

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

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APR 30 2007

STATE OF ILLINOIS
Pollution Control Board

County of Ogle)	
)	
Complainant,)	
)	
v.)	AC# 07- 56
)	
BFI Waste Systems of North America,)	
Inc.)	(ADMINISTRATIVE CITATION)
)	
Respondent.)	

JURISDICTION

This Administrative Citation is issued pursuant to authority vested in the Illinois Environmental Protection Agency by 415 ILCS 5/31.1 (2004) and delegated to Ogle County pursuant to 415 ILCS 5/4 (r).

FACTS

1. That Respondent, BFI Waste Systems of North America, Inc., is the permitted owner of a facility located at 8902 N. IL Rt. 251, Davis Junction, in the County of Ogle, State of Illinois.
2. That said facility, Davis Junction Landfill, is a closed landfill, operating under Illinois Environmental Protection Agency Operating Permit No. 1994-160-LF, and designated with Site Code No. 1418210001.
3. That Respondent has owned or operated said facility at all times pertinent hereto.
4. That Joy K. Bliton of the Ogle County Solid Waste Management Department, inspected said facility on February 28, 2007. A copy of the inspection report setting forth the results of such inspection is attached hereto and made a part

hereof.

5. On April 2, 2007, the Ogle County Solid Waste Management Department received from the IEPA, a copy of the cover page of the 2005 Annual Report for the Davis Junction Landfill, the LPC 591 Form and the cover letter from Weaver Boos Consultants, all with the IEPA date received stamp of March 7, 2007.

VIOLATIONS

On the basis of direct observation by Joy K. Bliton, the County of Ogle has determined that Respondent was conducting a sanitary landfill operation at the above-described facility, which is required to have a permit pursuant to 415 ILCS 5/21(d), in a manner which resulted in the following conditions:

- A. Failure to submit reports required by Permit or Board regulations, in violation of 415 ILCS 5/21(o)(11).

CIVIL PENALTY

Pursuant to 415 ILCS 5/42(b)(4), Respondent herein is subject to a civil penalty of Five Hundred Dollars (\$500.00) for each violation specified above in Paragraph A, for a total of Five Hundred Dollars (\$500.00). Additionally, should Respondent elect to petition the Illinois Pollution Control Board under the review process described herein below, and if there is a finding of the violations alleged herein, after an adjudicatory hearing, Respondent shall be assessed the associated hearing costs incurred by Ogle County and the Illinois Pollution Control Board, in addition to the Five Hundred Dollar (\$500.00) statutory penalty for each finding of violation.

If Respondent acknowledges the violations cited hereinabove, the civil penalty shall be due and payable no later than thirty-five (35) days from the date of service hereof. If Respondent does not petition the Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of service hereof or if Respondent elects to contest this Administrative Citation, any judgment rendered against Respondent shall specify the due date of the statutory civil penalty and any costs assessed against Respondent.

When payment is made, Respondent's check should be made payable to Ogle County Solid Waste Fund and mailed to the Ogle County Treasurer, Ogle County Courthouse, P.O. Box 40, Oregon, IL 61061. Respondent shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty, by reason of acknowledgment, default or finding after adjudicatory hearing, is not paid when due, the Illinois Environmental Protection Agency shall take into consideration such failure to pay during any permit review process upon Respondent's application for a new permit or for renewal of an existing permit. If any civil penalty imposed by the Illinois Pollution Control Board is not paid within the time prescribed in the order, interest on such penalty will be assessed for the period from the date payment is due until the date payment is received. Furthermore, if payment is not received when due, the Ogle County State's Attorney shall be requested to initiate proceedings in Circuit Court to collect said civil penalty. In addition to the previously assessed civil penalty, interest, and hearing costs of Ogle County and the Illinois Pollution Control Board, if any, the Ogle County State's Attorney's Office will seek to recover their costs of litigation.

PROCEDURE FOR CONTESTING THIS ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation (*See* 415 ILCS 5/31.1).

If Respondent elects to contest this Administrative Citation, Respondent must file a Petition for Review with the Clerk of the Illinois Pollution Control Board. A copy of the Petition for Review must also be filed with the Ogle County State's Attorney's Office. **Such Petition for Review must be filed within thirty-five (35) days of the date of service of this Administrative Citation, or a Default Judgment against you shall be entered by the Pollution Control Board.**

Your original Petition must be filed with the Clerk of the Illinois Pollution Control Board at the James R. Thompson Center, 100 West Randolph, Suite 11-500, Chicago, IL 60601; and a copy of said Petition for Review must also be filed with John B. Roe, Ogle County State's Attorney, at the Ogle County Courthouse, 106 S. Fifth Street, Suite 110, Oregon, IL 61061. In addition, a copy of the Petition needs to be sent to the Ogle County Solid Waste Management Department, Stephen J. Rypkema, Director, 909 West Pines Road, Oregon, IL 61061.

John B. Roe
Ogle County State's Attorney

Date: April 27, 2007

By: Emily S. Seifert
Emily S. Seifert
Assistant State's Attorney
Ogle County State's Attorney's Office
106 S. 5th Street, Suite 110
Oregon, Illinois 61061

CC: IEPA Rockford
IEPA Springfield
OCSWMD File
Ogle County State's Attorney

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ORIGINAL

Project No. 0120-49-30-05-03

2005 ANNUAL REPORT

JANUARY 1, 2005 – DECEMBER 31, 2005

**DAVIS JUNCTION LANDFILL
PHASE II/III
8902 North Illinois Route 251
Davis Junction, Illinois**

**IEPA Site No. 1418210001
Permit No. 1994-160-LF**

**Submitted to:
Illinois Environmental Protection Agency
Bureau of Land
1021 North Grand Avenue East
PO Box 19276
Springfield, Illinois 62794-9276**

