

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ENVIRONMENTAL RECYCLING	)	
AND DISPOSAL SERVICES, INC.	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB No. 16-76
	)	(Third-Party Pollution Control
	)	Facility Siting Appeal)
WILL COUNTY, ILLINOIS,	)	
WILL COUNTY BOARD,	)	
WASTE MANAGEMENT OF ILLINOIS, INC.	)	
	)	
Respondents.	)	

**PROOF OF SERVICE**

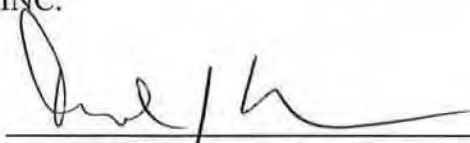
To: See attached Service List.

PLEASE TAKE NOTICE that on May 5, 2016 we caused to be served the attached **WASTE MANAGEMENT OF ILLINOIS, INC.'S RESPONSES TO PETITIONER ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES FIRST SET OF REQUESTS TO PRODUCE AND FIRST SET OF INTERROGATORIES** on the named parties of record via email transmission and regular U.S. Mail.

Dated: May 5, 2016

Respectfully submitted,

WASTE MANAGEMENT OF ILLINOIS,  
INC.

By: 

---

One of its Attorneys

Donald J. Moran  
 PEDERSEN & HOUP  
 161 North Clark Street, Suite 2700  
 Chicago, Illinois 60601  
 Telephone: (312) 641-6888

**SERVICE LIST**  
**ERDS v. Will County Board & WMII**  
**PCB 16-76**

**Attorneys for the County of Will:**

Charles F. Helsten  
Peggy L. Crane  
Hinshaw & Culberston LLP  
100 Park Avenue  
P.O. Box 1389  
Rockford, IL 61105-1389  
[chelsten@hinshawlaw.com](mailto:chelsten@hinshawlaw.com)

Mary M. Tatroe  
Matthew Guzman  
Will County State's Attorney's Office  
121 North Chicago Street  
Joliet, IL 60432  
[MTatroe@willcountyillinois.com](mailto:MTatroe@willcountyillinois.com)  
[Mguzman@willcountyillinois.com](mailto:Mguzman@willcountyillinois.com)

**Illinois Pollution Control Board Clerk:**

John T. Therriault  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St. Ste. 11-500  
Chicago, IL 60601  
[John.Therriault@illinois.gov](mailto:John.Therriault@illinois.gov)

**Attorney for Environmental Recycling and  
Disposal Services, Inc.:**

George Mueller  
Mueller Anderson & Assoc., PC  
609 Etna Rd.  
Ottawa, IL 61350  
[george@muelleranderson.com](mailto:george@muelleranderson.com)

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ENVIRONMENTAL RECYCLING	)	
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WILL COUNTY BOARD,	)	
WASTE MANAGEMENT OF ILLINOIS, INC.	)	
	)	
Respondents.	)	

**WASTE MANAGEMENT OF ILLINOIS, INC.'S ANSWER TO  
ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES, INC.'S  
FIRST SET OF INTERROGATORIES**

NOW COMES, Waste Management of Illinois, Inc. (“WMII”), by and through its attorneys, Pedersen & Houpt, P.C., and for its Answers to Petitioner Environmental Recycling and Disposal Services, Inc.'s First Set of Interrogatories submits as follows:

**GENERAL OBJECTION**

1. Respondent objects to the extent that these requests seek any documents protected from disclosure by the attorney-client privilege and/or the attorney work-product doctrine.

**INTERROGATORY**

1. For the period between January 1, 2013 and December 17, 2015, please identify all communications in verbal, written or electronic form made by any County Board Member, or County Employee, or made to any County Board Member, or County

Employee, relating to the Laraway Landfill Application, excepting therefrom, communications in the form of official filings by Waste Management of Illinois, Inc., other registered participants, filed public comments and filings by Will County staff or hearing officer, and with respect to each such communication, please identify:

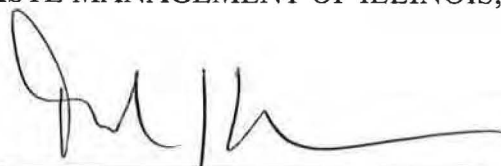
- A. The date said communication took place;
- B. The person or group initiating and/or authoring the communication;
- C. The person or group receiving the communication;
- D. The substance and content of the communication;
- E. The identity of all others present when such communication was made;
- F. The identity of all others present when such communication was received;
- G. The manner of the delivery of the communication; and
- H. Whether any record or memorandum of said communication exists.

**ANSWER:** The attached documents are submitted as WMII's answer to Interrogatory 1.

Respectfully submitted,

WASTE MANAGEMENT OF ILLINOIS, INC.

By:

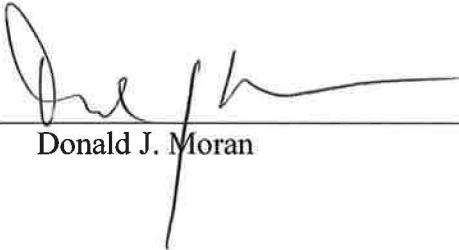


One of its Attorneys

Donald J. Moran  
Pedersen & Houpt, P.C.  
161 North Clark Street, Suite 2700  
Chicago, Illinois 60601  
312-261-2149  
312-261-1149 Fax

**CERTIFICATE OF SERVICE**

I, Donald J. Moran, an attorney, certify that I have served the attached **WASTE MANAGEMENT OF ILLINOIS, INC.'S ANSWER TO PETITIONER ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES FIRST SET OF INTERROGATORIES** on the named parties by electronic service and by depositing same in the U.S. mail at 161 N. Clark Street, Chicago, Illinois 60601, at 5:00 p.m. on May 5, 2016.

