



# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829  
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

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

November 3, 2010

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

AC11-13

RECEIVED  
CLERK'S OFFICE  
NOV 10 2010  
STATE OF ILLINOIS  
Pollution Control Board

ORIGINAL

Re: Illinois Environmental Protection Agency v. Ray Newingham  
IEPA File No. 305-10-AC: 0610355023—Greene County

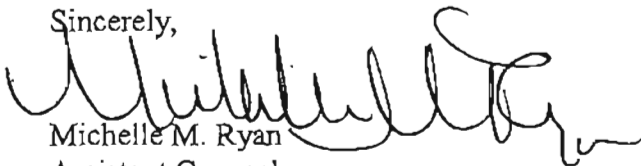
Dear Mr. Therriault:

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

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NOV 10 2010

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
RAY NEWINGHAM, )  
 )  
Respondent. )

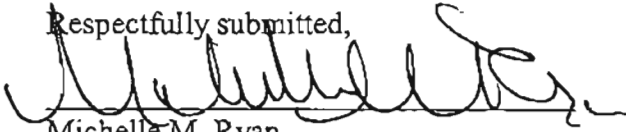
AC 11-13  
(IEPA No. 305-10-AC)

ORIGINAL

NOTICE OF FILING

To: Ray Newingham  
715 W. Day Street  
Roodhouse, IL 62082

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: November 3, 2010

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE

ADMINISTRATIVE CITATION

NOV 10 2010

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
) )  
Complainant, ) )  
) )  
v. ) )  
) )  
RAY NEWINGHAM, ) )  
) )  
) )  
) )  
Respondent. ) )

AC 11-13  
(IEPA No. 305-10-AC)

ORIGINAL

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 (2008).

FACTS

1. That Ray Newingham is the current owner and operator ("Respondent") of a facility located at the southeast corner of the intersection of Worchester and Clay Streets, in the City of Roodhouse, Greene County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Roodhouse/Newingham.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0610355023.

3. That Respondent has owned and operated said facility at all times pertinent hereto.

4. That on September 16, 2010, Charlie King of the Illinois Environmental Protection Agency's ("Illinois EPA") 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.

5. That on \_\_\_\_\_, Illinois EPA sent this Administrative Citation via Certified Mail No. \_\_\_\_\_.

#### VIOLATIONS

Based upon direct observations made by Charlie King during the course of his September 16, 2010 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2008).
  
- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in the 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) (2008).

#### CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), Respondent is subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Three Thousand Dollars (\$3,000.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than November 30, 2010, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondent elects to contest this Administrative Citation by petitioning the Illinois Pollution

Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2008), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2008), if Respondent fails to petition or elect not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondent's check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondent shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondent from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2008). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.

 Douglas P. Scott by SOP

Douglas P. Scott, Director  
Illinois Environmental Protection Agency

Date: 11/1/20

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

REMITTANCE FORM

RECEIVED  
CLERK'S OFFICE  
NOV 10 2010  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
RAY NEWINGHAM, )  
 )  
 )  
 )  
 )  
Respondent. )

AC 11-13  
(IEPA No. 305-10-AC)

ORIGINAL

FACILITY: Roodhouse\Newingham

SITE CODE NO.: 0610355023

COUNTY: Greene

CIVIL PENALTY: \$3,000.00

DATE OF INSPECTION: September 16, 2010

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

RECEIVED  
CLERK'S OFFICE

NOV 10 2010

STATE OF ILLINOIS  
Pollution Control Board

AFFIDAVIT

IN THE MATTER OF: )  
)  
Illinois Environmental )  
Protection Agency, )  
)  
Complainant )  
)  
vs. )  
)  
Ray Newingham, )  
)  
Respondent )

IEPA DOCKET NO.

ORIGINAL

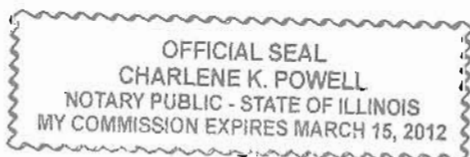
Affiant, Charles W. King, Jr., being first duly sworn, voluntarily deposes and states as follows:

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 September 16, 2010 between 11:10 AM and 11:55 AM, Affiant conducted an inspection of a disposal site operated without an Illinois Environmental Protection Agency permit, located in Greene County, Illinois, and known as Roodhouse/Newingham by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC# 0610355023 by the Illinois Environmental Protection Agency.
3. Affiant inspected said Roodhouse/Newingham 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 Roodhouse/Newingham open dump.

