

FRAZIER PROPERTIES

310 TIFFANY CT
CHAMPAIGN, IL 61822
PH (217) 398-5899 FAX (217) 398-4038

06/13/2014

ILLINOIS ENVIROMENTAL PROTECTION AGENCY

Attn. Dustin Burger
2125 South First Street
Champaign, IL 61820

RE: LPC#0190035009 – Champaign County
Bondville / Bright Ideas Storage

RECEIVED
CLERK'S OFFICE

JUN 30 2014

STATE OF ILLINOIS
Pollution Control Board

MOTION FOR RECONSIDERATION

To: Illinois Pollution Control Board
State of Illinois Center
100 West Randolph Suite 11-500
Chicago, IL 60601

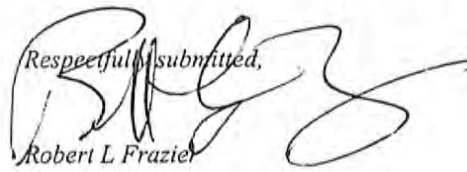


ORIGINAL

PLEASE TAKE NOTICE that on May 23rd, 2014 I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled *PETITION FOR REVIEW*, including a Notice of Filing and Proof of Service by Federal Express. After our petition for review was received, the Board disregard it pursuant to the Board's procedural rules, if a document is filed by a mail delivery service "other than U.S. Mail, it is considered filed when the document is received in the Office of the Clerk".

Attached you will find a copy of the document received issued by Division of Legal Counsel – Illinois Environmental Protection Agency: Page 4 PROCEDURE FOR CONTESTING THIS ADMINISTRATIVE CITATION, with no reference or citation to the mail accepted procedural of the Board's rules. The Division of Legal Counsel FAIL to describe a full procedure and rules to contest the Administrative Citation. We followed the instructions according the procedure for contesting signed by Lisa Bonnett, Director – Illinois Environmental Protection Agency.

We would like a motion for reconsideration of our Petition for Review in consequent of your incomplete description of the procedure for contesting the administrative citation which does not describe the acceptable method by the Board's rules of filing for contesting the administrative citation.

Respectfully submitted,

Robert L Frazier
Bright Ideas Storage

cc. Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Dated: June 13th, 2014

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2012). If Respondent elects to contest this Administrative Citation, then Respondent shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondent.

Lisa Bonnett *KMY*

Lisa Bonnett, Director
Illinois Environmental Protection Agency

Date:

4-11-14

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

INFORMATIONAL NOTICE !!!

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.

NOTE: This Administrative Citation refers to TWO separate State of Illinois Agencies. One is the [REDACTED]
[REDACTED]
[REDACTED] The other state agency is the [REDACTED]
[REDACTED]
[REDACTED] 19276, Springfield, Illinois 62766.

If you elect to contest the enclosed Administrative Citation, you must file a PETITION FOR REVIEW with **thirty-five (35) days** of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the clerk of the Illinois Pollution Control Board by either hand delivering or mailing to the Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Illinois Environmental Protection Agency at the address given above and should be marked to the **ATTENTION: DIVISION OF LEGAL COUNSEL.**

Any person other than individuals **MUST** appear through an attorney-at-law licensed and registered to practice law. Individuals may appear on their own behalf, or through an attorney. 35 Ill. Adm. Code 101.400(a).



FedEx Office

Address: 505 S MATTIS AVE
CHAMPAIGN
IL 61821
Location: CMIK
Device ID: -BTC01

Sender Address:
Robert Frazier
310 TIFFANY CT
CHAMPAIGN, IL 61822-9327
2173985899

Recipient Address:
Illinois Environmental Protection
IEPA
1021 North Grand Avenue East
Springfield, IL 62794
2173985899

Pricing option:
ONE RATE

Package Information:
FEDEX_ENVELOPE

Payment Type:
CASH

Total Declared Value:
0

FedEx Standard Overnight
0.4 LB (S) 25.00
Direct signature required

By reviewing and initialing the Shipment Summary information, you agree to the FedEx terms of shipping in the applicable FedEx Service Guide available on fedex.com and that this shipment does not contain Dangerous Goods, Hazardous Materials or other prohibited items.

