

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB No. 14-99
)	(Pollution Control Facility
)	Siting Appeal)
VILLAGE OF ROUND LAKE PARK, ROUND)	
LAKE PARK VILLAGE BOARD and GROOT)	
INDUSTRIES, INC.,)	
)	
Respondents.)	

NOTICE OF FILING

PLEASE TAKE NOTICE that on April 25, 2014, there was filed electronically Respondent, GROOT INDUSTRIES, INC.'S SUPPLEMENTAL RESPONSE TO PETITIONER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM GROOT INDUSTRIES, INC., a copy of which is hereby attached and served upon you.

Dated: April 25, 2014

Respectfully submitted,

On behalf of GROOT INDUSTRIES, INC.

/s/ Richard S. Porter

Richard S. Porter
One of Its Attorneys

Charles F. Helsten ARDC 6187258
Richard S. Porter ARDC 6209751
HINSHAW & CULBERTSON LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389
815-490-4900

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

TIMBER CREEK HOMES, INC.,)	
)	
Petitioner)	
)	
v.)	No. PCB 2014-099
)	
VILLAGE OF ROUND LAKE PARK,)	
ROUND LAKE PARK VILLAGE BOARD)	
and GROOT INDUSTRIES, INC.,)	(Pollution Control Facility Siting Appeal)
)	
Respondents)	

SUPPLEMENTAL RESPONSE TO PETITIONER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS FROM GROOT INDUSTRIES, INC.

Now comes Respondent, Groot Industries, Inc. ("Groot"), by and through its attorneys, HINSHAW & CULBERTSON LLP, and in response to Petitioner, Timber Creek Homes, Inc.'s First Request for Production of Documents states as follows:

GENERAL OBJECTIONS AND RESPONSE: Groot objects to the Interrogatories, as set forth in its Objections to Petitioner's Discovery Requests, dated February 26, 2014. Groot specifically objects to these Interrogatories to the extent that they are overbroad and seek documents unrelated to the transfer station that is the subject of this proceeding. Groot's objections were ruled upon and sustained in the Discovery Order of Hearing Officer Halloran ("Discovery Order"), dated March 20, 2014, which Order the PCB has affirmed. The Discovery Order set the timeframe for discovery as the date on which Mr. Dale Kleszynski was hired, which was June 20, 2013, and limited discovery to the subject transfer station.

In an order dated April 7, 2014 ("April 7 Hearing Officer Order"), the Hearing Officer ruled that Petitioner may seek additional discovery prior to June 20, 2013, stating that "TCH may pursue discovery regarding entries reflected in the Village Board's minutes which [were] the

subject of TCH's Requests to Admit" and which are related to the subject waste transfer station. The April 7 Hearing Officer Order has been affirmed by the PCB.

TCH has declined to propound new discovery requests according to the limitations set by the hearing officer. The discovery requests in this matter are vague and unclear in light of the hearing officer's orders and Petitioner's failure to modify or restate its requests and otherwise. Accordingly and in good faith, Groot is providing discovery in modified form in order to comply with the Hearing Officer's orders. Groot is providing discovery prior to June 20, 2013, only to the extent that it is 1) related to the subject transfer station itself; and 2) related to and within 14 days prior to an entry in the Village Board's meeting minutes which were the subject of Petitioner's Requests to Admit. The relevant exhibits to Petitioner's Requests to Admit that are related to the transfer station are: Exhibits 2, 3, 4, 7, 24, 25, 26, 27 and 28.

Groot has attempted in good faith to respond to the requests as written, as further limited by the hearing officer orders. Groot has not re-produced documents previously produced by it or any other party, and does not, by its responses to Petitioner's discovery set forth herewith, waive its objection to discovery outside the limits set by the hearing officer. Any information provided herewith that is outside the scope of the Hearing Officer orders is inadvertent and should not be construed as a waiver of the limitations set by the hearing officer.

Any privileged material produced is accidentally produced without waiver. Any documents withheld under a claim of privilege will appear in a privilege log and/or be provided to the Hearing Officer for his review in the nature of an in camera inspection.

1. All documents relating to or reflecting all meetings, conversations, communications and contacts between Groot and the Village of Round Lake Park ("VRLP").

RESPONSE: Subject to and without waiving the Objections set forth above, see:

Groot 000006 - 000008 - e-mail from Charles F. Helsten to Peter Karlovics, regarding "Members of General Assembly for Round Lake Park," dated October 22, 2012.

Groot 000009 – e-mail from Martin Fallon, consultant for Groot Industries, to Peter Karlovics, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000010-000011 – e-mail string between Peter Karlovics and Martin Fallon, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000012-000013 – e-mail string between Jean McCue, Martin Fallon, and Peter Karlovics, cc: Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 23, 2012.

Groot 000014-000015 – e-mail string between Martin Fallon, Jean McCue, and Peter Karlovics, cc: Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 23, 2012.

Groot 000016-000029 - e-mail from Peter Karlovics to Glenn Sechen, cc: Charles F. Helsten, regarding "Chuck Helsten changes to siting ordinance," dated October 29, 2012, and attachment thereto.

Groot 000030 - 000032 – e-mail string between Charles F. Helsten and Peter Karlovics, regarding "Members of General Assembly for Round Lake Park," dated October 31, 2012.

Groot 000033 – e-mail from Martin Fallon to Jean McCue, regarding "Transfer Station," dated December 4, 2012.

Groot 000034 – e-mail from Jean McCue to Martin Fallon, regarding "Transfer Station," dated December 4, 2012.

Groot 000035-000036 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 4, 2012.

Groot 000037-000038 – e-mail string between Martin Fallon and Jean McCue, regarding "Transfer Station," dated December 5, 2012.

Groot 000039-000040 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 9, 2012.

Groot 000041-000043 – e-mail string between Martin Fallon and Jean McCue, regarding "Transfer Station," dated December 10, 2012.

Groot 000044-000046 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 10, 2012.

2. All documents relating to or reflecting all meetings, conversations, communications and contacts between Groot and any member of the Round Lake Park Village Board (the "RLP Board").

RESPONSE: Subject to and without waiving the Objections set forth above, see response to Request No. 1.

3. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Lee Brandsma.

RESPONSE: Subject to and without waiving the Objections set forth above, there are no documents responsive to this request.

4. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Lee Brandsma.

RESPONSE: Subject to and without waiving the Objections set forth above, there are no documents responsive to this request.

5. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Larry Groot.

RESPONSE: Subject to and without waiving the Objections set forth above, the following documents have been provided:

Groot 000009 – e-mail from Martin Fallon, consultant for Groot Industries, to Peter Karlovics, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000010-000011 – e-mail string between Peter Karlovics and Martin Fallon, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

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Groot 000014-000015 – e-mail string between Martin Fallon, Jean McCue, and Peter Karlovics, cc: Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 23, 2012.

6. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Larry Groot.

RESPONSE: Subject to and without waiving the Objections set forth above, the following documents have been provided:

Groot 000009 – e-mail from Martin Fallon, consultant for Groot Industries, to Peter Karlovics, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000010-000011 – e-mail string between Peter Karlovics and Martin Fallon, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000012-000013 – e-mail string between Jean McCue, Martin Fallon, and Peter Karlovics, cc: Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 23, 2012.

Groot 000014-000015 – e-mail string between Martin Fallon, Jean McCue, and Peter Karlovics, cc: Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 23, 2012.

7. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and Chicago Bridge & Iron Company.

RESPONSE: Subject to and without waiving the Objections set forth above, see the following documents attached to the Supplemental Answers to Interrogatories:

Groot 000009 – e-mail from Martin Fallon, consultant for Groot Industries, to Peter Karlovics, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

Groot 000010-000011 – e-mail string between Peter Karlovics and Martin Fallon, cc: Jean McCue, Charles F. Helsten, Larry Groot, regarding "Groot Industries Lake Transfer Station," dated October 22, 2012.

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Groot 000034 – e-mail from Jean McCue to Martin Fallon, regarding "Transfer Station," dated December 4, 2012.

Groot 000035-000036 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 4, 2012.

Groot 000037-000038 – e-mail string between Martin Fallon and Jean McCue, regarding "Transfer Station," dated December 5, 2012.

Groot 000039-000040 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 9, 2012.

Groot 000041-000043 – e-mail string between Martin Fallon and Jean McCue, regarding "Transfer Station," dated December 10, 2012.

Groot 000044-000046 – e-mail string between Jean McCue and Martin Fallon, regarding "Transfer Station," dated December 10, 2012.

8. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and Chicago Bridge & Iron Company.

RESPONSE: Subject to and without waiving the Objections set forth above, see Response to Request No. 7.

9. All documents relating to or reflecting all meetings, conversations, communications and contacts between VRLP and The Shaw Group and/or Shaw Environmental, Inc.

RESPONSE: Subject to and without waiving the Objections set forth above, see Response to Request No. 7.

10. All documents relating to or reflecting all meetings, conversations, communications and contacts between any member of the RLP Board and The Shaw Group and/or Shaw Environmental, Inc.

RESPONSE: Subject to and without waiving the Objections set forth above, see Response to Request No. 7.

Dated: April 25, 2014

Respectfully submitted,

On behalf of GROOT INDUSTRIES, INC.

/s/ Richard S. Porter

Richard S. Porter
One of Its Attorneys

Charles F. Helsten ARDC 6187258
Richard S. Porter ARDC 6209751
HINSHAW & CULBERTSON LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389
815-490-4900

AFFIDAVIT OF SERVICE

STATE OF ILLINOIS)
) SS
COUNTY OF WINNEBAGO)

The undersigned certifies that on April 25, 2014, a copy of the foregoing **Supplemental Response to Petitioner's First Request for Production of Documents from Groot Industries, Inc.** was served upon the following:

Attorney Michael S. Blazer
Jeep & Blazer, L.L.C.
24 North Hillside Avenue
Suite A
Hillside, IL 60162
mblazer@enviroatty.com

Attorney Jeffery D. Jeep
Jeep & Blazer, L.L.C.
24 North Hillside Avenue
Suite A
Hillside, IL 60162
jdjeep@enviroatty.com

Attorney Peter S. Karlovics
Law Offices of Rudolph F. Magna
495 N. Riverside Drive
Suite 201
Gurnee, IL 60031-5920
pkarlovics@aol.com

Attorney Glenn Sechen
The Sechen Law Group
13909 Laque Drive
Cedar Lake, IN 46303-9658
glenn@sechenlawgroup.com

Mr. Brad Halloran
Hearing Officer
IPCB
100 West Randolph Street, Suite 11-500
Chicago, IL 60601-3218
Brad.Halloran@illinois.gov

by e-mailing a copy thereof as addressed above.



Hinshaw & Culbertson LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389
815-490-4900



Re: Members of General Assembly for Round Lake Park 

Charles F. Helsten to: Peter Karlovics

10/22/2012 09:57 AM

From: Charles F. Helsten/HC07
To: Peter Karlovics <pkarlovics@aol.com>

CONFIDENTIAL AND PRIVILEGED

Peter: my paralegal called the Village Clerk to determine who the members of the General Assembly are for the legislative district in which the proposed Transfer Station facility would be located. Apparently the Clerk was unable to provide this answer. I have a call into Shaw (since Shaw had to provide notice to these legislators when it filed the permit application for the C&D facility), but I wanted to double check with you on the identity of the persons so I have verified it from multiple sources. Could you tell me who the State Representative and State Senator are ? Thanks.

Charles F. Helsten
HINSHAW & CULBERTSON LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

Phone: 815-490-4906
Fax: 815-490-4901
chelsten@hinshawlaw.com

Sent: Mon, Oct 22, 2012 9:57 am

Subject: Re: Members of General Assembly for Round Lake Park

CONFIDENTIAL AND PRIVILEGED

Peter: my paralegal called the Village Clerk to determine who the members of the General Assembly are for the legislative district in which the proposed Transfer Station facility would be located. Apparently the Clerk was unable to provide this answer. I have a call into Shaw (since Shaw had to provide notice to these legislators when it filed the permit application for the C&D facility), but I wanted to double check with you on the identity of the persons so I have verified it from multiple sources. Could you tell me who the State Representative and State Senator are ? Thanks.

