

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

AMERICAN BOTTOM CONSERVANCY )  
AND SIERRA CLUB, )  
 )  
Petitioner, )  
 )  
vs. )  
 )  
CITY OF MADISON, ILLINOIS and )  
WASTE MANAGEMENT OF )  
ILLINOIS, INC., )  
 )  
Respondents. )

PCB No. 2007-084  
(Siting Appeal)

**RECEIVED**  
CLERK'S OFFICE  
APR 25 2007  
STATE OF ILLINOIS  
Pollution Control Board

**CITY OF MADISON'S MOTION FOR LEAVE TO FILE**  
**AN AMENDED INDEX OF DOCUMENTS**

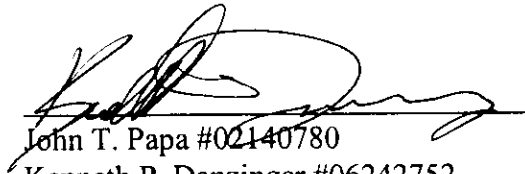
Comes now the City of Madison, by and through its undersigned attorneys, and for its Motion for Leave to File an Amended Index of Documents states:

1. On April 12, 2007, the City of Madison filed its Certificate of Record on Appeal and its Index of Documents.
2. Subsequently, the City of Madison discovered that the Index of Documents contains several misspelled names.
3. The City of Madison seeks leave from the Pollution Control Board to file an Amended Index of Documents to correct these errors.
4. The City of Madison's Amended Index of Documents is enclosed herewith.

Wherefore, the City of Madison requests leave of Court to file its Amended Index of Documents Instantly.

CALLIS, PAPA, HALE, SZEWCZYK  
& DANZINGER, P.C.

By:



John T. Papa #02140780  
Kenneth P. Danzinger #06242752  
1326 Niedringhaus Avenue  
P.O. Box 1326  
Granite City, IL 62040  
(618) 452-1323  
(618) 452-8024 Fax  
kpd@callislaw.com

Attorneys for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the City of Madison's Motion for Leave to File An Amended Index of Documents and Proposed Order were served upon the following by enclosing same in separate envelopes and depositing said envelopes in the U.S. Mail in Granite City, Illinois, on the 23<sup>rd</sup> day of April, 2007, before 5:00 p.m. with all fees thereon fully prepaid and addressed as follows:

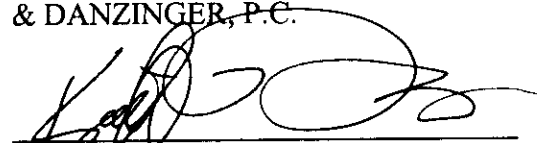
Donald J. Moran  
Pederson & Houpt  
161 North Clark Street, Suite 3100  
Chicago, IL 60601-3224

Penni S. Livingston  
Livingston Law Firm  
5701 Perrin Road  
Fairview Heights, IL 62208

Bruce A. Morrison  
Great Rivers Environmental Law Center  
705 Olive Street, Suite 614  
St. Louis, MO 63101-2208

CALLIS, PAPA, HALE, SZEWCZYK  
& DANZINGER, P.C.

By:



Kenneth P. Danzinger #06242752  
1326 Niedringhaus Avenue  
P.O. Box 1326  
Granite City, IL 62040  
(618) 452-1323  
(618) 452-8024 Fax  
kpd@callislaw.com

Attorneys for the City of Madison

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AMERICAN BOTTOM CONSERVANCY )  
AND SIERRA CLUB, )  
 )  
Petitioner, )  
 )  
vs. ) PCB No. 2007-084  
 ) (Siting Appeal)  
CITY OF MADISON, ILLINOIS and )  
WASTE MANAGEMENT OF )  
ILLINOIS, INC., )  
 )  
Respondents. )

