



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

LISA BONNETT, DIRECTOR

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MAR 03 2014

STATE OF ILLINOIS
Pollution Control Board

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

February 27, 2014



ORIGINAL

AC14-38

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 Lone Oak Enterprises, Inc. and Lomax & Sons Construction
IEPA File No. 51-14-AC; 0818110002—Jefferson 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 Tire Storage Site 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

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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Complainant,

v.

LONE OAK ENTERPRISES, INC. and
LOMAX & SONS CONSTRUCTION,

Respondents.

AC

(IEPA No. 51-14-AC)

14-38

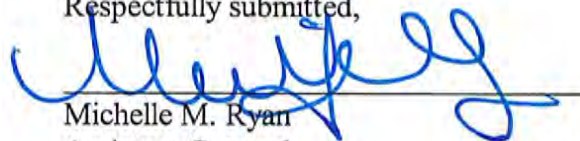
NOTICE OF FILING

To: Lone Oak Enterprises, Inc.
Attn: Maurice Lomax
17247 E. Illinois Highway 142
Opdyke, IL 62872

Lomax & Sons Construction
Attn: Kenneth Lomax
17247 E. Illinois Highway 142
Opdyke, IL 62872

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 TIRE STORAGE SITE 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: February 27, 2014

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION

RECEIVED
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MAR 03 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
Complainant,)
v.)
LONE OAK ENTERPRISES, INC. and)
LOMAX & SONS CONSTRUCTION,)
Respondents.)

AC 14-38
(IEPA No. 51-14-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 (2012).

FACTS

1. That Lone Oak Enterprises, Inc. is the current property owner and Lone Oak Enterprises, Inc. and Lomax & Sons Construction are the current operators ("Respondents") of a facility located at 17247 East Illinois 142, Opdyke, Jefferson County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Opdyke/Lone Oak-Lomax.
2. That said facility is designated with Site Code No. 0818110002.
3. That Respondents have owned/operated said facility at all times pertinent hereto.
4. That on January 31, 2014 Maggie Stevenson of the Illinois Environmental Protection Agency's ("Illinois EPA") Marion Regional Office inspected the above-described facility. A copy of the inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 2-27-14, Illinois EPA sent this Administrative Citation via Certified Mail No. 7012 0470 0001 3000 7657 - Lone Oak Enterprises
7012 0470 0001 3000 7664 - Lomax & Sons

VIOLATIONS

Based upon direct observations made by Maggie Stevenson during the course of the January 31, 2014 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) (2012).
- (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) (2012).
- (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) (2012).
- (4) That Respondents caused or allowed water to accumulate in used or waste tires, a violation of Section 55(k)(1) of the Act, 415 ILCS 55(k)(1) (2012).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2012), 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 Six Thousand Dollars (\$6,000.00). 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 April 15, 2014, 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 (2012), 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) (2012), 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 (2012). 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 ~~WSE~~

Date:

2-26-14

Lisa Bonnett, Director
Illinois Environmental Protection Agency

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

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STATE OF ILLINOIS
Pollution Control Board

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
 Complainant,)
)
 v.)
)
 LONE OAK ENTERPRISES, INC. and)
 LOMAX & SONS CONSTRUCTION,)
)
)
 Respondents.)

AC 14-38
 (IEPA No. 51-14-AC)

FACILITY: Opdyke/Lone Oak-Lomax
 SITE CODE NO.: 0818110002
 COUNTY: Jefferson
 CIVIL PENALTY: \$6,000
 DATE OF INSPECTION: January 31, 2014

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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MAR 03 2014

STATE OF ILLINOIS
Pollution Control Board

STATE OF ILLINOIS)
) SS
COUNTY OF Jefferson)

AFFIDAVIT

I, Maggie Stevenson, 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 January 31, 2014, between 2:15 p.m. and 3:10 p.m., Affiant conducted an inspection of the open dump in Jefferson County, Illinois, known as Lone Oak Enterprises-Lomax, Illinois Environmental Protection Agency Site No. 0818110002.

3. Affiant inspected said Lone Oak Enterprises-Lomax 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 Lone Oak Enterprises-Lomax open dump.

FURTHER AFFIANT SAYETH NOT.



Subscribed and Sworn to before

me this 13th day of February 2014


Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Tire Storage Site Inspection Checklist

County: Jefferson LPC#: 0818110002 Region: 7 - Marion
 City/Facility Name: Lone Oak Enterprises, Inc.-Lomax & Sons Construction
 Facility Location: 17247 E Illinois Highway 142, Opdyke, Illinois Telephone: 618-242-4080
 Date: January 31, 2014 Time: From 2:15 To 3:10 Previous Inspection Date: April 18, 2012
 Inspector(s): Maggie Stevenson No. of Photos Taken: # 33
 Weather: 39 F, slight breeze, overcast No. of Samples Taken: 0
 Interviewed: _____ Complaint #: C-10-030
 Waste Tire Hauler Used: N/A Hauler Registration Number: N/A

Responsible Party Mailing Address(es):
Lone Oak Enterprises, Inc.
Attn: Maurice Lomax
17247 E Illinois Highway 142
Opdyke, IL 62872

Lomax & Sons Construction
Attn: Kenneth Lomax
17247 E Illinois Highway 142
Opdyke, IL 62872

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 MAR 09 2014

~500+

Estimated Number of Used Tires Located At This Facility, including altered, converted and reprocessed tires.

