

ILLINOIS POLLUTION CONTROL BOARD  
January 19, 2017

MATT GILL, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 16-68  
 ) (Citizens Enforcement - Noise)  
 CHS INC. – CARROLLTON FARMERS )  
 ELEVATOR, )  
 )  
 Respondent. )

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

Matt Gill alleged in a citizen’s complaint that CHS Inc. – Carrollton Farmers Elevator (CHS) violated the numeric noise provisions of the Board’s rules. The complaint concerns noise allegedly emitted to Mr. Gill’s residence from CHS facilities located in Carrollton, Greene County. On January 21, 2016, the Board struck as frivolous a request for stipulated penalties but otherwise accepted the complaint for hearing.

On January 3, 2017, Mr. Gill filed a voluntary motion to dismiss his complaint without prejudice. CHS has not responded to the motion and therefore waives any objection to the Board granting the motion. 35 Ill. Adm. Code 101.500(d). The Board grants the motion, dismisses the complaint without prejudice, and closes the docket. See Susan Malinowski v. Chicago Transit Auth., PCB 10-36 (July 15, 2010) (granting citizen complainant’s unopposed motion for voluntary dismissal without prejudice).

IT IS SO ORDERED.

I, Don A. Brown, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on January 19, 2017, by a vote of 5-0.



Don A. Brown, Assistant Clerk  
Illinois Pollution Control Board