

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>ATKINSON LANDFILL COMPANY,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 07-20</b>
	)	<b>(Pollution Control Facility</b>
<b>THE VILLAGE OF ATKINSON AND</b>	)	<b>Siting Appeal)</b>
<b>THE VILLAGE BOARD OF THE</b>	)	
<b>VILLAGE OF ATKINSON,</b>	)	
	)	
<b>Respondents</b>	)	

**NOTICE OF FILING**

**TO: SEE SERVICE LIST**

**PLEASE TAKE NOTICE** that on December 20, 2007, the attached document, Response to Petition for Review, was filed with the Clerk of the Pollution Control Board.

**CERTIFICATE OF SERVICE**

I, **GLENN C. SECHEN**, an attorney, certify that I have served a copy of the attached document by regular mail upon the person(s) on the attached Service List at or before 4:00 p.m. on the 20<sup>th</sup> Day of December, 2007.

*Glenn C. Sechen*

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Glenn C. Sechen, Counsel for the Petitioner

Glenn C. Sechen  
James R. Griffin  
Schain, Burney, Ross & Citron, Ltd.  
222 North LaSalle Street  
Suite 1910  
Chicago, IL 60601-4514  
312/ 332-0200

BEFORE THE VILLAGE BOARD  
VILLAGE OF ATKINSON, ILLINOIS

IN RE: THE APPLICATION OF THE )  
ATKINSON LANDFILL COMPANY FOR ) PCB 07-20  
A POLLUTION CONTROL FACILITY IN ) (Pollution Control Facility  
THE VILLAGE OF ATKINSON ) (Siting Appeal)

**RESPONSE TO PETITION FOR REVIEW**

NOW COMES the Respondent, VILLAGE OF ATKINSON and THE VILLAGE Board of the village of Atkinson, BY ITS ATTORNEY, Virgil A. Thurman, and for its Response to the PETITION FOR REVIEW of the Applicant, ATKINSON LANDFILL COMPANY, states as follows:

1. - 22. The Village admits the allegations of Paragraphs 1. - 22., except Paragraphs 8. - 10., to which it responds by affirmatively stating as follows:

A. At the special closed session of the Village Board held at 6:00 P.M. on August 28, 2006, the parties present at that session were:

Keith Noard, Mayor  
Bobby Burton, Trustee  
Corey Junior, Trustee  
Ryan Rahn, Trustee  
Shad Sturtewagen, Trustee  
Carolyn Jiles, Village Clerk  
Virgil A. Thurman, Village Attorney  
Stacey Hall, Special Attorney for Village

At this special closed session, the Atkinson Landfill siting conditions were discussed. At the conclusion of the special closed session, the Village Board conducted a special open meeting at 7:00 P.M. on the same date.

B. At this special open meeting, the same individuals set forth above were present, along with the following persons:

Gary Reynolds  
Bob Walker  
Ted Larimar, all from Giant Goose conservationist organization

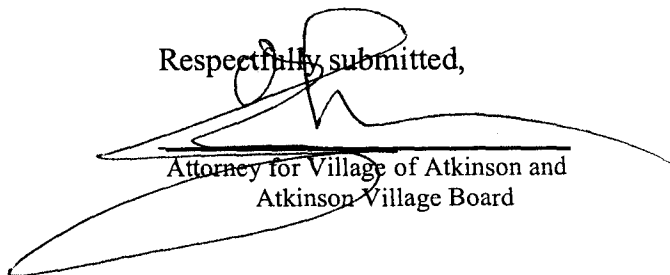
Erik Vardijan  
Mario Vardijan  
Branko Vardijan, all from Atkinson Landfill Corporation

Rory VanOpdorp

After a general discussion period where all present participated, the Village Board passed Resolution No. 185. The Village admits that the passage of this Resolution was not based upon specific evidence submitted at the siting hearing.

WHEREFORE, the Village submits the issue of relief to the discretion of the Illinois Pollution Control Board.

Respectfully submitted,



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Attorney for Village of Atkinson and  
Atkinson Village Board