

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
)
 Petition for Adjusted Standard) AS 08-003
 from 35 Ill. ADM. CODE 620.420) (Adjusted Standard-Water)
 For Nobel Risley's Landfill #2)

NOTICE OF FILING

To: John T. Therriault Carol Webb
 Clerk of the Board Hearing Officer
 Illinois Pollution Control Board Illinois Pollution Control Board
 James R. Thompson Center 1021 North Grand Avenue East
 100 West Randolph Street Post Office Box 19274
 Suite 11-500 Springfield, Illinois 62794
 Chicago, Illinois 60601

James. M. Kropid
 Division of Legal Counsel, #21
 Illinois Environmental Protection Agency
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794

PLEASE TAKE NOTICE that today I have filed with the Office of the Clerk of the Pollution Control Board an ENTRY OF APPEARANCE and a CERTIFICATE OF PUBLICATION in the above-titled matter. Copies of these documents are hereby served upon you.

Respectfully submitted,

Nobel Risley

By: LIVINGSTON LAW FIRM



NICK M. SAN DIEGO #6293689
 Attorney for the Petitioner
 nick@livingstonlaw.biz
 5701 Perrin Road
 Fairview Heights, IL 62208
 Telephone 618-628-7700
 Fax 618-628-7710

December 19, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
Petition for Adjusted Standard) AS 08-003
from 35 ILL. ADM. CODE 620.420) (Adjusted Standard-Water)
For Nobel Risley's Landfill #2)

ENTRY OF APPEARANCE

The undersigned hereby enters his appearance in the above-captioned matter as counsel for the Petitioner, Nobel Risley.

Respectfully submitted,



NICK M. SAN DIEGO #6293689
Attorney for the Petitioner
nick@livingstonlaw.biz
5701 Perrin Road
Fairview Heights, IL 62208
Telephone 618-628-7700
Fax 618-628-7710

DATED: December 19, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
Petition for Adjusted Standard)	AS 08-003
from 35 Ill. ADM. CODE 620.420)	(Adjusted Standard-Water)
For Nobel Risley's Landfill #2)	

CERTIFICATE OF PUBLICATION

Pursuant to 35 Ill. Adm. Code 104.408 and 104.410, Nobel Risley's Landfill #2 ("Risley"), by and through its attorney, Nick M. San Diego, of the Livingston Law Firm, files its certificate that the appropriate public notice was filed with a newspaper of general circulation within 14 days of the filing of its Amended Petition for Adjusted Standards. The Certificate of Publication issued by the Benton Evening News, a newspaper of general circulation in the Benton, Illinois, area, is attached hereto and incorporated herein as Exhibit A.

Respectfully submitted,

Nobel Risley

By: LIVINGSTON LAW FIRM

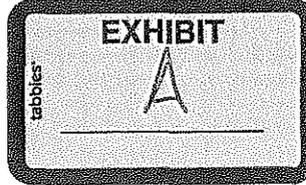


NICK M. SAN DIEGO #6293689
 Attorney for the Petitioner
 nick@livingstonlaw.biz
 5701 Perrin Road
 Fairview Heights, IL 62208
 Telephone 618-628-7700
 Fax 618-628-7710

DATED: December 19, 2007

CERTIFICATE OF PUBLICATION

STATE OF ILLINOIS, Franklin County - SS.



**PUBLIC NOTICE
NOTICE OF
PETITION BY THE
RISLEY LANDFILL #2
FOR ADJUSTED
STANDARDS BEFORE
THE ILLINOIS
POLLUTION
CONTROL BOARD**

The Nobel Risley Landfill #2 (9957 River Bend Road, Benton, Illinois 62812) filed an Amended Petition for Adjusted Standards with the Illinois Pollution Control Board on November

30, 2007, in which the Amended Petition is docketed as AS-08-003. This Amended Petition seeks Adjusted Standards from the Board's groundwater quality standards (35 Ill. Adm. Code 620.420) as they apply to levels of dissolved chlorides and dissolved sulfates in groundwater under the landfill. The footprint of the landfill is about eight acres with up to 20 feet of thickness of waste. The landfill stopped receiving non-hazardous municipal solid waste in 1988 and has completed its post-closure care period. Risley has documented that levels of chloride in two of nine monitoring wells are higher than the applicable groundwater quality standards but submits that the area groundwater is not capable of supporting sustained yield of water and is not suitable for use as potable water. Risley has documented that levels of sulfates in some of its monitoring wells are higher than the applicable groundwater quality

standards but submits that the area is not capable of supporting sustained yield of water and is not suitable for use as potable water. Further, there are no private water wells located down-gradient of the landfill. Treating the groundwater to meet the standards would be technically infeasible and economically unreasonable. Risley is asking the Board to increase the groundwater quality standards so that the current levels are in compliance with the Board's regulations.

Any person may cause a public hearing to be held in the above-described adjusted standard proceeding by filing a hearing request with the Illinois Pollution Control Board within 21 days after the date of the publication of this notice. The hearing request should clearly indicate the docket number of the adjusted standard proceeding, as found in this notice, and must be mailed to the Clerk of the Board, Illinois Pollution Control Board, 100 W.

Randolph Street, Suite 11-500, Chicago, Illinois 60601.

Published in the Benton Evening News on December 7, & 8, 2007.

12/07, 12/08/2007

Liberty Group Publishing, a corporation organized and existing under and by virtue of the law of the State of Illinois, does hereby certify that it is the publisher of the Benton Evening News.

That said Benton Evening News is a secular newspaper and has been published daily in the City of Benton, County of Franklin and State of Illinois, continuously for more than six months prior to, and on and since the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said County and State.

That a notice of which the annexed slip is a true copy, was published 2 times in said Benton Evening News, on the following dates, to-wit:

Dec. 7 A.D. 20 07
Dec. 8 A.D. 20 07
_____ A.D. 20 _____

In witness whereof, the undersigned, the said Benton Evening News Company, has caused this certificate to be signed by Terra Kerkemeyer, Publisher at Benton this 8 day of Dec A.D. 20 07

BENTON EVENING NEWS

by Terra Kerkemeyer

Publication Fee \$ 170.68