



JOHN B. ROE  
STATE'S ATTORNEY OF OGLE COUNTY  
106 S. 5th St. Suite 110  
OREGON, ILLINOIS 61061

ORIGINAL RECEIVED  
CLERK'S OFFICE

MAR 14 2007

STATE OF ILLINOIS  
Pollution Control Board

Telephone: (815) 732-1170  
Fax: (815) 732-6607

Email: ogleasa@oglecounty.org  
www.oglecounty.org

March 9, 2007

AC07-47

Ms. Dorothy M. Gunn, Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph, Suite 11-500  
Chicago, Illinois 60601

Re: Administrative Citation  
AC# 07-  
Facility: Rochelle Municipal #2 Landfill  
IEPA-LPC Site #: 1418030020  
Inspection Date: January 13, 2007

Dear Clerk of the Board:

Enclosed for filing with the Board is the Administrative Citation package issued to the above Facility, Rochelle Municipal #2 Landfill. I am forwarding one complete package which includes a Notice of Filing, Entry of Appearance, Administrative Citation, Informational Notice, Remittance Form, Inspector's Affidavit, Field Investigation Inspection Report forms with accompanying photographs, a Notice of Corrective Action Required, and Proof of Service.

I am also enclosing ten (10) additional copies of the previously mentioned paperwork. Please stamp a copy of these materials as "filed" and return that copy to our Office. A self-addressed stamped envelope is enclosed for your convenience.

For your records, the Citation package was sent via certified mail to City of Rochelle and Rochelle Waste Disposal, L.L.C., and Clyde A. Gelderloos, on March 9, 2007. As soon as I receive the certified mail receipt back from the Respondents, I will notify you so your files will reflect the thirty-five (35) days after which the Board can enter the required Default Order if a Petition for Review has not been filed. If the Respondents pay the civil penalty without filing a Petition for Review, I will notify your Office.



**JOHN B. ROE**  
STATE'S ATTORNEY OF OGLE COUNTY  
106 S. 5th St. Suite 110  
OREGON, ILLINOIS 61061

Email: [oglesa@oglecounty.org](mailto:oglesa@oglecounty.org)  
[www.oglecounty.org](http://www.oglecounty.org)

Telephone: (815) 732-1170  
Fax: (815) 732-6607

Respondents are to be served at: City of Rochelle  
Attn: Mr. Ken Alberts  
420 N. 6<sup>th</sup> Street  
P.O. Box 601  
Rochelle, IL 61068

Rochelle Waste Disposal, L.L.C.  
Mr. Clyde A. Gelderloos  
1161 Hwy. 251 South  
Rochelle, IL 61068

Thank you for your assistance and kind attention to this matter.

Sincerely,

John B. Roe  
Ogle County State's Attorney

By Emily S. Seifert  
Emily S. Seifert  
Assistant State's Attorney  
Ogle County State's Attorney's Office  
106 S. 5<sup>th</sup> Street, Suite 110  
Oregon, Illinois 61061

Please note: With the exception of letterhead, all other documents are printed on recycled paper

Enclosures

CC: IEPA Rockford  
IEPA Springfield  
OCSWMD File  
Ogle County State's Attorney

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

RECEIVED  
CLERK'S OFFICE

MAR 14 2007

STATE OF ILLINOIS  
Pollution Control Board

County of Ogle

ORIGINAL

Complainant,

v.

Rochelle Waste Disposal, LLC, and  
Clyde A. Gelderloos, Chief Operator,  
and City of Rochelle,

Respondents.

AC# 07- 47  
(Administrative Citation)

NOTICE OF FILING

TO: City of Rochelle  
Attn: Mr. Ken Alberts  
420 N. 6<sup>th</sup> Street  
P.O. Box 601  
Rochelle, IL 61068

Rochelle Waste Disposal, L.L.C.  
Mr. Clyde A. Gelderloos  
1161 Hwy. 251 South  
Rochelle, IL 61068

PLEASE TAKE NOTICE that I have filed with the Office of the Clerk of the Illinois  
Pollution Control Board the Complaint for Administrative Citation, a copy of which is herewith  
served upon you.

Date: March 9, 2007

John B. Roe  
Ogle County State's Attorney  
By: Emily S. Seifert  
Emily S. Seifert  
Assistant State's Attorney  
Ogle County State's Attorney's Office  
106 S. 5<sup>th</sup> Street, Suite 110  
Oregon, Illinois 61061

CC: IEPA Rockford  
IEPA Springfield  
OCSWMD File  
Ogle County State's Attorney

THIS FILING IS SUBMITTED ON RECYCLED PAPER

ORIGINAL

RECEIVED  
CLERK'S OFFICE

MAR 14 2007

STATE OF ILLINOIS  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION**

County of Ogle )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 Rochelle Waste Disposal, LLC, and )  
 Clyde A. Gelderloos, Chief Operator, )  
 and City of Rochelle, )  
 )  
 Respondents. )

AC# 07- 47  
(Administrative Citation)

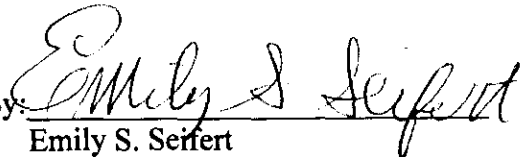
**ENTRY OF APPEARANCE**

The undersigned hereby enters his appearance in the above-captioned matter as  
counsel for the Ogle County Solid Waste Management Department.

Respectfully Submitted,

John B. Roe  
Ogle County State's Attorney

Date: March 9, 2007

By:   
 Emily S. Seifert  
 Assistant State's Attorney  
 Ogle County State's Attorney's Office  
 106 S. 5<sup>th</sup> Street, Suite 110  
 Oregon, Illinois 61061

CC: IEPA Rockford  
IEPA Springfield  
OCSWMD File  
Ogle County State's Attorney

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STATE OF ILLINOIS  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION**

County of Ogle	)	
	)	
Complainant,	)	
	)	
v.	)	AC 07- 47
	)	(Administrative Citation)
Rochelle Waste Disposal, LLC, and	)	
Clyde A. Gelderloos, Chief Operator,	)	
and City of Rochelle,	)	
	)	
Respondents.	)	

**JURISDICTION**

This Administrative Citation is issued pursuant to authority vested in the Illinois Environmental Protection Agency by 415 ILCS 5/31.1 (2004) and delegated to Ogle County pursuant to 415 ILCS 5/4 (r).

