



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 - (217) 782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601 - (312) 814-6026

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

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OCT 19 2007

STATE OF ILLINOIS
Pollution Control Board

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

ORIGINAL

Ac08-8

October 17, 2007

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Re: Illinois Environmental Protection Agency v. James and Mildred Taviner
IEPA File No. 318-07-AC; 0130205022—Calhoun County

Dear Mr. Therriault:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

Michelle M. Ryan
Assistant Counsel

Enclosures

bcc: Susan Konzelmann, DLC #21
Mike Davison, Division of Land Pollution Control #24
Division of Land Pollution Control File Room #24 (Compliance File)
Hardin/Taviner
0130205022—Calhoun County
Paul Eisenbrandt, Springfield Regional Office

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

ADMINISTRATIVE CITATION

ORIGINAL

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
JAMES and MILDRED TAVINER,)
)
Respondents.)

AC 08-8

(IEPA No. 318-07-AC)

NOTICE OF FILING

To: James and Mildred Taviner
1004 Fowler Road, P.O. Box 498
Hardin, Illinois 62047-0498

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
Assistant Counsel

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

Dated: October 17, 2007

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OCT 19 2007

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

JAMES and MILDRED TAVINER,

Respondents.

ORIGINAL AC 08-8

(IEPA No. 318-07-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 James and Mildred Taviner are the present owners ("Respondents") of a facility located east of Blue Ridge Road in a ravine on the edge of a pasture, in Hardin, Calhoun County, Illinois. The ravine feeds precipitation runoff through the town of Hardin and ultimately into the Illinois River. The property is commonly known to the Illinois Environmental Protection Agency as Hardin/Taviner.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0130205022.
3. That Respondents have owned said facility at all times pertinent hereto.
4. That on August 30, 2007, 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 August 30, 2007 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).

- (2) That Respondents caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2004).

- (3) That Respondents 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) (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 Four Thousand Five Hundred Dollars (\$4,500.00). 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 November 15, 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, Respondents' 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 Respondent.

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

Date: 10/17/07

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

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STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
Complainant,)
v.)
JAMES and MILDRED TAVINER,)
Respondents.)

AC 088
(IEPA No. 318-07-AC)

FACILITY: Hardin/Taviner SITE CODE NO.: 0130205022
COUNTY: Calhoun CIVIL PENALTY: \$4,500.00
DATE OF INSPECTION: August 30, 2007

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

Open Dump Inspection Checklist

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ORIGINAL

County: Calhoun LPC#: 0130205022 Region: 5 - Springfield
 Location/Site Name: Hardin / Taviner
 Date: 08.30.2007 Time: From 11:11 AM To 11:21 AM Previous Inspection Date: 06.07.2007
 Inspector(s): Paul Eisenbrandt Weather: ~82°F & Sunny
 No. of Photos Taken: # 16 Est. Amt. of Waste: 60 yds³ Samples Taken: Yes # No X
 Interviewed: No One Complaint #: C-07-132-C

STATE OF ILLINOIS
Pollution Control Board

Responsible Party	Mr. James E. & Mildred E. Taviner	
Mailing Address(es)	1004 Fowler Road	
and Phone	Hardin, Illinois 62047-0498	
Number(s):	618-576-9478	

SECTION	DESCRIPTION	VIO
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1.	9(a) CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	X
2.	9(c) CAUSE OR ALLOW OPEN BURNING	X
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	X
	(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: August 30, 2007

	(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	X
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:	

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.

X = Existing Violation
X = New Violation

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

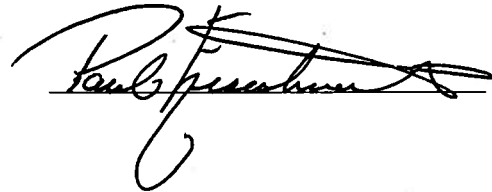
AFFIDAVIT

IN THE MATTER OF:)
)
Illinois Environmental)
Protection Agency)
)
vs.)
)
James and Mildred Taviner)
)
Respondents.)

