

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JUN 23 2008

STATE OF ILLINOIS
Pollution Control Board

COUNTY OF VERMILION, ILLINOIS,)
)
Complainant,)
)
v.)
ILLINOIS LANDFILL,)
INC.,)
Respondent.)

ORIGINAL

AC No. 08-38

County File No. 08-02

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by sections 4(e) and 31.1 of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/4(e), 5/31.1, and delegated to Vermilion County pursuant to section 4(r) of the Act, 415 ILCS 5/4(r).

FACTS

1. Respondent, Illinois Landfill, Inc., is, and was at all times relevant to this Administrative Citation, the operator of a facility located in Hoopeston, County of Vermilion, State of Illinois.
2. Said property is operated as a sanitary landfill, operated under Illinois Environmental Protection Agency Operating Permit No. 1996-301LF Mod 26, and designated with Illinois Environmental Protection Agency Site Code No. 1830450009.
3. On April 21, 2008, LeeAnn Chezem of the Vermilion County Health Department inspected the above-described property. LeeAnn Chezem's Affidavit and a copy of her inspection report are attached hereto and made a part hereof by reference.

VIOLATIONS

On the basis of the direct observation of LeeAnn Chezem, the County of Vermilion has determined that on April 21, 2008, Respondent was conducting a sanitary landfill operation at the above-described facility, which is required to have a permit pursuant to 415 ILCS 5/21(d) of the Act, 415 ILCS 5/21(d), in a manner which resulted in the following condition:

litter from a previous operating day was present at the site at the time of the above-mentioned observations and inspection, in violation of section 21(o)(12) of the Act, 415 ILCS 5/21(o)(12), which provides no person shall conduct a sanitary landfill operation in a manner which results in litter remaining from any previous operating day.

CIVIL PENALTY

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

PROCEDURE FOR CONTESTING THIS ADMINISTRATIVE CITATION

You have the right to contest this Administrative Citation under section 31.1(d) of the Act, 415 ILCS 5/31.1(d). If you elect to contest this Administrative Citation, you must file a Petition for Review with the Clerk of the Illinois Pollution Control Board, at the State of Illinois Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. 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 will be issued by the Illinois Pollution Control Board. A copy of the Petition for Review should be filed with the Vermilion County State's Attorney's Office, 7 North Vermilion Street, Danville, Illinois 61832.

If you acknowledge the violation cited herein, the civil penalty specified above shall be due and payable no later than July 18, 2008. If you do not petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of service hereof and have not paid the civil penalty by the due date stated above, or if you elect to contest this Administrative Citation, any judgment rendered shall specify the due date of the statutory civil penalty and any costs assessed against you.

When payment is made, checks shall be made payable in equal amounts (50% of the total penalty each) to:

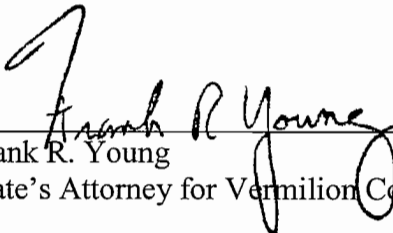
(1) the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276; and

(2) the County of Vermilion, Illinois, and mailed to the attention of Vermilion County Health Department, 200 South College Street, Danville, Illinois 61832.

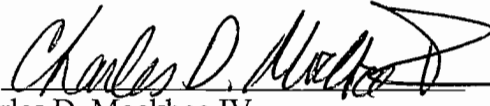
Respondent shall complete and return the enclosed Remittance Forms with payments to ensure proper documentation of payment.

If any civil penalty, by reason of acknowledgment, default or finding after adjudicatory hearing, is not paid when due, the Vermilion County State's Attorney may initiate proceedings in the Circuit Court to collect said civil penalty. In addition to the previously assessed civil penalty and any hearing costs of the Illinois Pollution Control Board, the State's Attorney's Office will seek to recover its costs of litigation.

Dated: 12/17/08



Frank R. Young
State's Attorney for Vermilion County

By: 

Charles D. Mockbee IV
Assistant State's Attorney

Prepared by:
Charles D. Mockbee IV
Office of the State's Attorney
7 N. Vermilion St.
Danville, IL 61832
217-554-7750

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JUN 23 2008

AFFIDAVIT

IN THE MATTER OF
ILLINOIS LANDFILL,
INC.,

Respondent.)