**Prepared for:
Allied Waste Industries, Inc.
13832 South Kostner Ave.
Crestwood, Illinois 60445**

CHICAGO, ILLINOIS
COLUMBUS, OHIO
DENVER, COLORADO
FORT WORTH, TEXAS
GRIFFITH, INDIANA
NAPERVILLE, ILLINOIS
ST. LOUIS, MISSOURI
SOUTH BEND, INDIANA
SPRINGFIELD, ILLINOIS

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Illinois Environmental Protection Agency

Bureau of Land 1021 North Grand Avenue East Box 19276 Springfield, IL 62794-9276

SOLID WASTE LANDFILL GROUNDWATER, LEACHATE, FACILITY AND GAS REPORTING FORM

This form must be used as a cover for the following list of notices and reports required to be submitted to the Illinois EPA's Bureau of Land, Permit Section. This form must be used for Solid Waste facilities only. Reporting for Hazardous Waste facilities should be submitted on a separate form. All reports submitted to the Illinois EPA's Bureau of Land Permit Section must contain an original, plus a minimum of two copies.

Note: This form is not to be used with permit applications. The facility's approved permit will state whether the document you are submitting is required as a report or an application.

Facility Name: Davis Junction Landfill Site ID #: 1418210001 Facility Address: 8902 North Illinois Route 251, Davis Junction, Illinois 60445

Check the appropriate heading. Only one heading may be checked for each corresponding submittal. Check the appropriate sub-heading, where applicable. Attach the original and all copies behind this form.

- LPC-160 Forms Groundwater Leachate Quarterly - Indicate one: 1 2 3 4 Semi-Annual Annual Biennial

- Well Construction Information Well Construction Forms, Boring Logs and/or Abandonment Forms Well Survey Data (e.g., Stick-up Elevation Data)

- Annual Groundwater Flow Evaluation Notice of Observed Increase in Groundwater Notice of Intent to Perform Confirmation Procedures (Re-sampling) in Groundwater Notice of Confirmed Increase of Groundwater Exceedence from Re-sample Notice of Methane Exceedences X Annual Facility Report (per 35 Ill. Adm. Code 813.504) and Gas Monitoring Report Annual Certifications per 35 Ill. Adm. Code 813.501 Other (identify)

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WEAVER
BOOS
CONSULTANTS
NORTH CENTRAL, LLC
GEO-ENVIRONMENTAL ENGINEERS
AND SCIENTISTS

Project No. 0120-49-30-06-03

Illinois Environmental Protection Agency
Annual Report and Manifest Unit
Division of Land Pollution Control - #24
1021 North Grand Avenue East
PO Box 19276
Springfield, Illinois 62794-9276

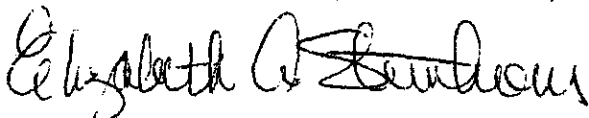
Re: **2005 Annual Report**
Davis Junction Landfill
Municipal Solid Waste Landfill – Phase II/III
Permit No. 1994-160-LF
Site No. 1418210001 – Ogle County
Davis Junction, Illinois

Dear Correspondent:

Attached please find one original and a copy of the 2005 Annual Report for the Phase II and III Municipal Solid Waste Units at Davis Junction Landfill. The report covers the post-closure activities conducted from January 1, 2005 – December 31, 2005. A copy of this report was provided to Ms. Joy Bliton, Solid Waste Specialist/Environmental Engineer, Ogle County Solid Waste Management Department in Oregon, Illinois.

If you have any questions, please do not hesitate to call.

Sincerely,
Weaver Boos Consultants North Central, LLC



Elizabeth A. Steinhour
Senior Project Manager

cc: Mr. Jim Hitzerth, BFI Waste Systems of North America
Ms. Joy Bliton, Ogle County Solid Waste Management Department
Davis Junction Landfill
Mr. Mike Maxwell, Weaver Boos Consultants

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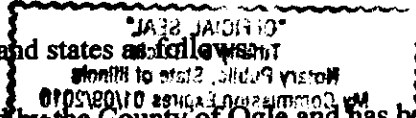
**IEPA-BUL
PERMIT SECTION**

State of Illinois, Ogle County

Affidavit

County of Ogle)
)
Complainant,)
) AC No.:
v.)
)
BFI Waste Systems of North America, Inc.)
)
Respondent.)

Affiant, being first duly sworn, voluntarily deposes and states as follows:




1. Affiant is a field inspector employed by the County of Ogle and has been so employed at all times pertinent hereto.
2. On February 28, 2007, between 8:55 a.m. and 10:20 a.m., Affiant conducted an inspection of a solid waste landfill, located in Ogle County, Illinois and known as Davis Junction Landfill by the Illinois Environmental Protection Agency - Site No. 1418210001.
3. Affiant inspected said Davis Junction Landfill 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

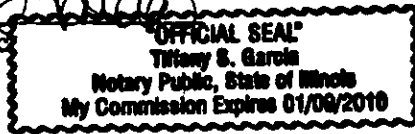
Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said Davis Junction Landfill site.


Joy K. Blizon, Ogle County Solid Waste
Management Department

Subscribed and Sworn to Before Me

this 10 Day of April, 2007


Notary Public



**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
811 Solid Waste Landfill Inspection Checklist**

County: Ogle LPC#: 1418210001 Region: 1 - Rockford
 Location/Site Name: Davis Junction Landfill
 Date: 02/28/2007 Time: From 8:55 am To 10:20 am Previous Inspection Date: 01/18/2007
 Inspector(s): Joy K. Bliton Weather: Haze, 30 degrees, winds SE @ 12 mph
 No. of Photos Taken: # 21 Samples Taken: Yes # _____ No
 Interviewed: Jim Hitzeroth, Environmental Manager Facility Phone No.: (815) 874-9000

Permitted Owner Mailing Address

BFI Waste Systems of North America, Inc.
 Mr. Jim Hitzeroth, Environmental Manager
 26W580 Schick Road
 Hanover Park, IL 60103

Permitted Operator Mailing Address

Chief Operator Mailing Address

Certified Operator Mailing Address

AUTHORIZATION: Significant Modification Permit Initial: 1994-160LF Latest #13(Loa #2006-318)
OPERATIONAL STATUS: Operating Closed-Not Certified. Closed-Date Certified: _____
TYPE OF OPERATION: Existing Landfills 814-Subpart C 814-Subpart D
 New Landfills: 811-Putres./Chem.