  
\_\_\_\_\_  
Donald J. Moran

**Attachment A**

**List of Documents  
Bates Range - WM000001 WM000013**

Date	Description
05/30/2014	Email to Linda Costro from Don Moran Re: Amendments to Host Agreements
06/01/2015	Letter to C. Burger, S. Kroll, D. Olson Re: draft Evaluation of a Proposed Underground Mine" report.
07/10/2015	Letter from Clerk of Will County Re: Receipt of Application
08/03/2015	Letter to D. Olson from C. Rubak Re: Pre-filing Review Reimbursement
09/23/2015	Letter to D. Olson from C. Rubak Re: Pre-filing Review Reimbursement

**Attachment A**

**Moran, Don**

---

**From:** Kostro, Linda <LKostro@wm.com> on behalf of Wilt, Dennis <dwilt@wm.com>  
**Sent:** Friday, May 30, 2014 10:46 AM  
**To:** chelsten@hinshawlaw.com  
**Cc:** Hoekstra, Dale  
**Subject:** Amendments to Host Agreements for Prairie View and Laraway Landfills  
**Attachments:** PrViewLarawayHostAgmtAmendments.docx; Exhibit A.PDF

Linda L. Kostro  
Sr. Legal Assistant to Dennis M. Wilt, VP & General Counsel  
[lkostro@wm.com](mailto:lkostro@wm.com)

Waste Management  
720 E. Butterfield Road, 4th Floor  
Lombard, IL 60148

Tel 630 218 1693  
Fax 630 916 6280

*Waste is a resource. Waste Management captures value from waste streams by recycling and generating clean, renewable energy. Surprised? Learn how at [www.wm.com](http://www.wm.com) .*

The information contained in this message is privileged and confidential and is intended only for the use of the addressee. The term privileged and confidential includes, without limitation, attorney-client privileged communications and attorney work product. If you are not the intended recipient, be aware that any review, disclosure, copying, distribution, or use of the contents of this message is strictly prohibited. If you have received this in error, please destroy it immediately and please notify us immediately at (630) 218-1710. Thank you.





720 E. Butterfield Road  
Lombard, Illinois 60148  
Phone: 630.218.1690 Fax: 630.916.6280

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May 30, 2014

MEMO TO: Chuck Helsten

FROM: Dennis Wilt

RE: Amendments to Host Agreements [REDACTED] Laraway Landfills

The purpose of this memo is to confirm the agreements that have been reached between Will County and Waste Management of Illinois, Inc. regarding amendments of [REDACTED] Laraway Host Agreements. These terms and conditions are subject to the approval of the full Will County Board, as well as Executive Management at Waste Management.

A. Amendment of Laraway Host Agreement

1. Expansion Area. The Host Agreement will be amended to include areas to the north and south of the currently approved Laraway Landfill, as depicted on the attached Exhibit A, as "Laraway Expansion 2."

2. Environmental Enhancement Project. Waste Management agrees to perform a remedial closure of the Olin Ponds as part of the development of Laraway Expansion 2 with all remediation activities conducted in accordance with plans and specifications approved by the Illinois Environmental Protection Agency.

3. Indemnification/Reimbursement. Waste Management agrees to indemnify and reimburse the County for reasonable and necessary outside attorney fees incurred in connection with the negotiations of the Amendment, consistent with the indemnification/reimbursement provision set forth in Section 4.2 of the Laraway Host Agreement. [REDACTED]

WM Internal Use Only

WM000002

4. Host Benefit Fees. Section 5.1 of the Laraway Host Agreement will be revised to increase the per ton fees paid on contaminated soils accepted at Laraway for bio-remediation or landfilling by increasing the per ton host fee for annual volume between 701,000 – 800,000 tons to \$2.25 per ton and for annual volume over 800,001 tons to \$2.75 per ton. These increased amounts, as are all per ton host fees, will be subject to the annual adjustment provision set forth in Section 5.3, with the first adjustment being on January 19, 2015. The effective date for these increases will be the date on which Waste Management achieves final, non-appealable siting approval for Laraway Expansion 2.

5. Annual Payments to the County. Waste Management agrees to pay to the County annual payments of \$100,000 for five years to be used at the County's discretion, with the first payment to be made within thirty (30) days of Waste Management achieving final, non-appealable siting approval for Laraway Expansion 2.

6. Annual Payments to Community Organizations. Waste Management agrees to pay to Will County, for the benefit of community organizations selected by County Board representatives for the District in which the Laraway expansion is located, annual payments aggregating \$50,000 each year for five years, with the first payment to be made within thirty (30) days of Waste Management achieving final, non-appealable siting approval for Laraway Expansion 2.

7. Other Payments to the County. Waste Management agrees to pay to the County \$500,000 within thirty (30) days of its achieving final, non-appealable siting approval for Laraway Expansion 2. Waste Management further agrees to pay \$166,667 within thirty (30) days after any calendar year after it achieves final, non-appealable siting approval during which Waste Management receives at Laraway over 800,000 tons of soils, until such time as a total of an additional \$500,000 is paid to Will County.

8. Other Provisions of Host Agreement. All other provisions of the current Host Agreement, such as compliance with laws, domestic water well protection and the residential property value guarantee program will continue in effect during the period Waste Management operates Laraway Expansion 2.





We anticipate that both of these Amendments will be introduced and acted on by the County Board simultaneously. If you have any comments regarding the above terms and conditions, please contact me.