IEPA DOCKET NO.

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

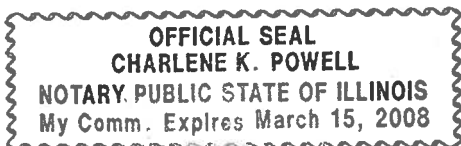
1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On August 30, 2007 between 11:11 AM and 11:21 AM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Calhoun County, Illinois, and known as Hardin/Taviner by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 0130205022 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Hardin/Taviner 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 Hardin/Taviner open dump.



Subscribed and Sworn To before me
This 27 day of September, 2007

Charlene K Powell

Notary Public





ILLINOIS ENVIRONMENTAL PROTECTION AGENCY MEMORANDUM

DATE: September 25, 2007
TO: DLPC / Division File
FROM: Paul Eisenbrandt, DLPC/FOS Springfield Region
SUBJECT: LPC #0130205022 – Calhoun County
Hardin / Taviner
C-07-132-C
FOS File

INSPECTION DATE: August 30, 2007

The purpose of this memorandum is to serve as the Narrative Inspection Report Document of an August 30, 2007 complaint investigation of the above referenced site. The site inspection took place from about 11:11 am to 11:21 am, and sixteen (16) digital photographs were taken. The weather was sunny and approximately 82°F. No one was interviewed at the time of the inspection.

The open dump site is located east of Blue Ridge Road in a ravine on the edge of pasture. The Taviner's previously stated the have been dumping waste up there for many years. Mr. Taviner admitted to dumping debris a few days earlier than the June 7, 2007 inspection. Mr. Taviner had stated he was planning to cover the waste with dirt as the embankment was too steep to remove the waste. The Illinois EPA inspector advised Mr. Taviner (on June 7, 2007) that the waste had to be removed to an Illinois EPA permitted landfill and that he needed to submit copies of disposal receipts to the Springfield Region Office. He was advised, while interviewed at his home, not to burn or bury the waste as he would have to dig it up again. The Taviner's were issued an Administrative Citation Warning Notice (ACWN) on July 16, 2007. Item 1 in the Corrective Actions Section of the ACWN iterates that the waste cannot not be burned or buried.

On August 9, 2007, Mr. Taviner called the Illinois EPA Springfield Region Office. Mr. Taviner stated he hired Mr. Fred Herder to remove the waste. The work was planned for September 1, 2007. Mr. Taviner did not know if the waste was going to be hauled to Illinois EPA permitted landfills in Roxanna, Litchfield, or Pittsfield.

On August 29, 2007, the Illinois EPA inspector was notified that the waste in the Taviner ravine was on fire, that several explosions were heard, and that the Hardin Fire Department was in route. The inspector called the Calhoun County Sherriff's Department and spoke with Deputy Derek Spudage, who had been on scene, and requested the deputy interview Mr. Taviner and send a copy of the incident report to the Illinois EPA Springfield Region Office.

Mr. Taviner attempted to contact the Illinois EPA inspector around 8:38 am on the morning of August 30, 2007. Mr. Taviner left a phone message to have his call returned. Unknowing that Mr. Taviner had called the inspector was already on his way to the Taviner site.

On August 30, 2007, The Illinois EPA inspector arrived on scene to smell and see smoke from Blue Ridge Road. The inspector followed obvious vehicle tracks, presumably the Hardin Fire Trucks, through the Gerson's property to see smoldering waste and burnt trees. The electric wire cattle gate was observed

down.

Photograph 1 shows smoldering waste in a wooded ravine on the Taviner property. The fire started around 8:30 AM on August 29, 2007.

Photograph 2 shows charred waste that included tin cans, wood, glass bottles, aerosol cans, tar buckets, wire from burnt tires, and fence posts among other burnt wastes. Due to the fire, heat, and smoke the inspector was not able to get closer to the charred waste. The used tires previously observed at this location were no longer present as it appeared they had been burnt in the fire.