**FACTS**

1. That Respondent, Rochelle Waste Disposal, L.L.C., is the present operator of a facility located at 6513 S. Mulford Road, Rochelle, in the County of Ogle, State of Illinois.
2. That Respondent, Clyde A. Gelderloos, is the Chief Operator of the above-referenced facility.
3. That Respondent, City of Rochelle, is the permitted owner of said facility.
4. That said facility, Rochelle Municipal #2 Landfill, is operated as a sanitary landfill, operating under Illinois Environmental Protection Agency Operating Permit No. 1994-547-LFM, and designated with Site Code No. 1418030020.
5. That Respondents have owned or operated said facility at all times pertinent hereto.
6. That several citizen complaints were made to the Ogle County Solid Waste Management Department in weeks prior to the inspection alleging that the Operator was failing to cover the waste at the site adequately at the conclusion of several operating days.

7. That in response to such complaints, Joy K. Bliton of the Ogle County Solid Waste Management Department inspected said facility from outside of the facility fence on Saturday, January 13, 2007, after it had closed for the day.

### **VIOLATIONS**

On the basis of direct observation by Joy K. Bliton, the County of Ogle has determined that Respondents were conducting a sanitary landfill operation at the above-described facility, which is required to have a permit pursuant to 415 ILCS 5/21(d), in a manner which resulted in the following conditions:

- A. Uncovered refuse remaining at the conclusion of an operating day, in violation of 415 ILCS 5/21(o)(5).

### **CIVIL PENALTY**

Pursuant to 415 ILCS 5/42(b)(4), Respondents herein are subject to a civil penalty of Five Hundred Dollars (\$500.00) for each violation specified above in Paragraph A, for a total of Five Hundred Dollars (\$500.00). Additionally, should Respondents elect to petition the Illinois Pollution Control Board under the review process described herein below, and if there is a finding of the violations alleged herein, after an adjudicatory hearing, Respondents shall be assessed the associated hearing costs incurred by Ogle County and the Illinois Pollution Control Board, in addition to the Five Hundred Dollar (\$500.00) statutory penalty for each finding of violation.

If Respondents acknowledge the violations cited hereinabove, the civil penalty specified above shall be due and payable no later than thirty-five (35) days from the date of service hereof. If Respondents do not petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of service hereof or if Respondents elect to contest this Administrative Citation, any judgment rendered against Respondents shall specify the due date of the statutory civil penalty and any costs assessed against Respondents.

When payment is made, Respondents check should be made payable to Ogle County Solid Waste Fund and mailed to the Ogle County Treasurer, Ogle County Courthouse, P.O. Box 40, Oregon, IL 61061. Respondents shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty, by reason of acknowledgment, default or finding after adjudicatory hearing, is not paid when due, the Illinois Environmental Protection Agency shall take into consideration such failure to pay during any permit review process upon Respondents application for a new permit or for renewal of an existing permit. If any civil penalty imposed by the Illinois Pollution Control Board is not paid within the time prescribed in the order, interest on such penalty will be assessed for the period from the date payment is due until the date payment is received. Furthermore, if payment is not received when due, the Ogle County State's Attorney shall be requested to initiate proceedings in Circuit Court to collect said civil penalty. In addition to the previously assessed civil penalty, interest, and hearing costs of Ogle County and the Illinois Pollution Control Board, if any, the Ogle County State's Attorney's Office will seek to recover their costs of litigation.

#### **PROCEDURE FOR CONTESTING THIS ADMINISTRATIVE CITATION**

Respondents have the right to contest this Administrative Citation (*See* 415 ILCS 5/31.1). If Respondents elect to contest this Administrative Citation, Respondents must file a Petition for Review with the Clerk of the Illinois Pollution Control Board. A copy of the Petition for Review must also be filed with the Ogle County State's Attorney's Office. **Such Petition for Review must be filed within thirty-five (35) days of the date of service of this Administrative Citation, or a Default Judgment against you shall be entered by the Pollution Control Board.**

Your original Petition must be filed with the Clerk of the Illinois Pollution Control Board at the James R. Thompson Center, 100 West Randolph, Suite 11-500, Chicago, IL 60601; and a copy of said Petition for Review must also be filed with John B. Roe, Ogle County State's Attorney, at the Ogle County Courthouse, 106 S. Fifth Street, Suite 110, Oregon, IL 61061. In addition, a copy of the Petition needs to be sent to the Ogle County Solid Waste Management Department, Stephen J. Rypkema, Director, 909 West Pines Road, Oregon, IL 61061.

John B. Roe  
Ogle County State's Attorney

Date: March 9, 2007

By: Emily S. Seifert  
Emily S. Seifert  
Assistant State's Attorney  
Ogle County State's Attorney's Office  
106 S. 5<sup>th</sup> Street, Suite 110  
Oregon, Illinois 61061

CC: IEPA Rockford  
IEPA Springfield  
OCSWMD File  
Ogle County State's Attorney



## **INFORMATIONAL NOTICE**

**IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS!**

**NOTE: THIS ADMINISTRATIVE CITATION REFERS TO ONE STATE AGENCY AND TWO COUNTY ENTITIES.**

The one state agency is: Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street, Suite 11-500  
Chicago, IL 60601

The two county entities are: Ogle County State's Attorney's Office  
Attention: John Roe  
106 S. 5<sup>th</sup> Street, Suite 110  
Oregon, IL 61061

Ogle County Solid Waste Management Department  
Stephen J. Rypkema, Director  
909 W. Pines Road  
Oregon, IL 61061

If you elect to contest the enclosed Administrative Citation, you must file a Petition for Review within 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 at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Ogle County State's Attorney's Office, Attention: John Roe, at the address given above. Also, a copy of the Petition for Review should be mailed to the Ogle County Solid Waste Management Department at the address given above.

ORIGINAL

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CLERK'S OFFICE

MAR 1 4 2007

STATE OF ILLINOIS  
Pollution Control Board

REMITTANCE FORM

County of Ogle )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 Rochelle Waste Disposal, LLC, and )  
 Clyde A. Gelderloos, Chief Operator, )  
 and City of Rochelle, )  
 )  
 Respondents. )

AC 07- 47  
(Administrative Citation)

FACILITY: Rochelle Municipal #2 Landfill

SITE CODE NO.: 1418030020

COUNTY: Ogle

DATE OF INSPECTION: January 13, 2007

CIVIL PENALTY: \$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 Ogle County Treasurer, P.O. Box 40, Oregon, IL 61061.