Visit us at: fedex.com
Or call 1.800.GoFedEx
1.800.463.3339

May 23, 2014 5:18:53 PM



Address: 505 S MATTIS AVE
CHAMPAIGN
IL 61821
Location: CMIK
Device ID: -BTC01

Sender Address:
Robert Frazier
310 TIFFANY CT
CHAMPAIGN, IL 61822-9327
2173985899

Recipient Address:
Illinois Pollution Control Board
State Of Illinois Center
100 West Randolph
Suite 11-500
Chicago, IL 60601
2173895899

Pricing option:
ONE RATE

Package Information:
FEDEX_ENVELOPE

Payment Type:
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Visit us at: fedex.com
Or call 1.800.GoFedEx
1.800.463.3339

May 23, 2014 5:14:28 PM

FRAZIER PROPERTIES

310 TIFFANY CT

CHAMPAIGN, IL 61822

PH (217) 398-5899 FAX (217) 398-4038

04/29/14

ILLINOIS ENVIROMENTAL PROTECTION AGENCY

Attn. Dustin Burger
2125 South First Street
Champaign, IL 61820

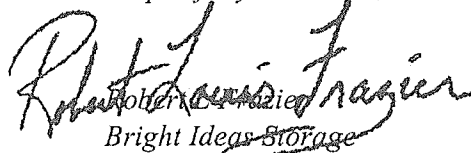
RE: LPC#0190035009 – Champaign County
Bondville / Bright Ideas Storage

NOTICE OF FILING

To: Illinois Pollution Control Board
State of Illinois Center
100 West Randolph Suite 11-500
Chicago, IL 60601

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 *PETITION FOR REVIEW*, including a Notice of Filing and Proof of Service.

Respectfully submitted,


Robert L. Frazier
Bright Ideas Storage

cc. Illinois Enviromental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Dated: May 22, 2014

FRAZIER PROPERTIES

310 TIFFANY CT
CHAMPAIGN, IL 61822
PH (217) 398-5899 FAX (217) 398-4038

04/29/14

ILLINOIS ENVIROMENTAL PROTECTION AGENCY

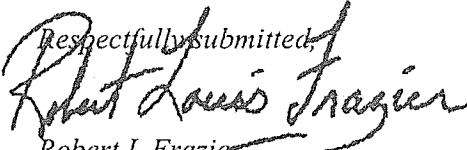
Attn. Dustin Burger
2125 South First Street
Champaign, IL 61820

RE: LPC#0190035009 – Champaign County
Bondville / Bright Ideas Storage

PROOF OF SERVICE

I hereby certify that I did on the 23rd day of May 2014, send a Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, a true and correct copy of the following instrument(s) entitled PETITION FOR REVIEW, notice of filing and proof of service.

To: Illinois Pollution Control Board
State of Illinois Center
100 West Randolph Suite 11-500
Chicago, IL 60601

Respectfully submitted,

Robert L. Frazier
Bright Ideas Storage

cc: Illinois Enviromental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

FRAZIER PROPERTIES

310 TIFFANY CT

CHAMPAIGN, IL 61822

PH (217) 398-5899 FAX (217) 398-4038

04/29/14

ILLINOIS ENVIROMENTAL PROTECTION AGENCY

Attn. Dustin Burger
2125 South First Street
Champaign, IL 61820

RE: LPC#0190035009 – Champaign County
Bondville / Bright Ideas Storage

This letter is in reference of open dump administrative citation warning notice as a result of the Agency's March 19, 2014 inspection.

Our facility is been used as an open dump site for former tenants and trespassers. Since previous citation, we have closely monitor our facility and keep a dumpster on site at all times as a corrective action to keep our facility area free of waste, debris and open burning. Unfortunately, being an open facility gives full access to any trespassers to dispose their waste, old furniture, construction debris, etc.

We have been fighting with this issue constantly with some success. We have done weekly inspections for the past month and a clean up of the area after receiving the citation. Attached you will find proof of proper disposal of waste and all debris found by your inspector. A week later, our facility area is full of old furniture, construction debris and all kind of waste again. I cannot stop trespassers or former tenants from dumping or burning the waste in an open facility.