DMW/LK  
Attachment

cc: Dale Hoekstra

c:\mydata\docs\dennis\2014memos\PrViewLarawayHostAgmtAmendments

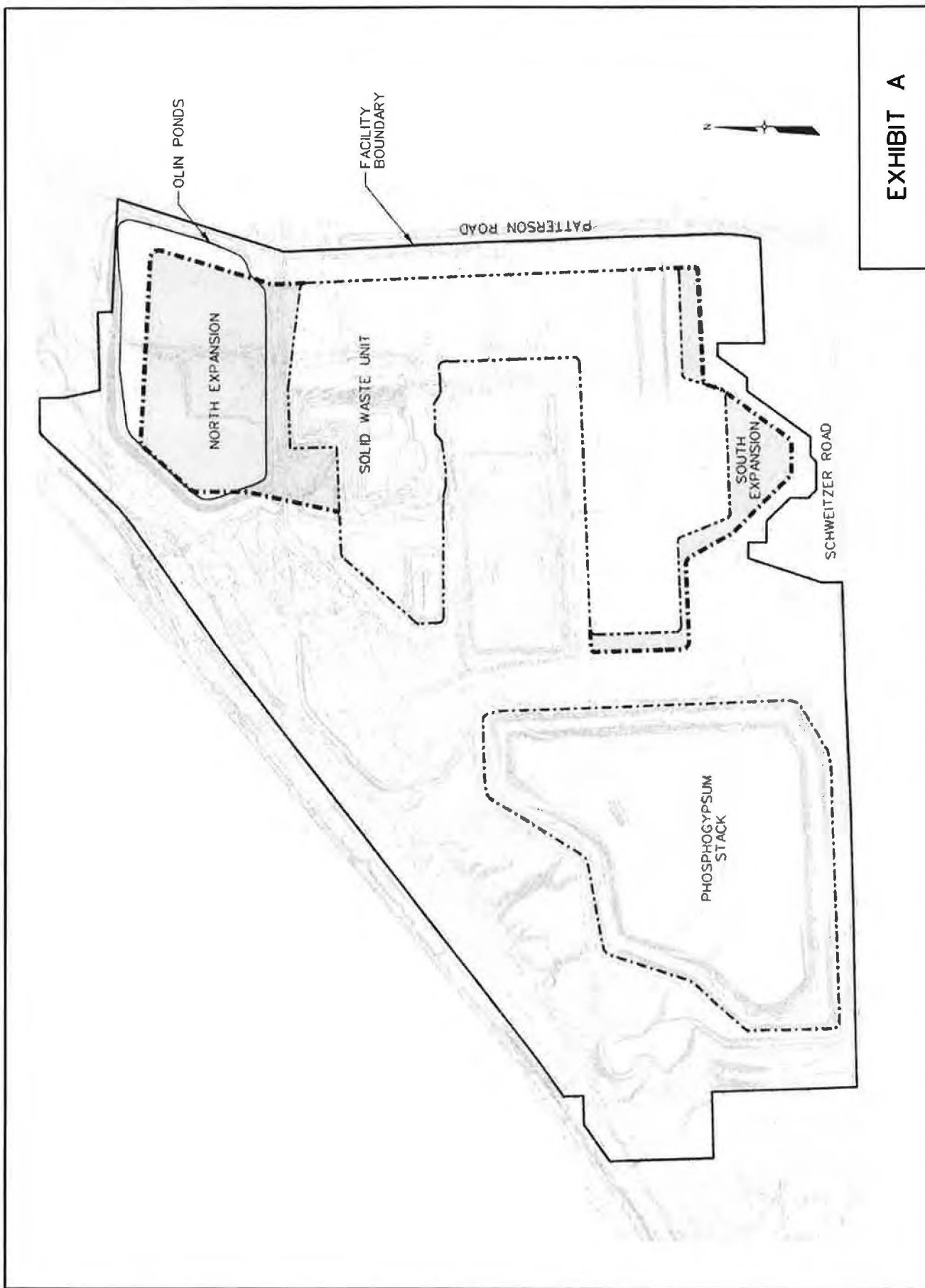


EXHIBIT A



June 1, 2015

Chris Burger  
Patrick Engineering  
300 West Edwards Street, Suite 200  
Springfield, Illinois 62704

Steve Kroll  
Patrick Engineering  
4970 Varsity Drive  
Lisle, Illinois 60532

Dean Olson  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, IL 60432

Re: Laraway RDF Expansion

Gentlemen:

Enclosed for your review is the draft report entitled "Evaluation of a Proposed Underground Mine" for the Laraway RDF Expansion.

Very truly yours,

A handwritten signature in cursive script that reads "Donald J. Moran" with the initials "(vjk)" written below it.

Donald J. Moran

DJM:vlk  
Enclosure



**Nancy Schultz Voots**

W I L L C O U N T Y C L E R K

Will County Clerk's Office • 302 N. Chicago Street • Joliet, Illinois 60432  
815 • 740 • 4615 • Fax: 815 • 740 • 4699  
Website: [www.thewillcountyclerk.com](http://www.thewillcountyclerk.com) • E-mail: [coclrk@willcountyillinois.com](mailto:coclrk@willcountyillinois.com)

July 10, 2015

Received from Donald Moran, of Waste Management of Illinois,  
20 hard copies of the Siting Application (Volumes 1 – 5), 40 flash  
drives of the application and 5 full-size drawing sets.

Dated this 10<sup>th</sup> day of July, 2015.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Schultz Voots".

Nancy Schultz Voots  
County Clerk of Will County, Illinois

WM000007

PAYMENT DATE: 7/10/2015  
REVENUE STATION: 4

**WILL COUNTY RECEIPT**  
**STEVE WEBER**  
**WILL COUNTY TREASURER**

\* OFFICE COPY

RECEIPT NO: 150004104  
CASHIER: JLSR

ITEM TYPE	RECEIPT DESCRIPTION	TRANSACTION AMOUNT
PollContrl	LARAWAY SITING APPLICATION WASTE MGMT 285-00-000-34338	300,000.00

800000WV



800 West Madison Street  
Chicago, IL 60607  
1.888 i bank mb

CASHIERS CHECK

2-173  
710

Remitter \*\*\*PEDERSEN & HOUP T A PFOFF CORP\*\*\*

7/9/2015

13099852

Pay to the Order of \*\*\*TREASURER WILL COUNTY ILLINOIS\*\*\*  
\*\*\*\*\*

\*\*\*\$300,000.00\*\*\*

\*\*\*Three Hundred Thousand Dollars and No Cents\*\*\*

Two Signatures Required for Amount Over \$2,500.00

*Olga Niche*  
*Antoinette McGraw*  
AUTHORIZED SIGNATURE



WM000009





WASTE MANAGEMENT

31725 North Route 89  
Grayslake, IL 60030  
847 223 2722  
847 223 3188 fax

August 3, 2015

Mr. Dean Olson  
Waste Services Division  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, Illinois 60432

Re: Pre-filing Review Reimbursement  
Laraway Recycling & Disposal Facility Expansion

Dear Dean:

Please find attached check nos. 0012215497 and 0012215498 in the amounts of \$4,191.47 and \$8,270.00, respectively, for reimbursement of pre-filing review costs from Patrick Engineering, Inc.

If you have any questions, please do not hesitate to contact me at (847) 223-9282.

Sincerely,

Waste Management

A handwritten signature in black ink, appearing to read 'C. G. Rubak', written over the printed name.

Christopher G. Rubak, P.E.  
Senior Engineer

Attachments

WM000010

THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK.

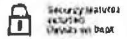


Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED BANK OF AMERICA  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO 0012215497

70-2328 / 719



PAY EXACTLY

\$4,191.47\*\*\*

VOID AFTER 90 DAYS

DATE: 07/27/2015

PAY EXACTLY

\*\*\*FOUR THOUSAND ONE HUNDRED NINETY-ONE AND 47 / 100 DOLLAR\*\*\*

*Duina Rankin*

AUTHORIZED SIGNATURE MP

AUTHORIZED SIGNATURE MP

TO THE ORDER OF

WILL COUNTY LAND USE DEPARTMENT  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432



THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK.

