

ILLINOIS POLLUTION CONTROL BOARD
December 1, 2011

IN THE MATTER OF:)
)
TERRONA FARMS' REQUEST FOR AN) AS 12-2
ADJUSTED AGRONOMIC RATE OF) (Adjusted Standard - Land)
MUNICIPALLY COLLECTED LEAVES)
FOR FARMLAND APPLICATION)

ORDER OF THE BOARD (by C.K. Zalewski):

On September 9, 2011, Terrona Farms located in Peotone, Will County, filed a petition for an "adjusted agronomic rate" (Pet.). Terrona Farms requests authorization from the Board to apply landscape waste (leaves) to the organic farm at a rate higher than the "agronomic rates" defined as "not more than 20 tons per acre per year" by Section 21(q) of the Environmental Protection Act (Act) and the Board's rules. 415 ILCS 5/21(q), (q)(2), and 35 Ill. Adm. Code 830.105(b). Terrona Farms is requesting to measure the agronomic rate in inches rather than tons per acre and to spread leaves 8 to 12 inches thick on a selected area of the farm. Pet. at 2-3. Section 21(q) of the Act allows the Board to authorize a higher rate of application if the owner or operator demonstrates "to the Board that the site's soil characteristics or crop needs require a higher rate". 415 ILCS 5/21(q) as amended in P.A. 97-220 (eff. 7/28/2011).

By order of October 20, 2011, the Board directed Terrona Farms to make additional filings to cure deficiencies noted in that order, but did not contain a date by which new filings were due. The Board has received no new filings to date.

To avoid having this docket open for an unspecified period of time, the Board grants petitioner an additional 45 days in which to comply with the Board's previous direction. If the Board does not receive filings responsive to the Board's October 20 and December 1, 2011 orders on or before January 16, 2012, the Board will dismiss this docket. Any such dismissal will not prevent petitioner from initiating an entirely new action requesting the same or similar relief.

IT IS SO ORDERED.

I, John Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 1, 2011, by a vote of 5-0.



John Therriault, Assistant Clerk
Illinois Pollution Control Board