



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-2829

BRUCE RAUNER, GOVERNOR

LISA BONNETT, DIRECTOR

RECEIVED
CLERK'S OFFICE

JAN 22 2016

STATE OF ILLINOIS
Pollution Control Board

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

January 12, 2016

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

AC16-12



ORIGINAL

Re: Illinois Environmental Protection Agency v David E. Wilson, Thomas Thomas, Richard Roberts and Scott Lanman
IEPA File No. 6-16-AC; 1098005002

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JAN 22 2016

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,)

Complainant,)

v.)

DAVID E. WILSON, THOMAS THOMAS,
RICHARD ROBERTS, and SCOTT LANMAN,)

Respondents.)

AC

(IEPA No. 6-16-AC)

NOTICE OF FILING

To: David E. Wilson
10015 N. 600th Rd.
Macomb, IL 61455

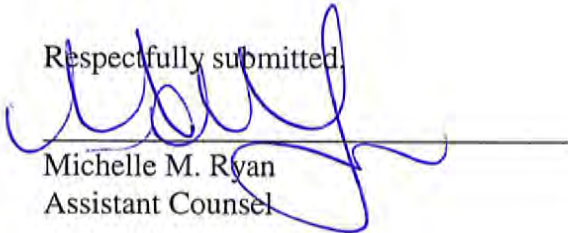
Richard Roberts
501 West McDonough St.
Macomb, IL 61455

Thomas Thomas
10015 N. 600th Rd
Macomb, IL

Scott Lanman
10015 N. 600th Rd.
Macomb, IL 61455

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 CERTIFIED MAIL RECEIPT.

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: January 12, 2016

RECEIVED
CLERK'S OFFICE

JAN 22 2016

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
DAVID E. WILSON, THOMAS THOMAS,)
RICHARD ROBERTS, and SCOTT)
LANMAN,)
))
Respondents.)

AC 16-12

(IEPA No. 6-16-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 (2014).

FACTS

1. That David E. Wilson is the current owner and Thomas Thomas, Richard Roberts and Scott Lanman are the operators (collectively "Respondents") of a facility located at 10015 N. 600th Road, Macomb, McDonough County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Wilson, David E.
2. That said facility is designated with Site Code No. 1098005002.
3. That Respondents have owned/operated said facility at all times pertinent hereto.
4. That on November 16, 2015, Robert J. Wagner of the Illinois Environmental Protection Agency's ("Illinois EPA") Peoria 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 1-12-2016, Illinois EPA sent this Administrative Citation via Certified Mail No. 7012 0470 0001 3000 6957-Wilson.
7012 0470 0001 3000 6940-Thomas
7012 0470 0001 3000 6926-Lanman
7012 0470 0001 3000 6933-Roberts
VIOLATIONS

Based upon direct observations made by Robert J. Wagner during the course of his November 16, 2015 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents 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) (2014).
- (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) (2014).
- (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) (2014).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2014), 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 February 1, 2016, 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 (2014), 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) (2014), 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, 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, 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 (2014). 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 Respondents.

Lisa Bonnett *sm HW*
Lisa Bonnett, Director
Illinois Environmental Protection Agency

Date: 1-11-16

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

JAN 22 2016

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Complainant,)
)
 v.)
)
 DAVID E. WILSON, THOMAS THOMAS,)
 RICHARD ROBERTS, and SCOTT)
 LANMAN,)
)
 Respondents.)

AC *16-12*
 (IEPA No. 6-16-AC)

FACILITY: Wilson, David E.
 SITE CODE NO.: 1098005002
 COUNTY: McDonough
 CIVIL PENALTY: \$4,500.00
 DATE OF INSPECTION: November 16, 2015

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

AFFIDAVIT

IN THE MATTER OF)

)
)
)
)
)
)
)
)
)
)

IEPA DOCKET NO.

RESPONDENT)

AC 16-12
RECEIVED
CLERK'S OFFICE
JAN 22 2016
STATE OF ILLINOIS
Pollution Control Board

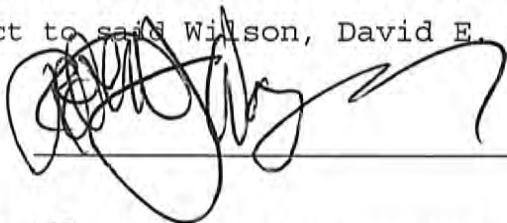
Affiant, Robert J. Wagner, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Land Pollution Control Division of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.