Charles F. Helsten
HINSHAW & CULBERTSON LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

Phone: 815-490-4906
Fax: 815-490-4901
chelsten@hinshawlaw.com

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reliance upon the information contained in this communication or
any
attachments.

Fallon, Martin

From: Fallon, Martin
Sent: Monday, October 22, 2012 11:27 AM
To: PKarlovics@aol.com
Cc: rlpmayor@sbcglobal.net; chelsten@hinshawlaw.com; Larry groot
Subject: Groot Industries Lake Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Peter,

You are probably aware that we are working on behalf of Groot Industries to assist them with the preparation of the Application for Local Siting Approval for the soon to be proposed transfer station in Round Lake Park.

In order to bolster the application, I had left a message early last week for Chief Paul Maplethorpe of the Greater Round Lake Park Fire Protection District indicating that we would like to set-up a meeting with him, the Village, and Groot (as any of these people would be available and willing) sometime in the next week or two. The purpose of the meeting would be for us to show him the facility layout, and walking him through the proposed operating, fire protection, and health and safety plans with the intent of receiving and incorporating any recommendations that they may have. Although we do not need this meeting to file the application, I think it is a proactive and worthwhile effort, and would strengthen the application.

It would also be great to ultimately get a letter from the Fire Protection District, if they are willing, that would indicate their capability to respond to an emergency at the facility and hopefully provide a positive opinion that the facility has been designed and is proposed to be operated so as to minimize the danger of the surrounding area from fires or spills.

I have not heard back from the Chief, but thought that you may have the ability to make this meeting happen. Is this possible, and is this a meeting that the Village would be interested in attending?

Thanks,

Marty Fallon

Martin N. Fallon, P.G.
Project Manager

Shaw Environmental & Infrastructure Group
Commercial, State, and Local
1607 East Main Street, Suite E
St. Charles, IL 60174
630.762.3322 direct
630.762.1400 main
630.762.1402 fax

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www.shawgrp.com

Fallon, Martin

From: Peter Karlovics <pkarlovics@aol.com>
Sent: Monday, October 22, 2012 4:43 PM
To: Fallon, Martin
Cc: rlpmayor@sbcglobal.net; chelsten@hinshawlaw.com; lgroot@groot.com
Subject: Re: Groot Industries Lake Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Mr. Fallon:

I will talk to Mayor McCue, and see about getting Chief Maplethorpe to call you.

The Law Offices of

Rudolph F. Magna

Peter S. Karlovics

495 N. Riverside, Suite 201

Gurnee, Illinois 60031

Office: (847) 623-5277 Facsimile: (847) 623-5336

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-----Original Message-----

From: Fallon, Martin <Martin.Fallon@shawgrp.com>

To: PKarlovics <PKarlovics@aol.com>

Cc: rlpmayor <rlpmayor@sbcglobal.net>; chelsten <chelsten@hinshawlaw.com>; Larry groot <lgroot@groot.com>

Sent: Mon, Oct 22, 2012 11:27 am

Subject: Groot Industries Lake Transfer Station

Hi Peter,

You are probably aware that we are working on behalf of Groot Industries to assist them with the preparation of the Application for Local Siting Approval for the soon to be proposed transfer station in Round Lake Park.

In order to bolster the application, I had left a message early last week for Chief Paul Maplethorpe of the Greater Round Lake Park Fire Protection District indicating that we would like to set-up a meeting with him, the Village, and Groot (as any of these people would be available and willing) sometime in the next week or two. The purpose of the meeting would be for us to show him the facility layout, and walking him through the proposed operating, fire protection, and health and safety plans with the intent of receiving and incorporating any recommendations that they may have. Although we do not need this meeting to file the application, I think it is a proactive and worthwhile effort, and would strengthen the application.

It would also be great to ultimately get a letter from the Fire Protection District, if they are willing, that would indicate their capability to respond to an emergency at the facility and hopefully provide a positive opinion that the facility has been designed and is proposed to be operated so as to minimize the danger of the surrounding area from fires or spills.

I have not heard back from the Chief, but thought that you may have the ability to make this meeting happen. Is this possible, and is this a meeting that the Village would be interested in attending?

Thanks,

Marty Fallon

Martin N. Fallon, P.G.
Project Manager

Shaw Environmental & Infrastructure Group

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Fallon, Martin

From: Mayor <rlpmayor@sbcglobal.net>
Sent: Tuesday, October 23, 2012 1:28 PM
To: Fallon, Martin; PKarlovics@aol.com
Cc: chelsten@hinshawlaw.com; 'Larry groot'
Subject: RE: Groot Industries Lake Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Spoke with Chief Maplethorpe today. He was not aware of any communication from you, he is checking with others at the fire station.

He is available to meet anytime (at this point) Tuesday 10/30/12 thru Friday 11/2/12 either morning or afternoon.

Please respond with availability and I will attempt to set up a meeting.

Mayor Jean McCue

From: Fallon, Martin [mailto:Martin.Fallon@shawgrp.com]
Sent: Monday, October 22, 2012 11:27 AM
To: PKarlovics@aol.com
Cc: rlpmayor@sbcglobal.net; chelsten@hinshawlaw.com; Larry groot
Subject: Groot Industries Lake Transfer Station

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<http://www.shawgrp.com>

Fallon, Martin

From: Fallon, Martin
Sent: Tuesday, October 23, 2012 1:34 PM
To: Mayor; PKarlovics@aol.com
Cc: chelsten@hinshawlaw.com; 'Larry groot'
Subject: RE: Groot Industries Lake Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Thank you very much. October 30th in the afternoon works great for me if it works for everyone else. The morning would also be fine. The only day from that range on my end that does not work is November 2nd.