*Charles W. King, Jr.*  
Charles W. King, Jr.

Subscribed and Sworn To before me  
This 14 day of *October, 2010*

*Charlene K. Powell*  
Notary Public





# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## Open Dump Inspection Checklist

County: Greene LPC#: 0610355023 Region: 5 - Springfield  
 Location/Site Name: Roodhouse/Newingham  
 Date: 09/16/2010 Time: From 1110 To 1155 Previous Inspection Date: 05/07/2010  
 Inspector(s): Charlie King Weather: Cloudy, 65 deg. F., Winds NW @ 20 mph  
 No. of Photos Taken: # 22 Est. Amt. of Waste: 1,800 yds<sup>3</sup> Samples Taken: Yes #      No   
 Interviewed: None Complaint #: C-10-006-C, C-10-007-C  
 Latitude: 39.483106 Longitude: -90.371212 Collection Point Description: Center of Site -  
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Photo Interpolation - Google Maps

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

Ray Newingham  
 715 W. Day Street  
 Roodhouse, IL 62082  
 217/719-9211




	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.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit	<input type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input type="checkbox"/>
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	<input type="checkbox"/>
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	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 0610355023

Inspection Date: 09/16/2010

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input checked="" type="checkbox"/>
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
10.	55(k)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
11.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input type="checkbox"/>
12.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
13.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
14.	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	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
15.		APPARENT VIOLATION OF: ( <input type="checkbox"/> ) PCB; ( <input type="checkbox"/> ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
16.	OTHER:		<input type="checkbox"/>
			<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 (p) of Section 21 and subsection (k) of Section 55 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## MEMORANDUM

**DATE:** October 6, 2010

**TO:** Land Division File

**FROM:** Charlie King, DLPC/FOS – Springfield Region

**SUBJECT:** LPC # 0610355023 – Greene County  
Roodhouse/Newingham  
C-10-006-C  
C-10-007-C  
FOS File

### NARRATIVE RE-INSPECTION REPORT DOCUMENT

The purpose of this memorandum is to serve as the Narrative Re-Inspection Report Document of a re-inspection conducted at the subject site on September 16, 2010 from approximately 11:10 a.m. until 11:55 a.m., by this author. No one accompanied me on this re-inspection. The re-inspection was conducted to follow-up the November 20, 2009 and May 7, 2010 re-inspections, and the June 10, 2010 drive-by observation by this author. The November 20, 2009 re-inspection resulted in a clean-up time extension until April 1, 2010, as discussed in the Illinois EPA letter to the respondent dated December 18, 2009. The May 7, 2010 re-inspection resulted in the finding of no apparent improvement in the site since the November 20, 2009 re-inspection. The June 10, 2010 observation revealed that the site appeared much the same as it did on May 7, 2010. However, the Illinois EPA decided to issue one final clean-up time extension until September 1, 2010. The respondent was notified of that clean-up time extension in a letter dated June 16, 2010. The September 16, 2010 re-inspection revealed some minor cleanup, inasmuch as a few pallets were on-site with stacked bricks on them. However, gravel, asphalt and some used tires were found to exist on the south side of the site that were not previously observed.

The site is located at the southeast corner of the intersection of Worcester and Clay Streets, in the City of Roodhouse. The property is owned by City Alderman Ray Newingham. His address is 715 West Day Street, Roodhouse, IL 62082. His telephone number is 217/719-9211. Wastes observed during the November 20, 2009 inspection were estimated to amount to about 1,800 cubic yards. The May 7, 2010 re-inspection, June 10, 2010 observation and September 16, 2010 re-inspection revealed the same estimate of about 1,800 cubic yards of wastes.

Upon arrival at the site on the day of the September 16, 2010 re-inspection, the weather was cloudy and windy, with an air temperature of approximately 65°F. Winds were northwesterly at approximately 20 mph. Surface soil conditions were damp.

During the most recent re-inspection, 21 photographs were taken with a digital camera. Most of the photographs show the demolished building from various angles. From the photographs and a previous sketch of the site, a revised partially computer generated and partially hand drawn sketch of the site was developed by this author. It shows the basic outline of the site, as well as the approximate locations and directions of the digital photograph. The digital camera provides a three-digit number for each photograph, i.e., 001, 002, etc. This is how the photographs are identified in this narrative and in the Digital Photograph sheets. However, real numbers were used in the Site Sketch, i.e., 1, 2, etc. Copies of the Digital Photographs and Site Sketch accompany this report.

