

ILLINOIS POLLUTION CONTROL BOARD

November 7, 2002

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STATE OF ILLINOIS
Pollution Control Board

LANDFILL 33, LTD.,)
)
Petitioner,)
)
vs.)
)
EFFINGHAM COUNTY BOARD and)
SUTTER SANITATION SERVICES,)
)
Respondents.)

No. PCB 03-43
(Third-Party Pollution Control
Facility Siting Appeal)

P.C. #1

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STOCK & CO.,)
)
Petitioner,)
)
vs.)
)
EFFINGHAM COUNTY BOARD and)
SUTTER SANITATION SERVICES,)
)
Respondents.)

PCB 03-52
(Third-Party Pollution Control
Facility Siting Appeal)
(Consolidated)

PUBLIC COMMENT OF BRIDIE KNIERIM

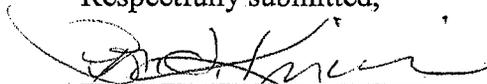
My name is Bridie Knierim. I am a resident of Effingham County, Illinois. Since November 1, 2002, I have been living in a residence located directly across the street from the proposed Sutter Sanitation Transfer Facility. I lease that residence from Mr. Lloyd Stock.

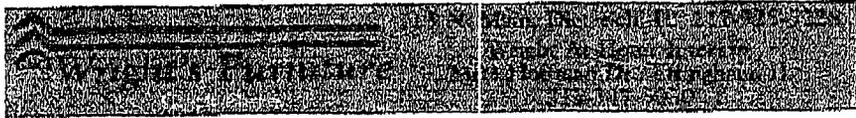
It is my understanding that garbage trucks have already been coming in and out of the site. This causes me concern. I am very concerned that this proposed transfer station is to be located so close to my home (which is less than 200 yards from the proposed site). I am also concerned with the impact that the proposed transfer station would have upon all residences in the area and our quality of life.

I was disappointed that the County Board did not even make available to people the comments from the hearing that was held in the summer to discuss Sutter's application, before it decided to give the okay for the waste transfer station. That does not seem right to me and just makes me feel more strongly that what happened was that this thing got pushed through by some people in other parts of the county outside of Mason township for some other political reason.

Dated: 02January03

Respectfully submitted,


Bridie Knierim



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Friday, December 20, 2002

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Local News

Challenges heard by IPC Board

By BILL GRIMES, Daily News

The public still has the opportunity to comment on a dispute between Sutter Sanitation and two businesses that have challenged Sutter's right to develop a transfer station in southwest Effingham County.

Landfill 33 Inc. of Effingham and Stock & Co., LLC, of Taylorville have challenged Sutter's effort to develop the transfer station at the old Quandt Grain Elevator on the Farina/Altamont blacktop, about seven miles south of Altamont. The Effingham County Board approved the siting permit in September, but Landfill 33 and Stock both appealed the ruling to the Illinois Pollution Control Board, the state agency that oversees solid waste disposal facilities.

When originally applying for the permit to build the transfer station, Sutter Sanitation owner Tracy Sutter said the owner of Landfill 33 had made it clear that Sutter Sanitation is not welcome to dump garbage at Landfill 33. That forces Sutter to haul trash to landfills outside of Effingham County.

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Challenges heard by IPC Board

Garbage trucks are not intended to make that kind of long trip over highways, and making the trip to other landfills is proving very costly to Sutter. The proposed transfer station would be a site where his garbage trucks would be unloaded, and the refuse then reloaded into semitrailers to be hauled away.

City tax levy increased without opposition

School board says new playground needs work

PCB hearing officer Bradley Halloran conducted the appeal hearing Thursday in the Effingham County Board room. Appeals from both Landfill 33 and Stock were consolidated into one hearing.

Organizers expect more to attend Christmas dinner

Public comment will be considered by the PCB if postmarked by Jan. 3. Attorneys for both sides must file post-hearing briefs by Jan. 10. Replies to those briefs must be filed by Jan. 17.

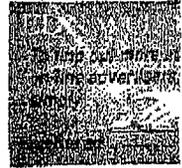
School board looks for new superintendent

Halloran said the PCB will make its decision when it meets Feb. 20 in Chicago.

Halloran said transcripts of the hearing will be available Dec. 24 on the PCB Web site at www.ipcb.state.il.us.

Thursday's hearing included testimony from a man who lives across the road from the proposed transfer station, as well as from Tracy Sutter of Sutter Sanitation and Duane Stock of Stock & Co. Landfill 33 representatives did not testify Thursday.

Lloyd Stock, a relative of Duane Stock who leases a home across the road



from the proposed transfer station, said the station would have a negative impact on the immediate area.

"I'm concerned about the impact that the transfer station will have," Lloyd Stock said. He added that he was "concerned and disappointed" about the situation.

Lloyd Stock added that he already has seen garbage trucks pulling into the transfer station site. Sutter uses the site as a drop-off recycling center.

Duane Stock, who owns the home that Lloyd Stock lives in, said he had been hampered by not being able to receive a copy of the transcript from the siting hearing until late November.

"That put us at a disadvantage," Stock said.

The mobile home at which Stock resides is within 1,000 feet of the proposed site - which is a violation of IPCB siting criteria. However, the home did not exist at the time the county board approved Sutter's permit. Lloyd Stock had the home placed on the property shortly after the board awarded the permit to Sutter.

Sutter testified Thursday that a county board committee visited his recycling operation soon after it opened in March, though he couldn't remember the exact date. He did say it was before he filed his application for a transfer station on April 12.

Also testifying Thursday was Nancy Deters of rural Cumberland County, who said it was her opinion that Landfill 33's opposition was a "personal vendetta" against Sutter, who has claimed Landfill 33 has banned him from dumping trash at its facility on the southeast edge of Effingham.

Deters, the mother of Effingham County State's Attorney Ed Deters, admitted that she had no background in solid waste management, other than to take "big black bags to the recycling center."

She added that she was not likely to take Sutter's position merely because her son represents the county board in legal matters.

"My son and I rarely agree about anything," she said.

Ed Deters, who cross-examined his mother briefly, asked her if she remembered a statement by former county board Chairman Leon Gobjczynski that recycling was not one of the issues in the controversy.

But Mrs. Deters said recycling was an underlying issue during earlier hearings on the matter.

"It was like the elephant in the room," she said.

Landfill 33 representatives did not testify, but owner Richard Deibel, who attended the hearing, said after the hearing that there was no vendetta against Sutter and that, in fact, Sutter Sanitation is not barred from using Landfill 33.

Deibel said Sutter chose to stop using Landfill 33 after a disagreement over a load including potentially hazardous materials several years ago.

long as they conduct themselves in a proper business manner," Deibel added.

In addition to owning Landfill 33, Deibel also owns Sanitation Service Inc. (also known as the Rubbish Gobbler) and French Sanitation Co. Sutter Sanitation is the only garbage collection service in Effingham County not owned by Deibel.

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