 7887

Bret Slater
424 North Jefferson Street
Lincoln, IL 62656-1960
Cert # 7004 2510 0001 8587 7870

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
Cert # 7004 2510 0001 8587 8198



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
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