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MAR 14 2007  
STATE OF ILLINOIS  
Pollution Control Board

State of Illinois, Ogle County

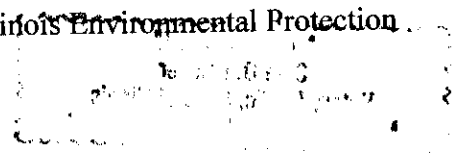
Affidavit

County of Ogle	)
	)
Complainant,	)
	)
v.	)
	)
Rochelle Waste Disposal, LLC, and	)
Clyde A. Gelderloos, Chief Operator,	)
and City of Rochelle	)
	)
Respondents.	)

AC No.: 07-47

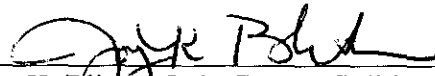
Affiant, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the County of Ogle and has been so employed at all times pertinent hereto.
2. On, January 13, 2007 between 3:45 p.m. and 4:40 p.m., Affiant conducted an inspection of a solid waste landfill, located in Ogle County, Illinois and known as the Rochelle Municipal #2 Landfill by the Illinois Environmental Protection Agency - Site No. 1418030020.
3. Affiant inspected said Rochelle Municipal #2 Landfill site by an off-site



inspection which included walking and photographing the site from outside of the facility fence.

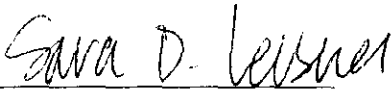
4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said Rochelle Municipal #2 Landfill site.



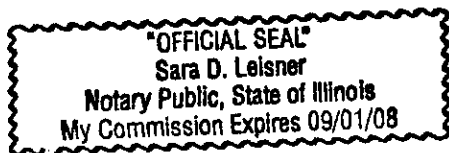
Joy K. Bliton, Ogle County Solid Waste Management Department

Subscribed and Sworn to Before Me

this 7<sup>th</sup> Day of Feb, 2007



Notary Public



**RECEIVED**  
CLERK'S OFFICE

MAR 14 2007

**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**  
**811 Solid Waste Landfill Inspection Checklist**

STATE OF ILLINOIS  
Pollution Control Board  
1 - Rockford

ORIGINAL

County: Ogle LPC#: 1418030020 Region: \_\_\_\_\_  
 Location/Site Name: Rochelle Municipal #2 Landfill  
 Date: 01/13/2007 Time: From 3:45 pm To 4:40 pm Previous Inspection Date: 12/29/2006  
 Inspector(s): J. Bliton Weather: Cloudy, 28 Deg., wind N @ 9 MPH  
 No. of Photos Taken: # 15 Samples Taken: Yes # \_\_\_\_\_ No   
 Interviewed: \_\_\_\_\_ Facility Phone No.: 815 562-2494

**Permitted Owner Mailing Address**  
 Ken Alberts, City Manager  
 P. O. Box 601  
 Rochelle, IL 61068

**Permitted Operator Mailing Address**  
 Mr. Clyde Gelderloos, RWD, LLC  
 P. O. Box 268  
 Rochelle, IL 61068

**Chief Operator Mailing Address**  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Certified Operator Mailing Address**  
 Mr. Tom Hilbert, RWD, LLC  
 5450 Wansford Way, Ste 201B  
 Rockford, IL 61109

**AUTHORIZATION:** Significant Modification Permit Initial: 1994-547-LFM Latest 1994-547-LFM #42  
**OPERATIONAL STATUS:** Operating  Closed-Not Certified.  Closed-Date Certified: \_\_\_\_\_  
**TYPE OF OPERATION:** Existing Landfills 814-Subpart C  814-Subpart D  New Landfills: 811-Putres./Chem.

	SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
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.	12(f)	CAUSE, THREATEN OR ALLOW DISCHARGE WITHOUT OR IN VIOLATION OF AN NPDES PERMIT	<input type="checkbox"/>
6.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input type="checkbox"/>
7.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit or in Violation of Any Conditions of a Permit (See Permit Provisions)	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
8.	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"/>
9.	21(f)(1)	CONDUCT ANY HAZARDOUS WASTE-STORAGE, TREATMENT OR DISPOSAL OPERATION WITHOUT A RCRA PERMIT.	<input type="checkbox"/>

LPC #: 1418030020  
 Inspection Date: 01/13/2007

<b>10.</b>	<b>21(o)</b>	<b>CONDUCT A SANITARY LANDFILL OPERATION WHICH RESULTS IN ANY OF THE FOLLOWING CONDITIONS:</b>	
	(1)	Refuse in Standing or Flowing Water	<input type="checkbox"/>
	(2)	Leachate Flows Entering Waters of the State	<input type="checkbox"/>
	(3)	Leachate Flows Exiting the Landfill Confines	<input type="checkbox"/>
	(4)	Open Burning of Refuse in Violation of Section 9 of the Act	<input type="checkbox"/>
	(5)	Uncovered Refuse Remaining From Any Previous Operating Day or at the Conclusion of Any Operating Day	<input checked="" type="checkbox"/>
	(6)	Failure to Provide Final Cover Within Time Limits	<input type="checkbox"/>
	(7)	Acceptance of Wastes Without Necessary Permits	<input type="checkbox"/>
	(8)	Scavenging as Defined by Board Regulations	<input type="checkbox"/>
	(9)	Deposition of Refuse in Any Unpermitted Portion of the Landfill	<input type="checkbox"/>
	(10)	Acceptance of Special Waste Without a Required Manifest	<input type="checkbox"/>
	(11)	Failure to Submit Reports Required by Permits or Board Regulations	<input type="checkbox"/>
	(12)	Failure to Collect and Contain Litter by the End of each Operating Day	<input type="checkbox"/>
	(13)	Failure to Submit Any Cost Estimate, Performance Bond or Other Security	<input type="checkbox"/> NE
<b>11.</b>	<b>21(t)</b>	<b>CAUSE OR ALLOW A LATERAL EXPANSION OF A MUNICIPAL SOLID WASTE LANDFILL (MSWLF) UNIT WITHOUT A PERMIT MODIFICATION</b>	<input type="checkbox"/>
<b>12.</b>	<b>21.6(b)</b>	<b>ACCEPTANCE OF LIQUID USED OIL FOR FINAL DISPOSAL (EFFECTIVE JULY 1, 1996)</b>	<input type="checkbox"/> NE
<b>13.</b>	<b>22.01</b>	<b>FAILURE TO SUBMIT ANNUAL NONHAZARDOUS SPECIAL WASTE</b>	<input type="checkbox"/> NE
<b>14.</b>	<b>22.17</b>	<b>LANDFILL POST-CLOSURE CARE</b>	
	(a)	Failure to Monitor Gas, Water, Settling	<input type="checkbox"/> NA
	(b)	Failure to Take Remedial Action	<input type="checkbox"/> NA
<b>15.</b>	<b>22.22(c)</b>	<b>ACCEPTANCE OF LANDSCAPE WASTE FOR FINAL DISPOSAL</b>	<input type="checkbox"/>
<b>16.</b>	<b>22.23(f)(2)</b>	<b>CAUSE OR ALLOW THE DISPOSAL OF ANY LEAD-ACID BATTERY</b>	<input type="checkbox"/>
<b>17.</b>	<b>22.28(b)</b>	<b>ACCEPTANCE OF WHITE GOODS FOR FINAL DISPOSAL</b>	<input type="checkbox"/>
<b>18.</b>	<b>55(b)(1)</b>	<b>ACCEPTANCE OF ANY USED OR WASTE TIRE FOR FINAL DISPOSAL (UNLESS LANDFILL MEETS EXEMPTION OF 55(b)(1))</b>	<input checked="" type="checkbox"/>
<b>19.</b>	<b>56.1(a)</b>	<b>CAUSE OR ALLOW THE DISPOSAL OF ANY POTENTIALLY INFECTIOUS MEDICAL WASTE</b>	<input type="checkbox"/>
<b>SOLID WASTE SITE OPERATOR CERTIFICATION LAW REQUIREMENTS</b>			
<b>20.</b>	<b>225 ILCS 230/1004</b>	<b>CAUSING OF ALLOWING OPERATION OF A LANDFILL WITHOUT PROPER COMPETENCY CERTIFICATE</b>	<input type="checkbox"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
<b>PRIOR CONDUCT CERTIFICATION REQUIREMENTS</b>			
<b>21</b>	<b>745.181</b>	<b>CHIEF OPERATOR REQUIREMENTS</b>	<input type="checkbox"/>
<b>22</b>	<b>745.201</b>	<b>PRIOR CONDUCT CERTIFICATION PROHIBITIONS</b>	<input type="checkbox"/>
<b>SPECIAL WASTE HAULING REQUIREMENTS</b>			
<b>23.</b>	<b>809.301</b>	<b>REQUIREMENTS FOR DELIVERY OF SPECIAL WASTE TO HAULERS</b>	<input type="checkbox"/> NE