Photograph 3 shows charred waste including dimensional lumber, plastic bottles, paint cans, melted plastic, paper, furniture springs, and miscellaneous waste.

Photograph 4 shows smoldering waste that includes shingles, a metal drum, paneling, metal shelving, a refrigerator, and demolition debris.

Photographs 5 and 6 show smoldering drywall, dimensional lumber, and demolition debris.

Photograph 7 shows charred asphalt shingles, insulation, dimensional lumber, and drywall.

Photograph 8 shows a pile of melted asphalt shingles and burnt miscellaneous debris.

Photographs 9 and 10 show charred waste including fiber insulation board, cans, metal buckets, lumber, appliances, and household garbage.

Photographs 11, 12, and 13 show smoldering waste.

Photograph 14 shows partially burnt drywall and construction debris.

Photographs 15 and 16 show charred construction debris including wood siding, plastic sheeting, caulk tubes, dimensional lumber, drywall, wire, plastic, and scrap metal.

The Illinois EPA inspector stopped by the Taviner residence around 11:54 am on August 30, 2007 to find out why the waste was burnt. The Taviner's son was working in the yard and stated they had just left for lunch and would be back in approximately one hour.

After returning to Springfield, the inspector called Mr. Taviner in the afternoon of August 30, 2007. Mr. Taviner claimed they would be cleaning up the waste over the next three to five days. A Mr. Bob Sanders would be delivering the dumpster(s) on Friday August 31, 2007. Mr. Fred Herder, a heavy equipment operator, would remove the waste from the ravine and place it into the dumpsters. Mr. Taviner wanted to know if the work schedule was ok and if the inspector would be present during the clean up. The inspector told Mr. Taviner the compliance deadline was October 1, 2007 as listed in the ACWN and that another inspection would be conducted shortly after October 7, 2007. Mr. Taviner was reminded to save all receipts document proper disposal of the waste.

When it appeared all of Mr. Taviner's questions were answered the inspector questioned Mr. Taviner about what had happened the day before and how the fire got started. Mr. Taviner stated he had goofed up. He admitted to starting the fire. He claimed he had looked at one of his hayfields and then drove over to the ravine where the waste was. He stated he had taken some scrap 2x4's out of his truck and some waste paper (from his home) and planned on starting a fire in the northeast corner a few feet from the debris in the ravine. He also stated he had taken some wood out of the debris pile to burn. He claimed the paper he

lit had gone out and he did not think it was going to go anywhere, so he left to go pick up his truck. When he went back he saw the fire department hosing down the hill with water. It should be noted that when the inspector was at the charred waste in the ravine, the remains of 2x4's or a small segregated burn area a few feet from the debris pile was not observed. All of the burnt waste was contiguous.

The inspector reiterated that the waste could not be burnt. Mr. Taviner claimed he had called the Springfield Region Office and that someone told him it was ok to burn wood. The inspector asked who Mr. Taviner spoke with, which he could not recall. The inspector told him that no processed lumber could be burnt as it is construction or demolition debris. The inspector iterated the regulations regarding the open burning of landscape waste and what is defined as landscape waste.

By setting the waste on fire, Mr. Taviner reduced the cost of labor to remove the brush (to get to the waste) and remove the waste from the ravine. The volume of cubic yards of waste was also reduced by the fire, saving transportation and disposal costs. With the vegetation out of the way, the inspector observed more waste than previously. For this reason, the rough estimated amount of waste has remained at approximately 60 cubic yards.

On September 12, 2007, Mr. Taviner called the Illinois EPA inspector and claimed all of the waste was removed.

On September 24, 2007 the Illinois EPA inspector contacted Hardin Fire Chief, Bob Lorsbach. The inspector requested a copy of the incident report. Mr. Lorsbach was not sure if the fire department had been on scene three or four times to extinguish the fire. Mr. Lorsbach said he would fax a copy of the incident report.