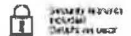


Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED BANK OF AMERICA  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO 0012215498

70-2328 / 719



PAY EXACTLY

\$8,270.00\*\*\*

VOID AFTER 90 DAYS

DATE 07/27/2015

PAY EXACTLY

\*\*\*EIGHT THOUSAND TWO HUNDRED SEVENTY AND XX / 100 DOLLAR\*\*\*

*Duina Rankin*

AUTHORIZED SIGNATURE MP

AUTHORIZED SIGNATURE MP

TO THE ORDER OF

WILL COUNTY LAND USE DEPARTMENT  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432





WASTE MANAGEMENT

31725 North Route 83  
Grayslake, IL 60030  
847 223 2722  
847 223 3188 fax

September 23, 2015

Mr. Dean Olson  
Waste Services Division  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, Illinois 60432

Re: Pre-filing Review Reimbursement  
Laraway Recycling & Disposal Facility Expansion

Dear Dean:

Please find attached check no. 0012262241 in the amount of \$13,657.50 for reimbursement of pre-filing review costs from Patrick Engineering, Inc.

If you have any questions, please do not hesitate to contact me at (847) 223-9282.

Sincerely,

Waste Management

A handwritten signature in black ink, appearing to read 'Chris Rubak', written over the printed name.

Christopher G. Rubak, P.E.  
Senior Engineer

Attachment

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Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED

BANK OF AMERICA  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO

0012262241

70-2328 / 719



PAY EXACTLY

\$13,657.50\*\*\*

VOID AFTER 90 DAYS

DATE: 09/01/2015

PAY EXACTLY

\*\*\*THIRTEEN THOUSAND SIX HUNDRED FIFTY-SEVEN AND 50 / 100 DOLLAR\*\*\*\*

*Debra J Ranken*

AUTHORIZED SIGNATURE

AUTHORIZED SIGNATURE

TO THE  
ORDER  
OF

WILL COUNTY LAND USE DEPARTMENT  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432



WM000013

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

ENVIRONMENTAL RECYCLING	)	
AND DISPOSAL SERVICES, INC.	)	
	)	
Petitioner,	)	
	)	
	)	PCB No. 16-76
v.	)	(Third-Party Pollution Control
	)	Facility Siting Appeal)
WILL COUNTY, ILLINOIS,	)	
WILL COUNTY BOARD,	)	
WASTE MANAGEMENT OF ILLINOIS, INC.	)	
	)	
Respondents.	)	

**WASTE MANAGEMENT OF ILLINOIS, INC.'S RESPONSE TO PETITIONER ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES FIRST SET OF REQUESTS TO PRODUCE**

NOW COMES, Waste Management of Illinois, Inc. ("WMII"), by and through its attorneys, Pedersen & Houpt, P.C., and for its Response to Petitioner Environmental Recycling and Disposal Services, Inc.'s First Set of Requests to Produce, submits as follows:

**GENERAL OBJECTION**

1. Respondent objects generally to the extent that these requests seek any documents protected from disclosure by the attorney-client privilege and/or the attorney work-product doctrine.

**RESPONSE TO REQUESTS FOR PRODUCTION**

1. All documents in the possession or control of Respondent referring to the Application that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

**RESPONSE:** Documents responsive to Request No. 1 are attached.

3 All documents in the possession or control of Respondent referring to the Laraway Landfill that were not included in the Record filed with the Pollution Control Board pursuant to Illinois Administrative Code Title 35, Section 107.300.

**RESPONSE:** Documents responsive to Request No. 3 are attached.

Respectfully submitted,

WASTE MANAGEMENT OF ILLINOIS,  
INC.

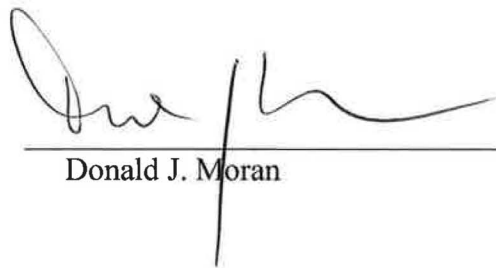
By: 

One of its Attorneys

Donald J. Moran  
Pedersen & Houpt, P.C.  
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312-261-1149 Fax

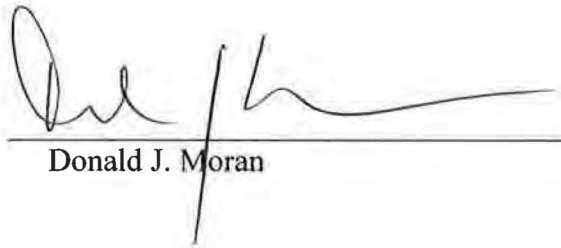
**CERTIFICATE OF SERVICE**

I, Donald J. Moran, an attorney, certify that I have served the attached **WASTE MANAGEMENT OF ILLINOIS, INC.'S RESPONSE TO PETITIONER ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES FIRST SET OF REQUESTS TO PRODUCE** on the named parties by electronic service and by depositing same in the U.S. mail at 161 N. Clark Street, Chicago, Illinois 60601, at 5:00 p.m. on May 4, 2016.

  
\_\_\_\_\_  
Donald J. Moran

**CERTIFICATE OF SERVICE**

I, Donald J. Moran, an attorney, certify that I have served the attached **WASTE MANAGEMENT OF ILLINOIS, INC.'S RESPONSE TO PETITIONER ENVIRONMENTAL RECYCLING AND DISPOSAL SERVICES FIRST SET OF REQUESTS TO PRODUCE** on the named parties by electronic service and by depositing same in the U.S. mail at 161 N. Clark Street, Chicago, Illinois 60601, at 5:00 p.m. on May 5, 2016.

  
Donald J. Moran



**Attachment A**

**List of Documents  
Bates Range - WM000001 WM000021**

Date	Description
05/30/2014	Email to Linda Costro from Don Moran Re: Amendments to Host Agreements
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08/03/2015	Letter to D. Olson from C. Rubak Re: Pre-filing Review Reimbursement
09/23/2015	Letter to D. Olson from C. Rubak Re: Pre-filing Review Reimbursement
09/22/2015	Letter to D. Moran from M. Shanahan Re: City of Joliet
06/21/2015	Certificate of the Publisher and Invoice from Shaw Media
03/20/2014	Laraway Expansion - Outline
05/27/2014	Email to D. Hoekstra to M. Watson Re: Will County Issues

## **Attachment A**

**Moran, Don**

---

**From:** Kostro, Linda <LKostro@wm.com> on behalf of Wilt, Dennis <dwilt@wm.com>  
**Sent:** Friday, May 30, 2014 10:46 AM  
**To:** chelsten@hinshawlaw.com  
**Cc:** Hoekstra, Dale  
**Subject:** Amendments to Host Agreements for Prairie View and Laraway Landfills  
**Attachments:** PrViewLarawayHostAgmtAmendments.docx; Exhibit A.PDF