24.	809.302(a)	<b>REQUIREMENTS FOR ACCEPTANCE OF SPECIAL WASTE FROM HAULERS</b>	<input type="checkbox"/> NE
25.	809.501	<b>MANIFESTS, RECORDS, ACCESS TO RECORDS, REPORTING REQUIREMENTS AND FORMS</b>	
	(a)	Delivery of Special Waste to Hauler	<input type="checkbox"/> NE
	(e)	Retention of Special Waste Manifests	<input type="checkbox"/> NE
<b>NEW SOLID WASTE LANDFILL REQUIREMENTS</b>			
	<b>PART 811 SUBPART</b>	<b>GENERAL STANDARDS FOR ALL LANDFILLS</b>	
26.	811.103	<b>SURFACE WATER DRAINAGE</b>	
	(a)	Runoff from Disturbed Areas	<input type="checkbox"/>
	(b)	Diversion of Runoff from Undisturbed Areas	<input type="checkbox"/>
27.	811.104	<b>SURVEY CONTROL</b>	
	(a)	Boundaries Surveyed and Marked	<input type="checkbox"/> NE
	(b)	Stakes and Monuments Marked	<input type="checkbox"/> NE
	(c)	Stakes and Monuments Inspected	<input type="checkbox"/> NE
	(d)	Control Monument Established and Maintained	<input type="checkbox"/> NE
28.	811.105	<b>COMPACTION</b>	<input type="checkbox"/>
29.	811.106	<b>DAILY COVER</b>	
	(a)	Six Inches Soil	<input checked="" type="checkbox"/>
	(b)	Alternative Daily Cover	<input type="checkbox"/>
30.	811.107	<b>OPERATING STANDARDS</b>	
	(a)	Phasing of Operations	<input type="checkbox"/>
	(b)	Work Face Size and Slope	<input type="checkbox"/>
	(c)	Equipment	<input type="checkbox"/>
	(d)	Utilities	<input type="checkbox"/>
	(e)	Maintenance	<input type="checkbox"/>
	(f)	Open Burning	<input type="checkbox"/>
	(g)	Dust Control	<input type="checkbox"/>
	(h)	Noise Control	<input type="checkbox"/>
	(i)	Vector Control	<input type="checkbox"/>
	(j)	Fire Protection	<input type="checkbox"/>
	(k)	Litter Control	<input type="checkbox"/>
	(l)	Mud Tracking	<input type="checkbox"/>
	(m)	Liquid Restrictions for MSWLF Units	<input type="checkbox"/>
31.	811.108	<b>SALVAGING</b>	
	(a)	Salvaging Interferes with Operation	<input type="checkbox"/> NA
	(b)	Safe and Sanitary Manner	<input type="checkbox"/> NA
	(c)	Management of Salvagable Materials	<input type="checkbox"/> NA
32.	811.109	<b>BOUNDARY CONTROL</b>	
	(a)	Access Restricted	<input type="checkbox"/>
	(b)	Proper Sign Posted	<input type="checkbox"/>