As of September 25, 2007 the incident report and copies of disposal receipts have not been received by the Springfield Region Office.

The existing and new (as of August 30, 2007) apparent violations are noted in the attached checklist. A site sketch and digital photographs accompany this narrative.

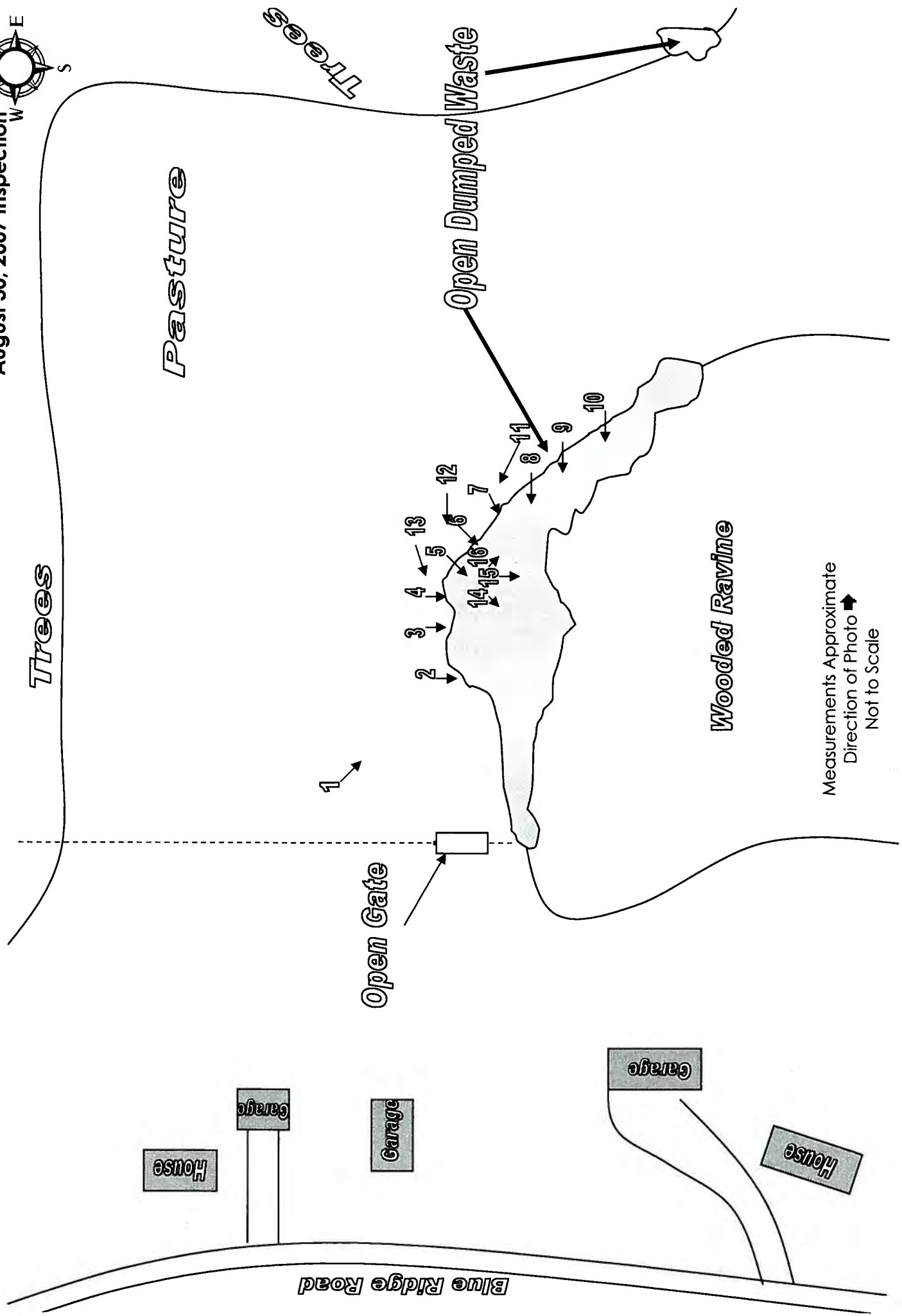
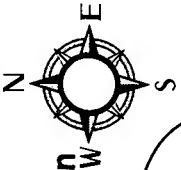
cc: DLPC/FOS Springfield Region