Linda L. Kostro  
Sr. Legal Assistant to Dennis M. Wilt, VP & General Counsel  
[lkostro@wm.com](mailto:lkostro@wm.com)

Waste Management  
720 E. Butterfield Road, 4th Floor  
Lombard, IL 60148

Tel 630 218 1693  
Fax 630 916 6280

*Waste is a resource. Waste Management captures value from waste streams by recycling and generating clean, renewable energy. Surprised? Learn how at [www.wm.com](http://www.wm.com) .*

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720 E. Butterfield Road  
Lombard, Illinois 60148  
Phone: 630.218.1690 Fax: 630.916.6280

---

May 30, 2014

MEMO TO: Chuck Helsten

FROM: Dennis Wilt

RE: Amendments to Host Agreements [REDACTED] Laraway Landfills

The purpose of this memo is to confirm the agreements that have been reached between Will County and Waste Management of Illinois, Inc. regarding amendments of [REDACTED] Laraway Host Agreements. These terms and conditions are subject to the approval of the full Will County Board, as well as Executive Management at Waste Management.

A. Amendment of Laraway Host Agreement

1. Expansion Area. The Host Agreement will be amended to include areas to the north and south of the currently approved Laraway Landfill, as depicted on the attached Exhibit A, as "Laraway Expansion 2."

2. Environmental Enhancement Project. Waste Management agrees to perform a remedial closure of the Olin Ponds as part of the development of Laraway Expansion 2 with all remediation activities conducted in accordance with plans and specifications approved by the Illinois Environmental Protection Agency.

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WM Internal Use Only

**WM000002**

4. Host Benefit Fees. Section 5.1 of the Laraway Host Agreement will be revised to increase the per ton fees paid on contaminated soils accepted at Laraway for bio-remediation or landfilling by increasing the per ton host fee for annual volume between 701,000 – 800,000 tons to \$2.25 per ton and for annual volume over 800,001 tons to \$2.75 per ton. These increased amounts, as are all per ton host fees, will be subject to the annual adjustment provision set forth in Section 5.3, with the first adjustment being on January 19, 2015. The effective date for these increases will be the date on which Waste Management achieves final, non-appealable siting approval for Laraway Expansion 2.

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7. Other Payments to the County. Waste Management agrees to pay to the County \$500,000 within thirty (30) days of its achieving final, non-appealable siting approval for Laraway Expansion 2. Waste Management further agrees to pay \$166,667 within thirty (30) days after any calendar year after it achieves final, non-appealable siting approval during which Waste Management receives at Laraway over 800,000 tons of soils, until such time as a total of an additional \$500,000 is paid to Will County.

8. Other Provisions of Host Agreement. All other provisions of the current Host Agreement, such as compliance with laws, domestic water well protection and the residential property value guarantee program will continue in effect during the period Waste Management operates Laraway Expansion 2.





We anticipate that both of these Amendments will be introduced and acted on by the County Board simultaneously. If you have any comments regarding the above terms and conditions, please contact me.

DMW/LK  
Attachment

cc: Dale Hoekstra

c:\mydata\docs\dennis\2014memos\PrViewLarawayHostAgmtAmendments

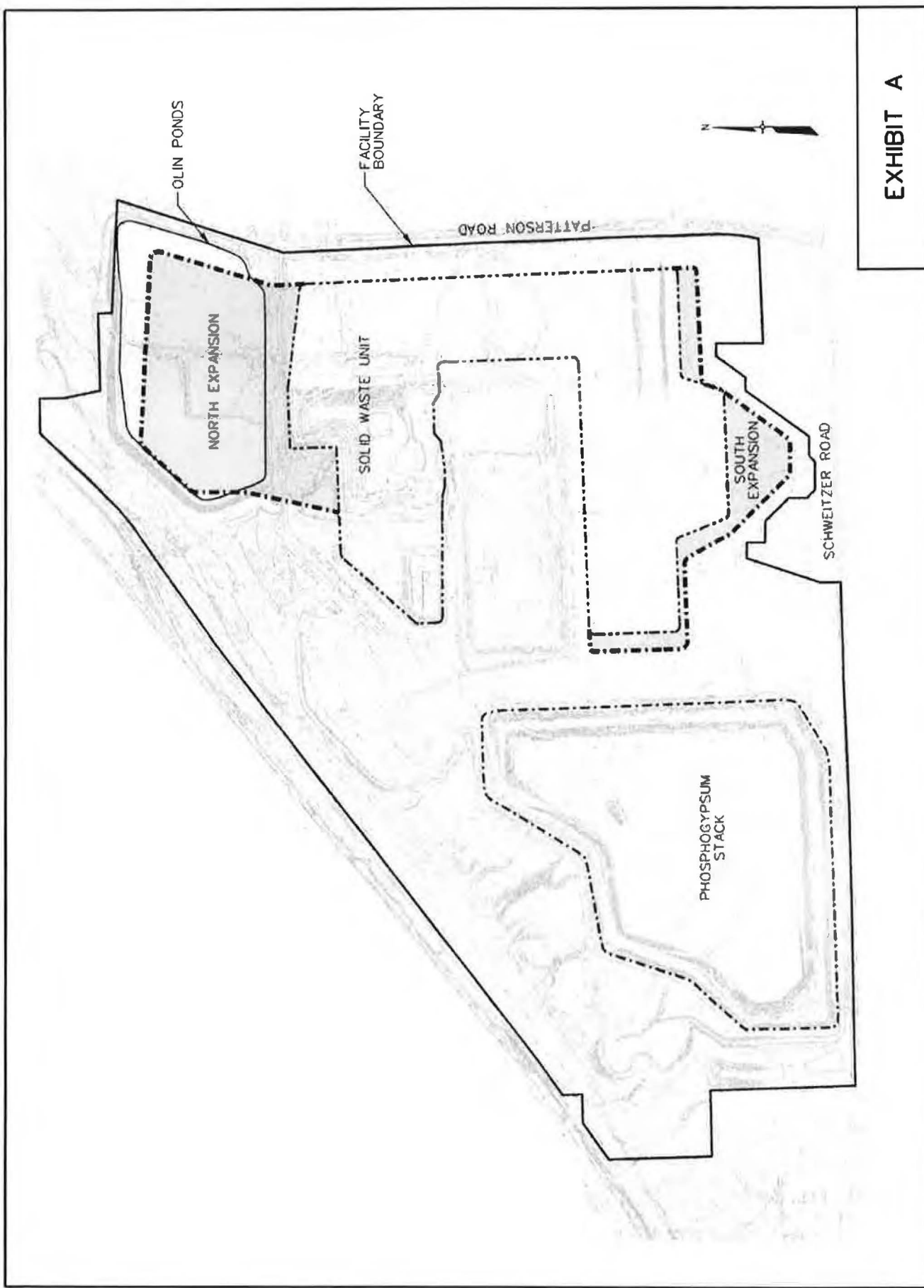


EXHIBIT A

**Pedersen**  
Pedersen & Houpt

---

June 1, 2015

Chris Burger  
Patrick Engineering  
300 West Edwards Street, Suite 200  
Springfield, Illinois 62704

Steve Kroll  
Patrick Engineering  
4970 Varsity Drive  
Lisle, Illinois 60532


Dean Olson  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, IL 60432

Re: Laraway RDF Expansion

Gentlemen:

Enclosed for your review is the draft report entitled "Evaluation of a Proposed Underground Mine" for the Laraway RDF Expansion.