2. On November 16, 2015, between 11:49 AM and 12:00 PM, Affiant conducted an inspection of the open dump in McDonough County, Illinois, known as Wilson, David E. Illinois Environmental Protection Agency Site No. 1098005002.

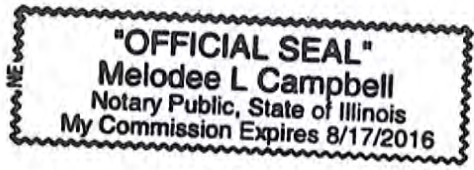
3. Affiant inspected said Wilson, David E. open dump site by an on-site inspection, which included walking and photographing the site.

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 Wilson, David E. open dump.



Subscribed and Sworn to before me this 23rd day of Nov 2015


Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Open Dump Inspection Checklist

RECEIVED
 CLERK'S OFFICE
 JAN 22 2016

County: McDonough LPC#: 1098005002 Region: STATE OF ILLINOIS
 Location/Site Name: Bethel TWP/Wilson, David E. Pollution Control Board
 Date: 11/16/2015 Time: From 11:49 AM To 12:00 PM Previous Inspection Date: 07/21/2015
 Inspector(s): Robert J. Wagner Weather: 50 F, Rainy, Wet
 No. of Photos Taken: # 7 Est. Amt. of Waste: 1 yds³ Samples Taken: Yes # No
 Interviewed: No One Onsite Complaint #: C-2015-072-P
 Latitude: 40.367433 Longitude: -90.71384 Collection Point Description: Center of Site -
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: GPS -

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

David E. Wilson 10015 N. 600 th Rd Macomb, Illinois 61455 Thomas Thomas 10015 N. 600th Rd Macomb, Illinois 61455	Richard Roberts 501 West McDonough St. Macomb, Illinois 61455 (309) 333-7857 Scott Lanman 10015 N. 600th Rd Macomb, Illinois 61455 (815) 560-1038
--	--

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
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"/>
	(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"/>

LPC # 1098005002

Inspection Date: 11/16/2015

9.	55(a)	NO PERSON SHALL:	
	(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)	NO PERSON SHALL:	
	(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"/>

ELECTRONIC PRODUCTS RECYCLING AND REUSE ACT REQUIREMENTS

11.	95(a)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A COVERED ELECTRONIC DEVICE (CED) OR OTHER LISTED DEVICE WITH MUNICIPAL WASTE THAT IS INTENDED FOR DISPOSAL AT A LANDFILL	<input type="checkbox"/>
12.	95(b)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE DISPOSAL OF A CED OR OTHER LISTED DEVICE IN A SANITARY LANDFILL	<input type="checkbox"/>
13.	95(c)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE MIXING OF A CED OR OTHER LISTED DEVICE WITH WASTE THAT IS INTENDED FOR DISPOSAL BY BURNING OR INCINERATION	<input type="checkbox"/>
14.	95(d)	NO PERSON MAY KNOWINGLY CAUSE OR ALLOW THE BURNING OR INCINERATION OF A CED OR OTHER LISTED DEVICE	<input type="checkbox"/>

**35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS
SUBTITLE G**

15.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
16.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
17.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
18.	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"/>
19.	815.201	FAILURE TO FILE AN INITIAL FACILITY REPORT WITH THE AGENCY TO PROVIDE INFORMATION CONCERNING LOCATION AND DISPOSAL PRACTICES OF THE FACILITY	<input type="checkbox"/>

OTHER REQUIREMENTS

20.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
21.	OTHER:		<input type="checkbox"/>
	807.201	See Narrative	<input checked="" type="checkbox"/>
	807.202(a)	See Narrative	<input checked="" type="checkbox"/>

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/1 et seq.; and The Electronic Products Recycling and Reuse Act: 415 ILCS 150/5 et seq.
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, subsection (k) of Section 55 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of that Act or by complaint under Section 31 of that Act. Violation of the Electronic Products Recycling and Reuse Act shall be enforceable by administrative citation under Section 20(k) of that Act, or referral to the Attorney General, pursuant to Section 20(a) of that 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); and Section 20(a) of the Electronic Products Recycling and Reuse Act: 415 ILCS 150/20(a).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

1098005002 -- McDonough County

Wilson, David E.