LPC #: 1418030020

Inspection Date: 01/13/2007

33.	811.110	<b>CLOSURE AND WRITTEN CLOSURE PLAN</b>	
	(a)	Final Slopes and Contours	<input type="checkbox"/>
	(b)	Drainage Ways and Swales	<input type="checkbox"/>
	(c)	Final Configuration	<input type="checkbox"/> NA
	(d)	Written Closure Plan	<input type="checkbox"/>
	(e)	Initiation of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(f)	Completion of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(g)	Deed Notation for MSWLF Units	<input type="checkbox"/>
34.	811.111	<b>POST-CLOSURE MAINTENANCE</b>	
	(a)	Procedures After Receipt of Final Volume of Waste	<input type="checkbox"/> NA
	(b)	Remove All Equipment of Structures	<input type="checkbox"/> NA
	(c)	Maintenance and Inspection of the Final Cover and Vegetation	<input type="checkbox"/> NA
	(d)	Planned Uses of Property at MSWLF Units	<input type="checkbox"/> NA
35.	811.112	<b>RECORDKEEPING REQUIREMENTS FOR MSWLF UNITS</b>	
	(a)	Location Restriction Demonstration	<input type="checkbox"/> NE
	(b)	Load Checking Requirements	<input type="checkbox"/> NE
	(c)	Gas Monitoring Records	<input type="checkbox"/> NE
	(d)	MSWLF Liquid Restriction Records	<input type="checkbox"/> NE
	(e)	Groundwater Monitoring Program Requirements	<input type="checkbox"/> NE
	(f)	Closure and Post Closure Care Requirements	<input type="checkbox"/> NE
	(g)	Cost Estimates and Financial Assurance Requirements	<input type="checkbox"/> NE
	<b>PART 811 SUBPART C</b>	<b>PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS</b>	
36.	811.302	<b>FACILITY LOCATION</b>	
	(c)	Site Screening (Does Not Apply To Part 814-Subpart D Sites)	<input type="checkbox"/>
37.	811.309	<b>LEACHATE TREATMENT AND DISPOSAL SYSTEM</b>	
	(a)	General Requirements	<input type="checkbox"/>
	(c)	Standards for On-Site Treatment and Pretreatment	<input type="checkbox"/>
	(d)	Standards for Leachate Storage System	<input type="checkbox"/>
	(e)	Standards for Discharge to Off-Site Treatment	<input type="checkbox"/>
	(f)	Standards for Leachate Recycling Systems	<input type="checkbox"/> NA
	(g)	Standards for Leachate Monitoring Systems	<input type="checkbox"/>
38.	811.310	<b>LANDFILL GAS MONITORING (FOR SITES ACCEPTING PUTRESCIBLE WASTE)</b>	
	(b)	Location and Design of Gas Monitoring Wells	<input type="checkbox"/>
	(c)	Monitoring Frequency for Landfill Gas	<input type="checkbox"/> NE
	(d)	Monitoring Parameters	<input type="checkbox"/> NE
39.	811.311	<b>LANDFILL GAS MANAGEMENT SYSTEM (FOR CHEMICAL AND PUTRESCIBLE LANDFILLS)</b>	
	(a)	Conditions for Installation of Gas Management System	<input type="checkbox"/>
	(b)	Notification and Implementation Requirements	<input type="checkbox"/> NE
	(c)	Standards for Gas Venting	<input type="checkbox"/> NA
	(d)	Standards for Gas Collection	<input type="checkbox"/> NA



<b>40.</b>	<b>811.312</b>	<b>LANDFILL GAS PROCESS AND DISPOSAL SYSTEM</b>	
	(c)	No Unpermitted Gas Discharge	<input type="checkbox"/>
	(d)	Gas Flow Rate Measurements into Treatment of Combustion Device	<input type="checkbox"/> NE
	(e)	Standards for Gas Flares	<input type="checkbox"/> NE
	(f)	Standards for On-Site Combustion of Landfill Gas Using Devices Other Than Flares	<input type="checkbox"/> NA
	(g)	Gas Transported Off-Site	<input type="checkbox"/> NA
<b>41.</b>	<b>811.313</b>	<b>INTERMEDIATE COVER</b>	
	(a)	Requirements for the Application for Intermediate Cover	<input type="checkbox"/>
	(b)	Runoff and Infiltration Control	<input type="checkbox"/>
	(c)	Maintenance of Intermediate Cover	<input type="checkbox"/>
<b>42.</b>	<b>811.314</b>	<b>FINAL COVER SYSTEM (DOES NOT APPLY TO PART 814 SITES THAT HAVE CLOSED, COVERED AND VEGETATED PRIOR TO SEPTEMBER 18, 1990)</b>	
	(a)	General Requirements	<input type="checkbox"/> NA
	(b)	Standards for Low Permeability Layer	<input type="checkbox"/> NA
	(c)	Standards for Final Protective Layer	<input type="checkbox"/> NA
<b>43.</b>	<b>811.316</b>	<b>PLUGGING AND SEALING OF DRILL HOLES</b>	<input type="checkbox"/>
<b>44.</b>	<b>811.321</b>	<b>WASTE PLACEMENT</b>	
	(a)	Phasing of Operations	<input type="checkbox"/>
	(b)	Initial Waste Placement	<input type="checkbox"/>
<b>45.</b>	<b>811.322</b>	<b>FINAL SLOPE AND STABILIZATION</b>	
	(a)	Grade Capable of Supporting Vegetation and Minimizing Erosion	<input type="checkbox"/> NA
	(b)	Slopes Required to Drain	<input type="checkbox"/> NA
	(c)	Vegetation	<input type="checkbox"/> NA
	(d)	Structures Built over the Unit	<input type="checkbox"/> NA
<b>46.</b>	<b>811.323</b>	<b>LOAD CHECKING PROGRAM</b>	
	(a)	Load Checking Program Implemented	<input type="checkbox"/> NE
	(b)	Load Checking Program for PCB's at MSWLF Units	<input type="checkbox"/> NE
	(c)	Load Checking Program Components	<input type="checkbox"/> NE
	(d)	Handling Regulated Hazardous Wastes	<input type="checkbox"/> NE
	<b>PART 811 SUBPART D</b>	<b>MANAGEMENT OF SPECIAL WASTES AT LANDFILLS</b>	
<b>47.</b>	<b>811.402</b>	<b>NOTICE TO GENERATORS AND TRANSPORTERS</b>	<input type="checkbox"/>
<b>48.</b>	<b>811.403</b>	<b>SPECIAL WASTE MANIFESTS REQUIREMENTS</b>	<input type="checkbox"/> NE
<b>49.</b>	<b>811.404</b>	<b>IDENTIFICATION RECORD</b>	
	(a)	Special Waste Profile Identification Sheet	<input type="checkbox"/> NE
	(b)	Special Waste Recertification	<input type="checkbox"/> NE
<b>50.</b>	<b>811.405</b>	<b>RECORDKEEPING REQUIREMENTS</b>	<input type="checkbox"/> NE
<b>51.</b>	<b>811.406</b>	<b>PROCEDURES FOR EXCLUDING REGULATED HAZARDOUS WASTES</b>	<input type="checkbox"/> NE

LPC #: 1418030020  
 Inspection Date: 01/13/2007

PART 811 SUBPART G		FINANCIAL ASSURANCE	
52.	811.700	COMPLY WITH FINANCIAL ASSURANCE REQUIREMENTS OF PART 811, SUBPART G	<input type="checkbox"/> NE
53.	811.701	UPGRADING FINANCIAL ASSURANCE	<input type="checkbox"/> NE
54.	811.704	CLOSURE AND POST-CLOSURE CARE COST ESTIMATES	<input type="checkbox"/> NE
55.	811.705	REVISION OF COST ESTIMATE	<input type="checkbox"/> NE
SOLID WASTE FEE SYSTEM REQUIREMENTS			
56.	Part 858 Subpart B	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS WEIGHED (LIST SPECIFIC SECTION	<input type="checkbox"/> NE
57.	Part 858 Subpart C	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS NOT WEIGHED (LIST SPECIFIC	<input type="checkbox"/> NA
OTHER REQUIREMENTS			
58.	OTHER:	APPARENT VIOLATION OF: ( <input type="checkbox"/> PCB; ( <input type="checkbox"/> CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
59.			<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 (a) 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.