Thanks again,

Marty

Martin N. Fallon, P.G.
Shaw Environmental & Infrastructure Group
630.762.3322

From: Mayor [mailto:rlpmayor@sbcglobal.net]
Sent: Tuesday, October 23, 2012 1:28 PM
To: Fallon, Martin; PKarlovics@aol.com
Cc: chelsten@hinshawlaw.com; 'Larry groot'
Subject: RE: Groot Industries Lake Transfer Station

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Mayor Jean McCue

From: Fallon, Martin [mailto:Martin.Fallon@shawgrp.com]
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Marty Fallon

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Project Manager

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<http://www.shawgrp.com>



Chuck Helsten changes to siting ordinance
Peter Karlovics to: glenn
Cc: chelsten

10/29/2012 03:55 PM

Dear Glenn:

Here it is.

The Law Offices of

Rudolph F. Magna

Peter S. Karlovics

495 N. Riverside, Suite 201

Gurnee, Illinois 60031

Office: (847) 623-5277 Facsimile: (847) 623-5336

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70924943-v3-Round_Lake_Park_Siting_Ordinance_CFH_Revisions_10_24_12.pdf

Village of Round Lake Park

**ORDINANCE NO. 10-_____
POLLUTION CONTROL FACILITIES SITING ORDINANCE**

WHEREAS, the Illinois Environmental Protection Act (415 ILCS 5/39(c) and 5/39.2) provides the authority to local municipalities for approving or disapproving requests for site location approval of pollution control facilities within their corporate limits, and said act further establishes the criteria to be utilized in reviewing and processing siting requests; and

WHEREAS, the Village of Round Lake Park (Village) has not previously adopted a Siting Ordinance which addresses the review of applications for siting of pollution control facilities within the corporate limits of the Village of Round Lake Park; and

WHEREAS, it is necessary and appropriate for the Village of Round Lake Park to adopt such an Ordinance; and

WHEREAS, the Local Solid Waste Disposal Act expressly allows municipalities to oversee, monitor and control waste management and disposal practices which occur within the municipality's corporate limits, and develop a Solid Waste Management Plan to achieve the same;

WHEREAS, it is necessary and appropriate that any application filed with the Village for site location approval be consistent with the Solid Waste Management Plan adopted by the Village; and

WHEREAS, requiring that any such application filed with the Village for site location approval include an executed Host Agreement as an exhibit to, and part of, any such application, would comport with the provisions of the Village's Solid Waste Management Plan, the Illinois Solid Waste Planning and Recycling Act and the Illinois Local Solid Waste Disposal Act, and to the extent relevant, the Lake County Solid Waste Management Plan.

NOW THEREFORE, be it hereby ordained by the President and Board of Trustees of the Village of Round Lake Park, Lake County, Illinois, as follows:

**SECTION 1
APPLICABILITY**

This Ordinance applies to applications for site location approval of new pollution control facilities [as defined by Section 3.330 of the Illinois Environmental Protection Act (415 ILCS 5/3.32)]. An applicant is required comply

all of the provisions of the Illinois Environmental Protection Act (415 ILCS 5/1 , et. seq.) as well as the provisions of this Ordinance. Should it be impossible to comply with both, the Illinois Environmental Protection Act shall control.

To the extent a facility described in an application proposes to manage material which is not "waste" [as defined by Section 3.535 of the Illinois Environmental Protection Act (415 ILCS 5/3.535)], or proposes to conduct an activity which is excluded from the definition of a pollution control facility as defined by the Illinois Environmental Protection Act (415 ILCS 5/39.2), or proposes to conduct an activity which does not require a permit from the Illinois Environmental Protection Agency, this Ordinance does not govern such application, and authorization to locate such a facility shall be determined by the Village's other ordinances and codes, including, but not limited to those related to zoning, special use, building or environmental requirements, as applicable.

SECTION 2 DEFINITIONS

All words used in this Ordinance shall have the same meanings and definitions as the same terms are defined in the Environmental Protection Act, 415 ILCS 5/1, et. seq., and the implementing regulations in effect as of the date hereof, and as said statute and regulations may be amended or modified from time to time.

Act. The Illinois Environmental Protection Act, 415 ILCS 5/1, et. seq.

Applicant. Any person, group of persons, partnership, firm, association, corporation, company or organization of any kind that files an application for local siting approval of a facility pursuant to this Ordinance.

Application. The document(s) filed by the Applicant requesting local siting approval for a facility.

Village. Village of Round Lake Park, Illinois, an Illinois Municipal Corporation.

Clerk. The Village Clerk for the Village of Round Lake Park, Illinois.

Facility. A new pollution control facility, as defined in the Act (415 ILCS 5/3.330).

Hearing Officer. The attorney appointed by the Mayor of the Village to preside over the Public Hearing(s) associated with a siting application.

IEPA. The Illinois Environmental Protection Agency.

Municipal Waste. Garbage, general household and commercial waste, industrial lunchroom or office waste, landscape waste, and construction or demolition debris [as defined in Section 3.290 of the Act (415 ILCS 5/3.290)].

SECTION 3
NOTICE REQUIREMENT AND FILING FEE

(A) Each Applicant shall comply with the applicable notice requirements set forth in the Act. No later than 14 days before the date on which the application for site location approval is filed with the Village Clerk, the Applicant shall cause written notice of such request to be served either in person or by registered mail, return receipt requested, on the owners of all property within the subject area not solely owned by the Applicant, and on the owners of all property within 250 feet in each direction of the lot line of the subject property, said owners being such persons or entities which appear from the authentic tax records of Lake County; provided, that the number of all feet occupied by all public roads, streets, alleys and other public ways shall be excluded in computing the 250 feet requirement; provided further, that in no event shall this requirement exceed 400 feet, including public streets, alleys and other public ways. Such written notice shall also be served upon members of the General Assembly from the legislative district in which the proposed facility is located and shall be published in a newspaper of general circulation published in Village. Proof of compliance with the notice requirements must be submitted with the application.

(B) The Applicant shall bare all costs in any related to the Application including, but not limited to those related to any appeal, the Public Hearing, the Hearing Officer, court reporter, hearing room, the Villages representation and any witnesses or consultants utilized by the Village. Each application for a new pollution control facility to be processed pursuant to this Ordinance shall include an application fee of One Hundred Thousand Dollars (\$100,000.00) to be held in escrow out of which the expenses incurred prior and subsequent to the filing of the Application will be paid. After the application fee is paid, it may be increased or decreased and shall be replenished in accordance with the then existing applicable provisions of Chapter 158 of the Village Code entitled "ESCROW OF FUNDS" governing the provision of security of payment of professional fees and other costs incurred by the Village for Private Developers.