The Digital Photographs are described as follows:

Photo # 001 shows the site from the northwest corner of Worcester and Clay Streets.

Photo # 002 shows the east side of the site from the north side of Clay Street.

Photo # 003 shows the site from across Clay Street from the east side of the site.

Photo # 004 shows looking down the north side of the site from across Clay Street.

Photo # 005 shows demolition wastes and a television on the north side of the site.

Photo # 006 shows a gap and a path to the basement on the north side of the site.

Photo # 007 shows a two gallon compressed gas cylinder, electrical components, pipe, plastic, metals, a vehicle battery, and a road warning sawhorse.

Photo # 008 shows a two-gallon compressed gas cylinder, conduits, metals, plastics, stacks of bricks, wood pallets and wire.

Photo # 009 shows the south side of the demolished buildings and pallets with stacked bricks on them.

Photo # 010 shows piles of asphalt, dirt and brick, and a used tire in the pile of asphalt. The brick appears to be from the demolished buildings on-site. The dirt and asphalt appear to have been brought in from off-site.

Photo # 011 shows the site from just beyond the southeast corner.

Photo # 012 shows the south side of the demolished buildings.

Photo # 013 shows garbage and general household refuse in the foreground, and demolition wastes throughout the site.

Photo # 014 shows a toilet, saw blade, wood, brick, metal desk, plaster, drywall and a fan.

Photo # 015 shows a mattress, kitchen sink, plastic, metals, brick and other demolition wastes.

Photo # 016 shows PVC pipe, corrugated hose, used tires, shingles, wood, brick and metals.

Photo # 017 shows insulation, metals, wood and brick.

Photo # 018 shows the site from the southwest.

Photo # 019 shows a posted private property and no trespassing sign.

Photo # 020 shows a large hole in the site floor near the sidewalk along the south side of Clay Street, looking into the basement of one of the collapsed buildings.

Photo # 021 shows carpet, wood, metals, brick, pipes, conduits and other wastes.

During the September 16, 2010 re-inspection, most of the same apparent violations of the Illinois Environmental Protection Act (Act) were again observed, as those observed during the November 20, 2009 and May 7, 2010 re-inspections. Those violations of the Act are Sections: 21(a), 21(p)(1) and 21(p)(7). An additional violation is 55(a)(1) of the Act, as used tires were now observed on-site. The Open Dump Inspection Checklist that accompanies this report provides additional details.

#### **Other Comments**

Overall, very little reduction, if any, in the total volume of waste on-site was observed. The Illinois EPA has repeatedly provided the respondent opportunities to clean-up the site ever since the first inspection on July 31, 2009. The respondent has failed to clean up the site and has failed to respond to Illinois EPA letters or to contact the Illinois EPA by any manner since he was last seen on-site during the November 20, 2009 re-inspection. For whatever reason, the respondent has apparently stopped cleaning up the site and terminated contact with the Illinois EPA.