STATE OF ILLINOIS
 Pollution Control Board

SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS		
1	21(k) FAIL OR REFUSE TO PAY ANY FEE IMPOSED UNDER THIS ACT	<input checked="" type="checkbox"/>
2	55(a)(4) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
3	55(b-1) NO PERSON SHALL KNOWINGLY MIX ANY USED OR WASTE TIRE, EITHER WHOLE OR CUT, WITH MUNICIPAL WASTE	<input type="checkbox"/>
4	55(c) FAILURE TO FILE THE REQUIRED NOTIFICATION WITH THE AGENCY BY 1/1/90 OR WITHIN 30 DAYS OF COMMENCEMENT OF THE STORAGE ACTIVITY.	<input checked="" type="checkbox"/>
5	55(d)(1) CAUSE OR ALLOW THE OPERATION OF A TIRE STORAGE SITE WHICH CONTAINS MORE THAN 50 USED TIRES WITHOUT MEETING THE FOLLOWING REQUIREMENTS BY JANUARY 1 OF EACH YEAR: i. Register the Site with the Agency ii. Certify to the Agency that the Site Complies with any Applicable Standards Adopted by the Board Pursuant to Section 55.2 iii. Report to the Agency the Number of Tires Accumulated, the Status of Vector Controls, and the Actions Taken to Handle and Process the Tires iv. Pay the Fee Required under Subsection (b) of Section 55.6	<input checked="" type="checkbox"/>
6	55(e) CAUSE OR ALLOW THE STORAGE, DISPOSAL, TREATMENT OR PROCESSING OF ANY USED OR WASTE TIRE IN VIOLATION OF ANY REGULATION OR STANDARD ADOPTED BY THE BOARD. Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
7	55(f) ARRANGE FOR THE TRANSPORTATION OF USED OR WASTE TIRES AWAY FROM THE SITE OF GENERATION WITH A PERSON KNOWN TO OPENLY DUMP SUCH TIRES	<input type="checkbox"/>
8	55(g) ENGAGE IN ANY OPERATION AS A USED OR WASTE TIRE TRANSPORTER EXCEPT IN COMPLIANCE WITH BOARD REGULATIONS. Note: Also Mark a Violation of Subpart F	<input type="checkbox"/>
9	55(h) CAUSE OR ALLOW THE COMBUSTION OF ANY USED OR WASTE TIRE IN AN ENCLOSED DEVICE UNLESS A PERMIT HAS BEEN ISSUED BY THE AGENCY	<input type="checkbox"/>
10	55(i) CAUSE OR ALLOW THE USE OF PESTICIDES TO TREAT TIRES EXCEPT AS PRESCRIBED BY	<input type="checkbox"/>