FOS

Inspection Date: November 16, 2015

Prepared By: Robert J. Wagner

Page 1

Narrative

On November 16, 2015, I (Robert J. Wagner DLPC/FOS-Peoria) conducted a re-inspection at property owned by David E. Wilson. The property is located at 10015 N. 600th Rd., Macomb, Illinois 61455.

Site History

This site was originally inspected on July 21, 2015 as an open dump because of citizen complaint C-2015-072-P. The complaint alleged that mattresses, box springs, televisions, sofas, and other furniture were being burned at the David E. Wilson property. Mr. Wilson has rental properties in Macomb, Illinois. Mr. Wilson cleans out the furniture and debris left behind by tenants in the rental properties. The furniture and debris is taken to his property and burned as a method of disposal. During the inspection of the property Thomas Thomas, Richard Roberts, and Scott Lanman all admitted to working for Mr. Wilson as laborers. Under the direction of Mr. Wilson, they would clean up rental properties and bring the debris back to the property to be burned as a method of disposal. The following charred remains of open dumped waste were observed during the inspection: bed springs, processed wood, clothing, tire beads, plastic containers, paper, plastic tarp, shingles, 5-gallon plastic drinking water containers, foam stripping, plastic 5-gallon buckets, text books, paint cans, tree branches, tin cans, shoes, windows, and wheel rims.

On August 10, 2015, David Wilson (property owner), Thomas Thomas (occupant), Richard Roberts, and Scott Lanman (occupant) were each sent an Open Dump Administrative Citation Warning Notice (ACWN) for the following violations: Sections 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(p)(1), 21(p)(3), 21(p)(7), 55(a)(1), and 55(a)(2) of the Act and Section 807.201, 807.202(a), and 812.101(a) of the Regulations. The ACWN corrective actions required open dumping and open burning to cease immediately and all waste removed to a landfill by October 15, 2015.

On September 14, 2015, Mr. Lanman sent a letter to the Agency in response to the ACWN. According to the response letter, Mr. Wilson owns rental properties in Macomb, Illinois. Mr. Wilson directed Mr. Thomas, Mr. Roberts, and Mr. Lanman, to burn refuse, trash, construction debris, and yard waste generated from these rental properties as a method of disposal. According to the letter, the construction debris seen in the burn pile was generated at the Wilson rental properties. In the past Mr. Thomas, Mr. Roberts, and Mr. Lanman had proposed to Mr. Wilson to use a landfill to dispose of the ash from the burn pile. They questioned Mr. Wilson about the legality of burning the waste material on the property. Mr. Wilson replied that everyone burns out in the country. Mr. Lanman agreed to have the property cleaned up by October 15, 2015. The letter claimed that most of the waste had been removed to a landfill. They were waiting on more funding from Mr. Wilson to finish the cleanup. On September 23, 2015, Mr. Lanman was sent an Acceptance of ACWN Compliance Proposal Letter.

Site Inspection

Upon arrival, I could see in plain view from 600th Rd. a burn pile. Photographs 1, 2, 3, 4, 5, 6, and 7 show the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding, and tin cans. The condition of the burn pile has changed in appearance since the July 21, 2015 inspection. Evidence of continued open burning and open dumping was observed. After walking and photographing the area around the burn pile, I knocked on the back door of the house but did not get any response. I departed the property at 12:00 PM. As of the date of this inspection report, no landfill receipts have been submitted to the Agency as proof of disposal.

The following alleged violations were observed and checked on the open dump inspection checklist:

1. Pursuant to Section 9(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(a)), no person shall cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

A violation of Section 9(a) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste in a manner which resulted in open burning.**

2. Pursuant to Section 9(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(c)), no person shall cause or allow the open burning of refuse, conduct any salvage operation by open burning, or cause or allow the burning of any refuse in any chamber not specifically designed for the purpose and approved by the Agency pursuant to regulations adopted by the Board under this Act.