CK

cc: DLPC/FOS – Springfield Region

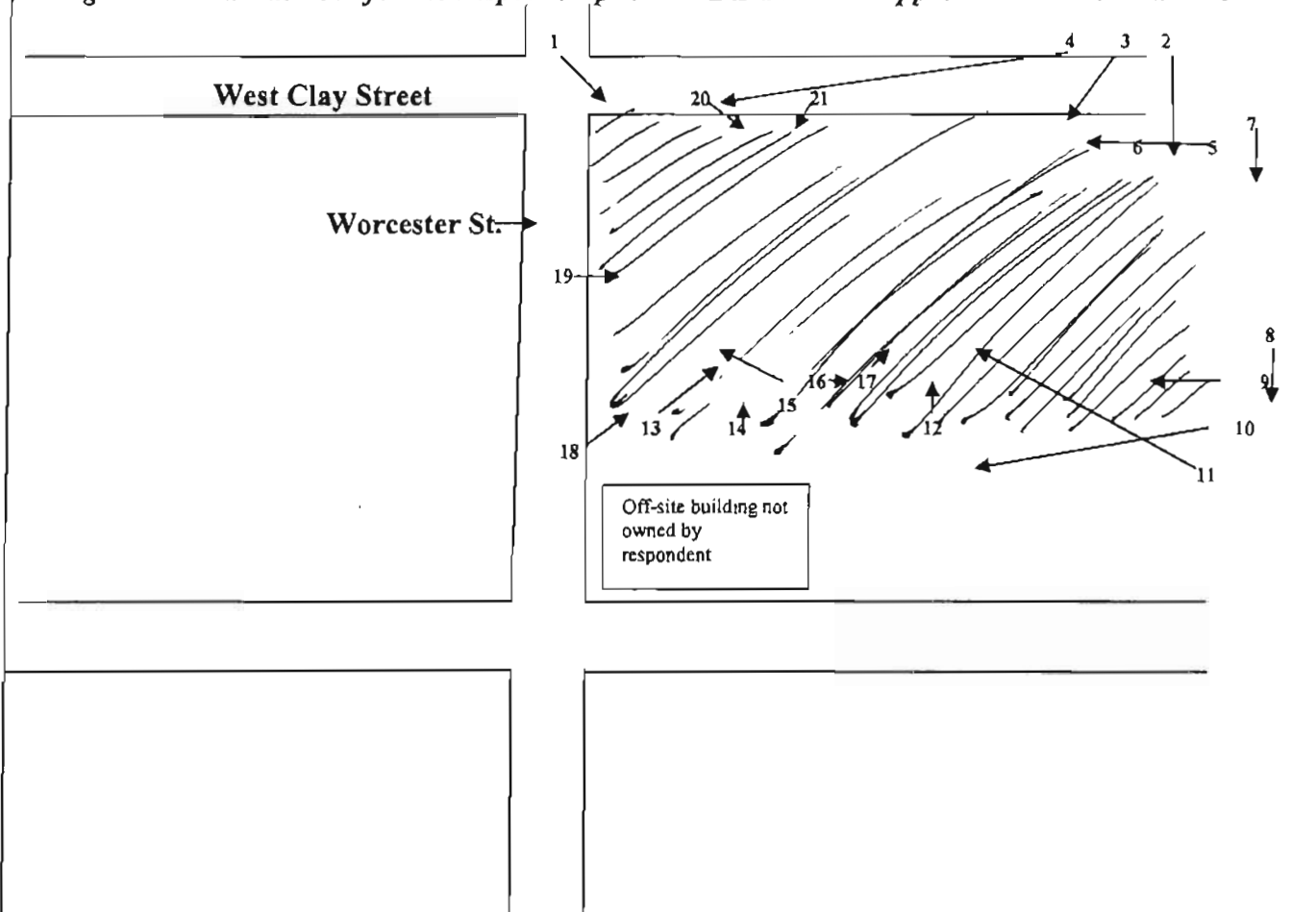
# SITE SKETCH

Site name: Roodhouse/Newingham  
LPC #: 0610355023  
Inspector: Charlie King

County: Greene County  
Date: September 16, 2010  
Time: 11:10 a.m. – 11:55 a.m.

FOS File

*A digital camera was used for the Inspection photos. Distances are approximate – Not drawn to scale*



**LEGEND**

- ↖ - Photo number and direction
- //// - Demolished building(s)



## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:25 a.m.  
Direction: SE  
Photo by: Charlie King  
Exposure #: 001  
Comments: The site  
from the northwest  
corner of Worcester  
and Clay Streets.



Date: September 16,  
2010  
Time: 11:26 a.m.  
Direction: S  
Photo by: Charlie King  
Exposure #: 002  
Comments: The east  
side of the site from  
the north side of Clay  
Street.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:26 a.m.  
Direction: SW  
Photo by: Charlie King  
Exposure #: 003  
Comments: The site  
from across Clay Street  
from the east side of  
the site.



Date: September 16,  
2010  
Time: 11:26 a.m.  
Direction: W/SW  
Photo by: Charlie King  
Exposure #: 004  
Comments: Looking  
down the north side of  
the site from across  
Clay Street.

File Names: 0610355023~09162010-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:27 a.m.  
Direction: W  
Photo by: Charlie King  
Exposure #: 005  
Comments: Demolition  
wastes and a television  
on the north side of the  
site.



Date: September 16,  
2010  
Time: 11:29 a.m.  
Direction: W  
Photo by: Charlie King  
Exposure #: 006  
Comments: A gap  
shows a path to the  
basement on the north  
side of the site.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16, 2010  
Time: 11:29 a.m.  
Direction: S  
Photo by: Charlie King  
Exposure #: 007  
Comments: A two gallon compressed gas tank, electrical components, pipe, plastic, metals, a vehicle battery, and a road warning sawhorse.



