



ILLINOIS COMMERCE COMMISSION

February 25, 2014

The Honorable Warren Mitchell
Mayor of Tamms
Village of Tamms
425 Front Street
Tamms, IL 62988

Re: Notice of Probable Violation (NOPV # 2014-V001-00006)

Dear Mayor Mitchell:

A representative of the Illinois Commerce Commission Pipeline Safety Program ("Staff") conducted a Field and Compliance Follow-Up audit for the Village of Tamms ("Tamms") on February 6-7, 2014 (Inspection # 2014-P-00039). During that audit, our Analyst observed the following probable violations with reference to Part 192 of the Federal Regulations for the transportation of Natural Gas. A Notice of Probable Violation ("NOPV") has been issued for the sections of the Code of Federal Regulations ("CFR") cited, and was discussed with Sam Davis on February 7, 2014.

Below is the applicable section of the CFR and the subsection language applicable to the violation. In some instances, additional sections of the CFR are referenced to clarify the inadequacy identified. Following the CFR or subsection language is a description of each violation along with required corrective measures that must be taken to become compliant with the CFR.

NOPV # 2014-V001-00006

CFR § §192.707: "Line markers for mains and transmission lines" states in paragraph (d), "Marker warning. The following must be written legibly on a background of sharply contrasting color on each line marker: (2) The name of the operator and telephone number (including area code) where the operator can be reached at all times."

Listed below is an instance detailing the failure to meet the requirements as stipulated under **49 CFR §192.707 (d) (2)**:

Tamms does not have the name of the operator on the line markers.

Tamms needs to put the operator's name written legibly on a background of sharply contrasting color on each pipeline marker.

Upon receipt of the NOPV, the Village of Tamms may submit to this office by March 27, 2014, in writing, evidence refuting the probable violation referenced in the NOPV. If evidence refuting the probable violation cannot be provided, you must submit a written plan of action outlining actions to be taken to correct the violation, including a schedule and the date when compliance is anticipated within 30 days from the date of this letter. The response should include the steps that Tamms has taken, or expects to take to prevent a recurrence of this situation.

Once the inadequacies identified herein have been addressed, documentation confirming the corrective action must be forwarded to this office. Staff will review the documentation provided to determine compliance. Any correspondence must include the Inspection Report Number as well as the corresponding NOPV Number.

Failure to respond to this letter by the date specified above and take corrective actions will subject Tamms to a penalty assessment as allowed under Section 7 of the Illinois Gas Pipeline Safety Act (220 ILCS 20/7).

Please be advised that pursuant to IL Adm. Code Part 596 of the Commission's Rules, all information regarding this inspection in possession of the Commission, including communications regarding this inspection will be made available to the public and posted on the Commission's website. Confidential and/or personal information including, but not limited to social security numbers, drivers license numbers, credit card numbers, debit card numbers, and medical records, etc. should be included in neither inspection documents nor correspondence with the Commission. Any person, as set forth in Section 596.20, who believes that any inspection information is confidential or proprietary shall request that the Commission enter an order to protect the confidential or proprietary information pursuant to 83 Ill. Adm. Code 200.430.

If you have any questions concerning this matter, please contact Valerie Schwing at (217) 414-9608, or I may be contacted at (217) 785-1165.

Sincerely,



Darin R. Burk
Manager- Pipeline Safety

DRB/mn