A violation of Section 9(c) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste in a manner which resulted in open burning.**

3. Pursuant to Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)), no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste.**

4. Pursuant to Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)), no person shall conduct any waste-storage, waste-treatment, or waste-

disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit.

A violation of Section 21(d)(1) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman conducted a waste-treatment, waste-storage, and waste-disposal operation without a permit granted by the Agency.**

5. Pursuant to Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman conducted a waste-treatment, waste-storage, and waste-disposal operation in violation of regulations adopted by the Illinois Pollution Control Board.**

6. Pursuant to Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)), no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

A violation of Section 21(e) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman treated, stored, and disposed of waste at this site which does not meet the requirements of the Act and regulations thereunder.**

7. Pursuant to Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in litter.

The prohibitions specified in this subsection (p) shall be enforceable by the Agency either by administrative citation under Section 31.1 of this Act or as otherwise provided by this Act. The specific prohibitions in this subsection do not limit the power of the Board to establish regulations or standards applicable to open dumping.

A violation of Section 21(p)(1) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste in a manner which resulted in litter.**

8. Pursuant to Section 21(p)(3) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(3)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in open burning.

A violation of Section 21(p)(3) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste in a manner which resulted in open burning.**

9. Pursuant to Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)), no person shall cause or allow the open dumping of waste in a manner that results in deposition of (i) general construction or demolition debris as defined in Section 3.160(a) of this Act; or (ii) clean construction or demolition debris as defined in Section 3.160(b) of this Act.

A violation of Section 21(p)(7) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the open dumping of waste in a manner which resulted in deposition of general or clean construction or demolition debris.**

10. Pursuant to Section 55(a)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(1)), no person shall cause or allow the open dumping of any used or waste tire.

A violation of Section 55(a)(1) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed open dumping of used or waste tires.**

11. Pursuant to Section 55(a)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(2)), no person shall cause or allow the open burning of any used or waste tire.

A violation of Section 55(a)(2) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed open burning of used or waste tires.**

12. Pursuant to 35 Ill. Adm. Code 807.201, subject to such exemption as expressly provided in Section 21(e) (Ill. Rev. Stat. 1981, ch. 111 1/2, par. 1021(e)) of the Act as to the requirement of obtaining a permit, no person shall cause or allow the development of any new solid waste management site or cause or allow the modification of an existing solid waste management site without a Development Permit issued by the Agency.

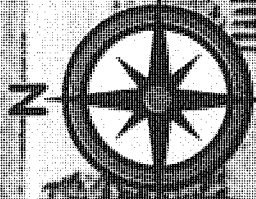
A violation of 35 Ill. Adm. Code 807.201 is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the development of a new solid waste management site without a Development Permit issued by the Agency.**

13. Pursuant to 35 Ill. Adm. Code 807.202(a), Subject to such exemption as expressly provided in Section 21(e) of the Act (Ill. Rev. Stat. 1982, ch. 111 1/2, par. 1021(e)) as to the requirement of obtaining a permit, no person shall cause or allow the use or operation of any solid waste management site for which a Development Permit is required under Section 807.201 without an Operating Permit issued by the Agency, except for such testing operations as may be authorized by the Development Permit.

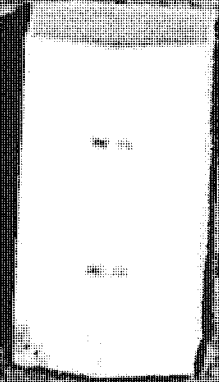
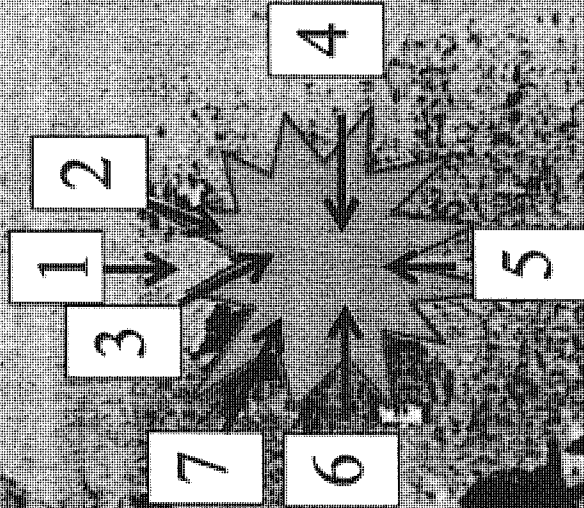
A violation of 35 Ill. Adm. Code 807.202(a) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman caused or allowed the operation of a solid waste management site without an Operating Permit issued by the Agency.**