I cannot be held responsible for trespassers or former tenants when I have taken all corrective actions as I can to monitor, clean up, proper disposal of all waste anytime during our weekly inspections, no open burning, and to keep our tenants inform about a dumpster at all times for waste disposal.

I am committed to work with the Illinois Environmental Protection Agency and with the Illinois Pollution Control Board to comply with all regulations in my power as a facility owner.

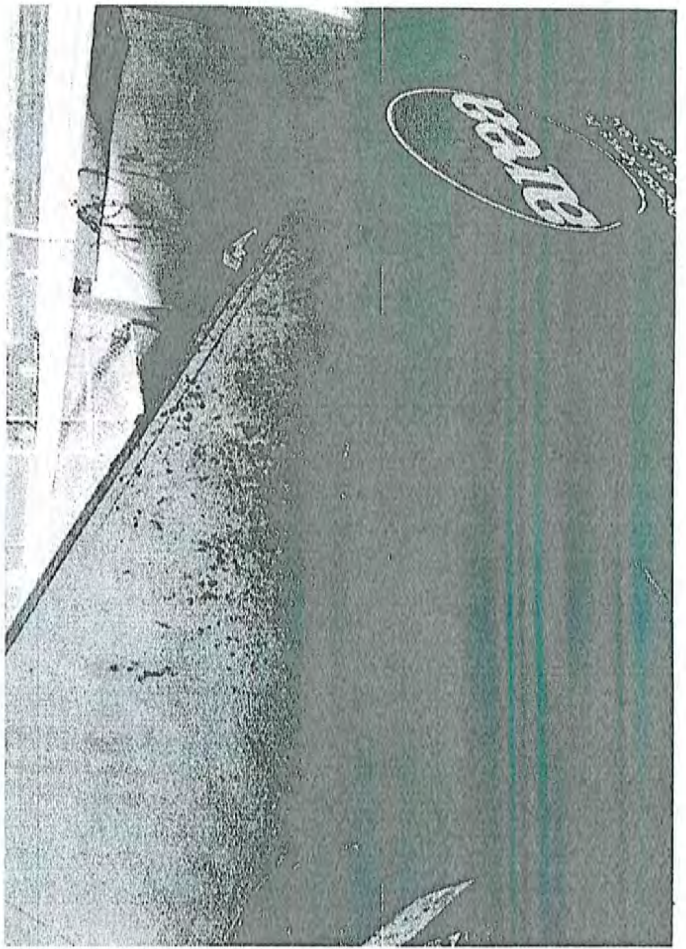
As a corrective actions taken:

- 1. I will keep closely monitor our facility and remove all waste find at the weekly inspections.*
- 2. I will enforce our facility with signs of private property and no trespassing*
- 3. I will maintain a dumpster on site at all times for our tenants*
- 4. I will work on financing options for the installation of a fence for the property in order to prevent open dumping and burning from trespassers.*

If you have any other questions or concerns, please do not hesitate to contact us at (217) 398-5899.

Respectfully,

Robert L Frazier
Bright Ideas Storage





AREA DISPOSAL SRVC INC-CL
 PO BOX 9071
 PEORIA, IL 61612-9071

INVOICE

Service Address:
 ROUTE 10 MINI STORAGE
 ROUTE 10
 4400 W SPRINGFIELD AVE
 CHAMPAIGN IL 61815

Note New Remit To Address Below

INVOICE DATE 04/01/2014

INVOICE NO. 2452360

CUST. NO. 08-0026754

DUE DATE 05/01/2014



DATE	DESCRIPTION	QTY	RATE	TOTAL
4/01/14	4 YD TRASH SERVICE # P/U: 1	1.00		88.58
4/01/14	FUEL ADJUSTMENT			16.05
4/01/14	ENVRNMNTL RGLTRY FEE COMM	1.00		3.00
		TOTAL INVOICE:		107.63

PO#

To make changes to your account please call the number shown below or email us at customerservice@pdcare.com.

Please call 800-935-5652 if you have any questions. Pay online at www.pdcare.com and select the option "Pay My Bill". Your access code is 0023456.

If the Invoice Total differs from the Total Balance Due, please check your records or contact Customer Service with questions

Invoice Total: 107.63
 Total Balance Due: 113.90