



# JACKSON COUNTY STATE'S ATTORNEY

Michael C. Carr, State's Attorney

Jackson County Courthouse • 1001 Walnut • Third Floor • Murphysboro, IL 62966  
(618) 687-7200 • FAX (618) 687-7215

January 14, 2013

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



**ORIGINAL RECEIVED**  
CLERK'S OFFICE

**JAN. 22 2013**

**STATE OF ILLINOIS**  
Pollution Control Board

Re: Administrative Citation - Murphysboro/Cloyd Karnes Site  
Site Code 077 050 5099  
Inspection Date: December 3, 2012  
Date of Service: January 13, 2013 (both Respondents)

*Ac13-35*

Dear Clerk:

Enclosed for filing with the Board is the Administrative Citation packet issued against Cloyd and Craig Karnes of Murphysboro, Illinois. The site is known as the Murphysboro/Cloyd Karnes site.

Cloyd Karnes' mailing address is 10607 Old Highway 13, Murphysboro, Illinois 62966. Craig Karnes' mailing address is 10671 Old Highway 13, Murphysboro, Illinois 62966. Also enclosed with this material is a proof of service showing both of the respondents were served with the administrative citation packet.

Please acknowledge receipt and filing of the enclosed materials. Thank you.

Sincerely,

MICHAEL C. CARR  
Jackson County State's Attorney

DANIEL BRENNER  
Assistant State's Attorney  
Jackson County, Illinois

encls.

cc: Jackson County Health Department

C1203777

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

COUNTY OF JACKSON, )  
 )  
Complainant, )  
 )  
v. )  
 )  
CLOYD and CRAIG KARNES, )  
 )  
Respondents. )

AC 13 - 35  
Site Code: 077 050 5099

RECEIVED  
CLERK'S OFFICE  
JAN 22 2013  
STATE OF ILLINOIS  
Pollution Control Board

Serve on: Craig Karnes, 10671 Old Highway 13, Murphysboro, Illinois 62966

PROOF OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the Administrative  
Citation and Appearance were hand delivered to:

Name: Craig Karnes

Address: \_\_\_\_\_

Sex: W Male X Female \_\_\_\_\_

Age: 10-22-63

Date of service: 1-3-13, 2013.

Time: 9:50 a.m. @ Jackson Co SO

Lincoln Ellet  
/S/ Robert Burns, Jackson Co. Sheriff  
By his Deputy

PLEASE RETURN TO:

DANIEL BRENNER  
JACKSON COUNTY STATE'S ATTORNEY'S OFFICE

C1203775

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

RECEIVED  
CLERK'S OFFICE

JAN 22 2013

STATE OF ILLINOIS  
Pollution Control Board

COUNTY OF JACKSON, )  
 )  
Complainant, )  
 )  
v. )  
 )  
CLOYD and CRAIG KARNES, )  
 )  
Respondents. )

AC 13 - 35  
Site Code: 077 050 5099

Serve on: Cloyd Karnes, 10607 Old Highway 13, Murphysboro, Illinois 62966

PROOF OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the Administrative  
Citation and Appearance were hand delivered to:

Name: Cloyd Karnes

Address: \_\_\_\_\_

Sex: W Male X Female \_\_\_\_\_

Age: 1-8-39

Date of service: 1-3-13, 2013.

Time: 9:50 a.m. W Jackson Co SD

Gunda Elliot

/S/ Robert Burns, Jackson Co. Sheriff  
By his Deputy

PLEASE RETURN TO:

DANIEL BRENNER  
JACKSON COUNTY STATE'S ATTORNEY'S OFFICE

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

**RECEIVED**  
CLERK'S OFFICE

**JAN 22 2013**

**STATE OF ILLINOIS**  
**Pollution Control Board**

COUNTY OF JACKSON, )  
 )  
Complainant, )  
 )  
v. )  
 )  
CLOYD and CRAIG KARNES, )  
 )  
Respondents. )

AC 13 - 35  
Site Code: 077 050 5099

**APPEARANCE**

I hereby file my appearance in this proceeding, on behalf of the County of Jackson.



