

ILLINOIS POLLUTION CONTROL BOARD  
July 29, 2021

WEGLARZ HOTEL III, LLC, WEGLARZ )  
HOTEL IV, LLC, and WEGLARZ HOTEL V, )  
LLC, )  
 )  
Complainants, )  
 )  
v. ) PCB 19-64  
 ) (Citizens Enforcement – Noise)  
THE BELT RAILWAY COMPANY OF )  
CHICAGO, )  
 )  
Respondent. )

ORDER OF THE BOARD (by C.M. Santos):

On October 2, 2018, Weglarz Hotel III, LLC, Weglarz Hotel IV, LLC, and Weglarz Hotel V, LLC (collectively, Weglarz Hotels) filed a complaint against The Belt Railway of Chicago (The Belt). The complaint concerns The Belt’s freight rail switching and clearing yard located at 6900 South Central Avenue in Bedford Park, Cook County.

On January 17, 2019, the Board granted The Belt’s November 5, 2018 motion to stay this case pending resolution of the parties’ federal court action.

On July 22, 2021, Weglarz Hotels filed a motion to dismiss (Mot.). The motion states that the parties have entered an agreement to settle this proceeding and the action The Belt filed in U.S. District Court. Mot. at 1, citing The Belt Railway Co. of Chicago v. Weglarz Hotel III, LLC, et al., No. 1:18-cv-7361 (N.D. Ill.). Weglarz Hotels request that the Board dismiss this matter without prejudice and close the docket. Mot. at 1.

First, the Board lifts the stay. The Board grants Weglarz Hotels’ motion, dismisses the complaint without prejudice, and closes the docket.

IT IS SO ORDERED.

I, Tim Fox, Acting Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on July 29, 2021, by a vote of 4-0.



Tim Fox, Acting Clerk  
Illinois Pollution Control Board