AC No. 08-38
County File No. 08-02

STATE OF ILLINOIS
Pollution Control Board

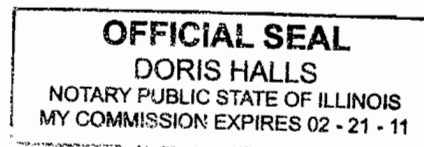
The Affiant, LeeAnn Chezem, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Vermilion County Health Department and has been so employed at all times pertinent hereto.
2. On April 21, 2008, between 6:20 and 7:20 a.m., Affiant conducted an inspection of a sanitary landfill within the County of Vermilion, State of Illinois, known as Illinois Landfill, Inc., operating under IEPA Permit No. 1996-301LF Mod 26.
3. Affiant inspected the Illinois Landfill, Inc. site by an on-site inspection, which included walking on the site.
4. Prior to said inspection, Affiant had reviewed Illinois Environmental Protection Agency permits issued to the subject site.
5. As a result of the activities referred to in paragraphs 2, 3 and 4 above, Affiant completed the Solid Waste Landfill Inspection Checklist, with the accompanying Inspection Report Narrative, Site Sketch and photographs, 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 Illinois Landfill, Inc. on April 21, 2008.

LeeAnn Chezem
LeeAnn Chezem

SIGNED and SWORN to before me this 16th day of June, 2008, by LeeAnn Chezem.

Doris Halls
NOTARY PUBLIC



REMITTANCE FORM TO ILLINOIS EPA

IN THE MATTER OF)
ILLINOIS LANDFILL) AC No. _____
INC.,) County File No. 08-02
)
Respondent)

Facility/Property: Illinois Landfill, Inc.

County: Vermilion

Date of Inspection: April 21, 2008

Site Code No.: 1830450009

Civil Penalty to Illinois EPA: \$250.00 for each violation = \$250.00

Date Remitted: _____

SSN/FEIN No.: _____

Signature: _____

NOTE

Please enter the date of your remittance, your Social Security Number (SSN) if an individual, or Federal Employer Identification Number (FEIN) if a business, and sign this Remittance Form. Your check should be made out to the the Illinois Environmental Protection Trust Fund. Be sure your check is enclosed with this Remittance Form and mail to: Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276.

REMITTANCE FORM TO VERMILION COUNTY HEALTH DEPARTMENT

IN THE MATTER OF)
ILLINOIS LANDFILL)
INC.,)
Respondent)

AC No. 08-38
County File No. 08-02

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STATE OF ILLINOIS
Pollution Control Board

ORIGINAL

Facility/Property: Illinois Landfill, Inc.

County: Vermilion

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SSN/FEIN No.: _____

Signature: _____

NOTE

Please enter the date of your remittance, your Social Security Number (SSN) if an individual, or Federal Employer Identification Number (FEIN) if a business, and sign this Remittance Form. Your check should be made out to the County of Vermilion, Illinois. Be sure your check is enclosed with this Remittance Form and mail to: Vermilion County Health Department, 200 S. College Street, Danville, Illinois 61832.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

811 Solid Waste Landfill Inspection Checklist

County: Vermilion LPC#: 1830450009 Region: 4 - Champaign
 Location/Site Name: Hoopeston/Illinois Landfill, Inc
 Date: 04/21/2008 Time: From 6:20am To 7:20am Previous Inspection Date: 02/15/2008
 Inspector(s): LeeAnn Chezem Weather: Sunny, approximately 55 degrees
 No. of Photos Taken: # 13 Samples Taken: Yes # No
 Interviewed: Ken and Cassie Samet Facility Phone No.: 217-283-6242

Permitted Owner Mailing Address

Illinois Landfill, Inc
 PO Box 985
 Danville, Illinois 61834-0985

Permitted Operator Mailing Address

Illinois Landfill, Inc.
 PO Box 985
 Danville, Illinois 61834-0985

Chief Operator Mailing Address

Ken Samet
 PO Box 985
 Danville, Illinois 61834-0985

Certified Operator Mailing Address

Ken Samet
 PO Box 985
 Danville, Illinois 61834-0985

AUTHORIZATION: Significant Modification Permit Initial: 1996-301LF Latest 1996-301LF NId 26
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.

