ILLINOIS POLLUTION CONTROL BOARD January 10, 1991

MADISON COUNTY CONVERSATION ALLIANCE RICHARD WORTHEN, CLARENCE BOHM, HARRY PARKER, GEORGE ARNOLD, CLINTON AUFDERHEIDE, MARY AUFDERHEIDE, WILLIAM DORRIS and MARY DORRIS,))))
Petitioners,)
ν.) PCB 90-239) (Landfill Siting) Review)
MADISON COUNTY and ENVIRONMENTAL CONTROL SYSTEMS, INC.,)))

Respondents.

ORDER OF THE BOARD (by B. Forcade):

On January 9, 1991, the Board received documents purporting to be the record of this proceeding. Those documents are not accepted as filing of the record as required by the Board's Order of December 20, 1990. In that prior Order the Board stated:

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The record shall contain the originals of all documents, shall be arranged as much as is possible in chronological sequence, and shall be sequentially numbered, placing the letter "C" before the number of such page. In addition to the actual documents which comprise the record, the Madison County Clerk shall also prepare a document entitled "Certificate of Record on Appeal" which shall be an index of the record that lists the documents comprising the record. Seven copies of the certificate, seven copies of the transcript of the Madison County hearing and three copies of any other documents in the record shall be filed with the Board, and a copy of the certificate shall be served upon the petitioner(s).

Neither the documents filed, nor the Certificate of Record on Appeal are numbered in any manner. This failure to page number documents makes identification of any particular piece of the record extremely difficult, especially here where the record is approximately two feet of paper. The Board will require the County to paginate each document in the record. In addition, the Index of Record or Certificate of Record on Appeal must contain the beginning and ending page number for each document described. Finally, the Board requires three (3) copies of the record to be filed, not one copy. The Board will therefore Order the County to file three copies of an accurately paginated record, as well as a revised Index of Record reflecting the accurate page numbers. For information purposes, the Board is attaching a copy of a correct index of record from a recent case as an example. See attachment A to this Order.

The Clerk of the Board is directed to contact the County Clerk and to arrange for filing, as soon as possible but not later than February 1, 1991, of a correct record in the most effective manner.

The Board notes that the record filed contains certain oversized exhibits, certain physical evidence (a sample of polyethylene landfill liner material, and a videotape) which cannot be easily reproduced. The Board hereby grants permission to file just the one original of these materials, but they must be properly identified and labelled.

IT IS SO ORDERED

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 10th day of 3nuary, 1991, by a vote of 7-0.

Dorothy M. Gunn, Clerk Illinois Pollution Control Board