SECTION 4
CONTENT AND FILING OF THE APPLICATION

(A) The application shall set forth the Applicants proposal showing sufficient details describing the proposed facility to demonstrate compliance with the Act and Pollution Control Board regulations. A minimum of twenty (20) complete copies of the application, including copies of all site plans, exhibits, and maps, shall be filed with the Village Clerk. Each copy of the filed application shall include the host agreement and a searchable (as appropriate) digital copy of the application on CDs or DVDs in portable document format (pdf). (However, only three (3) hard copies of large-scale engineering drawings are required to be filed, provided the Applicant files copies of the engineering drawings that have been reduced onto 11" x 17" paper and digital copies of the engineering drawings as a part of each application. If applicable, only one (1) hard copy of documents submitted to IEPA need be filed, so long as digital copies of said documents are included on each searchable digital copy of the application on CDs or DVDs in portable document format (pdf).)

(B) The Applicant shall provide up to ten (10) additional copies of the application to the Village upon request.

(C) To the extent reasonably practical, the Application should be organized with separate sections for each Criterion set forth in Section 39.2(a) of the Act, as well as a separate section setting forth a summary of the Applicant's previous operating experience and past record of convictions or admissions of violations in the field of solid waste management; as well as for any subsidiary or parent corporation of the Applicant.

(D) At a minimum, the Application shall:

1. identify the Applicant and the owner of the Facility, and if the Applicant is a subsidiary of a larger entity, the controlling entity of the Applicant, and if the proposed site is owned in a land trust, each beneficiary of such land trust by name and address and his or her defined interest therein;
2. contain the legal description of the proposed site and a street address or some other reasonable description of where the proposed site is located;

3. contain a detailed description of the proposed facility, its operation and the expected longevity thereof;
4. contain a list of the existing Pollution Control Facilities of the same nature being proposed that are located within or serving the area proposed to be served and those within a ten (10) mile radius of the proposed facility;
5. contain a list and description of each material proposed to be accepted by the proposed facility and a statement regarding whether, upon acceptance, each material is a waste;
6. contain a list and description of each material proposed to be shipped from the proposed facility and a statement regarding whether, at the time of shipment from the proposed facility, each material is waste;
7. contain a statement disclosing whether any material will be shipped from the proposed facility to a recycling facility;
8. contain a statement regarding the expected types, amounts and methods of treatment or storage of all wastes proposed for the site and the general origins of these wastes;
9. contain a site plan showing details of the proposed facility including, but not limited to:
 - (a) building elevations;
 - (b) fences, buildings and other structures; and
 - (c) roads, entrances and driveways.
10. contain pertinent documentary support for the application.
11. contain all pertinent documentary support for the application, and
12. contain a disclosure of proposed insurance coverage to cover single accidents, such as fires, explosions, non-sudden accidental occurrences, as well as pollution impairment coverage relating to the operation of the Pollution Control Facility and which could result in bodily injury, property damage, or environmental impairment.

- (E) The Village, in its sole discretion, may provide a pre-filing review of the application if requested by the Applicant.

SECTION 5
PROCEDURES SUBSEQUENT TO FILING

- (A) The Clerk, or the Clerk's designee(s), upon receiving said application, shall do the following:

1. Accept for filing, and promptly date stamp as filed, any application that is filed. The date on the date stamp of the Clerk shall be considered the official filing date for all time limit purposes. Receipt and acceptance of an application by the Clerk is pro forma, and does not constitute an acknowledgment that the Applicant has complied with the Act or this Ordinance.
2. Upon the filing of an application, the Clerk, or the Clerk's designee(s), shall immediately distribute copies of the application to each member of the Village Board then holding office, a copy to the Mayor of the Village, a copy to the Village Administrator for the Village and a copy to the Attorneys for the Village.

(B) The Clerk, or the Clerk's designee(s), shall make available a copy of the application and public record concerning the application for public inspection during the normal business hours of the Village Hall. Additionally, the Clerk, or the Clerk's designee(s), shall provide to any person so requesting, copies of the application or the public record, upon such person's payment of the actual cost of reproduction.

SECTION 6
HEARING PROCEDURES

(A) The Mayor shall appoint an attorney skilled and experienced in facility sitings to act as the Hearing Officer for the Public Hearing on the Application. The Hearing Officer shall preside over the Public Hearing, and shall make decisions concerning the admission of evidence and the manner in which the hearing is conducted. The Hearing Officer shall make all rulings in accordance with fundamental fairness and statutory and constitutional requirements. The Hearing Officer shall prepare proposed findings of fact and conclusions of law following the adjournment of the Public Hearing.

(B) To the extent reasonably practical, within 60 days of the receipt of the application, the Hearing Officer shall schedule the commencement of the Public Hearing and set the location and time thereof.

(C) Promptly thereafter, Village Clerk shall notify the Applicant, in writing, of scheduled Public Hearing date, location and time.

(D) No later than 14 days prior to such hearing, the Applicant shall publish notice of Public Hearing date, location and time, in a local newspaper(s) and notify, by certified mail, all members of the General Assembly for the legislative district in which the facility is proposed to be located, all members of the General Assembly from the district in which the proposed site is located, the governing authority of every municipality contiguous to the proposed site or contiguous to the Village as well as the Lake County Board.

(E) The Applicant shall include the following in the notice of Public Hearing:

Members of the public may speak and present their comments at the Public Hearing and/or do so in writing. However, in order to participate as a party in the hearing with the right to, among other things, be represented by an attorney, offer evidence and present witnesses, a person must file an appearance as a Public Participant and file other documents meeting the specified requirements and within the time limits specified in the Village Siting Ordinance. A copy of the Village Siting Ordinance may be obtained from the Village Clerk.

(F) The Applicant shall file proof of publication and service of the notice of the Public Hearing as required in 415 ILCS 5/39.2.