Permit Expired 11/5/08 Application Submitted

SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1.	9(a) CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c) CAUSE OR ALLOW OPEN BURNING	<input type="checkbox"/>
3.	12(a) CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d) CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	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 #:

Inspection Date:

10.	21(o)	CONDUCT A SANITARY LANDFILL OPERATION WHICH RESULTS IN ANY OF THE FOLLOWING CONDITIONS:	
	(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 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 checked="" type="checkbox"/>
	(13)	Failure to Submit Any Cost Estimate, Performance Bond or Other Security	<input type="checkbox"/>
11.	21(t)	CAUSE OR ALLOW A LATERAL EXPANSION OF A MUNICIPAL SOLID WASTE LANDFILL (MSWLF) UNIT WITHOUT A PERMIT MODIFICATION	<input type="checkbox"/>
12.	21.6(b)	ACCEPTANCE OF LIQUID USED OIL FOR FINAL DISPOSAL (EFFECTIVE JULY 1, 1996)	<input type="checkbox"/>
13.	22.01	FAILURE TO SUBMIT ANNUAL NONHAZARDOUS SPECIAL WASTE	<input type="checkbox"/>
14.	22.17	LANDFILL POST-CLOSURE CARE	
	(a)	Failure to Monitor Gas, Water, Settling	<input type="checkbox"/>
	(b)	Failure to Take Remedial Action	<input type="checkbox"/>
15.	22.22(c)	ACCEPTANCE OF LANDSCAPE WASTE FOR FINAL DISPOSAL	<input type="checkbox"/>
16.	22.23(f)(2)	CAUSE OR ALLOW THE DISPOSAL OF ANY LEAD-ACID BATTERY	<input type="checkbox"/>
17.	22.28(b)	ACCEPTANCE OF WHITE GOODS FOR FINAL DISPOSAL	<input type="checkbox"/>
18.	55(b)(1)	ACCEPTANCE OF ANY USED OR WASTE TIRE FOR FINAL DISPOSAL (UNLESS LANDFILL MEETS EXEMPTION OF 55(b)(1))	<input type="checkbox"/>
19.	56.1(a)	CAUSE OR ALLOW THE DISPOSAL OF ANY POTENTIALLY INFECTIOUS MEDICAL WASTE	<input type="checkbox"/>
SOLID WASTE SITE OPERATOR CERTIFICATION LAW REQUIREMENTS			
20.	225 ILCS 230/1004	CAUSING OF ALLOWING OPERATION OF A LANDFILL WITHOUT PROPER COMPETENCY CERTIFICATE	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
PRIOR CONDUCT CERTIFICATION REQUIREMENTS			
21.	745.181	CHIEF OPERATOR REQUIREMENTS	<input type="checkbox"/>
22.	745.201	PRIOR CONDUCT CERTIFICATION PROHIBITIONS	<input type="checkbox"/>
SPECIAL WASTE HAULING REQUIREMENTS			
23.	809.301	REQUIREMENTS FOR DELIVERY OF SPECIAL WASTE TO HAULERS	<input type="checkbox"/>

LPC #:

Inspection Date:

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

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

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

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PART 811 SUBPART G		FINANCIAL ASSURANCE	
52.	811.700	COMPLY WITH FINANCIAL ASSURANCE REQUIREMENTS OF PART 811, SUBPART G	<input type="checkbox"/>
53.	811.701	UPGRADING FINANCIAL ASSURANCE	<input type="checkbox"/>
54.	811.704	CLOSURE AND POST-CLOSURE CARE COST ESTIMATES	<input type="checkbox"/>
55.	811.705	REVISION OF COST ESTIMATE	<input type="checkbox"/>
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"/>
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"/>
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"/>

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 (o) 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.



PUBLIC HEALTH IS PRICELESS

VERMILION COUNTY HEALTH DEPARTMENT

STEPHEN LAKER, M.S.
PUBLIC HEALTH ADMINISTRATOR

HEALTH AND EDUCATION BUILDING
200 SOUTH COLLEGE, SUITE A
DANVILLE, IL 61832
PHONE/TDD 217 431-2662
FAX 217 431-7483
www.vchd.org

LPC# 1830450009
Hoopeston/ Illinois Landfill, Inc.
FOS File
4/21/08

INSPECTION REPORT NARRATIVE

This permitted landfill was inspected on April 21, 2008, by Lee Ann Chezem, of the Vermilion County Health Department. The weather was sunny and approximately 55 degrees.