		BOARD REGULATIONS Note: Also Mark a Violation of 848.205	
11	55.6(b)	FAILURE OF THE OWNER OR OPERATOR OF A TIRE STORAGE SITE TO PAY TO THE AGENCY AN ANNUAL FEE OF \$100.00 BY JANUARY 1 OF EACH YEAR.	<input checked="" type="checkbox"/>
12	55.8(a)	ANY PERSON SELLING TIRES AT RETAIL OR OFFERING TIRES FOR RETAIL SALE IN THIS STATE SHALL:	
	(1)	Collect from Retail Customers a Fee of \$2.50 Per Tire Sold to be Paid to the Department of Revenue.	<input type="checkbox"/>
	(2)	Accept for Recycling Used Tires from Customers, at the Point of Transfer, in Quantity Equal to the Number of New Tires Purchased.	<input type="checkbox"/>
	(3)	Post in a Conspicuous Place a Written Notice at Least 8.5 by 11 Inches in Size that Includes the Universal Recycling Symbol and the Following Statements: "DO NOT put used tires in the trash.", and "State law requires us to accept used tires for recycling, in exchange for new tires purchased."	<input type="checkbox"/>
13	55.8(b)	A PERSON WHO ACCEPTS USED TIRES FOR RECYCLING UNDER 55.8(a) SHALL NOT ALLOW THE TIRES TO ACCUMULATE FOR PERIODS OF MORE THAN 90 DAYS	<input type="checkbox"/>
14	55.9	RETAILERS SHALL COLLECT THE FEE FROM PURCHASER BY ADDING THE FEE TO THE SELLING PRICE OF THE TIRE. THE FEE IMPOSED SHALL BE STATED AS A DISTINCT ITEM SEPARATE AND APART FROM THE SELLING PRICE	<input type="checkbox"/>
PART 848, SUBPART B: MANAGEMENT STANDARDS			
15	848.202(b)	AT SITES AT WHICH MORE THAN 50 USED OR WASTE TIRES ARE LOCATED THE OWNER OR OPERATOR SHALL:	
	(1)	NOT Place on or Accumulate Any Used or Waste Tire in Any Pile Outside of Any Building Unless the Pile is Separated from All Other Piles by 25 Feet and Aisle Space Is Maintained To Allow the Unobstructed Movement of Personnel and Equipment	<input checked="" type="checkbox"/>
	(2)	NOT Accumulate Any Used or Waste Tire in Any Area Located Outside of Any Building Unless the Accumulation is Separated from All Buildings, Whether on or off the Site, by 25 Feet	<input checked="" type="checkbox"/>
	(3)	NOT Place On or Accumulate Any Used or Waste Tire in Any Pile Which is Less than 250 Feet from any Potential Ignition Source, including Cutting and Welding Devices, and Open Fires unless all such activities are Carried Out Within A Building	<input checked="" type="checkbox"/>
	(4)	Drain Any Used or Waste Tire on the Day of Generation or Receipt	<input type="checkbox"/>
	(5)	NOT Store Any Used or Waste Tire for More Than 14 Days after Receipt Without Altering, Reprocessing, Converting, Covering or Otherwise Preventing the Tire from Accumulating Water	<input checked="" type="checkbox"/>
	(7)	NOT Accept Any Used or Waste Tire from a Vehicle in Which More than 20 Tires Are Loaded Unless the Vehicle Displays a Placard Issued by the Agency Under Part 848: Subpart F	<input type="checkbox"/>
	(8)	NOT Accumulate Any Tires in an Area with a Grade Exceeding 2% Without Meeting the Requirements of 848.202(d)(3)	<input type="checkbox"/>
16	848.202(c)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN 848.202 (b), THE OWNER OR OPERATOR OF A SITE AT WHICH MORE THAN 500 USED OR WASTE TIRES ARE LOCATED SHALL:	
	(1)	Maintain a Contingency Plan Which Meets the Requirements of Section 848.203	<input checked="" type="checkbox"/>
	(2)	Meet the Record Keeping and Reporting Requirements of Part 848: Subpart C Note: Also Mark a Violation of Subpart C	<input checked="" type="checkbox"/>
	(3)	NOT Place or Accumulate any Used or Waste Tire in Any Pile Less Than 50 Feet From Grass, Weeds, Brush, Over-hanging Tree Limbs and Similar Vegetative Growth	<input checked="" type="checkbox"/>
	(4)	NOT Place or Accumulate any Used or Waste Tire in Any Tire Storage Unit That is More Than 20 Feet High by 250 Feet Wide by 250 Feet Long(Aisle Space Between Any Piles Within the Unit Shall Be Included in Determining the Width or Length of the Unit)	<input type="checkbox"/>
	(5)	NOT Place or Accumulate any Used or Waste Tires in any Tire Storage Unit Unless they meet:	<input type="checkbox"/>

		(A) <input type="checkbox"/> Tires are separated by a Berm 1.5 times the height of the tire pile (B) <input type="checkbox"/> Separation Requirements of this part.	
17	848.202(d)	IN ADDITION TO THE REQUIREMENTS SET FORTH IN 848.202 (b) AND (c), THE OWNER OR OPERATOR AT SITES AT WHICH MORE THAN 10,000 USED OR WASTE TIRES ARE LOCATED SHALL:	
	(1)	Completely Surround the Site by Fencing in Good Repair Which Is Not less than 6 Feet in Height	<input type="checkbox"/>
	(2)	Maintain an Entrance to the Area Where Used or Waste Tires are Located, Which is Controlled At all Times by an Attendant, Locked Entrance, Television Monitors, Controlled Roadway Access or Other Equivalent Mechanism	<input type="checkbox"/>
	(3)	Completely Surround the Area Where Used or Waste Tires Are Stored by an Earthen Berm or Other Structures Not Less Than 2 Feet in Height Capable of Containing Runoff Resulting from Tire Fires, and Accessible by Fire Fighting Equipment, Except that the Owner or Operator Shall Provide a Means for Access through or Over the Berm or Other Structure	<input type="checkbox"/>
18	848.203	CONTINGENCY PLAN REQUIREMENTS FOR STORAGE SITES WITH MORE THAN 500 TIRES	
	(a)	The owner/operator must meet the requirements of Section 848.203 Note: Also Mark a Violation of 848.203(b), (c), (d), (e), (f), (g), or (h)	<input checked="" type="checkbox"/>
	(b)	The contingency plan must be designed to minimize the hazard to human health and the environment from fires and run-off of contaminants resulting from fires and from disease spreading mosquitos and other nuisance organisms which may breed in water accumulations in used or waste tires.	<input checked="" type="checkbox"/>
	(c)	Immediately implement the contingency plan whenever there is a fire or run-off resulting from a tire fire, or whenever there is evidence of mosquito production.	<input checked="" type="checkbox"/>
	(d)	The contingency plan must describe the actions that must be taken in response to fires, run-off resulting from tire fires and mosquito breeding in used or waste tires.	<input checked="" type="checkbox"/>
	(e)	The contingency plan must include evacuation procedures for site personnel, including signals, evacuation routes and alternate evacuation routes as well as provisions for pesticide application.	<input checked="" type="checkbox"/>
	(f)	The contingency plan must be maintained at the site and submitted to state and local authorities.	<input checked="" type="checkbox"/>
	(g)	The contingency plan must be reviewed and amended within 30 days if the plan fails or the emergency coordinator changes.	<input checked="" type="checkbox"/>
	(h)	At all times, there must be one employee on site or on call with responsibility for coordinating emergency response procedures. The emergency coordinator must be familiar with the plan and all aspects of the site, and have the authority to commit the resources to carry out the plan.	<input checked="" type="checkbox"/>
STORAGE OF USED AND WASTE TIRES WITHIN BUILDINGS			
19	848.204(a)	FAILURE TO MEET THE REQUIREMENTS OF SECTION 848.204 Note: Also Mark a Violation of 848.204(b), (c), or (d)	<input type="checkbox"/>
20	848.204(b)	<u>STORAGE OF LESS THAN 500 TIRES WITHIN A BUILDING ALLOWED IF:</u> (1) <input type="checkbox"/> Tires Drained of All Water Prior to Placement in the Building (2) <input type="checkbox"/> All of the Building=s Windows and Doors Maintained in Working Order and Secured to Prevent Unauthorized Access. (3) <input type="checkbox"/> The Building Is Maintained So That it Is Fully Enclosed and Has a Roof and Sides Which Are Impermeable to Precipitation (4) <input type="checkbox"/> The Storage of Used or Waste Tires Is not in a Single Family Home or a Residential Dwelling	<input type="checkbox"/>
21	848.204(c)	IN <u>ADDITION</u> TO THE REQUIREMENTS SET FORTH IN SECTION 848.204(b), THE OWNER OPERATOR OF A SITE WITH 500 OR MORE USED OR WASTE TIRES STORED WITHIN BUILDINGS SHALL:	<input type="checkbox"/>

