6/30/2022

LB Five LLC, Series E
C/O Joseph Lazar
44W322 Illinois Route 64
Maple Park, IL 601518520

In Re: Facility No. 2023831
IEMA Incident No. 20220198
Oasis Lily Lake, Inc.
44W322 Highway 64
Lily Lake, Kane, IL 60151

Dear Applicant:

The Reimbursement Eligibility and Deductible Application received on June 24, 2022 for the above referenced occurrence has been reviewed. The following determinations have been made based upon this review.

It has been determined that you are eligible to seek payment of costs in excess of $5,000. The costs must be in response to the occurrence referenced above and associated with the following tanks:

Eligible Tanks

Tank 1 6000 gallon Gasoline - Regular
Tank 3 10000 gallon Diesel Fuel
Tank 4 10000 gallon Diesel Fuel
Tank 5 10000 gallon Gasoline - Premium
Tank 6 10000 gallon Gasoline - Regular
Tank 7 10000 gallon Gasoline - Regular

You must contact the Illinois Environmental Protection Agency to receive a packet of Agency billing forms for submitting your request for payment.

An owner or operator is eligible to access the Underground Storage Tank Fund if the eligibility requirements are satisfied:

1. Neither the owner nor the operator is the United States Government,

2. The tank does not contain fuel which is exempt from the Motor Fuel Tax Law,

3. The costs were incurred as a result of a confirmed release of any of the following substances:

   "Fuel", as defined in Section 1.19 of the Motor Fuel Tax Law

   Aviation fuel

   Heating oil

   Kerosene

   Used oil, which has been refined from crude oil used in a motor vehicle, as defined in Section 1.3 of the Motor Fuel Tax Law.

4. The owner or operator registered the tank and paid all fees in accordance with the statutory and regulatory requirements of the Gasoline Storage Act.

5. The owner or operator notified the Illinois Emergency Management Agency of a confirmed release, the costs were incurred after the notification and the costs were a result of a release of a substance listed in this Section. Costs of corrective action or indemnification incurred before providing that notification shall not be eligible for payment.

6. The costs have not already been paid to the owner or operator under a private insurance policy, other written agreement, or court order.

7. The costs were associated with "corrective action".

This constitutes the final decision as it relates to your eligibility and the set deductible. We reserve the right to change the deductible determination should additional information that would change the determination become available. An underground storage tank owner or operator may appeal the decision to the Illinois Pollution Control Board (Board), pursuant to Section 57.9 (c) (2). An owner or operator who seeks to appeal the decision shall file a petition for a hearing before the Board within 35 days of the date of issuance of the final decision, (35 Illinois Administrative Code 105.504(b)).

For information regarding the filing of an appeal, please contact:

Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620

The following tanks are also listed for this site:

Tank 2 6000 gallon Kerosene
Tank 8 3000 gallon Diesel Fuel
Tank 9 6000 gallon Gasoline
Tank 10 4000 gallon Gasoline
Tank 11 500 gallon Used Oil
Tank 12 20000 gallon Gasoline - Regular
Tank 13 20000 gallon Diesel Fuel
Tank 14 10000 gallon Gasoline - Premium
Tank 15 5000 gallon Kerosene
Tank 16 5000 gallon Racing Fuel

Your application indicates that there has not been a release from these tanks under this incident number. You may be eligible to seek payment of corrective action costs associated with these tanks if it is determined that there has been a release from one or more of these tanks. Once it is determined that there has been a release from one or more of these tanks you may submit a separate application for an eligibility determination to seek corrective action costs associated with this/these tanks.

If you have any questions, please contact our Office at (217) 785-1020.

Sincerely,

Deanne Lock

Division of Petroleum and Chemical Safety