(G) No sooner than 90 days, but no longer than 120 days, from the date of receipt of the application, the Hearing Officer shall commence Public Hearings which are adequate to establish the facts in the case. All Public Hearings shall be conducted as follows:

1. A pre-hearing conference shall, in the discretion of the Hearing Officer, be conducted either in person or by teleconference. It shall be held not less than five (5) days prior to the date established for commencement of the hearing. The Applicant, the Village and any other Party of record may participate. Any pre-hearing motions which have been filed and/or any motions which will be presented on the

first day of the hearing shall be addressed at the pre-hearing conference.

2. All members of the public desiring to participate in the Public Hearing as a Party by becoming Public Participants in the Public Hearing shall file with the Village Clerk and promptly serve on all other Parties, by email and regular mail, their written appearance (including email, and mailing addresses), a list of witnesses and copies of all exhibits which the Public Participant wishes to utilize at the hearing not less than seven (7) business days prior to the date scheduled for commencement of the hearing on the application. Any person so appearing shall have the right to present testimony and witnesses as well as have the right to be represented by an attorney at the Public Hearing. The opportunity for Public Participants to cross-examine witness may be reasonably limited in form, time and duration by the Hearing Officer.
3. Any additional Demonstrative Evidence or Exhibits which the Applicant wishes to use in its case in chief which are not contained in the Application may be utilized by the Applicant upon the entry of an order by the Hearing Officer upon the same considerations as the waiver of a time limit as described herein.
4. Any additional material used by the Applicant that in any way materially changes the proposed design, location and/or operation of the facility shall be considered an amendment to the Application, and all sections of this Ordinance pertaining to amendments shall take effect.
5. Any witnesses, Demonstrative Evidence or Exhibits that a Public Participant anticipates presenting during the public hearing which were not revealed by filing at the time the Public Participant's appearance was filed may be allowed, at the discretion of the Hearing Officer, through the entry of an order by the Hearing Officer upon the same considerations as the waiver of a time limit as described herein.
6. All witnesses shall testify under oath. All witnesses shall be subject to reasonable direct examination, cross examination, redirect examination and re-cross examination.

7. Witness testimony may utilize prepared statements or be by way of PowerPoint. If testimony is by prepared statement or PowerPoint hard copies and electronic copies (in portable document file [pdf] format) shall be filed prior to such testimony and promptly served on the Parties in attendance. Parties not in attendance shall be served in accordance with this ordinance.
8. No Party shall be precluded from utilizing previously undisclosed Demonstrative Evidence or Exhibits in redirect examination of a witness which is within the scope of cross examination nor shall same be precluded in a Party's rebuttal cases.
9. The time limits set forth in this Ordinance are meant to minimize surprise and insure fundamental fairness. Accordingly, in the discretion of the Hearing Officer, the time limits may be waived upon a showing of good cause and upon such conditions as fundamental fairness may dictate. Where reasonably necessary, the allowance of time to prepare following a Party's receipt of new material and prior to its use at the Public Hearing is encouraged.
10. The Hearing Officer may propound questions to any witness or to the Applicant to clarify the record or to bring out relevant information. The Hearing Officer may ask questions or rephrase questions asked of any witness.
11. Further, the Hearing Officer may require Public Participants to submit questions to the Hearing Officer, who shall exercise discretion in the manner in which such questions are to be posed to witnesses and by whom and in what form those questions will be asked.
12. If the Village is not the Applicant, the Village shall be deemed to be a Party all proceedings, and shall proceed last with its case and cross-examination.
13. All documents filed with the Village Clerk shall be filed in person or by regular mail unless the Hearing Officer expressly orders an alternative mechanism for the Village Clerk to obtain copies of all documents filed with the Hearing Officer. Notice of filing and service on the Hearing Officer and attorneys for Parties shall be by email. The Hearing Officer shall automatically be sent copies of all notices and

filings by email and the Hearing Officer may exercise discretion and modify by order any mode of service set forth herein.

14. The Applicant and the Village's counsel shall be allowed to cross-examine witnesses by right, subject to such reasonable limitation as may be set by the Hearing Officer. Public Participants may be allowed to cross-examine in the discretion of the Hearing Officer regardless of whether they are represented by counsel.
15. Public Comment. Public Comment is encouraged. The Hearing Officer may exercise discretion to allow public comment at each hearing or may set one time for public comment.
16. A verbatim transcript prepared by a certified court reporter or a certified short hand reporter shall be made available, at cost, upon request. Written transcripts will be provided to all Village Board members, the Village Attorney, and outside counsel retained by the Village to represent its interests during the siting process.

(H) At any time prior to completion by the Applicant's case the Applicant may file not more than one amended application. In such a case, the time limitation for final action set forth in the Environmental Protection Act, 415 ILCS 5/39.2(e), as amended, shall be extended for an additional period of 90 days.

(I) Members of the public offering public comment shall file with the Hearing Officer or Village Clerk any exhibits they expect to use prior to the time designated for the public to offer comment. At least three (3) copies of all such exhibits shall be submitted. The Applicant shall be provided one (1) of the three (3) copies.

(J) At the conclusion of the hearing, the Hearing Officer shall, to the extent reasonably practicable, permit the Parties to prepare and file proposed findings of fact and conclusions of law.

(K) The Village Board shall deliberate in one or more public meetings and may, should it desire, adopt in whole or in part the findings of fact and conclusions of law of any Party or of the Hearing Officer.

(L) The Village Board shall grant or deny siting approval based upon the record from the Public Hearing and review of all of the filed findings of fact

and conclusions of law. The decision of the Village Board shall be by duly adopted Resolution, in writing, specifying the reasons for the decision, such reasons to be in conformity with Section 39.2(a) of the Act. In granting site location approval, the Village Board may impose such conditions as may be reasonable and necessary to accomplish the purposes of the Act said conditions not being inconsistent with the Act or the regulations promulgated by the Illinois Pollution Control Board. The Village Board's decision shall be available for public inspection at the office of the Village Clerk, and may be copied upon payment of the cost of reproduction. If there is no final action by the Village Board within 180 days (or 270 days if an amended application has been filed) after the filing of the application for site location approval, the Applicant may deem the application approved.