	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.	12(f)	CAUSE, THREATEN OR ALLOW DISCHARGE WITHOUT OR IN VIOLATION OF AN NPDES PERMIT	<input type="checkbox"/>
6.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input type="checkbox"/>
7.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:	
	(1)	Without a Permit or in Violation of Any Conditions of a Permit (See Permit Provisions)	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
8.	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"/>
9.	21(f)(1)	CONDUCT ANY HAZARDOUS WASTE-STORAGE, TREATMENT OR DISPOSAL OPERATION WITHOUT A RCRA PERMIT.	<input type="checkbox"/>

LPC #: 1418210001

Inspection Date: 02/28/2007

10.	21(o)	CONDUCT A SANITARY LANDFILL OPERATION WHICH RESULTS IN ANY OF THE FOLLOWING CONDITIONS:	
	(1)	Refuse in Standing or Flowing Water	<input type="checkbox"/>
	(2)	Leachate Flows Entering Waters of the State	<input type="checkbox"/>
	(3)	Leachate Flows Exiting the Landfill Confines	<input type="checkbox"/>
	(4)	Open Burning of Refuse in Violation of Section 9 of the Act	<input type="checkbox"/>
	(5)	Uncovered Refuse Remaining From Any Previous Operating Day or at the Conclusion of Any Operating Day	<input type="checkbox"/> NA
	(6)	Failure to Provide Final Cover Within Time Limits	<input type="checkbox"/> NA
	(7)	Acceptance of Wastes Without Necessary Permits	<input type="checkbox"/> NA
	(8)	Scavenging as Defined by Board Regulations	<input type="checkbox"/> NA
	(9)	Deposition of Refuse in Any Unpermitted Portion of the Landfill	<input type="checkbox"/>
	(10)	Acceptance of Special Waste Without a Required Manifest	<input type="checkbox"/> NA
	(11)	Failure to Submit Reports Required by Permits or Board Regulations	<input checked="" type="checkbox"/>
	(12)	Failure to Collect and Contain Litter by the End of each Operating Day	<input type="checkbox"/> NA
(13)	Failure to Submit Any Cost Estimate, Performance Bond or Other Security	<input type="checkbox"/>	
11.	21(t)	CAUSE OR ALLOW A LATERAL EXPANSION OF A MUNICIPAL SOLID WASTE LANDFILL (MSWLF) UNIT WITHOUT A PERMIT MODIFICATION	<input type="checkbox"/> NA
12.	21.6(b)	ACCEPTANCE OF LIQUID USED OIL FOR FINAL DISPOSAL (EFFECTIVE JULY 1, 1996)	<input type="checkbox"/> NA
13.	22.01	FAILURE TO SUBMIT ANNUAL NONHAZARDOUS SPECIAL WASTE	<input type="checkbox"/>
14.	22.17	LANDFILL POST-CLOSURE CARE	
	(a)	Failure to Monitor Gas, Water, Settling	<input type="checkbox"/>
	(b)	Failure to Take Remedial Action	<input type="checkbox"/>
15.	22.22(c)	ACCEPTANCE OF LANDSCAPE WASTE FOR FINAL DISPOSAL	<input type="checkbox"/> NA
16.	22.23(f)(2)	CAUSE OR ALLOW THE DISPOSAL OF ANY LEAD-ACID BATTERY	<input type="checkbox"/> NA
17.	22.28(b)	ACCEPTANCE OF WHITE GOODS FOR FINAL DISPOSAL	<input type="checkbox"/> NA
18.	55(b)(1)	ACCEPTANCE OF ANY USED OR WASTE TIRE FOR FINAL DISPOSAL (UNLESS LANDFILL MEETS EXEMPTION OF 55(b)(1))	<input type="checkbox"/> NA
19.	56.1(a)	CAUSE OR ALLOW THE DISPOSAL OF ANY POTENTIALLY INFECTIOUS MEDICAL WASTE	<input type="checkbox"/> NA
SOLID WASTE SITE OPERATOR CERTIFICATION LAW REQUIREMENTS			
20.	225 ILCS 230/1004	CAUSING OF ALLOWING OPERATION OF A LANDFILL WITHOUT PROPER COMPETENCY CERTIFICATE	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
PRIOR CONDUCT CERTIFICATION REQUIREMENTS			
21.	745.181	CHIEF OPERATOR REQUIREMENTS	<input type="checkbox"/>
22.	745.201	PRIOR CONDUCT CERTIFICATION PROHIBITIONS	<input type="checkbox"/>
SPECIAL WASTE HAULING REQUIREMENTS			
23.	809.301	REQUIREMENTS FOR DELIVERY OF SPECIAL WASTE TO HAULERS	<input type="checkbox"/> NA