**RECEIVED**  
CLERK'S OFFICE  
APR 25 2007  
STATE OF ILLINOIS  
Pollution Control Board

**AMENDED INDEX OF DOCUMENTS**

**Record Pages**

**Description**

**Volume I**

C 0001A - C 0011A City of Madison Ordinance No. 1670: "An Ordinance Establishing a Procedure For Approving New Pollution Control Facility Site Requests in the City of Madison, Illinois

C 0001 - C 0002 City of Madison Resolution No. 05-06: "A Resolution to Adopt a Host Community Agreement"

C 0003 - C 0008 Host Community Agreement

C 0009 Notice of Application

C 0010 - C 0012 City of Madison City Council Meeting Minutes from 9/5/06

**Volume II**

C 0013 - C 0448 Application for Siting Approval for North Milam, Volume 1

**Volume III**

C 0449 - C 0951 Application for Siting Approval for North Milam Volume 2

Volume IV

C 0952 - C 0954	City of Madison City Council Meeting Minutes from 10/17/06
C 0955	City Attorney letter to Mayor of Madison, dated 10/31/06
C 0956 - C 0961	Notice of Public Hearing 11-22-06
C 0962 - C 0965	City of Madison City Council Meeting Minutes from 12/12/06
C 0966	Penny Livingston - Entry of Appearance for Waste Management
C 0967	Don Moran - Entry of Appearance for Waste Management
C 0968 - C 0970	Waste Management of Illinois, Inc., - List of proposed witnesses
C 0971 - C 0972	Notice of Appearance - Jim Bensman - Piasa Palisades Group of the Sierra Club
C 0973 - C 1313	Transcript of Public Hearings taken on 12/21/06, Volume I

Volume V

C 1314 - C 1393	Waste Management of Illinois, Inc., Exhibits - Petitioner's #2
C 1394 - C 1401	Curriculum Vitae of Scott M. Schanuel, AICP, PMP, Petitioner's #3
C 1402 - C 1406	Curriculum Vitae of Andrew Limmer, P.G., Petitioner's #4
C 1407 - C 1408	Curriculum Vitae of Thomas E. Conner, P.E., Petitioner's #5
C 1409 - C 1422	Curriculum Vitae of Timothy D. Stark, Petitioner's #6
C 1423 - C 1424	Curriculum Vitae of Joseph A. Durako, Petitioner's #7
C 1425 - C 1429	Curriculum Vitae of Peter J. Poletti, Jr., Petitioner's #8
C 1430 - C 1433	Curriculum Vitae of Sheryl Smith, Petitioner's #9
C 1434 - C 1435	Curriculum Vitae of Michael Vail, Petitioner's #10
C 1436 - C 1444	American Bottom Conservancy, ABC Exhibit #1

C 1445 - C 1450 American Bottom Conservancy, ABC Exhibit #2

C 1451 Public Comment Sign-up Sheet

C 1452 - C 1488 Transcript of Public Comment Session

C 1489 - C 1535 Transcript of Public Hearing taken 12/22/06, Volume II

C 1536 - C 1537 American Bottom Conservancy, ABC Exhibit #3 - Madison County Transit 2006 Bikeway Map & Trail Guide

C 1538 - C 1539 American Bottom Conservancy, ABC Exhibit #4 - Horseshoe Lake State Park Brochure

C 1540 - C 1543 American Bottom Conservancy, ABC Exhibit #5 Group - Cahokia Mounds State Historic Site (Internet Pages)

C 1544 - C 1545 American Bottom Conservancy, ABC Exhibit 6 - Cahokia Mounds Brochure

C 1546 - C 1547 American Bottom Conservancy ABC Exhibit 7 - Cahokia Mound Brochure Illinois Historic Preservation Agency

C 1548 - C 1549 Public Comment: Jack Norman - "Comment on North Milam Siting Petition"

Volume VI

C 1550 - C 1551 City of Madison City Council Meeting Minutes from 1/9/07

C 1552 - C 1588 Applicant's Proposed Finding of Fact and Conclusions of Law

C 1589 Public Comment: Letter from Sam Valenti

C 1590 Public Comment: Letter from Thomas E. Connor, P.E., Hurst-Rosche Engineers, Inc.