Illinois Environmental Protection Agency
Bureau of Land

Site Sketch

LPC #0130205022 - Calhoun County
Hardin / Taviner
FOS File
August 30, 2007 Inspection



Measurements Approximate
Direction of Photo ➔
Not to Scale



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:11 AM
Direction: SE
Photo by: Eisenbrandt
Exposure #: 001
Comments: Smoldering waste in wooded ravine on Tavinier property. The fire started around 8:30 AM on August 29, 2007.



Date: August 30, 2007
Time: 11:11 AM
Direction: S
Photo by: Eisenbrandt
Exposure #: 002
Comments: Charred waste that included tin cans, wood, glass bottles, aerosol cans, tar buckets, wire from burnt tires, and fence posts, etc.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg File Name: 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:12 AM
Direction: S
Photo by: Eisenbrandt
Exposure #: 003
Comments: Charred waste including dimensional lumber, plastic bottles, paint cans, melted plastic, paper, furniture springs, and miscellaneous waste.



Date: August 30, 2007
Time: 11:12 AM
Direction: S
Photo by: Eisenbrandt
Exposure #: 004
Comments: Smoldering waste that include shingles, a metal drum, paneling, metal shelving, a refrigerator, and demolition debris were observed.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg **File Name:** 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:12 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 005
Comments: Smoldering drywall and demolition debris.



Date: August 30, 2007
Time: 11:12 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 006
Comments: Smoldering drywall and dimensional lumber.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg File Name: 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:12 AM
Direction: SE
Photo by: Eisenbrandt
Exposure #: 007
Comments: Charred asphalt shingles, insulation, dimension lumber, and drywall.



Date: August 30, 2007
Time: 11:12 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 008
Comments: A pile melted asphalt shingles and burnt miscellaneous debris.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg **File Name:** 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:12 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 009
Comments: Charred waste including fiber insulation board, can, metal buckets, lumber, appliances, and household garbage.



Date: August 30, 2007
Time: 11:13 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 010
Comments: Additional charred waste.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg File Name: 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:13 AM
Direction: NW
Photo by: Eisenbrandt
Exposure #: 011
Comments: Smoldering waste.



Date: August 30, 2007
Time: 11:13 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 012
Comments: Smoldering waste.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg **File Name:** 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:16 AM
Direction: W
Photo by: Eisenbrandt
Exposure #: 013
Comments: Smoldering waste.



Date: August 30, 2007
Time: 11:16 AM
Direction: SW
Photo by: Eisenbrandt
Exposure #: 014
Comments: Partially burnt drywall and construction debris.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg File Name: 0130205022~08302007 .doc



DIGITAL PHOTOGRAPHS



Date: August 30, 2007
Time: 11:16 AM
Direction: S
Photo by: Eisenbrandt
Exposure #: 015
Comments: Charred construction debris including wood siding, plastic sheeting, caulk tubes.



Date: August 30, 2007
Time: 11:16 AM
Direction: SE
Photo by: Eisenbrandt
Exposure #: 016
Comments: Charred dimensional lumber, drywall, wire, plastic, and scrap metal.

Photograph File Names: 0130205022~08302007-[Exp. #].jpg File Name: 0130205022~08302007 .doc

ORIGINAL

RECEIVED
CLERK'S OFFICE

OCT 19 2007

STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

I hereby certify that I did on the 17th day of October 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: James and Mildred Taviner
1004 Fowler Road, P.O. Box 498
Hardin, Illinois 62047-0498

7004-2510-0001-8619-0992

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: John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601



Michelle M. Ryan
Assistant Counsel

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