I arrived at the facility at approximately 6:20am and met with Ken and Cassie Samet. I proceeded to the active area, where the tarp had been placed over the previous day's waste(photo 1). Litter was observed to the north of the covered waste (photos 2,3,5,6,7) and a small amount of litter was observed in two of the fencing used to contain trash from blowing away from the active area (photo 4).

Final cover for several slopes of the inactive areas surrounding the facility were showing signs of erosion and loss of vegetation (photos 8,9,11,12,13).

Ameren continues to dispose of contaminated dirt at this site. Approximately 800-900 ton of dirt has been accepted daily. Three trucks were observed waiting to dump and the drivers indicated this project is expected to be completed in the near future.

Daily levels of waste were estimated to be 1000 tons with 800-900 of this being Ameren's disposal of dirt. Spent bleaching clay had been accepted from Incobrasa in Gilman. Between January 16, 2008 and March 21, 2008, 15 loads of this material had been accepted.

Weekly load inspections of Central Illinois Disposal, Vermilion Waste and Paxton Disposal were completed on 3/28/08, 4/3/08 and 4/4/08. I did not locate inspections for the week of 4/7/08 or 4/14/08.

The permit for this site expired on January 15, 2008. An application was submitted in a timely manner. Additional information was requested as well as comments pertaining to the permit.



The Vermilion County Health Department submitted comments regarding the size of chipped tires that could be utilized for the final cover. These comments were returned to the permit section of the Illinois Environmental Protection Agency in February 2008.

At the time of my inspection, litter, erosion and loss of vegetation on the final cover were observed on site. The inspection was completed at 7:20am.

LPC#1830450009
Hoopeston/Illinois Landfill
4/21/2008

The following violations are alleged pursuant to this report.

1. Section 21(d)(1) of the Act:..Conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit or in violation of Any Conditions of a permit
2. Section 21 (d) (2) of the Act:... Conduct any waste-storage, waste-treatment, or waste disposal operation...in violation of any regulations or standards adopted by the Board under the Act. Violations of the Illinois Pollution Control Board Regulations were observed at the site where waste storage, waste-treatment, or waste-disposal operations were taking place.
3. Section 21 (e) of the Act:...dispose, treat, store or abandon any waste...except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder. The storage and disposal of waste was occurring at a site which did not meet the requirements of the Illinois Environmental Protection Act and the Illinois Control Board Regulations.
4. Section 21 (o)(12) of the Act: Conduct a sanitary landfill operation which is required to have a permit under subsection (d) of this Section, in a manner which results in any of the following conditions: Failure to collect and contain litter by the end of each operating day.
5. 35 Illinois Administrative Code Section 811.107(K)(1); Litter Control...the operator must patrol the facility daily to check for litter accumulation. All litter must be collected and placed in the fill or in a secure, covered container for later disposal.
6. 35 Illinois Administrative Code Section 811.322 (a); Grade Capable of Supporting Vegetation and Minimizing Erosion...All final slopes shall be designed and constructed to a grade capable of supporting vegetation which minimizes erosion.

The following violations are alleged pursuant to this report continued.

