



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

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

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STATE OF ILLINOIS
Pollution Control Board

February 10, 2016

Ac 16-13

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

Re: Illinois Environmental Protection Agency v George W. Woodcock, Jr. and George W. Woodcock III d/b/a West Drilling Company
IEPA File No. 30-16-AC; 1850205044

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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STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 16-13
)	(IEPA No. 30-16-AC)
)	
GEORGE W. WOODCOK, JR. AND GEORGE W. WOODCOCK III D/B/A WEST DRILLING COMPANY,)	
)	
)	
Respondents.)	

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 George W. Woodcock, Jr. is the current owner and George W. Woodcock III d/b/a West Drilling Company is the current operator ("Respondents") of a facility located at 15716 Highway 1, approximately one mile north of Mt. Carmel, Wabash County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Mt. Carmel/West Drilling Company.
2. That said facility is designated with Site Code No. 1850205044.
3. That Respondents have owned/operated said facility at all times pertinent hereto.
4. That on December 30, 2015, Garrison Gross of the Illinois Environmental Protection Agency's ("Illinois EPA") Marion 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 2-10-16, Illinois EPA sent this Administrative Citation via Certified Mail No. 7012 0470 0001 3000 7060 G. Woodcock III
7012 0470 0001 3000 7077 G. Woodcock, Jr.

VIOLATIONS

Based upon direct observations made by Garrison Gross during the course of his December 30, 2015 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondents caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (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 One Thousand Five Hundred Dollars (\$1,500.00). 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 15, 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 by HRJ
Lisa Bonnett, Director
Illinois Environmental Protection Agency

Date: 2-9-16

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

FEB 17 2016

STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
GEORGE W. WOODCOK, JR. AND)
GEORGE W. WOODCOCK III D/B/A WEST)
DRILLING COMPANY,)
))
Respondents.)

AC 16-13
(IEPA No. 30-16-AC)

FACILITY: Mt. Carmel/West Drilling Company
SITE CODE NO.: 1850205044
COUNTY: Wabash
CIVIL PENALTY: \$1,500.00
DATE OF INSPECTION: December 30, 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.

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FEB 17 2016

STATE OF ILLINOIS
Pollution Control Board

STATE OF ILLINOIS)
) SS
COUNTY OF WILLIAMSON)

AFFIDAVIT

LC 16-13

I, Garrison Gross, being first duly sworn upon oath, depose and state 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 December 30, 2015, between 12:55 P.M. and 1:00 P.M., Affiant conducted an inspection of the West Drilling Company site in Wabash County, Illinois, known as Mt. Carmel / West Drilling Company by the Illinois Environmental Protection Agency. Said site has been assigned site code number 1850205044 by the Agency.

3. Affiant inspected said West Drilling Company site by an on-site inspection. Photographs were taken of the site.

4. As a result of the material actions 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 West Drilling Company site.

FURTHER AFFIANT SAYETH NOT.

/s/ Darius Gross

Subscribed and Sworn to before
me this 12th day of January, 2016

Gail Stricklin
Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
Open Dump Inspection Checklist

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County: Wabash LPC#: 1810205044 Region: STATE OF ILLINOIS
7th District
 Location/Site Name: Mt. Carmel / West Drilling
 Date: 12/30/2015 Time: From 12:55 P.M. To 1:00 P.M. Previous Inspection Date: 10/19/2015
 Inspector: Garrison Gross Weather: overcast skies, 35°F, moderate breeze
 No. of Photos Taken: # 2 Est. Amt. of Waste: 10 yds³ Samples Taken: Yes # No
 Interviewed: N/A Complaint #: C-15-111

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

Property Owner:
 George Woodcock, Jr.
 422 N. Cherry Street
 Mt. Carmel, Illinois 62863

Property Operator:
 George Woodcock III
 d/b/a West Drilling Company
 P.O. Box 96
 Mt. Carmel, Illinois 62863

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	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 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	<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 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 # 1850205044

Inspection Date: 12/30/2015

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
10.	55(k)(1)	No person shall cause or allow water to accumulate in used or waste tires. The prohibition set forth in this paragraph (1) of subsection (k) shall not apply to used or waste tires located at a residential household, as long as not more than 12 used or waste tires are located at the site.	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
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"/>
OTHER REQUIREMENTS			
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 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.