14. Pursuant to 35 Ill. Adm. Code 812.101(a), all persons, except those specifically exempted by Section 21(d) of the {Illinois} Environmental Protection Act, shall submit to the Agency an application for a permit to develop and operate a landfill.

A violation of 35 Ill. Adm. Code 812.101(a) is alleged for the following reason: **David Wilson, Thomas Thomas, Richard Roberts, and Scott Lanman operated a waste disposal site without submitting to the Illinois EPA an application for a permit to develop and operate a landfill.**



1098005002 – McDonough County
Wilson, David E.
FOS
Inspection Date: November 16, 2015
Prepared By: Robert J. Wagner
Site Sketch





DATE: November 16, 2015

TIME: 11:50 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the south.

PHOTOGRAPH NUMBER: 1

PHOTOGRAPH FILE NAME:
1098005002~11162015-001.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DATE: November 16, 2015

TIME: 11:50 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the south.

PHOTOGRAPH NUMBER: 2

PHOTOGRAPH FILE NAME:
1098005002~11162015-002.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DOCUMENT FILE NAME:
1098005002~11162015.doc



DATE: November 16, 2015

TIME: 11:50 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the south.

PHOTOGRAPH NUMBER: 3

PHOTOGRAPH FILE NAME:
1098005002~11162015-003.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DATE: November 16, 2015

TIME: 11:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken
toward the west.

PHOTOGRAPH NUMBER: 4

PHOTOGRAPH FILE NAME:
1098005002~11162015-004.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DOCUMENT FILE NAME:
1098005002~11162015.doc



DATE: November 16, 2015

TIME: 11:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken toward the northeast.

PHOTOGRAPH NUMBER: 5

PHOTOGRAPH FILE NAME:
1098005002~11162015-005.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DATE: November 16, 2015

TIME: 11:51 AM

PHOTOGRAPHED BY:
Robert J. Wagner

DIRECTION: Photograph taken toward the east.

PHOTOGRAPH NUMBER: 6

PHOTOGRAPH FILE NAME:
1098005002~11162015-006.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DOCUMENT FILE NAME:
1098005002~11162015.doc



DATE: November 16, 2015

TIME: 11:51 AM

PHOTOGRAPHED BY:

Robert J. Wagner

DIRECTION: Photograph taken
toward the east.

PHOTOGRAPH NUMBER: 7

PHOTOGRAPH FILE NAME:
1098005002~11162015-007.jpg

COMMENTS: The photograph shows the charred remains of processed wood, clothing, plastic containers, plastic, tire beads, paper, shingles, metal debris, part of a bedframe, PVC pipe, dry wall, tree branches, soft drink aluminum cans, aerosol cans, vinyl siding and tin cans.



DOCUMENT FILE NAME:
1098005002~11162015.doc

3/2

**SPECIAL
CORPORATE
WARRANTY
DEED**

MCDONOUGH COUNTY

**THIS DOCUMENT
PREPARED BY:**

**S. LINN PERKINS
VONACHEN, LAWLESS,
TRAGER & SLEVIN
456 FULTON STREET
SUITE 425
PEORIA, IL 61602**

**MAIL TO:
David E. Wilson
10015 N. 600th Road
Macomb, IL 61455**

STATE OF ILLINOIS	
STATE TAX	JUN. 25. 14
REAL ESTATE TRANSFER TAX DEPARTMENT OF REVENUE	
# 0000003868	REAL ESTATE TRANSFER TAX
	0004750
	FP326666