Daniel Brenner  
Assistant State's Attorney  
Jackson County Courthouse, 3<sup>rd</sup> Floor  
Murphysboro, IL 62966  
618-687-7200

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

**RECEIVED**  
CLERK'S OFFICE

JAN 22 2013

STATE OF ILLINOIS  
Pollution Control Board

COUNTY OF JACKSON, )

Complainant, )

v. )

CLOYD and CRAIG KARNES, )

Respondents. )

AC 13 - 35  
Site Code: 077 050 5099

**NOTICE OF FILING**

To: Cloyd Karnes, 10607 Old Highway 13, Murphysboro, Illinois 62966  
and Craig Karnes, 10671 Old Highway 13, Murphysboro, Illinois 62966

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.



**Daniel Brenner**  
Assistant State's Attorney  
Jackson County Courthouse, 3<sup>rd</sup> Floor  
Murphysboro, IL 62966  
618-687-7200

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

**RECEIVED**  
CLERK'S OFFICE

JAN 22 2013

STATE OF ILLINOIS  
Pollution Control Board

COUNTY OF JACKSON,                     )  
  )  
                  Complainant,            )  
  )  
v.   )  
  )  
CLOYD and CRAIG KARNES,            )  
  )  
  )  
                  Respondents.         )

AC 13 - 35  
Site Code: 077 050 5099

**JURISDICTION**

This Administrative Citation is issued pursuant to authority vested in the Illinois Environmental Protection Agency by 415 ILCS 5/1 *et. seq.*, specifically 415 ILCS 5/31.1.

**FACTS**

1. The Respondent, Cloyd Karnes, is the present owner and in control and possession of a facility located in the County of Jackson, State of Illinois.

2. The Respondent, Craig Karnes, is in control and possession and an occupant of a facility located in the County of Jackson, Illinois.

2. The facility is an open dump, operating without an Illinois Environmental Protection Agency Operating Permit, and designated with the Site Code # 077 050 5099. The facility is known to the Agency as the Murphysboro/Cloyd Karnes site.

3. The Respondents have owned, occupied, controlled and/or operated the facility at all relevant times hereto.

4. On December 3, 2012, Don Terry, Field Inspector, Jackson County Health Department, inspected the facility. A true and correct copy of the inspection report, along with Mr. Terry's affidavit, are attached and incorporated herein by reference as Exhibit A.

### **VIOLATIONS**

On the basis of Field Inspector Don Terry's direct observation he has determined that the Respondents have caused or allowed open dumping at the above described facility in a manner that resulted in the following violations:

That on December 3, 2012, an inspection of the facility disclosed the following:

1. The Respondents have caused or allowed litter at the facility in violation of 415 ILCS 5/21(p)(1).

2. The Respondents have caused or allowed open burning at the facility in violation of 415 ILCS 5/21(p)(3).

3. The Respondents have caused or allowed the deposition of general or clean construction or demolition debris at the facility in violation of 415 ILCS 5/21(p)(7).

### **CIVIL PENALTY**

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5), 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 March 1, 2013, 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, 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 Fifteen Hundred Dollars (\$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), 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, checks shall be made payable in equal amounts (50% of total penalty each) to:

- (1) County of Jackson, c/o Jackson County Treasurer, Jackson County Courthouse, Murphysboro, Illinois 62966; and
- (2) 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.

Respondents shall complete and return the enclosed Remittance Forms with payments 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 Complainant may either initiate proceedings against either or both Respondents in Circuit Court or other debt collection actions to collect said penalty and/or hearing costs, plus any interest accrued.



## PROCEDURE FOR CONTESTING ADMINISTRATIVE CITATION

You have the right to contest this Citation, pursuant to 415 ILCS 5/31.1. If you elect to contest this Citation, you must file a Petition For Review with the Clerk of the Illinois Pollution Control Board. A copy of the Petition For Review shall also be filed with Daniel Brenner, Assistant State's Attorney, Jackson County Courthouse, Third Floor, Murphysboro, IL 62966. **YOUR PETITION FOR REVIEW MUST BE FILED WITHIN 35 DAYS OF THE DATE OF SERVICE OF THE PRESENT CITATION ON YOU. YOUR PETITION MUST STATE THE REASON(S) YOU BELIEVE THE PRESENT MATTER SHOULD NOT BE ISSUED. IF YOU FAIL TO FILE YOUR PETITION AND STATE THE REASONS THE PRESENT MATTER SHOULD NOT BE ISSUED, A DEFAULT ORDER AGAINST YOU WILL BE ENTERED BY THE POLLUTION CONTROL BOARD.**