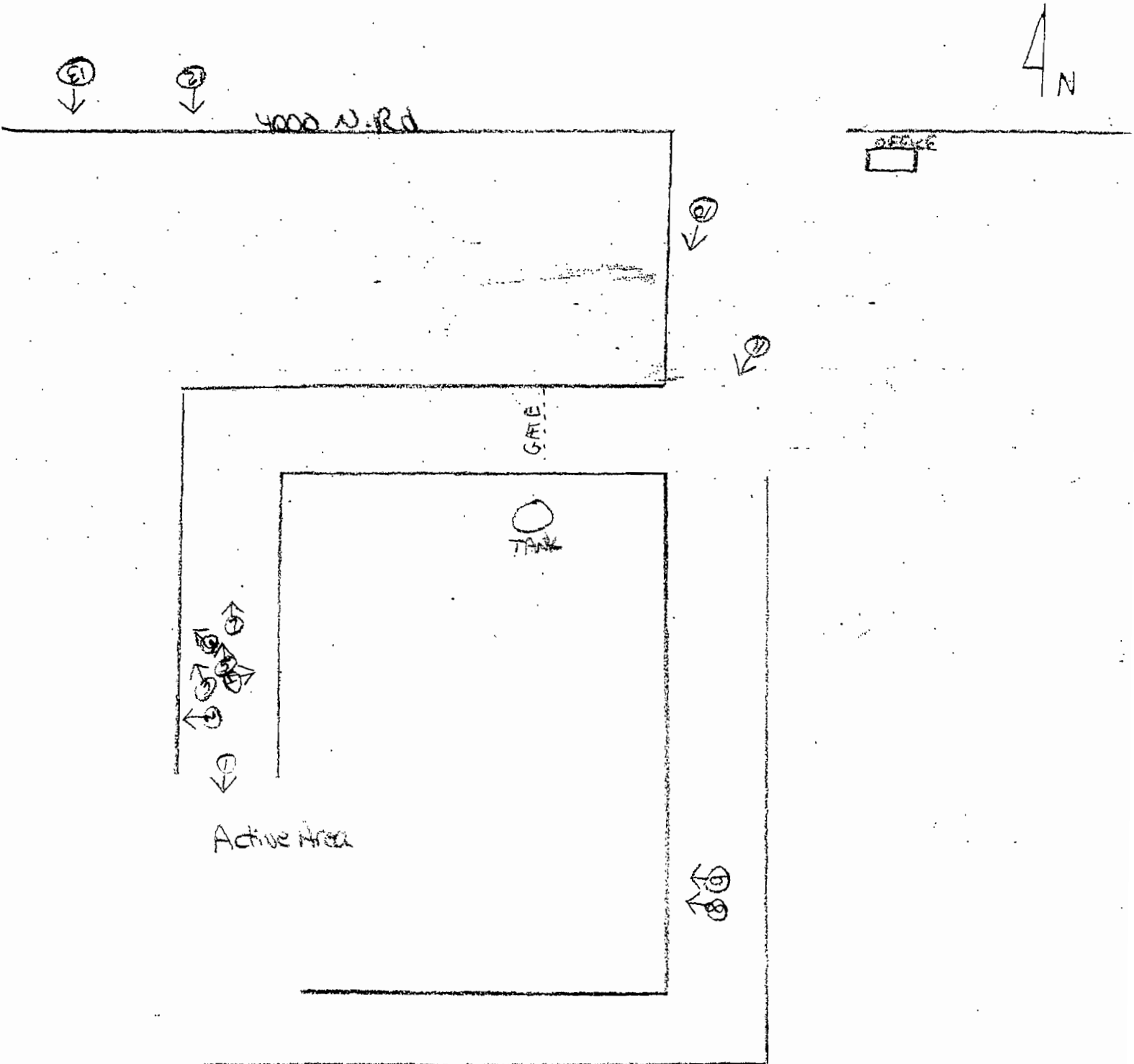
7. 35 Illinois Administrative Code 811.322 (c) (1); Vegetation shall be promoted on all reconstructed surfaces to minimize wind and water erosion of the final protective cover.

8. 35 Illinois Administrative Code Section 811.322 (c) (1) (a); Random Load Inspections...An inspector designated by the facility shall examine at least three random loads of solid waste delivered to the landfill on a random day each week. The drivers randomly selected by the inspector shall be directed to discharge their loads at a separate, designate location within the facility. The facility shall conduct a detailed inspection of the discharged material for any regulated hazardous or other unacceptable wastes that may be present.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

SITE SKETCH

Date of Inspection: 4-21-08 Inspector: LeeAnn Chotem
Site Code: 1830450009 County: Vermilion
Site Name: HOOPERSTON ILLINOIS LANDFILL Time: 6:30 - 7:20 AM



PNND



INSPECTION PHOTOS

DATE: 4/21/08	SITE #: 1830450009	CO.: Vermilion
TIME: 6:30 AM	SITE NAME: Hoopston/Illinois Landfill	

PHOTOGRAPH TAKEN
BY: Lee Ann Chezem
COMMENTS: Pictures taken
toward: South

ROLL # PHOTO# 1



DATE: 4/21/08
TIME: 6:30 AM
PHOTOGRAPH TAKEN
BY: Lee Ann Chezem
COMMENTS: Pictures taken
toward: West