Very truly yours,

  
(vjk)

Donald J. Moran

DJM:vlk  
Enclosure





**Nancy Schultz Voots**

W I L L C O U N T Y C L E R K

Will County Clerk's Office • 302 N. Chicago Street • Joliet, Illinois 60432  
815 • 740 • 4615 • Fax: 815 • 740 • 4699  
Website: [www.thewillcountyclerk.com](http://www.thewillcountyclerk.com) • E-mail: [coclrk@willcountyillinois.com](mailto:coclrk@willcountyillinois.com)

July 10, 2015

Received from Donald Moran, of Waste Management of Illinois,  
20 hard copies of the Siting Application (Volumes 1 – 5), 40 flash  
drives of the application and 5 full-size drawing sets.

Dated this 10<sup>th</sup> day of July, 2015.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Schultz Voots".

Nancy Schultz Voots  
County Clerk of Will County, Illinois

**WM000007**

PAYMENT DATE: 7/10/2015  
REVENUE STATION: 4

**WILL COUNTY RECEIPT**  
**STEVE WEBER**  
**WILL COUNTY TREASURER**

*\* OFFICE COPY*

RECEIPT NO: 150004104  
CASHIER: JLSR

ITEM TYPE	RECEIPT DESCRIPTION	TRANSACTION AMOUNT
PollContrl	LARAWAY SITING APPLICATION WASTE MGMT 285-00-000-34338	300,000.00

WM000008



800 West Madison Street  
Chicago, IL 60607  
1.888 i bank mb

CASHIERS CHECK

2-173  
710

Remitter \*\*\*PEDERSEN & HOUP T A PFOFF CORP\*\*\*

7/9/2015

13099852

Pay to the Order of \*\*\*TREASURER WILL COUNTY ILLINOIS\*\*\*  
\*\*\*\*\*

\*\*\*\$300,000.00\*\*\*

\*\*\*Three Hundred Thousand Dollars and No Cents\*\*\*

Two Signatures Required for Amount Over \$2,500.00

*Alfa Niche*  
*Antoinette McGowan*  
AUTHORIZED SIGNATURE BA 400



WM0000009



WASTE MANAGEMENT

31725 North Route 83  
Grayslake, IL 60030  
847 223 2722  
847 223 3188 Fax

August 3, 2015

Mr. Dean Olson  
Waste Services Division  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, Illinois 60432

Re: Pre-filing Review Reimbursement  
Laraway Recycling & Disposal Facility Expansion

Dear Dean:

Please find attached check nos. 0012215497 and 0012215498 in the amounts of \$4,191.47 and \$8,270.00, respectively, for reimbursement of pre-filing review costs from Patrick Engineering, Inc.

If you have any questions, please do not hesitate to contact me at (847) 223-9282.

Sincerely,

Waste Management

A handwritten signature in black ink, appearing to read "C. G. Rubak". The signature is written over the printed name of Christopher G. Rubak.

Christopher G. Rubak, P.E.  
Senior Engineer

Attachments

**WM000010**

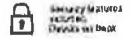
THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK.

**WM** Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED **BANK OF AMERICA**  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO 0012215497

70-2328 / 719



PAY EXACTLY

\$4,191.47\*\*\*

VOID AFTER 90 DAYS

DATE: 07/27/2015

PAY EXACTLY

\*\*\*\*FOUR THOUSAND ONE HUNDRED NINETY-ONE AND 47 / 100 DOLLAR\*\*\*\*

*Devina J Rankin*

AUTHORIZED SIGNATURE MP

AUTHORIZED SIGNATURE MP

TO THE  
ORDER  
OF

**WILL COUNTY LAND USE DEPARTMENT**  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432



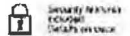
THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK.

**WM** Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED **BANK OF AMERICA**  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO 0012215498

70-2328 / 719



PAY EXACTLY

\$8,270.00\*\*\*

VOID AFTER 90 DAYS

DATE 07/27/2015

PAY EXACTLY

\*\*\*\*EIGHT THOUSAND TWO HUNDRED SEVENTY AND XX / 100 DOLLAR\*\*\*\*

*Devina J Rankin*

AUTHORIZED SIGNATURE MP

AUTHORIZED SIGNATURE MP

TO THE  
ORDER  
OF

**WILL COUNTY LAND USE DEPARTMENT**  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432



**WM000011**



WASTE MANAGEMENT

31725 North Route 83  
Grayslake, IL 60030  
847 223 2722  
847 223 3188 Fax

September 23, 2015

Mr. Dean Olson  
Waste Services Division  
Will County Land Use Department  
58 East Clinton Street, Suite 500  
Joliet, Illinois 60432

Re: Pre-filing Review Reimbursement  
Laraway Recycling & Disposal Facility Expansion

Dear Dean:

Please find attached check no. 0012262241 in the amount of \$13,657.50 for reimbursement of pre-filing review costs from Patrick Engineering, Inc.

If you have any questions, please do not hesitate to contact me at (847) 223-9282.

Sincerely,

Waste Management

A handwritten signature in black ink, appearing to read "Chris Rubak". The signature is written over the printed name of Christopher G. Rubak.