Date: September 16, 2010  
Time: 11:31 a.m.  
Direction: S  
Photo by: Charlie King  
Exposure #: 008  
Comments: A two-gallon compressed gas tank, conduits, metals, plastics, stacks of bricks, wood pallets and wire.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



**Date:** September 16, 2010  
**Time:** 11:32 a.m.  
**Direction:** W  
**Photo by:** Charlie King  
**Exposure #:** 009  
**Comments:** The south side of the demolished buildings and pallets with stacked bricks on them.



**Date:** September 16, 2010  
**Time:** 11:33 a.m.  
**Direction:** SW  
**Photo by:** Charlie King  
**Exposure #:** 010  
**Comments:** Piles of asphalt, dirt and brick, and a used tire. The brick appears to be from the demolished buildings on-site. The dirt and asphalt appear to have been brought in from off-site.

**File Names:** 0610355023~09162010-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



**Date:** September 16, 2010  
**Time:** 11:34 a.m.  
**Direction:** NW  
**Photo by:** Charlie King  
**Exposure #:** 011  
**Comments:** The site from just beyond the southeast corner.



**Date:** September 16, 2010  
**Time:** 11:35 a.m.  
**Direction:** N  
**Photo by:** Charlie King  
**Exposure #:** 012  
**Comments:** The south side of the demolished buildings.

**File Names:** 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16, 2010  
Time: 11:36 a.m.  
Direction: NE  
Photo by: Charlie King  
Exposure #: 013  
Comments: Garbage and general household refuse in the foreground, and demolition wastes throughout the site.



Date: September 16, 2010  
Time: 11:39 a.m.  
Direction: N  
Photo by: Charlie King  
Exposure #: 014  
Comments: A toilet, saw blade, wood, brick, metal desk, plaster, drywall and a fan.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:39 a.m.  
Direction: NW  
Photo by: Charlie King  
Exposure #: 015  
Comments: A  
mattress, kitchen sink,  
plastic, metals, brick  
and other demolition  
wastes.



Date: September 16,  
2010  
Time: 11:41 a.m.  
Direction: E  
Photo by: Charlie King  
Exposure #: 016  
Comments: PVC pipe,  
corrugated hose, used  
tires, shingles, wood,  
brick and metals.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:41 a.m.  
Direction: NE  
Photo by: Charlie King  
Exposure #: 017  
Comments: Insulation,  
metals, wood and  
brick.



Date: September 16,  
2010  
Time: 11:46 a.m.  
Direction: NE  
Photo by: Charlie King  
Exposure #: 018  
Comments: Site from  
the southwest.

File Names: 0610355023~09162010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:46 a.m.  
Direction: E  
Photo by: Charlie King  
Exposure #: 019  
Comments: A posted  
Private Property and  
no trespassing sign.



Date: September 16,  
2010  
Time: 11:48 a.m.  
Direction: SE  
Photo by: Charlie King  
Exposure #: 020  
Comments: A large  
hole in the site floor  
near the sidewalk  
along the south side of  
Clay Street, looking  
into the basement of  
one of the collapsed  
buildings.

File Names: 0610355023~09162010-[Exp. #].jpg





## DIGITAL PHOTOGRAPHS



Date: September 16,  
2010  
Time: 11:49 a.m.  
Direction: SW  
Photo by: Charlie King  
Exposure #: 021  
Comments: Carpet,  
wood, metals, brick,  
pipes, conduits and  
other wastes.

File Names: 0610355023~09162010-[Exp. #].jpg

**PROOF OF SERVICE**

**RECEIVED  
CLERK'S OFFICE  
NOV 10 2010  
STATE OF ILLINOIS  
Pollution Control Board**

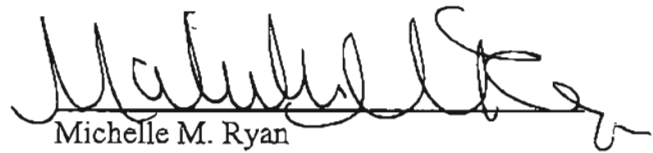
I hereby certify that I did on the 3rd day of November 2010, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Ray Newingham  
715 W. Day Street  
Roodhouse, IL 62082

**ORIGINAL**

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 Therriault, Clerk  
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