	(1)	Develop a tire storage plan in consultation with fire officials meeting the requirements of: 848.204 (c)(1) (A) <input type="checkbox"/> considering the type of building to be used for the tire storage (B) <input type="checkbox"/> the plan shall include tire storage arrangement; aisle space; clearance distances between tire piles and sprinkler deflectors; and access to fire fighting personnel and equipment (C) <input type="checkbox"/> a copy of the plan shall be filed with the Agency within 60 days and implemented within 14 days of filing with the Agency.	<input type="checkbox"/>
	(2)	Have and maintain a contingency plan which meets the requirements of Section 848.203	<input type="checkbox"/>
	(3)	Meet the record keeping and reporting requirements of Subpart C Note: Also Mark a Violation of Section 848, Subpart C	<input type="checkbox"/>
22	848.204(d)	A BUILDING THAT STORES MORE THAN 10,000 USED OR WASTE TIRES, AND WAS CONSTRUCTED AFTER 5/10/91, FOR THE PRIMARY PURPOSE OF STORING USED OR WASTE TIRES, SHALL COMPLY WITH THE NFPA 231D BUILDING STANDARD.	<input type="checkbox"/>
PESTICIDE TREATMENT			
23	848.205	OWNERS OR OPERATORS OF TIRE STORAGE SITES TREATING USED OR WASTE TIRES WITH PESTICIDES PURSUANT TO THIS PART OF TITLE XIV OF THE ACT (SHALL):	
	(a)	Use a Pesticide Labeled for Control of Mosquito Larvae Unless an Adult Mosquito Problem is Identified	<input type="checkbox"/>
	(b)	Maintain a record of pesticide use at the site which shall include for each application: (1) <input type="checkbox"/> Date of Pesticide Application (2) <input type="checkbox"/> Number of Used or Waste Tires Treated (3) <input type="checkbox"/> Amount of Pesticide Applied (4) <input type="checkbox"/> Type of Pesticide Used	<input type="checkbox"/>
	(c)	Notify the Agency of Pesticide Use Within 10 Days of Each Application. Notification shall include the information in 848.205(b).	<input type="checkbox"/>
24	848.205(d)	Persons Applying Pesticides to Used and Waste Tires Must Comply with the Requirements of the Illinois Pesticide Act (Ill. Rev. Stat. 1989, ch. 5, par. 801 et seq.)	<input type="checkbox"/>
PART 848: SUBPART C: RECORD KEEPING AND REPORTING Note: Applies to Storage Sites with More than 500 Used or Waste Tires			
25	848.302(a)	The owner/operator shall keep on site a: (1) <input checked="" type="checkbox"/> Daily Tire Record (2) <input checked="" type="checkbox"/> Annual Tire Summary	<input checked="" type="checkbox"/>
26	848.303(a)	FAILURE TO MAINTAIN A DAILY TIRE RECORD THAT INCLUDES: <input checked="" type="checkbox"/> Day of the Week <input checked="" type="checkbox"/> Date <input checked="" type="checkbox"/> Agency Site Number <input checked="" type="checkbox"/> Site Name and Address	<input checked="" type="checkbox"/>
27	848.303(b)	FAILURE TO RECORD IN THE DAILY TIRE RECORD THE FOLLOWING INFORMATION (1) <input checked="" type="checkbox"/> Weight or volume of used or waste tires received at the site during the operating day (2) <input checked="" type="checkbox"/> Weight or volume of used or waste tires transported from the site and the destination of the tires so transported. (3) <input checked="" type="checkbox"/> Total number of used or waste tires remaining in storage at the conclusion of the day. (4) <input checked="" type="checkbox"/> Weight or volume of used or waste tires burned or combusted during the day.	<input checked="" type="checkbox"/>
28	848.304	FAILURE TO MAINTAIN ON SITE AN ANNUAL TIRE SUMMARY FOR EACH CALENDAR YEAR THAT INCLUDES:	<input checked="" type="checkbox"/>
	(a)	The site number, name and address and the calendar year for which the summary applies.	<input checked="" type="checkbox"/>
	(b)(1)	The weight or volume of used or waste tires received at the site during the calendar year.	<input checked="" type="checkbox"/>
	(b)(2)	The weight or volume of used or waste tires transported from the site during the calendar year.	<input checked="" type="checkbox"/>
	(b)(3)	The total number of used or waste tires determined in PTE remaining in storage at the conclusion of the calendar year	<input checked="" type="checkbox"/>