State of Illinois
ENVIRONMENTAL PROTECTION AGENCY
Narrative Inspection Report

BOL#: 1850205044 – Wabash County

Site Name: West Drilling Company

Date of Inspection: December 30, 2015

Inspector: Garrison Gross

Subject: Follow-up Open Dump Inspection at West Drilling Company

GPS Coordinates: Lat. N38.448281° Long. W-087.768678°

General Remarks: A follow-up Open Dump Site Inspection was conducted on Wednesday, December 30, 2015 at West Drilling Company. The business is located at 15716 Highway 1, approximately 1 mile north of Mt. Carmel, Illinois. The site consists of an irregular shaped parcel. The inspection was performed as a follow-up to a previous inspection conducted on October 19, 2015. Weather conditions at the time of the inspection were overcast skies, 35° F, with a moderate breeze. Surface conditions were dry. The inspection began at approximately 12:55 P.M and ended at 1:00 P.M. Two (2) photographs were taken. Apparent violations were found which are discussed below.

Inspection Findings: The site was observed from Illinois State Route 1 and it appeared that additional waste items had been dumped in the earthen pit. I entered the site and drove to the small hill that surrounded the earthen pit. Based on the previous site conditions, it was evident that additional waste items had been dumped in the earthen pit. I continued the inspection by walking and photographing the site.

Open Dumping: The earthen bermed pit contained additional waste items not observed during the previous inspection. New wastes included but were not limited to: rubber hose, furniture drawers, cardboard, insulation, and trash (photos 001 and 002). It did not appear that any waste had been removed from the site.

Additional Comments: According to information obtained from the Supervisor of Assessment's Office in Wabash County, tax bills are mailed to George Woodcock, Jr., 422 N. Cherry Street, Mt. Carmel, Illinois 62863. The site contains one parcel, # 05-111-08-200-014 which contains 4.95 acres.

Estimated Waste:

Ash and debris in earthen pit = ~10 cubic yards

total waste = ~10 cubic yards

Summary of Apparent Violations:

Waste Disposal:

21(a)

21(d)(2)

21(e)

21(p)(1)