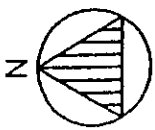


LPC #: 1418030020

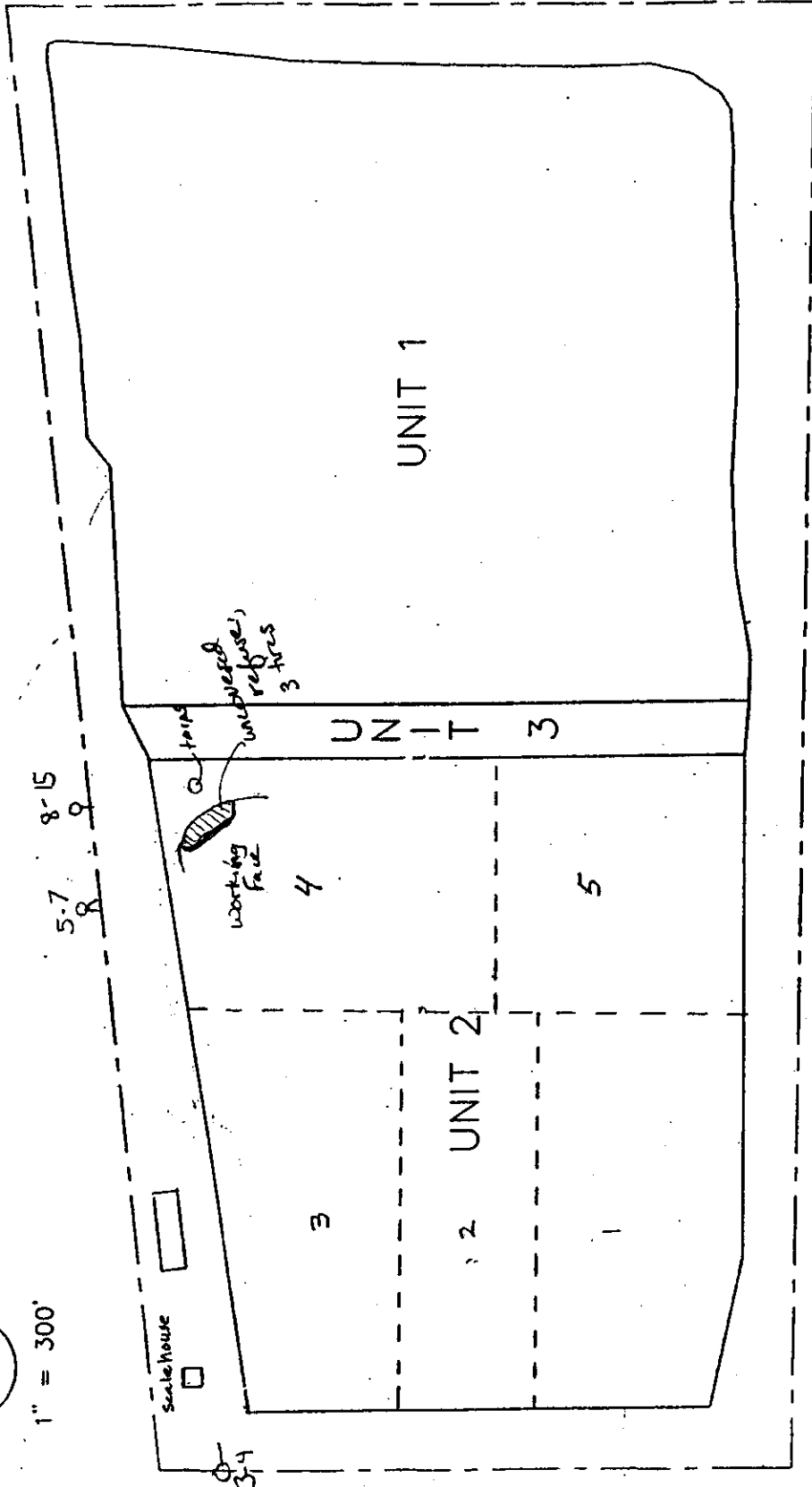
Inspection Date: 01/13/2007




Inspection Date: 1-13-2007



1" = 300'



02

Fig 1

DRAWN BY:	BKS	DATE:	8/15/97
DESIGNED BY:	DLZ	PROJECT:	95-123
APPROVED BY:	DLZ	FILE:	RM000083

SITE DEVELOPMENT PLAN  
 ROCHELLE MUNICIPAL LANDFILL NO. 2  
 ROCHELLE, ILLINOIS



ANDREWS ENVIRONMENTAL ENGINEERING INC.  
 29W100 BUTTERFIELD ROAD, SUITE 105  
 WARRENVILLE, ILLINOIS 60555  
 (630)393-9474 FAX (630)393-9495

LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 3:50 p.m.  
**DIRECTION:** SE  
**PHOTO #:** 1418030020~01132007-001  
**COMMENTS:** Photo of working face in  
Unit 2, Phase 4 taken from Mulford Road.



**TIME:** 3:54 p.m.  
**DIRECTION:** NW  
**PHOTO #:** 1418030020~01132007-002  
**COMMENTS:** Photo of working face in  
Unit 2, Phase 4 taken from Creston Road.



LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:03 p.m.  
**DIRECTION:** E  
**PHOTO #:** 1418030020~01132007-003  
**COMMENTS:** Gate locked. Landfill  
closed.



**TIME:** 4:03 p.m.  
**DIRECTION:** E  
**PHOTO #:** 1418030020~01132007-004  
**COMMENTS:** Gate locked. Landfill  
closed.