	(b)(4)	The weight or volume of used or waste tires combusted during the calendar year.	<input type="checkbox"/>
29	848.304(c)	FAILURE TO SUBMIT THE ANNUAL TIRE SUMMARY BY JANUARY 31 OF EACH YEAR	<input checked="" type="checkbox"/>
30	848.305	FAILURE TO RETAIN REQUIRED RECORDS ON SITE FOR 3 YEARS	<input checked="" type="checkbox"/>
PART 848: SUBPART D: FINANCIAL ASSURANCE			
NOTE: Applies to Sites which have Stored 5000 or More Used or Waste Tires			
31	848.400(b)(1)	AT TIRE STORAGE SITES AT WHICH TIRES ARE FIRST STORED ON OR AFTER 1/1/92, FAILURE TO COMPLY WITH SUBPART D PRIOR TO STORING ANY USED OR WASTE TIRES Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
32	848.400(b)(2)	AT TIRE STORAGE SITES AT WHICH TIRES ARE STORED PRIOR TO 1/1/92, FAILURE TO COMPLY WITH SUBPART D BY 1/1/92. Note: Also Mark a Violation of 848.401 or 848.404	<input type="checkbox"/>
33	848.401(a)	FAILURE TO MAINTAIN FINANCIAL ASSURANCE EQUAL TO OR GREATER THAN THE CURRENT COST ESTIMATE CALCULATED PURSUANT TO SECTION 848.404 AT ALL TIMES, EXCEPT AS OTHERWISE PROVIDED BY 848.401 (b).	<input type="checkbox"/>
34	848.401(b)	FAILURE TO INCREASE THE TOTAL AMOUNT OF FINANCIAL ASSURANCE SO AS TO EQUAL THE CURRENT COST ESTIMATE WITHIN 90 DAYS AFTER ANY OF THE FOLLOWING: (1) <input type="checkbox"/> an increase in the current cost estimate (2) <input type="checkbox"/> a decrease in the value of a trust fund (3) <input type="checkbox"/> a determination by the Agency that an owner or operator no longer meets the financial test of Section 848.415 (4) <input type="checkbox"/> notification by the owner or operator that the owner or operator intends to substitute alternative financial assurance, as specified in Section 848.406 for self-insurance	<input type="checkbox"/>
35	848.404(a)(2)	BY JANUARY 1 OF EACH YEAR, FAILURE TO SUBMIT A WRITTEN COST ESTIMATE OF THE COST OF REMOVING ALL TIRES.	<input type="checkbox"/>
36	848.404(b)	FAILURE TO REVISE THE COST ESTIMATE WHEN COST ESTIMATES INCREASE.	<input type="checkbox"/>
PART 848: SUBPART F: TIRE TRANSPORTATION REQUIREMENTS			
37	848.601(a)	NO PERSON SHALL TRANSPORT MORE THAN 20 USED OR WASTE TIRES IN A VEHICLE UNLESS THE FOLLOWING REQUIREMENTS ARE MET: (1) <input type="checkbox"/> the owner or operator has registered the vehicle with the Agency in accordance with Subpart F, received approval of such registration from the Agency, and such registration is current, valid and in effect (2) <input type="checkbox"/> the owner or operator displays a placard on the vehicle, issued by the Agency following registration, in accordance with the requirements of Subpart F.	<input type="checkbox"/>
38	848.601(b)	NO PERSON SHALL PROVIDE, DELIVER OR TRANSPORT USED OR WASTE TIRES TO A TIRE TRANSPORTER FOR TRANSPORT UNLESS THE TRANSPORTER'S VEHICLE DISPLAYS A PLACARD ISSUED BY THE AGENCY UNDER SUBPART F IDENTIFYING THE TRANSPORTER AS A REGISTERED TIRE HAULER.	<input type="checkbox"/>
39	848.606(a)	UPON APPROVAL OF A REGISTRATION AS A TIRE TRANSPORTER, THE OWNER OR OPERATOR OF ANY VEHICLE REGISTERED TO TRANSPORT USED OR WASTE TIRES SHALL PLACE A PLACARD ON OPPOSITE SIDES OF THE VEHICLES WHICH DISPLAYS A NUMBER ISSUED BY THE AGENCY FOLLOWING THE WORDS "Registered Tire Transporter: (number)."	<input type="checkbox"/>
40	848.606(b)	REGISTERED TIRE TRANSPORTER NUMBERS AND LETTERS SHALL BE REMOVABLE ONLY BY DESTRUCTION. DIRECTLY ADJACENT TO THE WORDS AND NUMBER, THE VEHICLE OWNER AND OPERATOR SHALL DISPLAY A SEAL FURNISHED BY THE AGENCY WHICH SHALL DESIGNATE THE DATE ON WHICH THE REGISTRATION EXPIRES.	<input type="checkbox"/>
THE FOLLOWING VIOLATIONS MAY BE CITED WHEN WASTES, INCLUDING TIRES, HAVE BEEN <u>DISPOSED</u> AT A TIRE STORAGE SITE			
41	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS.	<input checked="" type="checkbox"/>
42	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>