24.	809.302(a)	REQUIREMENTS FOR ACCEPTANCE OF SPECIAL WASTE FROM HAULERS	<input type="checkbox"/> NA
25.	809.501	MANIFESTS, RECORDS, ACCESS TO RECORDS, REPORTING REQUIREMENTS AND FORMS	
	(a)	Delivery of Special Waste to Hauler	<input type="checkbox"/> NA
	(e)	Retention of Special Waste Manifests	<input type="checkbox"/> NA
NEW SOLID WASTE LANDFILL REQUIREMENTS			
	PART 811 SUBPART	GENERAL STANDARDS FOR ALL LANDFILLS	
26.	811.103	SURFACE WATER DRAINAGE	
	(a)	Runoff from Disturbed Areas	<input type="checkbox"/>
	(b)	Diversion of Runoff from Undisturbed Areas	<input type="checkbox"/>
27.	811.104	SURVEY CONTROL	
	(a)	Boundaries Surveyed and Marked	<input type="checkbox"/> NE
	(b)	Stakes and Monuments Marked	<input type="checkbox"/> NE
	(c)	Stakes and Monuments Inspected	<input type="checkbox"/> NE
	(d)	Control Monument Established and Maintained	<input type="checkbox"/> NE
28.	811.105	COMPACTION	<input type="checkbox"/> NA
29.	811.106	DAILY COVER	
	(a)	Six Inches Soil	<input type="checkbox"/> NA
	(b)	Alternative Daily Cover	<input type="checkbox"/> NA
30.	811.107	OPERATING STANDARDS	
	(a)	Phasing of Operations	<input type="checkbox"/> NA
	(b)	Work Face Size and Slope	<input type="checkbox"/> NA
	(c)	Equipment	<input type="checkbox"/>
	(d)	Utilities	<input type="checkbox"/>
	(e)	Maintenance	<input type="checkbox"/>
	(f)	Open Burning	<input type="checkbox"/>
	(g)	Dust Control	<input type="checkbox"/> NA
	(h)	Noise Control	<input type="checkbox"/> NA
	(i)	Vector Control	<input type="checkbox"/>
	(j)	Fire Protection	<input type="checkbox"/>
	(k)	Litter Control	<input type="checkbox"/> NA
	(l)	Mud Tracking	<input type="checkbox"/> NA
	(m)	Liquid Restrictions for MSWLF Units	<input type="checkbox"/> NA
31.	811.108	SALVAGING	
	(a)	Salvaging Interferes with Operation	<input type="checkbox"/> NA
	(b)	Safe and Sanitary Manner	<input type="checkbox"/> NA
	(c)	Management of Salvagable Materials	<input type="checkbox"/> NA
32.	811.109	BOUNDARY CONTROL	
	(a)	Access Restricted	<input type="checkbox"/>
	(b)	Proper Sign Posted	<input type="checkbox"/>

LPC #: 1418210001

Inspection Date: 02/28/2007

33.	811.110	CLOSURE AND WRITTEN CLOSURE PLAN	
	(a)	Final Slopes and Contours	<input type="checkbox"/>
	(b)	Drainage Ways and Swales	<input type="checkbox"/>
	(c)	Final Configuration	<input type="checkbox"/>
	(d)	Written Closure Plan	<input type="checkbox"/>
	(e)	Initiation of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(f)	Completion of Closure Activities at MSWLF Units	<input type="checkbox"/>
	(g)	Deed Notation for MSWLF Units	<input type="checkbox"/>
34.	811.111	POST-CLOSURE MAINTENANCE	
	(a)	Procedures After Receipt of Final Volume of Waste	<input type="checkbox"/> NA
	(b)	Remove All Equipment of Structures	<input type="checkbox"/>
	(c)	Maintenance and Inspection of the Final Cover and Vegetation	<input type="checkbox"/>
	(d)	Planned Uses of Property at MSWLF Units	<input type="checkbox"/>
35.	811.112	RECORDKEEPING REQUIREMENTS FOR MSWLF UNITS	
	(a)	Location Restriction Demonstration	<input type="checkbox"/> NA
	(b)	Load Checking Requirements	<input type="checkbox"/> NA
	(c)	Gas Monitoring Records	<input type="checkbox"/> NE
	(d)	MSWLF Liquid Restriction Records	<input type="checkbox"/> NE
	(e)	Groundwater Monitoring Program Requirements	<input type="checkbox"/> NE
	(f)	Closure and Post Closure Care Requirements	<input type="checkbox"/>
	(g)	Cost Estimates and Financial Assurance Requirements	<input type="checkbox"/> NE
	PART 811 SUBPART C	PUTRESCIBLE AND CHEMICAL WASTE LANDFILLS	
36.	811.302	FACILITY LOCATION	
	(c)	Site Screening (Does Not Apply To Part 814-Subpart D Sites)	<input type="checkbox"/>
37.	811.309	LEACHATE TREATMENT AND DISPOSAL SYSTEM	
	(a)	General Requirements	<input type="checkbox"/> NE
	(c)	Standards for On-Site Treatment and Pretreatment	<input type="checkbox"/> NE
	(d)	Standards for Leachate Storage System	<input type="checkbox"/>
	(e)	Standards for Discharge to Off-Site Treatment	<input type="checkbox"/>
	(f)	Standards for Leachate Recycling Systems	<input type="checkbox"/> NA
	(g)	Standards for Leachate Monitoring Systems	<input type="checkbox"/>
38.	811.310	LANDFILL GAS MONITORING (FOR SITES ACCEPTING PUTRESCIBLE WASTE)	
	(b)	Location and Design of Gas Monitoring Wells	<input type="checkbox"/>
	(c)	Monitoring Frequency for Landfill Gas	<input type="checkbox"/> NE
	(d)	Monitoring Parameters	<input type="checkbox"/> NE
39.	811.311	LANDFILL GAS MANAGEMENT SYSTEM (FOR CHEMICAL AND PUTRESCIBLE LANDFILLS)	
	(a)	Conditions for Installation of Gas Management System	<input type="checkbox"/>
	(b)	Notification and Implementation Requirements	<input type="checkbox"/>
	(c)	Standards for Gas Venting	<input type="checkbox"/>
	(d)	Standards for Gas Collection	<input type="checkbox"/>