Christopher G. Rubak, P.E.  
Senior Engineer

Attachment

THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK



Waste Management  
P.O. Box 3027  
Houston, TX 77253

ED BANK OF AMERICA  
COMMERCIAL DISBURSEMENT ACCOUNT  
NORTHBROOK, IL

CHECK NO

0012262241

70-2328 / 719



PAY EXACTLY

\$13,657.50\*\*\*

VOID AFTER 30 DAYS

DATE: 09/01/2015

PAY EXACTLY

\*\*\*THIRTEEN THOUSAND SIX HUNDRED FIFTY-SEVEN AND 50 / 100 DOLLAR\*\*\*

*Devina Rankin*

AUTHORIZED SIGNATURE

AUTHORIZED SIGNATURE

TO THE  
ORDER  
OF

WILL COUNTY LAND USE DEPARTMENT  
58 E Clinton St Ste 500  
Will County Land Use Department  
Joliet, IL 60432



WM000013

**LEGAL DEPARTMENT**  
(815) 724-3800  
Fax (815) 724-3801

**Martin J. Shanahan, Jr.**  
**Mary J. Kucharz**  
**John P. Wise**  
**Gregory Smith**



**150 WEST JEFFERSON STREET**  
**JOLIET, ILLINOIS 60432-4158**

September 22, 2015

Mr. Donald J. Moran  
Pedersen & Houpt  
161 North Clark Street  
Suite 2700  
Chicago, Illinois 60601

Dear Mr. Moran:

Thank you for agreeing to meet with Mayor Bob O'Dekirk and me on September 21, 2015 to discuss the proposed expansion of the Will County Landfill. As you are aware, traffic must travel through the City of Joliet to access the Will County Landfill. As indicated in the application, Laraway Road from the western terminus to Route 53 is under the jurisdiction of the City of Joliet. The zoning map provided to you at the meeting verifies the territory within the City of Joliet.

Traffic in the area is of great concern to the City of Joliet. As such, criterion (vi) as set forth in 415 ILCS 5/39.2 (the traffic patterns to or from the facility are so designed as to minimize the impact on existing traffic flows) is exceptionally relevant to the proposed expansion. Traffic is already extremely heavy in the Route 53/Laraway Road area which is due, in part, to traffic to and from the Will County Landfill. An additional average of 1,180 vehicles per day to and from the Will County Landfill will only compound the traffic issues. In addition, the proposed expansion also calls for roll-offs (as opposed to exclusively tractor-trailers) which means even more traffic for the proposed increased tonnage.

Joliet is already significantly impacted by the Will County Landfill due to the amount of traffic. The application indicates an improvement to the intersection of Route 53 and Laraway Road and that said improvements will be completed by 2018; it is unknown who provided said information because there is no set completion date (or even a start-date). Additionally, Laraway Road is only one lane west from Route 53. Future development (including a potential Will County Landfill expansion) will likely necessitate additional lanes on Laraway Road.

**WM000014**



Applicants of pollution control facilities commonly enter into "secondary" host agreements with impacted municipalities, especially those municipalities whose roads must be traversed to access a pollution control facility. The City of Joliet is respectfully requesting Waste Management enter into a "secondary" host agreement with the City of Joliet and a host benefit fee of \$0.40/per ton. At this time, the City of Joliet is not requesting Waste Management improve the intersection of Route 53 and Laraway Road or the widening of Laraway Road. If you would like to discuss this matter further, please contact me at (815) 724-3805. As the hearing is approaching, we are requesting a response by October 2, 2015. Thank you for your anticipated cooperation.

Very truly yours,

A handwritten signature in black ink, appearing to read "M J Shanahan, Jr.", written in a cursive style.

Martin J. Shanahan, Jr.  
Corporation Counsel

MJS

**WM000015**

WM000016

Certificate of the Publisher

The Herald-News

PEDERSEN & HOUPT  
161 N CLARK STREET STE 3100  
CHICAGO IL 60601

Description: LARAWAY EXPANSION  
HN 2285

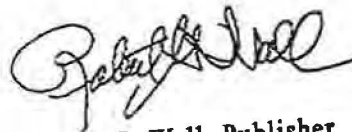
Shaw Media certifies that it is the publisher of The Herald-News. The Herald-News is a secular newspaper, has been continuously published daily for more than fifty (50) weeks prior to the first publication of the attached notice, is published in the City of Joliet, County of Will, State of Illinois, is of general circulation throughout that county and surrounding area, and is a newspaper as defined by 715 ILCS 5/5.

A notice, a true copy of which is attached, was published 1 time(s) in The Herald-News, namely one time per week for one successive week(s). Publication of the notice was made in the newspaper, dated and published on 06/21/2015

This notice was also placed on a statewide public notice website as required by 5 ILCS 5/2.1.

In witness, Shaw Media has signed this certificate by Robert Wall, its publisher, at Joliet, Illinois, on 21st day of June, A.D. 2015

Shaw Media By:



Robert G. Wall, Publisher

Robert Wall, Publisher

Account Number 10073411  
Amount \$180.62

**PUBLIC NOTICE**

**NOTICE OF APPLICATION TO COUNTY BOARD OF WILL COUNTY, ILLINOIS REQUESTING APPROVAL OF SITE LOCATION FOR THE EXPANSION OF THE LARAWAY RECYCLING AND DISPOSAL FACILITY**

PLEASE TAKE NOTICE that WASTE MANAGEMENT OF ILLINOIS, INC., a Delaware corporation, whose address is 700 East Butterfield Road, 4th Floor, Lombard, Illinois 60148, will file an Application with the County Board of Will County, Illinois, requesting approval of site location for the expansion of the Laraway Recycling and Disposal Facility ("Application"). The proposed site consists of 606 acres and is located approximately two miles west of Illinois Route 53, and west-southwest of the intersection of Laraway and Patterson Roads, Will County, Illinois.

The nature of the proposed development is the horizontal and vertical expansion of the Laraway Recycling and Disposal Facility ("Laraway RDF"). The expansion comprises two areas identified as the North Area and the South Area. The North Area consists of a 70.4-acre horizontal expansion and a 40.8-acre vertical expansion of the Laraway RDF. The South Area consists of a 23.5-acre horizontal expansion and a 68.1-acre vertical expansion of the Laraway RDF. The expansion will receive construction, demolition and such non-hazardous special and industrial wastes as are specifically permitted by the Illinois Environmental Protection Agency, and any other governmental unit having jurisdiction over such matters. The probable life of the expansion is 9.9 years.

The Application will be filed with the Will County Board ("Board") on July 10, 2015. After the Application has been filed, it will be available for public inspection in the Office of the Will County Clerk, 302 North Chicago Street, Joliet, Illinois 60432, and copies of the Application may be obtained from that Office upon payment of the actual cost of reproduction.

Any person may file a written comment with the Board concerning the appropriateness of the proposed site for its intended purpose. In making its final determination whether to approve the Application, the Board shall consider any such comment received or postmarked not later than thirty (30) days after the date of the last public hearing.