State of Illinois
ENVIRONMENTAL PROTECTION AGENCY
Inspection Site Sketch

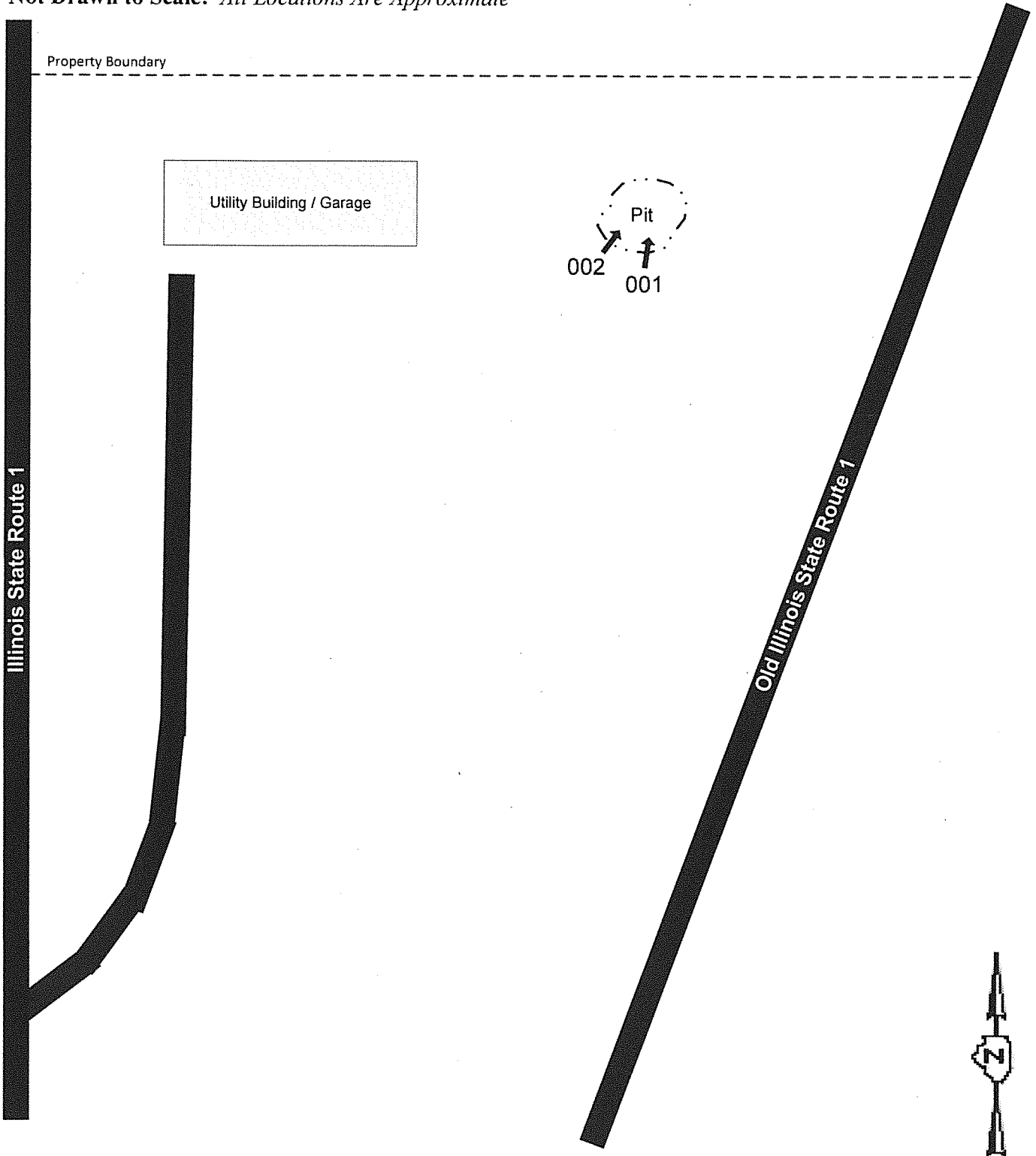
Date: December 30, 2015

BOL ID #: 1850205044 – Wabash County

Site Name: Mt. Carmel / West Drilling

Inspector: Garrison Gross

Not Drawn to Scale: All Locations Are Approximate





DIGITAL PHOTOGRAPHS

File Names: 1850205044~12302015-[001-002].jpg



Date: 12/30/2015
Time: 1:00 P.M.
Direction: north
Photo by: G. Gross
Exposure #: 001
Comments: evidence of
continued open
dumping



Date: 12/30/2015
Time: 1:00 P.M.
Direction: north
Photo by: G. Gross
Exposure #: 002
Comments: evidence of
continued open
dumping



DIGITAL PHOTOGRAPHS

File Names: 1850205044~10192015-[001-003].jpg



Date: 10/19/2015
Time: 10:34 A.M.
Direction: north
Photo by: G. Gross
Exposure #: 001
Comments: evidence of
open dumping and
open burning of litter
(trash) and
demolition debris



Date: 10/19/2015
Time: 10:34 A.M.
Direction: north
Photo by: G. Gross
Exposure #: 002
Comments: evidence of
open dumping and
open burning of used
tires



DIGITAL PHOTOGRAPHS

File Names: 1850205044~10192015-[001-003].jpg



Date: 10/19/2015

Time: 10:35 A.M.

Direction: east

Photo by: G. Gross

Exposure #: 003

Comments: evidence of
open dumping and
open burning of litter
(trash) and
demolition debris

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PROOF OF SERVICE

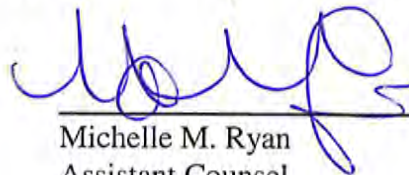
I hereby certify that I did on the 10th day of February 2016, send by ~~Certified Mail, Return~~ ^{STATE OF ILLINOIS} Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: George W. Woodcock, Jr.
422 N. Cherry Street
Mt. Carmel, IL 62863

George W. Woodcock III
d/b/a West Drilling Company
P.O. Box 96
Mt. Carmel, IL 62863

and the original and three (3) 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

THIS FILING SUBMITTED ON RECYCLED PAPER