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STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
PROPOSED SITE SPECIFIC REGULATION) R04-11
APPLICABLE TO AMEREN ENERGY) (Site Specific
GENERATING COMPANY, ELGIN, ILLINOIS) Rulemaking - Noise)
AMENDING 35 ILL. ADM. CODE 901)

NOTICE

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board a RESPONSE TO QUESTION RAISED AT HEARING from the Illinois Attorney General, a copy of which is hereby served upon you.

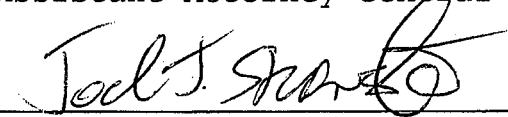
Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
ex rel. LISA MADIGAN,
Attorney General of the State
of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/
Asbestos Litigation Division

ROSEMARIE CAZEAU, Chief
Environmental Bureau
Assistant Attorney General

BY:



JOEL J. STERNSTEIN
Assistant Attorney General
Environmental Bureau
188 W. Randolph Street, 20th Floor
Chicago, IL 60601
(312) 814-6986

Dated: February 9, 2004

SERVICE LIST

Ms. Dorothy Gunn
Clerk of the Illinois Pollution Control Board
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100 W. Randolph, Suite 11-500
Chicago, IL 60601
(312) 814-3620

Mr. John Knittle, Esq.
Hearing Officer
Illinois Pollution Control Board
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(217) 278-3111

Mr. Scott Phillips, Esq.
Illinois Environmental Protection Agency
Division of Legal Counsel
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Springfield, Illinois 62794-9276
(217) 782-5544

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Illinois Department of Natural Resources
One Natural Resources Way
Springfield, IL 62702-1271
(217) 782-6302

Ms. Marili McFawn, Esq.
Schiff, Hardin & Waite
6600 Sears Tower
Chicago, Illinois 60606
(312) 258-5519

Realen Homes
Attn: Al Erickson
1628 Colonial Parkway
Inverness, Illinois 60047

Village of Bartlett
Attn: Bryan Mraz, Attorney
228 S. Main St.
Bartlett, Illinois 60103

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Pollution Control Board

RESPONSE TO QUESTION RAISED AT HEARING

1. A hearing in this matter was held in front of the Pollution Control Board on January 22, 2004.
2. During the course of the hearing, Howard Chinn of the Illinois Attorney General's Office testified regarding the soundproofing system at a gas-to-electric power generating facility in Hillside, Illinois ("Hillside facility"). Mr. Chinn's testimony concerned the soundproofing system at the Hillside facility, which is an open-air four-walled structure.
3. Petitioner's attorney asked Mr. Chinn for further documentation regarding the Hillside facility and the soundproofing system there.
4. Mr. Chinn contacted representatives of the Hillside facility who supplied him with the enclosed documentation.
5. The Attorney General's Office will supply additional information to the Board and the persons on the Service List regarding the soundproofing system at the Hillside facility if it becomes available prior to the post-hearing comment deadline.
6. The Attorney General's Office provides the enclosed documentation to the Board and the persons on the Service List

with the hope that Petitioner's representatives will contact the persons listed in the enclosed documents to learn more about the soundproofing system at the Hillside facility. The Attorney General's Office requests that Petitioner consider construction of a similar soundproofing system as an option for noise control at its facility in Elgin.

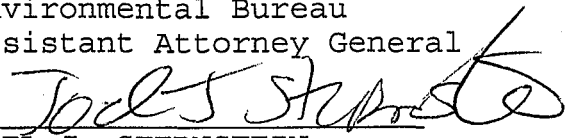
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PEOPLE OF THE STATE OF ILLINOIS,
ex rel. LISA MADIGAN,
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Assistant Attorney General

BY:


JOEL J. STERNSTEIN
Assistant Attorney General
Environmental Bureau
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Chicago, IL 60601
(312) 814-6986



Congress
Development Co.

