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Village President

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DEC 23 2011

STATE OF ILLINOIS
Pollution Control Board

PCH# 2

December 20, 2011

VIA CERTIFIED MAIL

Illinois Pollution Control Board
Public Comment R12-11
100 W. Randolph St.
Suite 11-500
Chicago, IL 60601

RE: Comment on Rule R12-11 and also comment on request to exceed agronomic rates for Land Application of Landscape Waste; Terrona Farms, 8452 W. Joliet Road, Peotone, Illinois 60468

Dear Members of the Illinois Pollution Control Board:

I write this letter for two purposes: firstly, to comment on Rule R12-11, and secondly to comment on the application on behalf of Mr. Robert DiCola to allow land application of up to 12 inches of waste on this property. I also understand 12 inches is 24 times the rate established by state regulations.

To comment on the proposed rule: the Village of Peotone strongly feels that municipalities should receive written notice by certified mail for any requests to exceed agricultural limits of landscape waste application on sites within 1.5 miles of the corporate limits. By state statute, municipalities have a formal planning area extending 1.5 miles outside their corporate limits. The village receives notification from County planning agencies for zoning, variance, and special use applications in the 1.5 mile area, and the application of landscape wastes can have more impact the quality of life of our residents and business owners than many of the county zoning or variance applications.

Secondly, our comments on the application to exceed agronomic rates: the site of the proposed project lies just outside the village limits, but within the 1.5 mile planning area of the village. In the early 1990's, Mr. DiCola operated a composting facility that resulted in serious quality of life issues for adjacent neighbors and residents of the village. During this time period Mr. DiCola applied twice to IEPA for a composting permit (Log nos. 1990-451, 1992-216) and both applications were denied. In 1991, The Will County State's Attorney filed suit against Mr. DiCola d.b.a. Illinois Native Nursery to halt operations of the composting facility. In the Order, Mr. DiCola acknowledged operating a public nuisance and the Order (NO. 91 CH 4099) stated: "the Defendant will accept no further landscape waste on the Peotone site unless issued a permit by the Illinois Environmental Protection Agency to compost landscape waste".

As I stated earlier, this property is located just outside the Peotone village limits, but within our 1.5 mile planning area. The Village Comprehensive Plan does not reflect waste disposal operations on this property. If the property were located within the village limits, the operator would need to file for rezoning and possibly a special use permit.

Please let this letter serve as written notice that the Village of Peotone is opposed to the application filed for the property located at 8452 W. Joliet Road, Peotone.

Yours Truly,



Richard P. Duran
President
Village of Peotone