43	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
44	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
45	21(a)	CAUSE OR ALLOW OPEN DUMPING <input checked="" type="checkbox"/> USED TIRES <input checked="" type="checkbox"/> OTHER WASTE	<input checked="" type="checkbox"/>
46	21(d)(1)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION: Without a Permit.	<input checked="" type="checkbox"/>
47	21(d)(2)	CONDUCT A WASTE STORAGE OPERATION IN VIOLATION OF ANY REGULATIONS OR STANDARDS ADOPTED BY THE BOARD UNDER THIS ACT. Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
47	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE AT A SITE WHICH DOES NOT MEET THE REQUIREMENTS OF THIS ACT AND REGULATIONS. Note: Also Mark appropriate Violations of Part 848	<input checked="" type="checkbox"/>
48	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING	
	(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"/>
49	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 type="checkbox"/>
	(5)	Abandon, Dump or Dispose of Any Used or Waste Tire on Private or Public Property	<input checked="" type="checkbox"/>
OTHER REQUIREMENTS			
50.		APPARENT VIOLATION OF: <input type="checkbox"/> PCB CASE NUMBER: <input type="checkbox"/> Circuit Court Order Entered on:	<input type="checkbox"/>
51.	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 checked="" type="checkbox"/>
52.	722.111	Hazardous Waste Determination	<input checked="" type="checkbox"/>
53.	808.121	Special Waste Determination	<input checked="" type="checkbox"/>
54.	739.122(c)	Failure to properly label used oil container(s)	<input checked="" type="checkbox"/>
55.	812.101(a)	Failure to submit an application for a permit to develop and operate a landfill	<input checked="" type="checkbox"/>

Informational Notes:

- [Illinois] Environmental Protection Act: 415 ILCS 5/1 et seq.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G, Chapter I, Subchapter m, Part 848.

LPC #: 0818110002

Date: 1/31/2014

4. 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 the references listed in #1, #2, and #3 above.
5. 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.
6. 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).
7. Items marked with an "NE" were not evaluated at the time of this inspection .



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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

PAT QUINN, GOVERNOR

LISA BONNETT, DIRECTOR

Illinois Environmental Protection Agency Narrative Inspection Report

Site #: 0818110002

Date of Inspection: January 31, 2014

County: Jefferson

Inspector: Maggie Stevenson

Site Name: Lone Oak Enterprises-Lomax

General Remarks: This inspection was made as a follow-up to an April 18, 2012 inspection by Garrison Gross of the Illinois EPA. The inspection began at approximately 2:15 p.m. and concluded around 3:10 p.m. Thirty-three pictures were taken of the waste, which consisted of, but not limited to, tires, C & D, metals, mobile home, liquids, plastics, rubber, and other miscellaneous waste. Open burning had occurred at the site.

Inspection Findings: I arrived at the site and briefly spoke to an employee who was moving a truck inside the building. The employee told me Ken was not at the site and Gene might be at the house. He said if Gene was home his little white pickup would be in the drive. I drove over to the house and no one was around and Gene's truck was not there. I drove over to the mobile home sales office (Cannon's Homes) and was told their business was completely separate from the business next door. The salesman stated that Lomax moved the mobile homes for Cannon's Homes. I went back to Lone Oak-Lomax building and all the doors were shut. I proceeded to inspect the facility, which was open to view and entrance. I started in the back of the building (south side). Several piles of waste were observed which included dimensional lumber, metals, insulation, drywall, plastics, pvc piping, broken cement blocks, discarded ladders, shingles, wire fencing, rubber belting, tool boxes, fan, hitch, railroad tie, metal cable and miscellaneous waste (photos 1, 10, 11, 19, 21, 22, 23, 27, 28, 30, 33). A vehicle seat and hood of a car were observed in one waste pile (photo 027). Tall weeds and small trees were growing throughout the open dumped piles of waste (photos 19, 20, 28, 30). A waste mobile home was also located on the site (photo 2). A window was broken and the interior of the home was exposed to the elements. Open burning had occurred at the site. Charred metal and dimensional lumber was present (photos 3, 4). Six areas of improperly stored tires were observed (photos 5, 6, 7, 8, 9, 12, 13, 14, 15, 18, 29, 31, 32). Tire area A (photos 5, 6, 7, 8) had approximately 50 tires, off and on rims, on the trailer and 28 tires stacked next to the trailer. Tires were holding water, ice and leaf litter. Area B had approximately 107 tires, off and on rims, in one pile which was running east and west (photos 9, 12, 13, 14). There were approximately 192 tires (8 tires X 24 stacks) in the adjacent pile, running north and south (photos 15, 18). Tires in area B were holding water, ice and leaf litter (photo 17). Tires were observed next to the building and within 25 feet of the building in area C (photo 29). This area contained approximately 18 tires, off and on rims. Area D contained approximately 150 tires, off and on rims (photo 031). Area E held approximately 15 tires, off and on rims (photo 32). Fluids had been spilled on the ground in two noted area (photos 26, 32). A 55-gallon drum was observed with overflowing unknown fluids. Overflow marks were evident on the drum and a pool of dark liquid was puddled within the rim near a bung (photo 23, 24, 26). The drum was marked ZEP and a sticker was on the drum that read "keep from freezing" (photo 26). Fluid soaked rags and dimensional lumber were on the ground surrounding the drum area (photos 24, 25, 26). Surrounding vegetation was saturated in the dark liquid (photo 26). Several smaller containers of unknown waste were also located on site (photos 29, 32, 33).