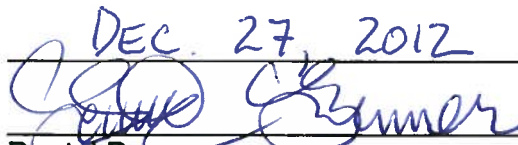
Your original Petition must be filed with the Clerk of the Board at:

Clerk  
Pollution Control Board  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

A copy must also be sent to:

Office of the State's Attorney  
Daniel Brenner  
Assistant State's Attorney  
Jackson County Courthouse, 3<sup>rd</sup> Floor  
Murphysboro, IL 62966

Dated:

DEC 27, 2012  
  
Daniel Brenner  
Assistant State's Attorney  
County of Jackson, Illinois

REMITTANCE FORM TO COUNTY OF JACKSON

RECEIVED  
CLERK'S OFFICE  
JAN 22 2013  
STATE OF ILLINOIS  
Pollution Control Board

COUNTY OF JACKSON, )  
)  
Complainant, )  
)  
v. )  
)  
CLOYD and CRAIG KARNES, )  
)  
Respondent. )

AC13 - 35  
Site Code: 077 050 5099

FACILITY: Murphysboro/Cloyd Karnes Site

COUNTY: JACKSON

DATE OF INSPECTION: December 3, 2102

SITE CODE: 077 050 5099

Date Remitted: \_\_\_\_\_, 2013

SS or FEIN # \_\_\_\_\_

Signature \_\_\_\_\_

NOTE

Please include the information on the blank lines. Mail this form with your check to:

Shirley Dillinger Booker  
Jackson County Treasurer  
Jackson County Courthouse  
Murphysboro, Illinois, 62966

RECEIVED  
CLERK'S OFFICE  
JAN 22 2013  
STATE OF ILLINOIS  
Pollution Control Board

REMITTANCE FORM TO ILLINOIS EPA

COUNTY OF JACKSON, )  
)  
Complainant, )  
)  
v. )  
)  
CLOYD and CRAIG KARNES )  
)  
Respondent. )

AC13 - 35  
Site Code: 077 050 5099

FACILITY: Murphysboro/Cloyd Karnes site  
COUNTY: JACKSON  
DATE OF INSPECTION: December 3, 2012  
SITE CODE: 077 050 5099

Date Remitted: \_\_\_\_\_, 2013

SS or FEIN # \_\_\_\_\_

Signature \_\_\_\_\_

NOTE

Please enter the date of your remittance, social security number, if an individual, or Federal Employer Identification Number (FEIN) if a corporation, and sign the remittance form. Be sure the appropriate check is enclosed and mail, along with this 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

County: Jackson LPC#: 077 050 5099 Region: 7 - Marion

Location/Site Name: Murphysboro / Cloyd Karnes

Date: 12/03/2012 Time: From 10:56 am To 11:06 am Previous Inspection Date: 08/27/2009

Inspector(s): Don Terry Weather: 67°F -- Cloudy with gusting winds

No. of Photos Taken: #        Est. Amt. of Waste: 60 yds<sup>3</sup> Samples Taken: Yes #        No ☒

Interviewed: no one Complaint #: 2009-135

Latitude: 37.75784 Longitude: -89.32581 Collection Point Description: Dump Location -

(Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: GPS - Accuracy +/- 16 feet

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

**\*\*OWNER\*\***

Mr. Cloyd Karnes  
10607 Old Hwy 13  
Murphysboro, IL 62966

**\*\*OPERATOR\*\***

Mr. Craig Karnes  
10671 Old Hwy. 13  
Murphysboro, IL 62966

**RECEIVED**  
CLERK'S OFFICE

JAN 22 2013

STATE OF ILLINOIS  
Pollution Control Board

|   | SECTION | DESCRIPTION  | VIOL                                |
|---|---------|--|-------------------------------------|
| <b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b> |         |  |                                     |
| 1.  | 9(a)    | CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS   | <input checked="" type="checkbox"/> |
| 2.  | 9(c)    | CAUSE OR ALLOW OPEN BURNING  | <input checked="" 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 checked="" type="checkbox"/> |
|   | (2)     | In Violation of Any Regulations or Standards Adopted by the Board  | <input checked="" 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 checked="" 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 checked="" 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"/>            |