C 1591 - C 1928 Public Comment: Letter with attachments from Burns & McDonnell - Orval E. "Dan" Shinn

Volume VII

C 1929 - C 2068 Public Comment: Letter with attachments from Scott D. Harding of

SCI Engineering, Inc.

- C 2069 - C 2070      Public Comment: Letter from John E. Kelly of Powell Archaeological Research Center
- C 2071 - C 2073      Public Comment: Letter from Christine Favilla of Piasa Palisades Group of the Sierra Club
- C 2074                Public Comment: Letter from Gloria Iseminger of Cahokia Archaeological Society
- C 2075 - C 2076      Public Comment: Letter from Helen M. Hawkins
- C 2077 - C 2096      Public Comment: Letter from Kathy Andrea - Comment 1 - Coroner's Report - American Bottom Conservancy, Sierra Club Kaskaskia Group
- C 2097 - C 2122      Public Comment: Letter from Kathy Andrea - Comment 2 - Soil Survey
- C 2123 - C 2143      Public Comment: Letter from Kathy Andrea - Comment 3 - Mountain Effect/Ground water Contamination
- C 2144 - C 2145      Public Comment: Rachel's Environmental & Health News #226 - Toxic Gases Emitted from Landfills (3/26/91)
- C 2146 - C 2149      Public Comment: Rachel's Environmental & Health News #617 Landfills are dangerous (9/23/98)
- C 2150 - C 2152      Public Comment: Frontier's Geo Sciences, Inc., Landfill Gas
- C 2153 - C 2155      Public Comment: St. Louis Post Dispatch: "Proposed landfill expansion runs afoul at Native American Activists," 1/18/07 Edition
- C 2156 - C 2175      Public Comment: Letter from Kathy Andrea - Comment 4 - Final Comment
- C 2176 - C 2177      Public Comment: Letter from Dr. James M. Cervino
- Volume VIII
- C 2178 - C 2217      Findings of Fact and Recommendation of Hearing Officer

- C 2218                      Appendix I to Findings of Fact and Recommendation of Hearing Officer - List of Exhibits offered and admitted on behalf of Waste Management of Illinois, Inc.
  
- C 2219                      Appendix II to Findings of Fact and Recommendation of Hearing Officer - List of Exhibits offered and admitted on behalf of opponents to the application
  
- C 2220 - C 2224            Appendix III to Findings of Fact and Recommendation of Hearing Officer - List of written comments submitted within 30 days of the Public Hearing
  
- C 2225 - C 2241            Memorandum from City of Madison City Attorney to Mayor and City Council
  
- C 2242 - C 2244            City of Madison City Council Meeting Minutes from 2/6/07
  
- C 2245                      Letter from City of Madison Mayor, to Honorable Jerry Costello, U.S. Representative
  
- C 2246 - C 2247            Letter from City of Madison Mayor to Gloria Iseminger & John E. Kelly

End of Index of Documents

\*\*\*\*\*

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AMERICAN BOTTOM CONSERVANCY )  
AND SIERRA CLUB, )

Petitioner, )

vs. )

CITY OF MADISON, ILLINOIS and )  
WASTE MANAGEMENT OF )  
ILLINOIS, INC., )

Respondents. )

PCB No. 2007-084  
(Siting Appeal)

**RECEIVED**  
CLERK'S OFFICE  
APR 25 2007  
STATE OF ILLINOIS  
Pollution Control Board

**HEARING OFFICER ORDER**

The City of Madison's Motion for Leave to File an Amended Index of Documents is hereby granted.

The City of Madison's Amended Index of Documents is hereby filed Instanter.

It is so ordered.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274  
217/524-8509