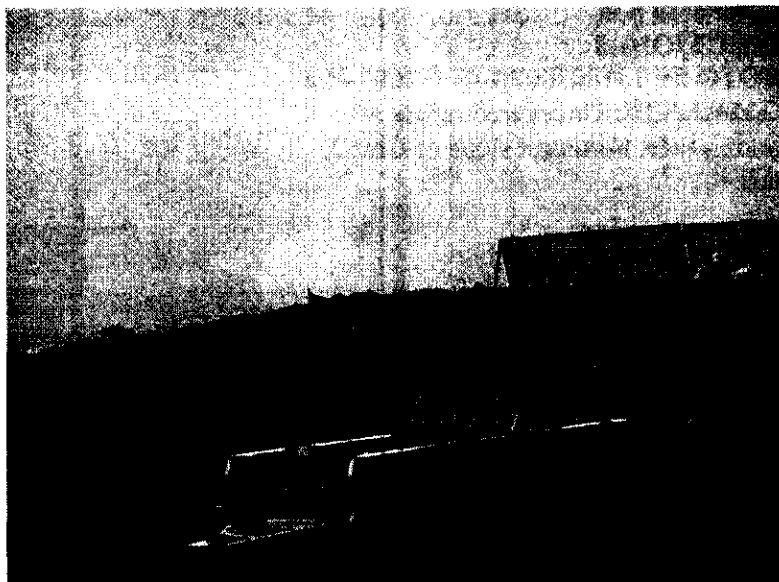
LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:10 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-005  
**COMMENTS:** Working face, north slope  
near tipper, Unit 2, Phase 4.



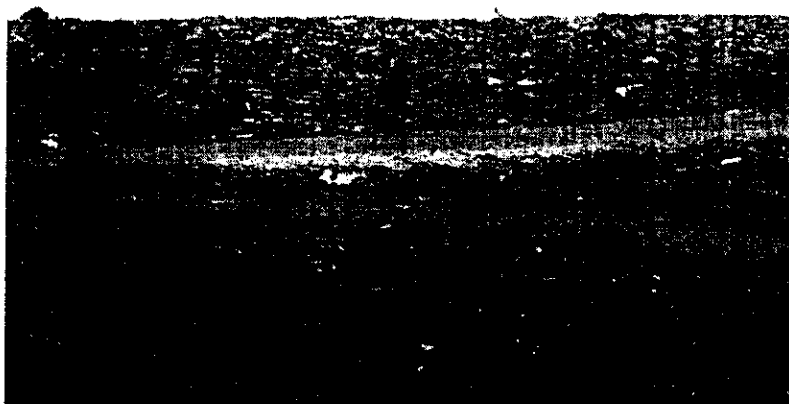
**TIME:** 4:10 p.m.  
**DIRECTION:** SE  
**PHOTO #:** 1418030020~01132007-006  
**COMMENTS:** Working face, north  
slope, Unit 2, Phase 4.



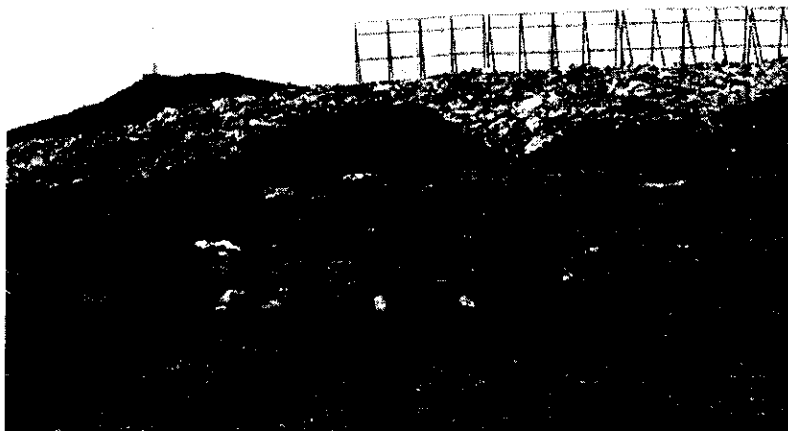
LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:10 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-007  
**COMMENTS:** Working face, north slope  
of Unit 2, Phase 4.



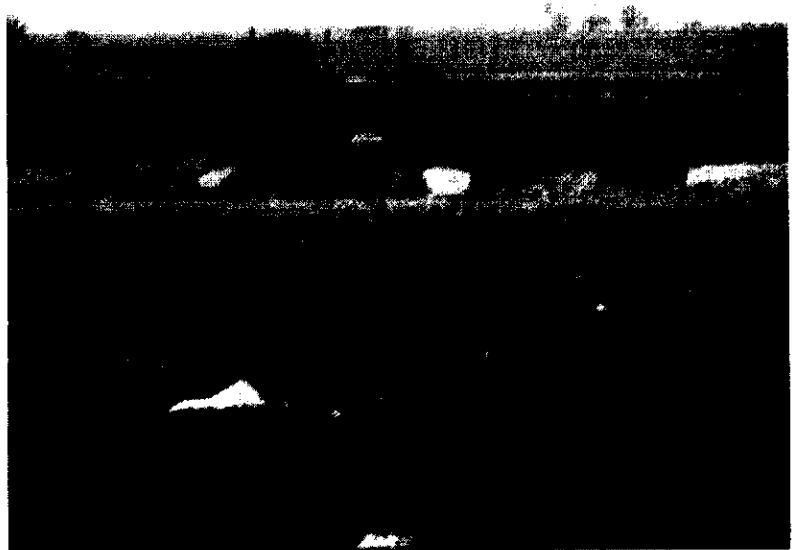
**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-008  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4.



LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

***Illinois Environmental Protection Agency***  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-009  
**COMMENTS:** Tarps used for ADC piled up and not being utilized.



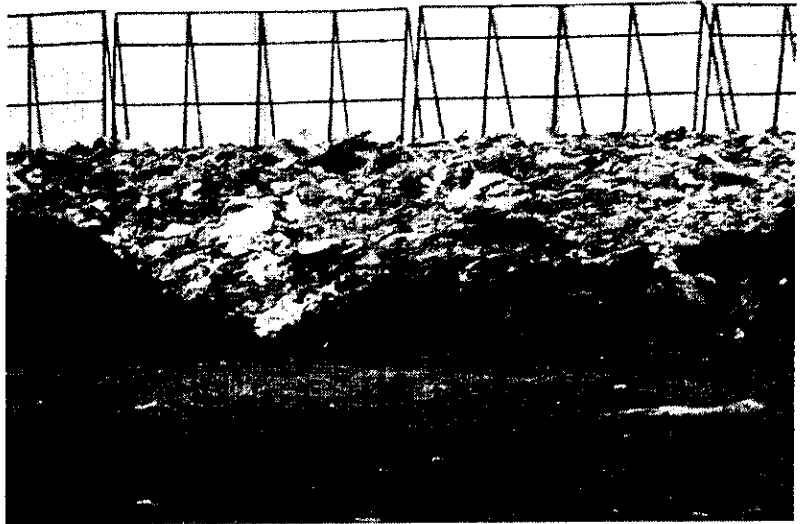
**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-010  
**COMMENTS:** Uncovered refuse at working face, northeast slope of Unit 2, Phase 4.