McDONOUGH COUNTY, IL RECORDERS OFFICE
Document #: 2014-2302

Receipt #: 24725
Pages Recorded: 3
Counter Initials: CTR

Recording Fee: \$55.00
Document Fee: \$71.25
County Transfer Tax: \$23.75
State Transfer Tax: \$47.50
RHSP Surcharge: 6/25/2014: \$9.00
Authorized By: *Arthur D. Jones*

Date Recorded: 6/25/2014 11:25:30 AM

Jerrill

For Recorder's Use Only

SPECIAL CORPORATE WARRANTY DEED

The Grantor, CITIZENS EQUITY FIRST CREDIT UNION, f/k/a CITIZENS EQUITY FEDERAL CREDIT UNION, a credit union organized and existing under the laws of the State of Illinois and duly authorized to transact business in the State of Illinois, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, and pursuant to authority given by its Board of Directors, CONVEYS and WARRANTS to DAVID E. WILSON, solely, the following described real estate, to-wit:

A part of the West One-Half of the Northwest Quarter of Section 2, Township 4 North, Range 3 West of the Fourth Principal Meridian, McDonough County, Illinois, and being more particularly described as follows: Commencing at the Northwest corner of said Section 2 and running thence South 88 degrees East along the North line of Section 2, 300.20 feet; thence South 5 degrees 45' West, 186.40 feet; thence North 86 degrees 35' West, 284.95 feet to the West line of said Section 2; thence North 0 degrees 59' East on said West line 179.00 feet to the place of beginning, situated in the County of McDonough, in the State of Illinois.

Property Address: 10015 N. 600th Road, Macomb, Illinois, 61455

Parcel I.D. No.: 01-000-014-05

Subject to the lien of general real estate taxes and all and assessments levied and assessed subsequent to the year 2013 and all valid easements, restrictions, reservations, conditions and covenants apparent and of record.

Grantor covenants that the premises are free from all encumbrances made by Grantor and Grantor will warrant and defend the property hereby conveyed against the lawful claims and demands of all persons claiming by, through, or under Grantor, but against none other.

IN WITNESS WHEREOF, the Grantor has caused this deed to be executed by its duly authorized officers this 19th day of June, 2014.

CITIZENS EQUITY FIRST CREDIT UNION, f/k/a
CITIZENS EQUITY FEDERAL CREDIT UNION,
Grantor

By: Stacy Davis
Its: Vice President

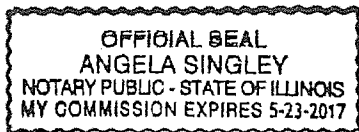
ATTEST:

By: [Signature]
Its: Chief Technology Officer

STATE OF ILLINOIS)
) SS.
COUNTY OF PEORIA)

I, the undersigned, a Notary Public, CERTIFY that Stacy Davis
and Timothy I Dunton, duly authorized officers of the Grantor, CITIZENS
EQUITY FIRST CREDIT UNION, personally known to me to be the same persons whose names
are subscribed to the foregoing instrument appeared before me this day in person and acknowledged
that they signed and delivered the instrument as their free and voluntary act, for the uses and
purposes therein set forth.

Dated this 19th day of June, 2014.



Angela Singley
Notary Public

MAIL DEED AND TAX BILL TO:
David E. Wilson
10015 N. 600th Road
Macomb, Illinois, 61455

RECEIVED
CLERK'S OFFICE

JAN 22 2016

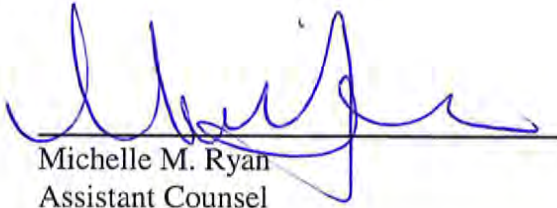
PROOF OF SERVICE

I hereby certify that I did on the 12th day of January 2016, 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: David E. Wilson 10015 N. 600 th Rd. Macomb, IL 61455	Richard Roberts 501 West McDonough St. Macomb, IL 61455
Thomas Thomas 10015 N. 600 th Rd Macomb, IL	Scott Lanman 10015 N. 600 th Rd. Macomb, IL 61455

and the original and three (3) true and correct copies of the same foregoing instruments on the same date by send by Certified Mail, Return Receipt Requested, 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