

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ANNA ANDRUSHKO

Complainant

VS

THOMAS E EGAN

Respondent

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IPCB PCB 23-133

NOTICE OF FILING

I, Anna Andrushko, do hereby certify that, on this **April 16, 2026**, I caused a copy of the foregoing document to be served on the following via email:

1. Supplemental Filing and Clarification of Timeline

Respectfully submitted by:

Anna Andrushko

Anna Andrushko

Bradley P Halloran
Hearing Officer
Illinois Pollution Control Board
60 E Van Buren Street, Suite 630
Chicago, IL 60605
312-814-8917
Brad.Halloran@illinois.gov

Don Brown
Illinois Pollution Control Board
60 E VanBuren Street, Suite 630
Chicago, IL 60605
Don.Brown@illinois.gov

David A Fewkes
Walsh, Fewkes & Sterba
7270 W College Drive, Suite 101
Palos Heights, IL 60463
Dfewkes@wfstriallaw.com.

April 16, 2026

Illinois Pollution Control Board
Attn: Don Brown – Clerk of the Board
60 East Van Buren
Suite 630
Chicago, IL 60605
Don.Brown@Illinois.gov
Brad.Halloran@Illinois.gov

RE: PCB 23-133
Anna Andrushko vs Thomas Egan

RE: SUPPLEMENTAL FILING AND CLARIFICATION OF TIMELINE

To Clerk Don Brown and Hearing Officer Brad Halloran:

I am submitting this supplemental timeline to ensure the Board's record accurately reflects the progression of this nuisance and my consistent demands for relief. Specifically, I wish to clarify that I am requesting the total removal of the tarp, not an "adjustment," as it is the root cause of the noise and sanitation issues.

Official Timeline of Events:

- November 7, 2024: Complainant clarified the reason this case was filed with the Board due to the Village of Evergreen Park's failure to enforce noise ordinances regarding the Respondent's hunting dog.
- January 2, 2025: Respondent first requested to hang a barrier/fence/tarp on my fence. I specifically raised concerns that a visual barrier (fence/tarp) would not resolve the barking issue because dogs rely on scent and sound, not just sight. Despite my objections, I was overruled with these concerns and was informed that the barrier would prevent barking as part of prevention.
- February 21, 2025: I sent a formal notice to Respondent's counsel (Mr. Fewkes) stating that I allowed only limited installation, strictly prohibiting any damage to posts or slats, and stating Respondent would be responsible for all costs of wood decay or structural damage. (See attached email)
- January 8, 2026: Status hearing held. I informed parties that the tarp was causing damage and must be removed. (Note: The subsequent Order incorrectly recorded this as a request for "adjustment").

- February 25, 2026: Date of photographic and video evidence showing the tarp remains on the ground, creating vector harborage (rats) and causing the dog to attack the fence.
- March 1, 2026: I filed a formal letter with the IPCB detailing the "Vector Harborage," "Structural Decay," and "Animal Agitation" (Noise) caused by the tarp.
- April 16, 2026: Status hearing held. I informed the Hearing Officer that the Village of Evergreen Park refuses to intervene due to personal relationships between Village employees and the Respondent. I reiterated that the tarp must be removed to stop the rodent-triggered barking.

Conclusion:

The tarp is a direct contributor to the noise pollution 415 ILCS 5/24 of the Act. Under this section, no person is allowed to emit noise beyond their property boundaries that "unreasonably interferes with the enjoyment of life."

35 Ill. Adm. Code 900.102: This rule prohibits any person from causing or allowing the emission of sound that causes "noise pollution."

The Respondent has failed to meet even the minimal requirements of the January 8 order. The "barrier solution" has failed. The tarp continues to trap moisture, rot my fence – causing property damaged, and house vermin that trigger the dog's aggression.

I respectfully request the Board order the immediate and permanent removal of the tarp as a necessary component of noise abatement.

Respectfully submitted,

Anna Andrushko

Anna Andrushko

Encls: Photo



Electronic Filing: Received, Clerk's Office 04/17/2026

From: [Dave Fewkes](mailto:Dave.Fewkes)
To: court22op50635@gmail.com
Subject: Re: Fence
Date: Saturday, February 22, 2025 8:47:58 AM

I understand. I am looking into it. Nothing will be done without full disclosure to you and your approval.

On Fri, Feb 21, 2025 at 6:53 PM <court22op50635@gmail.com> wrote:

The contractor may also have an issue if Mr. Egan did not disclose to the contractor the fence is not his.

Anna Andrushko

From: Dave Fewkes <dfewkes@wfstriallaw.com>
Sent: Friday, February 21, 2025 4:46 PM
To: court22op50635@gmail.com
Subject: Re: Fence

Received. Thank you. Before he does anything I will provide you with more information regarding the items that we are discussing and whether it is attached to the fence or not. Thank you for your response.

On Fri, Feb 21, 2025 at 4:37 PM <court22op50635@gmail.com> wrote:

Mr. Fewkes: Can you provide me with the type of installation that is involved with this barrier? I do not want to see anything visible on my side, or draping over top of the fence.

I am only allowing limited or minimal installation on my fence, so that there is no damages that could split any wood; posts and slats. If the installation causes damage to posts or slats, that would need to be replaced, Mr. Egan will be responsible for the cost of damages and replacement of any fence components and installation of the repairs.

If Mr. Egan does not agree to the terms for damages, Mr. Egan should consider an option to install the barrier completely on his property without using my fence as part of the installation.

My approval of using my fence does not keep Mr. Egan from any damages caused to my fence by his installation of the barrier.

Please let me know if Mr. Egan approves to the terms of any damages that may incur during installation. Thank you.

Regards,

Anna Andrushko

From: Dave Fewkes <dfewkes@wfstriallaw.com>
Sent: Friday, February 21, 2025 3:12 PM
To: court22op50635@gmail.com
Subject: Fence

Dear Anna, Just a heads up that with the weather clearing, Thomas will be placing the barrier type device we previously discussed on his side of the fence within the next week. Thank you.

--

David A. Fewkes

Walsh, Fewkes & Sterba

7270 W. College Dr.

Suite 101

Palos Heights, Il. 60463

O: 708-448-3401

F: 708-448-8022

C: 708-203-3203

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