EXHIBIT

LPC # 077 050 5099

Inspection Date: 12/03/2012

|  |            |   |                                     |
|--|------------|---|-------------------------------------|
|  | (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 checked="" 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<br/>SUBTITLE G</b> |            |   |                                     |
| 11.  | 812.101(a) | <b>FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL</b>  | <input checked="" type="checkbox"/> |
| 12.  | 722.111    | <b>HAZARDOUS WASTE DETERMINATION</b>  | <input type="checkbox"/>            |
| 13.  | 808.121    | <b>SPECIAL WASTE DETERMINATION</b>  | <input type="checkbox"/>            |
| 14.  | 809.302(a) | <b>ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST</b>                   | <input type="checkbox"/>            |
| 15.  | 815.201    | <b>FAILURE TO FILE AN INITIAL FACILITY REPORT WITH THE AGENCY TO PROVIDE INFORMATION CONCERNING LOCATION AND DISPOSAL PRACTICES OF THE FACILITY.</b>                        | <input type="checkbox"/>            |
| <b>OTHER REQUIREMENTS</b>  |            |   |                                     |
| 16.  |            | <b>APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:</b>                                       | <input type="checkbox"/>            |
| 17.  | OTHER:     | 807.201 Developmental Permit & 807.202 Operational Permit   | <input checked="" 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.

## *Inspection Report Document: Open Dump Site Narrative*

Inspection Date: December 3, 2012

Time: 10:56 a.m. – 11:06 a.m.

Site Code: 077 050 5099

Site Name: Murphysboro / Cloyd Karnes

County: Jackson

Inspector: Don Terry

Est. Waste Volume: 60 cubic yards

Previous Inspection: 08/27/2009

Location: Lat 37.75784 Long -89.32581

GPS Accuracy: +/- 16 feet

### GENERAL REMARKS

During the stated date and time, I conducted an inspection of the site listed above. The site is located at 10671 Old Hwy 13 (Photo #10, Site Sketch). According to the Jackson County Assessor, the site owner is Mr. Cloyd Karnes and according to the Murphysboro Post Office, the current resident is Mr. Craig Karnes. This inspection was made as a follow up to an inspection conducted of this site on August 27, 2009 during which open dumping violations were observed. Weather conditions at the time of the inspection were: Cloudy with gusting winds and a temperature of approximately 67°F.

I arrived at the site and parked on the shoulder of S. Williams Street. I then walked along an area following various types of fencing put up along the property (IE netting, wooden fencing and wire fencing; see Site Sketch). From various locations I observed waste that had been open dumped and open burned. The waste I observed at this site consisted of, but was not limited to: 1) plastic barrels, siding, carpeting, metal window frames and metal barrels (Photos #1 - #4, Site Sketch Areas A & D), 2) a waste vehicle, plastic containers, a sink top, part of a shower enclosure, lawn furniture, PVC pipe, plastic sheeting, fuel containers and other materials not readily identifiable (Photo #5, Site Sketch Area C), 3) a burn pile consisting of ash and circular rings of metal wire (the metal wires in the burn pile appeared to be steel belts from tires) (Photos #6 & #7, Site Sketch Area B) and 4) waste tires, metal tire rims, a motor and various other metal and plastic items (Photos #8 & #9, Site Sketch Area A).

At the time of the inspection, the materials listed above as waste were not in use, were not useable in their current condition, and were not stored in such a way as to protect any future use. Also, at the time of the inspection, many of the items were unorganized and stored in an unsightly manner.

The total volume of waste observed was approximately 60 cubic yards.

My inspection ended at approximately 11:06 a.m.

|                      |
|----------------------|
| Violations Observed: |
|----------------------|

Item #1(9)(a): Cause, threaten or allow air pollution in Illinois; Item #2(9)(c): Cause or allow open burning; Item #8(21)(p)(3): Cause or allow the open dumping of any waste in a manner which results in any of the following occurrences at the dump site: (3) Open Burning: During the inspection, evidenced of the open dumping of waste that resulted in open burning and which caused, threatened or allowed air pollution in Illinois was observed.

Item #5(21)(a): Cause or allow open dumping; Item #8(21)(p)(1 & 7): 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 and (7) Deposition of general construction or demolition debris; or clean construction or demolition debris: During the inspection, the open dumping of waste that resulted in litter, scavenging and the deposition of general construction or demolition debris was observed.

Item #6(21)(d)(1): Conduct any waste-storage, waste-treatment, or waste-disposal operation: Without a permit: At the time of the inspection, the Jackson County Health Department (the Department) had not received from the Illinois Environmental Protection Agency (the Agency) documentation that the site owner or operator had obtained a permit to conduct a waste-storage, waste-treatment or waste-disposal operation.