ROLL # PHOTO# 2





INSPECTION PHOTOS

DATE: 4/21/08	SITE #: 1830450009	CO.: Vermilion
TIME: 6:31 am	SITE NAME: HOOPERSTON FILLING LANDFILL	

PHOTOGRAPH TAKEN

BY: Lee Ann Charzem

COMMENTS: Pictures taken toward: Northwest



ROLL #: PHOTO# 3

DATE: 4/21/08

TIME: 6:32 am

PHOTOGRAPH TAKEN

BY: Lee Ann Charzem

COMMENTS: Pictures taken toward: East



ROLL #: PHOTO# 4

IL 532 1910
LPC 375 3/2002

04/21/2008



INSPECTION PHOTOS

DATE: 4/21/08	SITE #: 1830450009	CO.: Vermilion
TIME: 6:32am	SITE NAME: HOOPERSTON/ILLINOIS LANDFILL	

PHOTOGRAPH TAKEN BY: LeeAnn Chezem

COMMENTS: Pictures taken toward: north

ROLL #: PHOTO# 5



DATE: 4/21/08

TIME: 6:33am

PHOTOGRAPH TAKEN BY: LeeAnn Chezem

COMMENTS: Pictures taken toward: Northwest

ROLL #: PHOTO# 6





INSPECTION PHOTOS

DATE: 4/21/08 SITE #: 1830450009 CO.: Vermilion
 TIME: 6:33am SITE NAME: HOOPERSTON ILLINOIS LANDFILL

PHOTOGRAPH TAKEN BY: Lee Ann Chozem
 COMMENTS: Pictures taken toward: north



ROLL # PHOTO# 7

04/21/2008

DATE: 4/21/08
 TIME: 6:45am
 PHOTOGRAPH TAKEN BY: Lee Ann Chozem
 COMMENTS: Pictures taken toward: Northwest



ROLL # PHOTO# 8

04/21/2008



INSPECTION PHOTOS

DATE: 4/21/08 SITE #: 1830450009 CO.: Vermilion
 TIME: 7:10 AM SITE NAME: Woodston/Elletts Landfill

PHOTOGRAPH TAKEN BY: Lee Ann Chisem
 COMMENTS: Pictures taken toward: South



RCLL # PHOTO# 11

DATE: 4/21/08
 TIME:
 PHOTOGRAPH TAKEN BY:
 COMMENTS: Pictures taken toward:



RCLL # PHOTO# 12



INSPECTION PHOTOS

DATE: 4/21/08	SITE #: 1830450009	CO: Vermilion
TIME: 7:10 AM	SITE NAME: Hoopston/ Illinois Landfill	

PHOTOGRAPH TAKEN BY: LeeAnn Chelom

COMMENTS: Pictures taken toward: South

ROLL #: PHOTO# 13



DATE:

TIME:

PHOTOGRAPH TAKEN BY:

COMMENTS: Pictures taken toward:

NO PHOTO

ROLL #: PHOTO#

OFFICE OF THE STATE'S ATTORNEY
VERMILION COUNTY
FIFTH JUDICIAL CIRCUIT OF ILLINOIS

RECEIVED
CLERK'S OFFICE
JUN 23 2008
STATE OF ILLINOIS
Pollution Control Board

FRANK R. YOUNG
State's Attorney

COURT HOUSE
7 NORTH VERMILION STREET
DANVILLE, ILLINOIS 61832
(217) 554-7750
FAX (217) 554-7775

ORIGINAL

June 20, 2008

Pollution Control Board, Attn: Clerk
100 West Randolph Street
James R. Thompson Center, Suite 11-500
Chicago, Illinois 60601-3218

Ac08-38

Re: Administrative Citation
Respondent: Illinois Landfill, Inc.
AC Number:
County Case Number: 08-02
Site Code No: 1830450009

To Whom It May Concern:

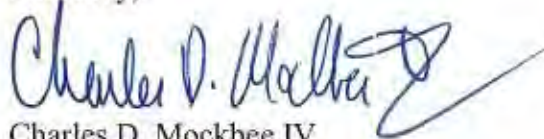
Enclosed for filing with the Board is the Administrative Citation Package issued to the above-captioned Respondent. I am forwarding an original and nine complete copies of the Administrative Citation with the attached filed inspector's Affidavit and inspection report.

Service of the Administrative Citation was completed on June 17, 2008. If the Respondent pays the civil penalty without filing a Petition for Review, I will send notice immediately for your record.

Respondent's mailing address is:

Illinois Landfill, Inc.
P.O. Box 985
Danville, Illinois 61832

Sincerely,


Charles D. Mockbee IV