4415 West Harrison Street
Suite 535
Hillside, Illinois 60162-1900
Phone: 708-449-1250
FAX: 708-449-0177

VIA FACSIMILE (312/814-2347) AND U.S. MAIL

February 5, 2004

Howard O. Chinn, P.E.
Chief Engineer/Environmental Bureau North
Illinois, Attorney General Office, State of
188 W Randolph Street
20th Floor
Chicago, Illinois 60601

Dear Howard:

In response to your request, the site you visited was Congress Development Company - Hillside Quarry (Mannheim Road & I-290). Resource Technology Corporation in conjunction with Network Electric Company were responsible for the gas-to-electric facility.

The attached pages include names and addresses of construction firms utilized and solar turbine description.

If you need any additional information, please do not hesitate to contact me. My mobile telephone number is 847/722-0503.

Sincerely yours,

Arthur A. Daniels
Authorized Representative

AAD/css

Attachments

Sexton.

**CONGRESS DEVELOPMENT COMPANY
RESOURCE TECHNOLOGY CORPORATION/NETWORK ELECTRIC COMPANY
LANDFILL GAS-TO-ELECTRIC FACILITY
MANNHEIM ROAD AND I-290
HILLSIDE, ILLINOIS**

TURBINE ENGINES

**SOLAR TURBINES
2200 PACIFIC HIGHWAY
SAN DIEGO, CALIFORNIA 92101
619/544-5000**

*Solar Taurus 60 Turbines
Rated at 52.85 MMBTU Each*

BUILDING - DESIGN

**PENCE-SCHWARTZ & ASSOCIATES INC.
386 NORTH YORK STREET
ELMHURST, ILLINOIS 60126
630-279-4620**

CONTRACTOR

**HASSE CONSTRUCTION CO. INC.
LINCOLN AND PLUMMER AVENUE
P. O. BOX 300
CALUMET CITY, ILLINOIS 60409
708/862-2450**

NOISE STUDY

No noise study performed; however, the Village of Hillside will be requesting one from Resource Technology Corporation and Network Electric Company.



January 30, 2001

Mr. Art Daniels
Congress Development Co.
4100 Frontage Road
Hillside, IL 60102

RE: RTC - Generation Project

Dear Art:

I am in receipt of your letter of 1/24/01 regarding the building for the subject project. In response to your questions, we offer the following:

1. The building is significantly smaller than the previous building which should allow for better utilization of the property. We did need to locate the corner of the building in alignment with the back setback, but at the higher elevation for proper drainage and fill material.
2. The site plan and drainage plan C2.2 indicates the location of the building relative to the retaining wall, which we would assume is at or just inside of the property line. This can be slightly adjusted.
3. The block is brown split face and yes we can get you a sample.
4. There is no roof on the facility as the top is open in order for air intake and exhausting along with the vertical noise radiation ability.
5. The landscaping is not in our contract.
6. The noise from the facility is radiated vertically out the roof for obvious reasons. Horizontal noise radiation should be low.
7. The power lines must be buried for the Village of Hillside. The exact underground routing will be determined with Com-Edison, but at this time the lines are anticipated to be along the edge of the access road and down to the existing power poles at the maintenance building.

We will make any necessary adjustments per your request and if necessary, these will be submitted to the Village of Hillside.

As always, please feel free to call or request thru your correspondence any questions or concerns that you may have. I would again like to suggest that you visit the Pontiac facility in order to obtain a better feel for the plant configuration.

Sincerely,

NETWORK ELECTRIC CO.

Randy Soulé, P.E.
President

RS/vw

mlt639

CERTIFICATE OF SERVICE

I, JOEL J. STERNSTEIN, an Assistant Attorney General, certify that on the 9th day of February 2004, I caused to be served by First Class Mail the foregoing RESPONSE TO QUESTION RAISED AT HEARING to the parties named on the attached service list, by depositing same in postage prepaid envelopes with the United States Postal Service located at 100 West Randolph Street, Chicago, Illinois 60601.

A handwritten signature in black ink, appearing to read "Joel J. Sternstein", written over a horizontal line.

JOEL J. STERNSTEIN