Narrative

LPC #0818110002 - Jefferson County

Opdyke/Lone Oak Enterprises-Lomax

Page 2 of 2

Additional Remarks: As of the date of this inspection, the Agency has not received a Tire Activity Notification form and the annual \$100 fee for 2012, 2013 and 2014. The area noted as D in this narrative is the same area and approximately same number of tires noted in Garrison Gross' inspection on April 18, 2012. The facility does not sell tires at retail according to the previous inspection report. According to Illinois Secretary of State LLC/Corporate search, Lone Oak Enterprises and Lomax & Sons Construction are at the same location of 17247 E Illinois 142 in Opdyke. Lone Oak contact is Maurice "Gene" Lomax and Lomax & Sons contact is Kenneth Lomax. Neither business has applied for or been granted a permit to develop and operate a landfill according to Agency records. Items at the site are not protected from the elements and therefore fit the definition of litter and waste as defined in Illinois Statutes. Continuing violation from the April 18, 2012 inspection and additional violations were observed at the site. The improper method of disposal as referenced in photos taken of this site creates a potential environmental hazard, a scenic blight and a public nuisance.

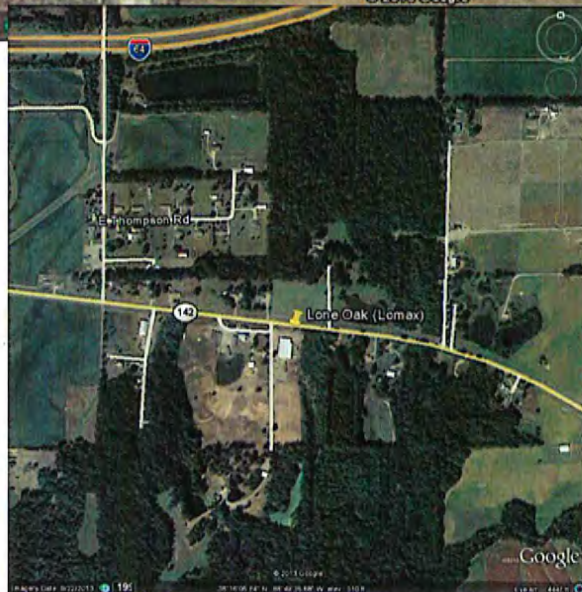
Summary of Alleged Violations:

The Illinois Environmental Protection Act: 9(a), 9(c), 21(a), 21(d)(1), 21(d)(2), 21(e), 21(k), 21(p)(1), 21(p)(3), 21(p)(7), 55(a)(1), 55(a)(4), 55(a)(5), 55(c), 55(d)(1), 55(e), 55(k)(1) and 55.6(b).

The Title 35 Illinois Administrative Code Subtitle G: 722.111, 739.122(c), 808.121, 812.101(a), 848.202(b)(1), 848.202(b)(2), 848.202(b)(3), 848.202(c)(5), 848.202(c)(1), 848.202(c)(2), 848.202(c)(3), 848.203(a), 848.203(b), 848.203(c), 848.203(d), 848.203(e), 848.203(f), 848.203(g), 848.203(h), 848.302(a), 848.303(a), 848.303(b), 848.304(a), 848.304(b)(1), 848.304(b)(2) and 848.304(b)(3).



FILENAME	DESCRIPTION	Map Key
AC Site Map	LPC # 081810002 - Jefferson County Opdyke/Lone Oak (LOMAX) 1/31/2014	All locations are approximate/Not drawn to scale Photo/Direction.....





DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:42 p.m.
Direction: SE
Photo by: M. Stevenson
Exposure #: 001
Comments: C & D pile,
open burning.



Date: 01/31/2014
Time: 2:42 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 002
Comments: waste mobile
home, broken window.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:42 p.m.
Direction: down
Photo by: M. Stevenson
Exposure #: 003
Comments: open burning
of dimensional lumber,
metals, etc.**



**Date: 01/31/2014
Time: 2:43 p.m.
Direction: down
Photo by: M. Stevenson
Exposure #: 004
Comments: open burning
dimensional lumber.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:43 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 005
Comments: trailer of tires, tires stacked on ground next to trailer, tongue of trailer resting on dimensional lumber and tire.