(M) Within seven days after the Village Board approves or denies the application, the decision, and basis for the decision, shall be provided to the Applicant in writing, and shall be further forwarded to the Illinois Environmental Protection Agency by the Village Clerk.

(N) Pursuant to Section 40.1 of the Act (415 ILCS 5/40.1), within 35 days after the Village Board approves or denies the application, any appeal of the Village Board decision (by Applicant, objector, public or anyone affected by the proposal) must be filed with the Illinois Pollution Control Board.

(O) An Applicant may not file an application for site location approval which is substantially the same as a request which was disapproved, pursuant to a finding against the Applicant under any criteria of Section 39.2(a) of the Act, within two years of the time of the disapproval.

SECTION 7
ORDINANCE NOT TO AFFECT PENDING SUITS OR PROCEEDINGS

Nothing in this Ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action arising, acquired or existing under any act or ordinance or portion thereof hereby repealed or amended by this ordinance; nor shall any just or legal right, claim, penalty or remedy of any character of the corporate authority existing on the effective date hereof be lost, impaired or affected by this Ordinance.

SECTION 8
CONFLICT WITH OTHER ORDINANCES

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 9
UNCONSTITUTIONAL OR INVALID PROVISION

If any provision, clause, sentence, paragraph, section, or part of this ordinance or application thereof to any person, firm, corporation, public agency or circumstance, shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this ordinance and the application of such provision to other persons, firms, corporation, or circumstances, but shall be confined in its operation to the provision, clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered and to the person, firm, corporation, or circumstances involved. It is hereby declared to be the legislative intent of the corporate authorities that this ordinance would have been adopted had such unconstitutional or

SECTION
EFFECTIVE DATE OF ORDINANCE

This Ordinance shall be in full force and effect upon its presentation, passage and publication according to law.

Passed this day of , 2012.

<u>TRUSTEES</u>	Ayes:	Nays:	Absent/Abstain
KEN SCHNUR, SR.	_____	_____	_____
ROBERT SEMINARY	_____	_____	_____
CANDACE KENYON	_____	_____	_____
PATRICIA WILLIAMS	_____	_____	_____
PAT GRAHAM	_____	_____	_____
BOB CERRETTI	_____	_____	_____

APPROVED:

By: _____ Date: _____
Village President

ATTEST:

By: _____
Village Clerk

Presented and read, or reading having been waived, at a duly convened meeting of the Corporate Authorities on _____, 2012.

I hereby certify that the above ordinance was published in pamphlet form on
, 2012, as provided by law.

By: _____
Village Clerk



RE: Members of General Assembly for Round Lake Park
Charles F. Helsten to: Peter Karlovics

10/31/2012 02:47 PM

From: Charles F. Helsten/HC07
To: "Peter Karlovics" <pkarlovics@aol.com>

Pete: Thanks for your kind thoughts. I will most likely be in the office until 9:30-10:00am on Friday, then out on th road, but accessible by phone

Sent with Good (www.good.com)

----- Original Message -----

From: Peter Karlovics <pkarlovics@aol.com>
To: chelsten@hinshawlaw.com
Cc:
Sent on : 10/31 02:25:07 PM CDT
Subject : Re: Members of General Assembly for Round Lake Park

Dear Chuck:

Glenn tells me you had an emergency with your wife. I wish you and her all the best.

In response to your request about last night's meeting, the siting ordinance and the solid waste management plan were presented by Glen Sechen and Al Maiden. Glenn explained the siting ordinance and the hearing process. Both Glenn and Al Maiden gave an overview of the solid waste management plan. Glen explained the significance of the plan, and Al Maiden gave a summary explanation of the plan. There were no questions.

Al Maiden will be adding a map to the plan to show Round Lake Park's central location in Lake County. We will be making additional changes to the plan and the ordinance, and I will want to run them by you on Friday.

What do you think?

The Law Offices of

Rudolph F. Magna

Peter S. Karlovics

495 N. Riverside, Suite 201

Gurnee, Illinois 60031

Office: (847) 623-5277 Facsimile: (847) 623-5336

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-----Original Message-----

From: chelsten <chelsten@hinshawlaw.com>

To: Peter Karlovics <pkarlovics@aol.com>

Sent: Wed, Oct 31, 2012 1:17 pm

Subject: RE: Members of General Assembly for Round Lake Park

Pete: How did let night's Board meeting go?

Sent with Good (www.good.com)

----- Original Message -----

From : Peter Karlovics <pkarlovics@aol.com>

To : chelsten@hinshawlaw.com

Cc :

Sent on : 10/22 04:39:14 PM CDT

Subject : Re: Members of General Assembly for Round Lake Park

Dear Chuck:

Here is the State Representative for Round Lake Park:

SandyCole

34121 N. US Highway 45

Suite #3

Grayslake, IL 60030

(847) 543-0062

(847) 543-8862 FAX

representativesandycole@comcast.net
<http://www.repcole62.com/>

Here is the State Senator for Round Lake Park:

Suzi Schmidt
37908 N. Fairfield Road
Lake Villa, IL 60046
P 224-372-7465
F 224-372-7623
statesenatorschmidt@gmail.com
<http://senatorsuzischmidt.com/>

The Law Offices of
Rudolph F. Magna
Peter S. Karlovics
495 N. Riverside, Suite 201
Gurnee, Illinois 60031
Office: (847) 623-5277 Facsimile: (847) 623-5336

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-----Original Message-----

From: chelsten <chelsten@hinshawlaw.com>
To: Peter Karlovics <pkarlovics@aol.com>

Fallon, Martin

From: Fallon, Martin
Sent: Tuesday, December 04, 2012 5:51 PM
To: Mayor
Subject: Re: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Jean,

I was not able to get hold of Devin tonight (I know this was his idea and he had discussed it with Groot). However, I do not see any problem with our giving a presentation to the Village of Round Lake Park at some point about the transfer station. I think it is safe to bring this idea up to your board, though we will have to work on the logistics (i.e. date, time, place, content, who would be invited to attend, etc).

We can discuss in greater detail tomorrow or next time we speak.