Item #6(21)(d)(2): Conduct any waste-storage, waste-treatment, or waste-disposal operation: In violation of any regulations or standards adopted by the Board: During the inspection, violations of regulations or standards adopted by the Board regarding the operation of a waste-storage, waste-treatment or waste-disposal site were observed. One such violation was of 811.107(k) that prohibits uncontrolled litter at the site. During the inspection, the open dumping of waste that resulted in litter was observed.

Item #7(21)(e): Dispose, treat, store, or abandon any waste, or transport any waste into the State at/to sites not meeting requirements of the Act: At the time of the inspection, waste that had been disposed and/or stored at this site was observed.

Item #9(55)(a)(1): No person shall: Cause or allow open dumping of any used or waste tire: At the time of the inspection, waste tires that had been open dumped were observed.

Item #9(55)(a)(2): No person shall: Cause or allow open burning of any used or waste tire: At the time of the inspection, evidence that waste tires had been open burned was observed.

Item #11(812.101)(a): Failure to submit an application for a permit to develop and operate a landfill: At the time of the inspection, the Department had not received from the Agency documentation that the site owner or operator had submitted an application for a permit to develop and operate a landfill.

Page

077 050 5099

Murphysboro / Cloyd Karnes

December 3, 2012

Item #17(807.201): Failure to obtain a Developmental Permit to operate a solid waste management site: At the time of the inspection, the Department had not received from the Agency documentation that the site owner or operator had obtained a Developmental Permit to operate a solid waste management site.

Item #17(807.202): Failure to obtain an Operational Permit to operate a solid waste management site: At the time of the inspection, the Department had not received from the Agency documentation that the site owner or operator had obtained an Operational Permit to operate a solid waste management site



# OPEN DUMP INSPECTION SITE SKETCH

Inspection Date: December 3, 2012

Time: 10:56 a.m.—11:06 a.m.

