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OCT 23 2003

BEFORE THE ILLINOIS POLLUTION BOARD

| BYRON SANDBERG, Petitioners, | Pollution Control Board | | |
|---|--|--|--|
| VS. |) Case No. PCB 04-33) (Third Party Pollution Control) (Facility Siting Appeal) | | |
| CITY OF KANKAKEE, ILLINOIS CITY COUNCIL and TOWN AND COUNTRY UTILITIES, INC. and KANKAKEE REGIONAL LANDFILL, L.L.C. Respondents. | (Pacility Siting Appeal))))) | | |
| WASTE MANAGEMENT OF ILLINOIS, Petitioners, | | | |
| VS. | Case No. PCB 04-34 (Third Party Pollution Control (Facility Siting Appeal) | | |
| CITY OF KANKAKEE, ILLINOIS CITY COUNCIL and TOWN AND COUNTRY UTILITIES, INC. and KANKAKEE REGIONAL LANDFILL, L.L.C. Respondents. | (Facility Siting Appear) | | |
| COUNTY OF KANKAKEE, ILLINOIS, and EDWARD D. SMITH, KANKAKEE COUNTY STATES ATTORNEY, Petitioners, | | | |
| vs.) | Case No. PCB 04-34 (Third Party Pollution Control (Facility Siting Appeal) | | |
| CITY OF KANKAKEE, ILLINOIS CITY COUNCIL and TOWN AND COUNTRY UTILITIES, INC. and) KANKAKEE REGIONAL LANDFILL, L.L.C. Respondents | (i acility Citility Appeal) | | |

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| 20. Public Comments Ron Thompson Karl Kruse Larry O'Connor/ Mark Benoit | C 1571 - C 1572 C 1573 - C 1576 C 1577 - C 1592 |
| 21. City Of Kankakee Consultant Report Dr. Ronald Yarborough | C 1593 - C 1617 |
| 22. Proposed Findings of Fact and Final Arguments Byron Sandberg Kankakee County (Includes "Additional Public Comment | C 1618 - 1629 C 1626 - C 1776 |
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| Summary of Evidence Proposed Findings of Fact 23. Notices of City Council Meetings 24. City of Kankakee Siting Ordinance as Amended | C 1804 - C 1816 C 1817 - C 1836 C 1837 - C 1838 C 1839 - C 1859 |
| 25. Findings of Fact as adopted by Kankakee City Council - August 18, 2003 26 Minutes of City Council Meeting 8/16/03 27. Certificate of Record by City Clerk | C 1860 - C 1890 C 1891 - C 1939 C 1940 |
| | |

Additional Submissions Record of Evidence-

| <u>Vol.</u> | <u>Date</u> | <u>Time</u> | |
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Application For Siting

Five Volume Set of Application

Three Volume Set Of Amendments to Application

C 10002 - C 50345

2329 Pages organized as follows:

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Section 2.8 Ground Water Monitoring

Section 5 Health and Safety Plan

Section 8 Plan Consistency Report

Reduced Size geologic drawings

Reduced Size Design Drawings

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CERTIFICATE

I, ANJANITA DUMAS, being the duly elected City Clerk of the City of Kankakee, Illinois do hereby certify that I have caused to be filed with the State of Illinois Pollution Control Board a Record of the Proceedings regarding an Application for Siting of a Regional Pollution Control Facility filed with the City of Kankakee. Said Record as described in the Table of Contents above is complete and contains all documents, transcripts, exhibits, public comments and Application documents filed in connection with this matter with the exception of certain rock core samples which I have retained certain rock core samples in my custody until a determination is made regarding the necessity of filing the same with said Pollution Control Board. I further certify that said record was filed with the State of Illinois Pollution Control Board on October 23, 2003 as required by the Order of the State of Illinois Pollution Control Board and is full and complete as described above.

Dated this 23rd Day of October, 2003

Anjanita Dumas, City Clerk

City of Kankakee

STATE OF ILLINOIS) COUNTY OF KANKAKEE)

CERTIFICATE OF MAILING

I, Anjanita Dumas do hereby certify that I mailed by regular mail a copy of the attached Motion to:

Byron Sandberg P.O. Box 220 Donald J. Moran Pedersen & Houpt

Donovan, Illinois 60931

Suite 3100

161 N. Clark Street

Chicago, Illinois 60601-3242

Edward Smith Brenda Gorski

Charles Helston Richard Porter

Kankakee County State's Attorney

Hinsahaw & Culbertson

450 East Court Street

100 Park Avenue

Kankakee, Illinois 60901

Rockford, Illinois 61105

George Mueller Attorney at Law 501 State Street Ottawa, Illinois 61350

by depositing the same in a United States Mail depository located at 385 East Oak Street, Kankakee, Illinois on October 23, 2003 before 5:00 P.M.with posatage pre-paid.

Subscribed and sworn to before me this

23 day of Oct

2003

Notary Public

"OFFICIAL SEAL."
NANCY K. SMITHBERG
NOTARY PUBLIC, STATE OF ILLINOIS

MY COMMISSION EXPIRES 02/16/05