40.	811.312	LANDFILL GAS PROCESS AND DISPOSAL SYSTEM	
	(c)	No Unpermitted Gas Discharge	<input type="checkbox"/>
	(d)	Gas Flow Rate Measurements into Treatment of Combustion Device	<input type="checkbox"/> NE
	(e)	Standards for Gas Flares	<input type="checkbox"/>
	(f)	Standards for On-Site Combustion of Landfill Gas Using Devices Other Than Flares	<input type="checkbox"/> NE
	(g)	Gas Transported Off-Site	<input type="checkbox"/> NE
41.	811.313	INTERMEDIATE COVER	
	(a)	Requirements for the Application for Intermediate Cover	<input type="checkbox"/> NA
	(b)	Runoff and Infiltration Control	<input type="checkbox"/> NA
	(c)	Maintenance of Intermediate Cover	<input type="checkbox"/> NA
42.	811.314	FINAL COVER SYSTEM (DOES NOT APPLY TO PART 814 SITES THAT HAVE CLOSED, COVERED AND VEGETATED PRIOR TO SEPTEMBER 18, 1990)	
	(a)	General Requirements	<input type="checkbox"/>
	(b)	Standards for Low Permeability Layer	<input type="checkbox"/>
	(c)	Standards for Final Protective Layer	<input type="checkbox"/>
43.	811.316	PLUGGING AND SEALING OF DRILL HOLES	<input type="checkbox"/>
44.	811.321	WASTE PLACEMENT	
	(a)	Phasing of Operations	<input type="checkbox"/> NA
	(b)	Initial Waste Placement	<input type="checkbox"/> NA
45.	811.322	FINAL SLOPE AND STABILIZATION	
	(a)	Grade Capable of Supporting Vegetation and Minimizing Erosion	<input type="checkbox"/>
	(b)	Slopes Required to Drain	<input type="checkbox"/>
	(c)	Vegetation	<input type="checkbox"/>
	(d)	Structures Built over the Unit	<input type="checkbox"/>
46.	811.323	LOAD CHECKING PROGRAM	
	(a)	Load Checking Program Implemented	<input type="checkbox"/> NA
	(b)	Load Checking Program for PCB's at MSWLF Units	<input type="checkbox"/> NA
	(c)	Load Checking Program Components	<input type="checkbox"/> NA
	(d)	Handling Regulated Hazardous Wastes	<input type="checkbox"/> NA
	PART 811 SUBPART D	MANAGEMENT OF SPECIAL WASTES AT LANDFILLS	
47.	811.402	NOTICE TO GENERATORS AND TRANSPORTERS	<input type="checkbox"/> NA
48.	811.403	SPECIAL WASTE MANIFESTS REQUIREMENTS	<input type="checkbox"/> NA
49.	811.404	IDENTIFICATION RECORD	
	(a)	Special Waste Profile Identification Sheet	<input type="checkbox"/> NA
	(b)	Special Waste Recertification	<input type="checkbox"/> NA
50.	811.405	RECORDKEEPING REQUIREMENTS	<input type="checkbox"/>
51.	811.406	PROCEDURES FOR EXCLUDING REGULATED HAZARDOUS WASTES	<input type="checkbox"/> NA

PART 811 SUBPART G		FINANCIAL ASSURANCE	
52.	811.700	COMPLY WITH FINANCIAL ASSURANCE REQUIREMENTS OF PART 811, SUBPART G	<input type="checkbox"/> NE
53.	811.701	UPGRADING FINANCIAL ASSURANCE	<input type="checkbox"/> NE
54.	811.704	CLOSURE AND POST-CLOSURE CARE COST ESTIMATES	<input type="checkbox"/> NE
55.	811.705	REVISION OF COST ESTIMATE	<input type="checkbox"/> NE
SOLID WASTE FEE SYSTEM REQUIREMENTS			
56.	Part 858 Subpart B	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS WEIGHED (LIST SPECIFIC SECTION	<input type="checkbox"/> NA
57.	Part 858 Subpart C	MAINTAINED, RETAINED & SUBMITTED DAILY & MONTHLY SOLID WASTE RECORDS AND QUARTERLY SOLID WASTE SUMMARIES WHERE INCOMING WASTE IS NOT WEIGHED (LIST SPECIFIC	<input type="checkbox"/> NA
OTHER REQUIREMENTS			
58.	OTHER:	APPARENT VIOLATION OF: (<input type="checkbox"/> PCB; (<input type="checkbox"/> CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
59.	813.504	An annual report shall be submitted to the Agency each calendar year, by the date specified by the Agency in the facility permit.	<input checked="" type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- The provisions of subsection (o) 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

NARRATIVE INSPECTION REPORT DOCUMENT

Date of Inspection: 02/28/2007

Inspector: Joy Bliton

Site Code: 1418210001

County: Ogle

Site Name: Davis Junction Landfill

Time: 8:55 a.m. – 10:20 a.m.

General Remarks

I arrived at the Davis Junction landfill at 8:55 a.m. Jim Hitzeroth arrived at 9:26 a.m. and we started our inspection of the site.

I had called Jim on February 23, 2007 to set up an appointment for an inspection on February 28, 2007. During that phone conversation, I informed him that we had not received a 2005 Annual Report from them. He said that he would send me a copy. At our inspection on February 28, 2007, Jim said that Weever Boos consultants were going to Fed Ex a copy to me and it has probably already been sent.

We drove over to the leachate tanks. Leachate was being pumped from the #2 tank to the tanker truck. Jim and I then walked onto the landfill. We stopped at various extraction wells. Some of the wells will need well boot repairs as the boots have settled. One extraction well had a vacuum leak and will need to be repaired.

We walked along, stopping at various extraction wells. We noted ponded water south of EW #30 and northwest of EW #18. These low areas will need to be filled to facilitate drainage, as required by the permit and post closure care plan. According to 35 Illinois Administrative Code, Section 811.322(b), all slopes shall be designed to drain run off away from the cover and which prevents ponding. No standing water shall be allowed anywhere in or on the unit.

By March 30 of each year, annual inspections shall be conducted of the vegetative cover until settling has stopped and there are no eroded or scoured areas. Any rills, gullies, crevices, eroded and scoured drainage channels, holes, depressions created by settling, failed or eroded vegetation in excess of 100 square feet cumulatively must then be repaired.