Thanks,

Marty

Mayor wrote:

I was told that Shaw would put on a presentation about Transfer Stations for the villages of Round Lake and Hainesville. Both mayors are very interested.

Would you also do the same for Round Lake Park residents?

Please let me know. We are expecting some public comment at our meeting this evening and I would like to present this idea to our board for consideration.

I didn't have an email for Devin so you are the lucky one.

Thank you,

Fallon, Martin

From: Mayor <rlpmayor@sbcglobal.net>
Sent: Tuesday, December 04, 2012 4:47 PM
To: Fallon, Martin
Subject: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

I was told that Shaw would put on a presentation about Transfer Stations for the villages of Round Lake and Hainesville. Both mayors are very interested.

Would you also do the same for Round Lake Park residents?

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I didn't have an email for Devin so you are the lucky one.

Thank you,

Fallon, Martin

From: rlpmayor@sbcglobal.net
Sent: Tuesday, December 04, 2012 5:52 PM
To: Fallon, Martin
Subject: Re: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Thank you.
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: "Fallon, Martin" <Martin.Fallon@shawgrp.com>
Date: Tue, 4 Dec 2012 23:50:55
To: Mayor<rlpmayor@sbcglobal.net>
Subject: Re: Transfer Station

Hi Jean,

I was not able to get hold of Devin tonight (I know this was his idea and he had discussed it with Groot). However, I do not see any problem with our giving a presentation to the Village of Round Lake Park at some point about the transfer station. I think it is safe to bring this idea up to your board, though we will have to work on the logistics (i.e. date, time, place, content, who would be invited to attend, etc).

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The Shaw Group Inc.

<http://www.shawgrp.com>

Fallon, Martin

From: Fallon, Martin
Sent: Wednesday, December 05, 2012 8:35 AM
To: rlpmayor@sbcglobal.net
Subject: RE: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Jean,

I hope your meeting went well last night.

Can you please provide me with contact information for the Villages of Round Lake and Hainesville when you have a chance? Presumably, it is the Mayors of these Villages that we should be speaking with as we begin to increase the transfer station outreach effort that we have discussed (in addition to you).

Thanks,

Marty

Martin N. Fallon, P.G.
Shaw Environmental & Infrastructure Group
630.762.3322

-----Original Message-----

From: rlpmayor@sbcglobal.net [<mailto:rlpmayor@sbcglobal.net>]
Sent: Tuesday, December 04, 2012 5:52 PM
To: Fallon, Martin
Subject: Re: Transfer Station

Thank you.
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: "Fallon, Martin" <Martin.Fallon@shawgrp.com>
Date: Tue, 4 Dec 2012 23:50:55
To: Mayor<rlpmayor@sbcglobal.net>
Subject: Re: Transfer Station

Hi Jean,

I was not able to get hold of Devin tonight (I know this was his idea and he had discussed it with Groot). However, I do not see any problem with our giving a presentation to the Village of Round Lake Park at some point about the transfer station. I think it is safe to bring this idea up to your board, though we will have to work on the logistics (i.e. date, time, place, content, who would be invited to attend, etc).

We can discuss in greater detail tomorrow or next time we speak.

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Marty

Mayor wrote:

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Fallon, Martin

From: Mayor <rlpmayor@sbcglobal.net>
Sent: Sunday, December 09, 2012 8:23 PM
To: Fallon, Martin
Subject: RE: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Village of Round Lake - Mayor Jim Dietz 847-546-5400 Village of Hainesville - Mayor Linda Soto 847-223-2032

-----Original Message-----

From: Fallon, Martin [<mailto:Martin.Fallon@shawgrp.com>]
Sent: Wednesday, December 05, 2012 8:35 AM
To: rlpmayor@sbcglobal.net
Subject: RE: Transfer Station

Hi Jean,

I hope your meeting went well last night.

Can you please provide me with contact information for the Villages of Round Lake and Hainesville when you have a chance? Presumably, it is the Mayors of these Villages that we should be speaking with as we begin to increase the transfer station outreach effort that we have discussed (in addition to you).

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Marty

Martin N. Fallon, P.G.
Shaw Environmental & Infrastructure Group
630.762.3322

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Fallon, Martin

From: Fallon, Martin
Sent: Monday, December 10, 2012 9:16 AM
To: Mayor
Subject: RE: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Thanks! Was your board receptive to a presentation from us to residents of RLP? I have lost your cell phone number but would like to discuss this with you. Can you please give me a call or provide me with your phone number when you have a chance?

Thanks again,

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Sent: Sunday, December 09, 2012 8:23 PM
To: Fallon, Martin
Subject: RE: Transfer Station

Village of Round Lake - Mayor Jim Dietz 847-546-5400 Village of Hainesville - Mayor Linda Soto 847-223-2032

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To: rlpmayor@sbcglobal.net
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Martin N. Fallon, P.G.
Shaw Environmental & Infrastructure Group
630.762.3322

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To: Fallon, Martin
Subject: Re: Transfer Station

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-----Original Message-----

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<http://www.shawgrp.com>

Fallon, Martin

From: rlpmayor@sbcglobal.net
Sent: Monday, December 10, 2012 11:10 AM
To: Fallon, Martin
Subject: Re: Transfer Station

Follow Up Flag: Follow up
Flag Status: Flagged

Yes, also asked if there would be a video available on the workings of a Transfer Station. Cell #847-875-2089.
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: "Fallon, Martin" <Martin.Fallon@shawgrp.com>
Date: Mon, 10 Dec 2012 15:15:54
To: Mayor <rlpmayor@sbcglobal.net>
Subject: RE: Transfer Station

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AFFIDAVIT OF SERVICE

STATE OF ILLINOIS)
) SS
COUNTY OF WINNEBAGO)

The undersigned certifies that on **April 25, 2014**, a copy of the foregoing **Supplemental Response to Petitioner's First Request for Production of Documents from Groot Industries, Inc.** was served upon the following:

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Mr. Brad Halloran
Hearing Officer
IPCB
100 West Randolph Street, Suite 11-500
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Brad.Halloran@illinois.gov

by e-mailing a copy thereof as addressed above.



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