Site Code: 077 050 5099

Site Name: Murphysboro / Cloyd Karnes

Inspector: Don Terry

County: Jackson

Est. Waste Volume: 60 cubic yards

Previous Inspection: 08/27/2009

Location: Lat 37.75784 Long -89.32581

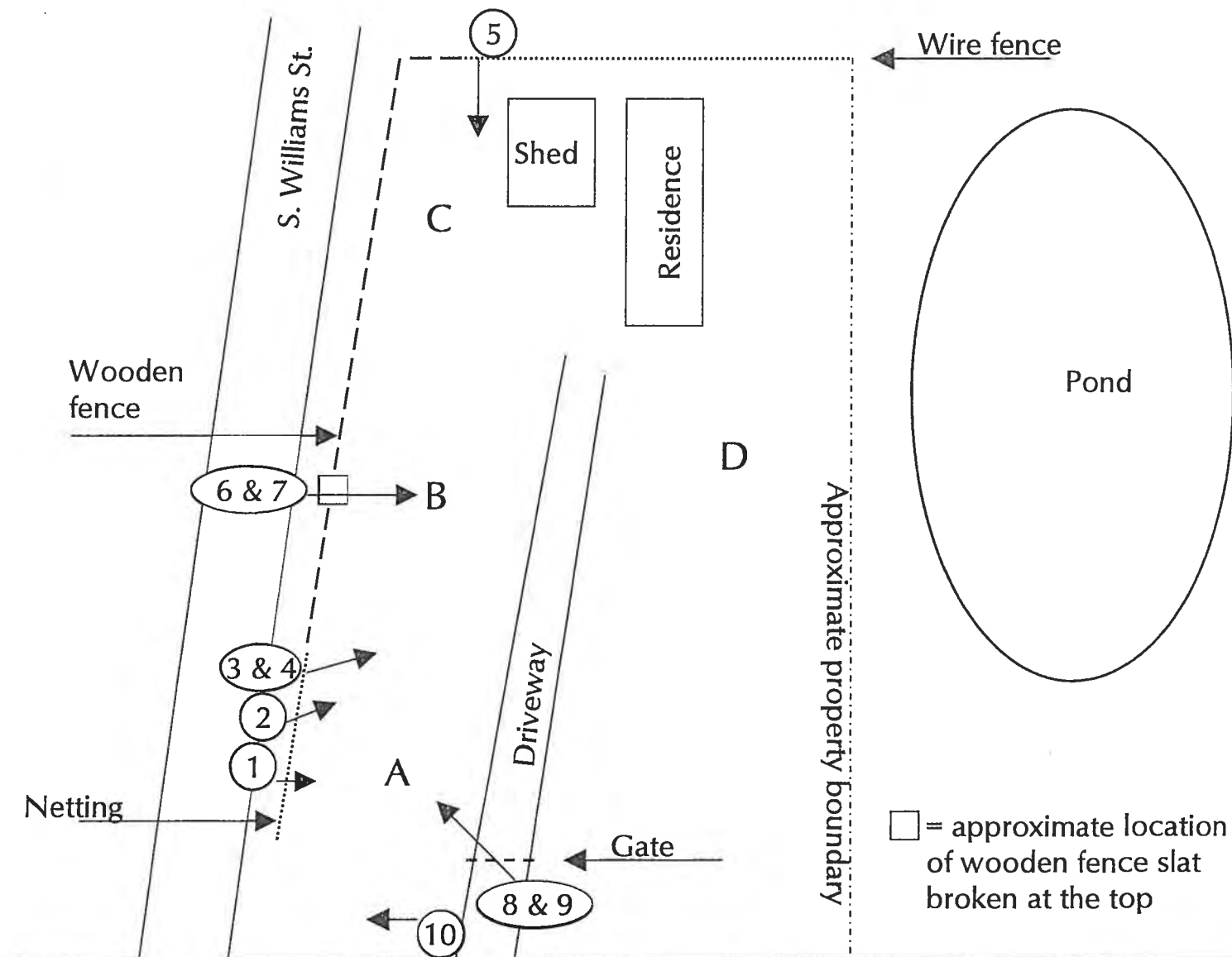
GPS Accuracy: +/- 16 Feet

## Not Drawn to Scale

All locations are approximate

O → Indicates *approximate* location and direction of photos

G = approximate GPS data collection point



Old Hwy 13



# Jackson County Inspection Digital Photo Sheet – Page 1



**Public Health**  
Prevent. Promote. Protect.

Inspection Date: December 3, 2012  
Photos by: Don Terry

Site #: 077 050 5099  
Site Name: Murphysboro / Cloyd Karnes

Photo Name:  
0770505099-12032012-01

Time: 10:56 a.m.

Photo Taken Toward:  
  
East



Photo Name:  
0770505099-12032012-02

Time: 10:56 a.m.

Photo Taken Toward:  
  
Northeast







# Jackson County Inspection Digital Photo Sheet – Page 2



**Public Health**  
Prevent. Promote. Protect.

Inspection Date: December 3, 2012  
Photos by: Don Terry

Site #: 077 050 5099  
Site Name: Murphysboro / Cloyd Karnes

Photo Name:  
0770505099-12032012-03

Time: 10:53 a.m.

Photo Taken Toward:  
  
Northeast



Photo Name:  
0770505099-12032012-04

Time: 10:57 a.m.

Photo Taken Toward:  
  
Northeast







# Jackson County Inspection Digital Photo Sheet – Page3



**Public Health**  
Prevent. Promote. Protect.

Inspection Date: December 3, 2012  
Photos by: Don Terry

Site #: 077 050 5099  
Site Name: Murphysboro / Cloyd Karnes

Photo Name:  
0770505099-12032012-05

Time: 10:58 a.m.

Photo Taken Toward:  
South



Photo Name:  
0770505099-12032012-06

Time: 11:00 a.m.

Photo Taken Toward:  
East







# Jackson County Inspection Digital Photo Sheet – Page 4



**Public Health**  
Prevent. Promote. Protect.

Inspection Date: December 3, 2012  
Photos by: Don Terry

Site #: 077 050 5099  
Site Name: Murphysboro / Cloyd Karnes

Photo Name:  
0770505099-12032012-07

Time: 11:01 a.m.

Photo Taken Toward:

East



Photo Name:  
0770505099-12032012-08

Time: 11:02 a.m.

Photo Taken Toward:

Northwest







# Jackson County Inspection Digital Photo Sheet – Page 5



**Public Health**  
Prevent. Promote. Protect.

Inspection Date: December 3, 2012  
Photos by: Don Terry

Site #: 077 050 5099  
Site Name: Murphysboro / Cloyd Karnes

Photo Name:  
0770505099-12032012-09

Time: 11:03 a.m.

Photo Taken Toward:  
  
Northwest



Photo Name:  
0770505099-12032012-10

Time: 11:03 a.m.

Photo Taken Toward:  
  
West