I looked at two ground water monitoring wells. They were only labeled with the Applicant's designation: #179D and #171I. The Illinois EPA designations for these two wells are G79D and G71M, respectively. The caps were on and padlocked. The gas probe # 09 also had a cap on and was padlocked.

We walked back to the vehicles. I left the site at 10:20 a.m.

I had contacted the IEPA a number of times during February and early March to discuss whether they had received the Davis Junction Landfill, 2005 Annual Report. They checked their records and were unable to locate it.

I received a copy of the 2005 Annual Report from Weever Boos Consultants on March 9, 2007. The cover letter was missing. I called Jim Hitzeroth on March 12, 2007. I told him that I received a copy of the 2005 Annual Report but the dated cover letter was omitted. I asked him if he knew when it was submitted. He said he did not know. He would check on it. I then received a call from Beth Steinhour of Weever Boos Consultants who said that the report was just submitted to the IEPA last week. She said it had been completed but was never submitted.

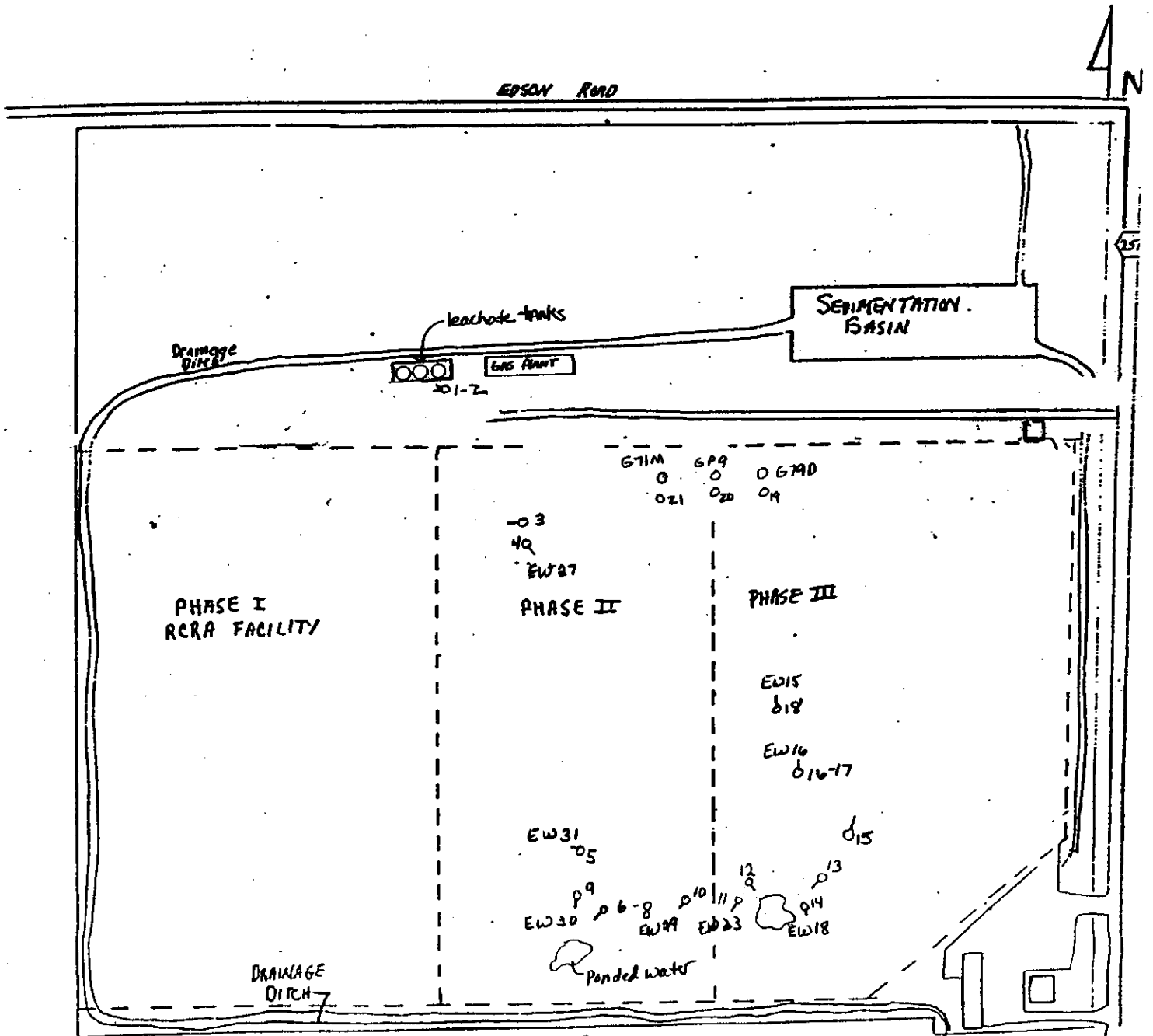
On March 16, 2007, the OCSWMD received from Weever Boos Consultants the cover letter for the 2005 Annual Report. The letter was not dated.

On April 2, 2007, the OCSWMD received the IEPA date-stamped cover letter from the IEPA (dated March 7, 2007). This confirms the 2005 Annual Report was not received by the IEPA by the required date of May 1, 2006.

STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

SITE SKETCH

Date of Inspection: 2/28/2007 Inspector: JA
Site Code: 1418210001 County: Ogle
Site Name: BFI/Davis Junction Time: 8:55 am - 10:20 am



NOT TO SCALE

LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:31 a.m.
DIRECTION: W
PHOTO #: 1418210001~02282007-001
COMMENTS: Pumping leachate from
the tank to the tanker truck.