The Board must hold at least one (1) public hearing on the Application no sooner than ninety (90) days but no later than one hundred twenty (120) days from the date it is filed. The time, date and location of said public hearing will be determined by the Board.

WASTE MANAGEMENT OF ILLINOIS, INC.

By: Donald J. Moran  
Its Attorney  
161 North Clark Street,  
Suite 2700  
Chicago, Illinois 60601  
Telephone: (312) 641-6888

(Published in the Herald-News June 21, 2015.) HN 2285

SHAW MEDIA  
 PO BOX 250  
 CRYSTAL LAKE, IL 60039-0250  
 (815) 459-4040



Advertising Invoice and Statement

11 Billing Period 06/2015		21 Advertiser/Client Name PEDERSEN & HOUPT	
23 Total Amount Due 180.62		*Unapplied Amount	3 Terms of Payment NET 30 DAYS
21 Current Net Amount Due 180.62	22 30 Days .00	60 Days .00	Over 90 Days .00
4 Page Number 1	5 Billing Date 06/30/15	6 Billed Account Number 10073411	7 Advertiser/Client Number 10073411

8 Billed Account Name and Address PEDERSEN & HOUPT 161 N CLARK STREET STE 2700 CHICAGO IL 60601		Amount Paid _____ Exp. Date _____ <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Acct. # _____ Signature _____
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THANK YOU TO A VALUED CUSTOMER

Please Return Upper Portion With Payment

10 Date	11 Newspaper Reference	12(13)14 Description-Other Comments/Charges	15 SAU Size 10 Billed Units	17 Times Run 18 Rate	19 Gross Amount	20 Net Amount
06/21/15	1079457 LEGAL	LARAWAY EXPANSION HN 2285 APNW/CL JHN/CL WJJ/CL	1X 98.00 98.00	1 1.69	180.62	180.62

TO RECEIVE YOUR STATEMENT VIA E-MAIL CONTACT US TODAY AT [billing@shawsburban.com](mailto:billing@shawsburban.com)

Publishers of: Northwest Herald, Daily Chronicle, Kane County Chronicle, Lake County Journal, Morris Daily Herald, Suburban Life, Republican and The Herald-News

Statement of Account - Aging of Past Due Amounts

Due date: 07/31/15

21 Current Net Amount Due 180.62	22 30 Days 0.00	60 Days 0.00	Over 90 Days 0.00	*Unapplied Amount	23 Total Amount Due 180.62
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\* UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE

24 Invoice Number 0615100734	25 Advertiser Information 11 Billing Period 106/2015	6 Billed Account Number 10073411	7 Advertiser/Client Number 10073411	2 Advertiser/Client Name PEDERSEN & HOUPT
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WM000017

Laraway Expansion – Will County Board

March 20, 2014

Project

- Laraway is an environmental remediation project originally approved by this board in January of 2007 and encompasses 871 acres of total property.
- The project includes two types of operations- the solid waste unit – 163 acres and the capping of the phosphogypsum stack – 175 acres
- The solid waste unit is designed to meet IEPA subtitle D standards. Includes a HDPE liner, leachate collection system and HDPE liner cap- all the same as your Prairie View site.
- The phosphogypsum stack operation is being capped with bio- remediated soils and clean soils.

New Expansion

- Solid Waste Unit
- North section is 71 acres – remediation of the Olin phosphate ponds
- South section is 24 acres – reconfiguration of the southern footprint of the original expansion
- Adds approximately 15 years of capacity to the solid waste unit

Steps to Approval

- Negotiate an amendment to the host agreement to include the new property to the north
- File siting application with Will County and conduct public hearings
- File application for construction with IEPA

**Moran, Don**

---

**From:** Hoekstra, Dale <dhoekstr2@wm.com>  
**Sent:** Tuesday, May 27, 2014 4:10 PM  
**To:** Watson, Mike  
**Cc:** Hoekstra, Dale  
**Subject:** FW: Will County issues

*Mike,*

*We had our final negotiations session with Will County's team. Today board leadership was present so there is total buy in to the final offer. The particulars are below.*

*Upon non-appealable siting of the Laraway Expansion (anticipated in late 2015)*

- *\$50k for 5 years - District 8 needs*
- *\$100k for 5 years - Will County general fund*
- *\$500k lump sum payment - Will County general fund*
- *\$500k paid in thirds when Laraway reaches 800k in soil intake in any year until paid in full*

*Soil host fee increases - upon non-appealable siting*

- *701k tons to 800k tons - WM will pay an additional \$0.28/ton or \$2.25/ton*
- *801k tons and up - WM will pay an additional \$0.31/ton or \$2.75/ton (2013 soil quantity above 800k = 1,591,893 tons)*



*Pending your final approval the issue will come before the Will County Board on July 17.*

Dale Hoekstra  
Director of Operations  
Illinois Missouri Valley Market Area  
[dhoekstr2@wm.com](mailto:dhoekstr2@wm.com)

Waste Management  
21233 W Laraway Rd  
Joliet, IL 60436  
815 727 6148

---

**From:** Hoekstra, Dale  
**Sent:** Thursday, May 15, 2014 7:56 PM  
**To:** Watson, Mike ([mwatson@wm.com](mailto:mwatson@wm.com))  
**Subject:** Will County issues

*Mike I attended the Will County Board meeting today and had the opportunity to speak with Nick Palmer about the Laraway negotiations [REDACTED] Here is an update on those two issues.*

Laraway

*I discussed Waste Management's latest position on the amended host agreement negotiations.*

- 1. WM agrees to \$50k for 5 years, \$100k for 5 years and \$500k lump sum – all on non-appealable siting.*
- 2. WM agrees to the county's offer on the remaining \$500k paid out in thirds if the site exceeds 800k tons in any year.*
- 3. WM will create two new host fee tiers – 900k tons – 1M tons and 1M + each at \$0.25 over the existing top tier. This would be paid upon commencement of the expansion or a date certain ( we still need to decide on that date). The date certain is critical to the County's buy-in.*
- 4. All of the above must resolve the recycling issue at Prairie View and we must be named operator for any extended life at Prairie View if amended by the Federal Government.*

*Nick believes these are agreeable but would like to review the additional tiers with me in more detail- we plan to meet Tuesday late afternoon.*

[REDACTED]

*I will keep you posted on our progress on both issues. The next full negotiation date is Wednesday May 21 at 10:30 am.*

*Dale*

Dale Hoekstra  
Director of Operations  
Illinois Missouri Valley Market Area  
[dhoekstr2@wm.com](mailto:dhoekstr2@wm.com)

Waste Management  
21233 W Laraway Rd

Joliet, IL 60436  
815 727 6148