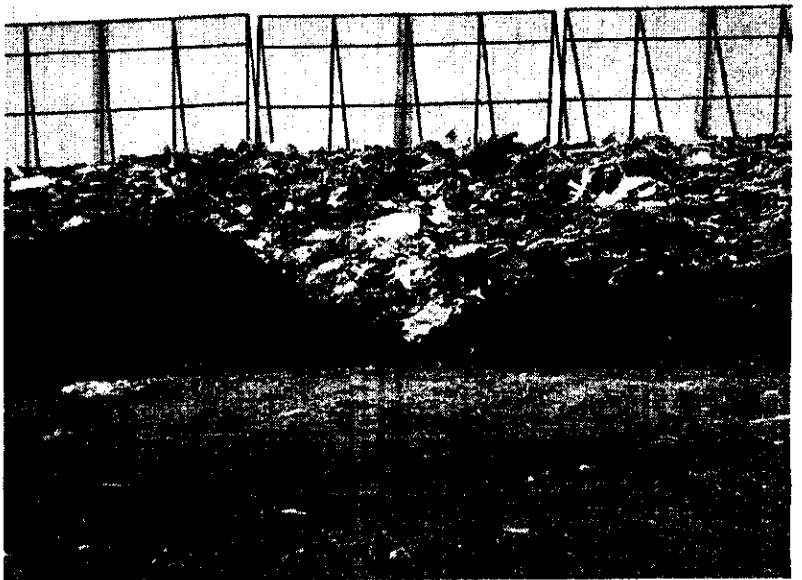
LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-011  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4. Tire mixed in with waste.



**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-012  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4. Tire mixed in with waste.



LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:13 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-013  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4.



**TIME:** 4:14 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-014  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4.



LPC #1418030020 – Ogle County  
Site Name: Rochelle Municipal #2 Landfill  
Photos taken by: J.K. Bliton  
Date: January 13, 2007  
FOS File

*Illinois Environmental Protection Agency*  
**DIGITAL PHOTOGRAPH PHOTOCOPIES**

**TIME:** 4:14 p.m.  
**DIRECTION:** S  
**PHOTO #:** 1418030020~01132007-015  
**COMMENTS:** Uncovered refuse at  
working face, northeast slope of Unit 2,  
Phase 4.



**NOTICE OF CORRECTIVE ACTION REQUIRED FOR LANDFILLS**

County of Ogle ) Facility # 1418030020 - Ogle County  
 ) Facility Name: Rochelle Municipal #2  
Complainant, ) Landfill  
 )  
v. ) COMPLIANCE FILE  
 )  
Rochelle Waste Disposal, LLC, and )  
Clyde A. Gelderloos, Chief Operator, )  
and City of Rochelle, )  
 )  
Respondents. )

ORIGINAL

RECEIVED  
CLERK'S OFFICE

MAR 14 2007

STATE OF ILLINOIS  
Pollution Control Board

**WARNING: CORRECTIVE ACTION REQUIRED**

To contest the Administrative Citation you have received you must follow the instructions provided in the Administrative Citation. You may be served with additional Administrative Citations if you fail to complete the following corrective actions, and are found to be in violation of Section 21(o) of the [Illinois] Environmental Protection Act. Additional inspection(s) will be conducted to verify compliance.

**YOU MUST COMPLETE THE FOLLOWING CORRECTIVE ACTIONS:**

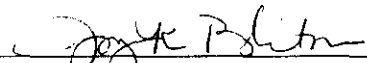
- #1 A uniform layer of 6 inches of clean soil material shall be placed on all exposed waste by the end of each day of operations. Once used as cover, conventional soil daily cover may not be removed, stored, and reused. Synthetic cover tarps, Polypropylene nonwoven fabric (e.g., Fabrisol or equivalent); nonwoven geotextile fabric (e.g., Typar 3601 or equivalent); Spunbond nonwoven fabric (e.g., Typar 3314 or equivalent); Silt film woven fabric (e.g., Amoco silt film or equivalent); foundry sand, lime sludge, contaminated soil and shredded construction and demolition debris may be used as alternative daily cover materials subject to the specific limitations in Permit # 1994-547-LFM, Modification #43, as amended, and provided their performance prevents blowing debris, minimizes access to the waste by vectors, minimizes the threat of fires and minimizes odors at the active face. All other waste areas shall receive daily cover. The maximum area allowed to be covered by any alternative daily cover is 50,000 sq. ft. with the exception of foundry sand which may not exceed 10,000 sq. ft.

Any written response submitted in reply to the corrective action requirements of this notice must be sent to:

Ogle County Solid Waste Management Department  
909 W. Pines Road  
Oregon, IL 61061

On any correspondence you send concerning this matter, please reference the IEPA designated facility number and facility name listed on the first page of this notice.

Should you have any questions concerning this notice or need further assistance contact OCSWMD at 815-732-4020.

  
\_\_\_\_\_  
Joy K. Bliton, Solid Waste Specialist,  
Environmental Engineer

Date: 3-9-07



RECEIVED  
CLERK'S OFFICE

MAR 14 2007

STATE OF ILLINOIS  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION**

County of Ogle )

Complainant, )

v. )

Rochelle Waste Disposal, LLC, and )  
Clyde A. Gelderloos, Chief Operator, )  
and City of Rochelle, )

Respondents. )

ORIGINAL

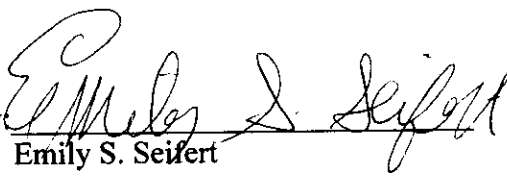
AC 07- 41  
(Administrative Citation)

**PROOF OF SERVICE**

The undersigned, under oath, states that a copy of the TRANSMITTAL LETTER TO THE ILLINOIS POLLUTION CONTROL BOARD, NOTICE OF FILING, ENTRY OF APPEARANCE, ADMINISTRATIVE CITATION, INFORMATIONAL NOTICE, REMITTANCE FORM, INSPECTOR'S AFFIDAVIT, INSPECTION REPORT FORM WITH ATTACHMENTS, NOTICE OF CORRECTIVE ACTION, & PROOF OF SERVICE was mailed to the persons named above by United States Mail (Certified Mail, postage pre-paid and deposited in the United States Mail) from Oregon, Illinois on March 9, 2007.

John B. Roe  
Ogle County State's Attorney

Date: March 9, 2007

By:   
Emily S. Seifert  
Assistant State's Attorney  
Ogle County State's Attorney's Office  
106 S. 5<sup>th</sup> Street, Suite 110  
Oregon, Illinois 61061