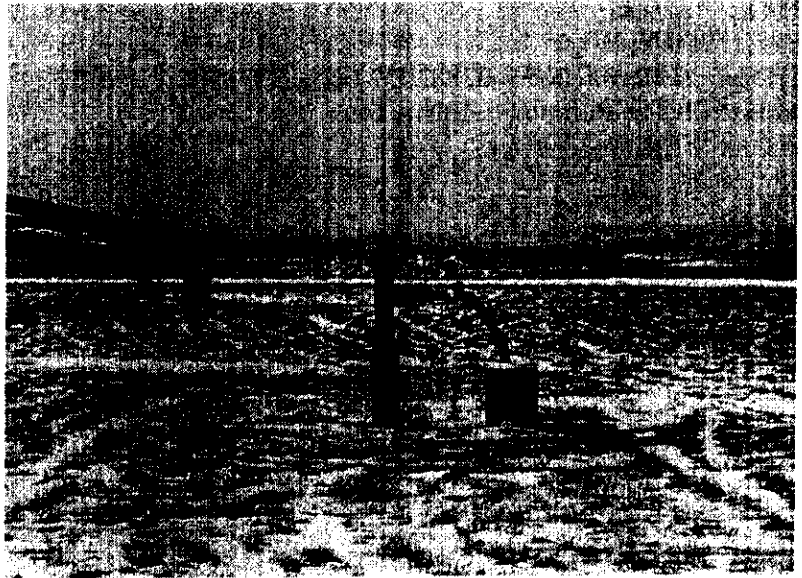
TIME: 9:31 a.m.
DIRECTION: NW
PHOTO #: 1418210001~02282007-002
COMMENTS: Pumping leachate from
tank to tanker truck.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:37 a.m.
DIRECTION: W
PHOTO #: 1418210001~02282007-003
COMMENTS: Landfill extraction wells.



TIME: 9:38 a.m.
DIRECTION: Se
PHOTO #: 1418210001~02282007-004
COMMENTS: EW #27.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:43 a.m.
DIRECTION: NW
PHOTO #: 1418210001~02282007-005
COMMENTS: EW #31.



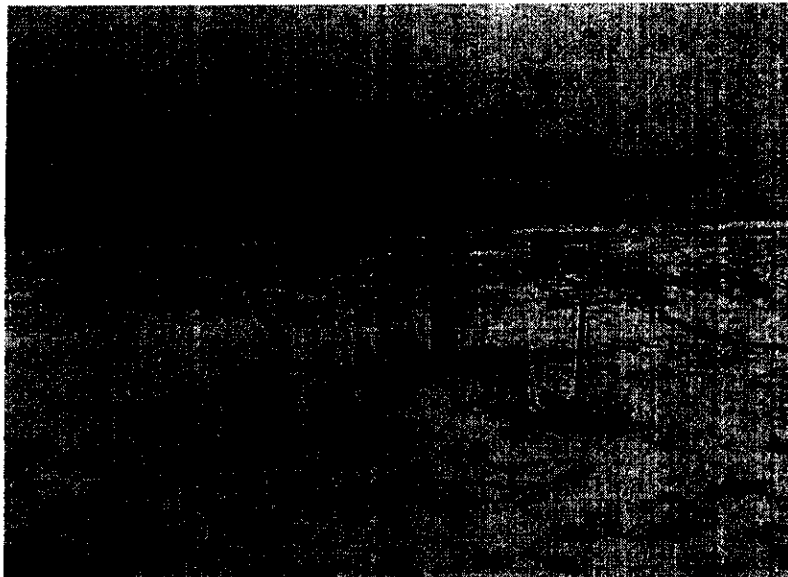
TIME: 9:45 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-006
COMMENTS: Poned water, south of
EW #30.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:45 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-007
COMMENTS: EW #30.



TIME: 9:45 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-008
COMMENTS: Ponded water, south of
EW #30.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:46 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-009
COMMENTS: EW #30, ponded water
south of well, half of well cover missing.



TIME: 9:47 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-010
COMMENTS: EW #29.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:49 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-011
COMMENTS: EW #23.



TIME: 9:50 a.m.
DIRECTION: SE
PHOTO #: 1418210001~02282007-012
COMMENTS: Ponded water northwest
of EW #18.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:50 a.m.
DIRECTION: SW
PHOTO #: 1418210001~02282007-013
COMMENTS: Ponded water northwest
of EW #18.



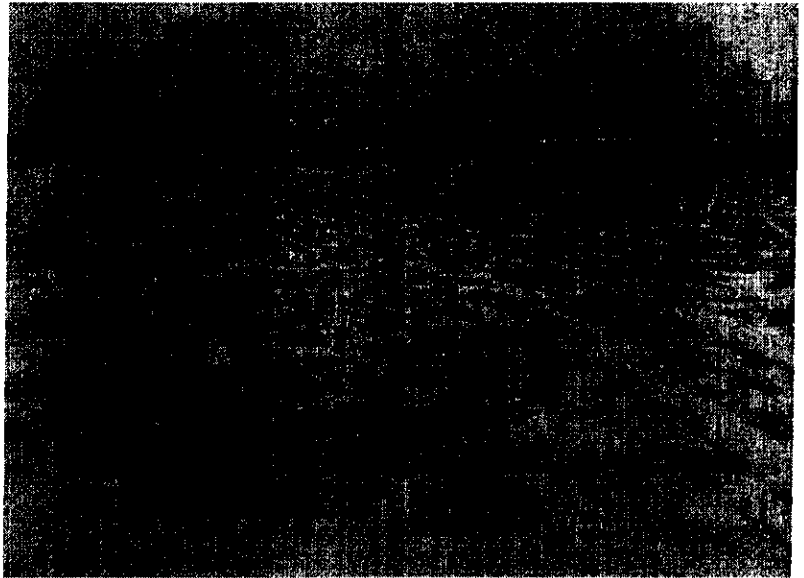
TIME: 9:50 a.m.
DIRECTION: S
PHOTO #: 1418210001~02282007-014
COMMENTS: EW #18.