Date: 01/31/2014
Time: 2:43 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 006
Comments: stacked tires.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:44 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 007
Comments: tires holding
ice and water.**



**Date: 01/31/2014
Time: 2:45 p.m.
Direction: SW
Photo by: M. Stevenson
Exposure #: 008
Comments: tires, heavy
plastic.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:45 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 009
Comments: more tires.**



**Date: 01/31/2014
Time: 2:49 p.m.
Direction: N
Photo by: M. Stevenson
Exposure #: 010
Comments: insulation,
dimensional lumber,
drywall, misc.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:49 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 011
Comments: dimensional
lumber, metals.**



**Date: 01/31/2014
Time: 2:49 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 012
Comments: tires.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:49 p.m.
Direction: down
Photo by: M. Stevenson
Exposure #: 013
Comments: tires.**



**Date: 01/31/2014
Time: 2:50 p.m.
Direction: SW
Photo by: M. Stevenson
Exposure #: 014
Comments: tires.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:51 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 015
Comments: tires.**



**Date: 01/31/2014
Time: 2:52 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 016
Comments: tire and
metals in overgrown
weeds.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:52 p.m.
Direction: down
Photo by: M. Stevenson
Exposure #: 017
Comments: ice, water,
leaf litter in tire.**



**Date: 01/31/2014
Time: 2:52 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 018
Comments: tires.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:52 p.m.
Direction: NW
Photo by: M. Stevenson
Exposure #: 019
Comments: tire, metal siding-roofing, metal frame from truck, miscellaneous waste.



Date: 01/31/2014
Time: 2:52 p.m.
Direction: N
Photo by: M. Stevenson
Exposure #: 020
Comments: yard on east side of building, metals, truck frame, pvc piping, miscellaneous waste.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:53 p.m.
Direction: N
Photo by: M. Stevenson
Exposure #: 021
Comments: Miscellaneous metals, tires in background, miscellaneous waste.



Date: 01/31/2014
Time: 2:53 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 022
Comments: wood door, dimensional lumber, drum of waste fluid, plastic pipe, metals, water trough, shingles, miscellaneous waste.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:53 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 023
Comments: shingles,
rolled roofing/tar paper,
dimensional lumber,
broken trash can, broken
plastic bucket, insulation,
tire, drum of waste fluid.**



**Date: 01/31/2014
Time: 2:53 p.m.
Direction: SE
Photo by: M. Stevenson
Exposure #: 024
Comments: overflowing
waste fluid drum, fluid
spillage on ground around
drum and on dimensional
lumber, broken plastic
bucket.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:53 p.m.
Direction: down
Photo by: M. Stevenson
Exposure #: 025
Comments: fluid spillage on ground, fluid soaked rags, fluid soaked dimensional lumber, broken plastic bucket.



Date: 01/31/2014
Time: 2:53 p.m.
Direction: SW
Photo by: M. Stevenson
Exposure #: 026
Comments: overflow markings on drum, spillage of fluid on ground, fluid soaked rags, fluid soaked dimensional lumber.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:53 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 027
Comments: vehicle seat, vehicle hood, pvc piping, metal piping, pallets, rope, miscellaneous waste.



Date: 01/31/2014
Time: 2:53 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 028
Comments: pallets, pvc piping, metals, dimensional lumber, miscellaneous waste.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



Date: 01/31/2014
Time: 2:54 p.m.
Direction: NW
Photo by: M. Stevenson
Exposure #: 029
Comments: tires, dimensional lumber, pvc piping, shingles, tool box, fencing, insulation, buckets of unknown waste, railroad tie, plastic tanks, wooden ladder, metal cable, rubber belting, miscellaneous waste.



Date: 01/31/2014
Time: 2:54 p.m.
Direction: W
Photo by: M. Stevenson
Exposure #: 030
Comments: tool boxes, plastic tanks, metals, fan, hitch, rubber belting, dimensional lumber, railroad tie, pvc piping, shingles, insulation, pallets, metal cable, miscellaneous waste.

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:54 p.m.
Direction: E
Photo by: M. Stevenson
Exposure #: 031
Comments: tires, metals.**



**Date: 01/31/2014
Time: 2:55 p.m.
Direction: W
Photo by: M. Stevenson
Exposure #: 032
Comments: tires, fluid spillage, metals, buckets, rims, gas can, miscellaneous waste.**

File Names: 0818110002~01312014-001 through 033.jpg



DIGITAL PHOTOGRAPHS



**Date: 01/31/2014
Time: 2:56 p.m.
Direction: NE
Photo by: M. Stevenson
Exposure #: 033
Comments: dimensional
lumber, pvc piping, C & D,
broken cement blocks,
miscellaneous waste.**

File Names: 0818110002~01312014-001 through 033.jpg

PROOF OF SERVICE

I hereby certify that I did on the 27th day of February 2014, 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 TIRE STORAGE SITE INSPECTION CHECKLIST

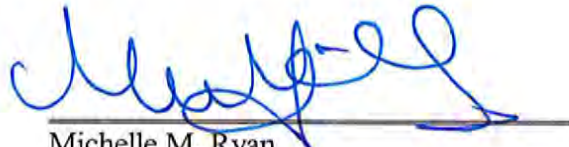
To: Lone Oak Enterprises, Inc.
Attn: Maurice Lomax
17247 E. Illinois Highway 142
Opdyke, IL 62872

Lomax & Sons Construction
Attn: Kenneth Lomax
17247 E. Illinois Highway 142
Opdyke, IL 62872

RECEIVED
CLERK'S OFFICE
MAR 03 2014
STATE OF ILLINOIS
Pollution Control Board

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

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