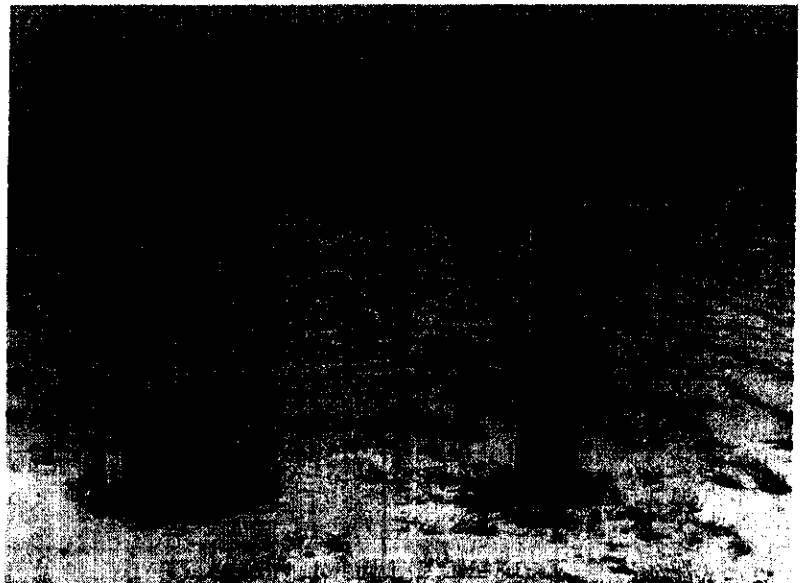
LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:51 a.m.
DIRECTION: NE
PHOTO #: 1418210001~02282007-015
COMMENTS: East side of landfill.



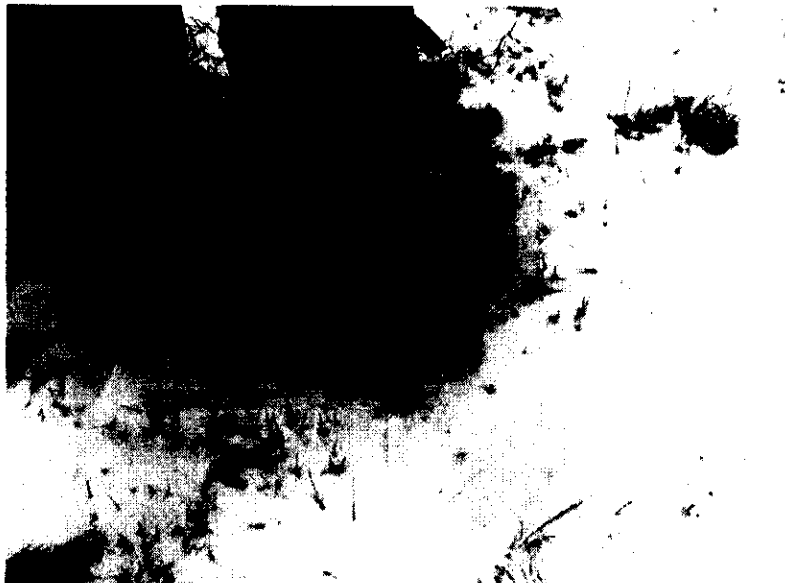
TIME: 9:54 a.m.
DIRECTION: N
PHOTO #: 1418210001~02282007-016
COMMENTS: EW #16.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 9:54 a.m.
DIRECTION: Down
PHOTO #: 1418210001~02282007-017
COMMENTS: EW #16, need of well
boot repair.



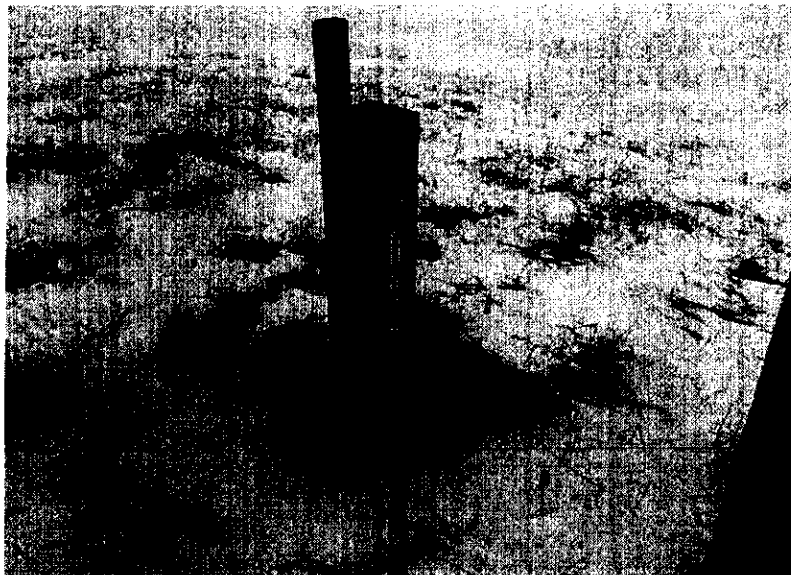
TIME: 9:56 a.m.
DIRECTION: N
PHOTO #: 1418210001~02282007-018
COMMENTS: EW #15.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 10:05 a.m.
DIRECTION: Down
PHOTO #: 1418210001~02282007-019
COMMENTS: Groundwater monitoring well G179D. (IEPA designation: G79D), labeled incorrectly, well not labeled with IEPA designation.



TIME: 10:06 a.m.
DIRECTION: Down
PHOTO #: 1418210001~02282007-020
COMMENTS: Gas probe #9.



LPC #1418210001 – Ogle County
Site Name: Davis Junction Landfill
Photos taken by: J.K. Bliton
Date: February 28, 2007
FOS File

Illinois Environmental Protection Agency
DIGITAL PHOTOGRAPH PHOTOCOPIES

TIME: 10:06 a.m.
DIRECTION: Down
PHOTO #: 1418210001~02282007-021
COMMENTS: Groundwater monitoring well G171I, (IEPA designation: G71M), labeled incorrectly, well not labeled with IEPA designation.

