

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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APR 10 2003

CITY OF KANKAKEE, )  
Petitioner, )  
vs. )  
COUNTY OF KANKAKEE, )  
COUNTY BOARD OF KANKAKEE, )  
and WASTE MANAGEMENT OF )  
ILLINOIS, INC. )  
Respondents. )

STATE OF ILLINOIS  
Pollution Control Board  
PCB 03-125  
(Third-Party Pollution Control Facility  
Siting Appeal)

MERLIN KARLOCK, )  
Petitioner, )  
vs. )  
COUNTY OF KANKAKEE, COUNTY )  
BOARD OF KANKAKEE, and WASTE )  
MANAGEMENT OF ILLINOIS, INC. )  
Respondents. )

PCB 03-133  
(Third-Party Pollution Control Facility  
Siting Appeal)

MICHAEL WATSON, )  
Petitioner, )  
vs. )  
COUNTY OF KANKAKEE, COUNTY )  
BOARD OF KANKAKEE, and WASTE )  
MANAGEMENT OF ILLINOIS, INC. )  
Respondents. )

PCB 03-134  
(Third-Party Pollution Control Facility  
Siting Appeal)

KEITH RUNYON, )  
Petitioner, )  
vs. )  
COUNTY OF KANKAKEE, COUNTY )  
BOARD OF KANKAKEE, and WASTE )  
MANAGEMENT OF ILLINOIS, INC. )  
Respondents. )

PCB 03-135  
(Third-Party Pollution Control Facility  
Siting Appeal)

WASTE MANAGEMENT OF ILLINOIS, )  
INC., )  
Petitioner, )  
vs. )  
COUNTY OF KANKAKEE, )  
Respondent. )

PCB 03-144  
(Pollution Control Facility Siting Appeal)

**KEITH RUNYON'S RESPONSE TO COUNTY OF KANKAKEE'S  
ANSWERS TO HIS INTERROGATORIES.**

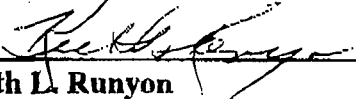
**With the exception County's reply to Interrogatory No. 1. the County's replies to Runyon's Interrogatories numbered (2) two through(10) ten are non-responsive.**

**All Interrogatories are appropriate to discover the communications, as defined in Runyon's Interrogatory petition, consistent with his filing which alleges that The County and Waste Management failed to comply with the County's Solid Waste Management plan. A discovery of the complete information surrounding the Public Comment statements entered into the Record by Lee Eddleman of Waste Management, on January 6, 2003 at approximately 1:54 P.M. and filed with the Kankakee County Clerk at the Office of the County Clerk. A copy of said document is attached.**

**Waste Management opened this avenue to discovery by its filing of said Statement in the Public Comment period at such a time as to provide no opportunity for discovery or cross examination.**

**It is therefore requested that both Waste Management of Illinois and the County of Kankakee, honor Runyon's interrogatories in full and completely.**

**Respectfully Submitted,**

  
\_\_\_\_\_  
**Keith L. Runyon**

**1165 Plum Creek Drive, Unit D.  
Bourbonnais, Illinois, 60914  
815 937 9838**

PC #5 #030106-10

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*Bruce Clark*  
 COUNTY CLERK  
 KANKAKEE COUNTY

**WASTE MANAGEMENT**

Chicago Market Area  
 720 E. Butterfield Road  
 Lombard, IL 60148  
 (630) 572-8800  
 (630) 218-1711 Fax

January 6, 2003

Mr. Bruce Clark  
 County Clerk  
 County of Kankakee  
 189 East Court Street  
 Kankakee, Illinois 60901

Dear Mr. Clark:

Waste Management of Illinois, Inc. would like to take this opportunity to stipulate the following information regarding contact with property owners surrounding the present Kankakee County landfill and our proposed expansion of that site. During the recent public hearings on the expansion of this facility, Attorney Kenneth Bleyer stated that Waste Management had made no effort to communicate with area homeowners to inform them of our expansion plans and offer them a forum for citizen input. This assertion belies the facts of this matter and I offer the following information to refute this erroneous allegation.

My initial communication efforts began in March of 2000 due to discussions with the Hamilton family regarding reinstating property options on parcels they owned adjacent to the present Kankakee County landfill. Those exploratory discussions were initiated with the Hamilton's attorney, David Jaffe. In 2001, those option discussions were expanded to include other substantial properties owned by Mrs. Mehrer, Mr. Watson, Mrs. Dwan (Agro Farm Management), Mr. Fager and Mr. Flageole. In addition, discussions with individual single-family homeowners and commercial enterprises were begun in April of 2001 and continue until this day. More specifically, every single family domicile within 1,500 feet of the proposed expansion has received notice of our intent to provide real estate and well water protection guarantees if we are successful in permitting the expansion of the existing site. I also offer the following information to substantiate my efforts regarding communication with our neighbors, residents of Otto Township and citizens of Kankakee County:

- I have had personal conversations with the majority of the homeowners on the periphery of the proposed expansion. (Please see the attached partial list of those contacts.)
- On or about January 15, 2002, I conducted an evening informational presentation for all of the property owners on 7500 South Rd. and 1000 East Road at the home of Mike and Elise Smith. Seven neighboring families were in attendance.



- Waste Management held an open house reception/presentation/tour at the Kankakee County landfill on June 13, 2002 for all of our neighbors surrounding the landfill and the proposed expansion. Thirty individuals attended this event. (Please see the attached photographs.)
- Waste Management sponsored a Fall Festival picnic for residents of Otto on November 2, 2002 at Rose Perkins home. Fifty adults and children attended the event as well as the Otto Township Fire Department.
- I personally conducted three tours of the facility for Otto Township and the Chebanse school system in 2002.
- Waste Management has paid for advertisements in the Kankakee Daily Journal and the Herald newspapers explaining our intentions to expand the site. Also, our expansion efforts have been the topic of countless newspaper articles since 2001.
- I have conducted numerous interviews with radio stations WKAN and WVLI to discuss this matter. We have also sponsored weather forecasts and salutations to local sports teams.
- We have made formal presentations to the Economic Development Council, the River Valley Forum, the Kankakee Chamber of Commerce and the Bradley/Bourbonnais Chamber of Commerce.
- We've met with the County Engineer's office, the Sheriff's Department, the County Health Department, the Otto Township Fire Department and the Township Highway Commissioner.
- We even participated in the Kankakee County 4H livestock auction and purchased an animal raised by Todd and Coleen Benjamin's son. The Benjamins are one of our neighbors at the existing landfill.

These statements are a true and accurate representation of Waste Management's efforts to inform and elicit comments from our neighbors and other interested parties throughout Kankakee County. I personally engaged in these conversations, made the presentations, conducted the open house, participated in the tours and formatted the advertisements that I have described. I am confident that Waste Management of Illinois, Inc. has made every possible effort to keep the community apprised of our intentions for this facility.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee Addleman", written over a horizontal line.

Lee Addleman  
Vice President/Business Development  
Waste Management of Illinois, Inc.



Ruby Sparenberg	875 E. 6000 S. Road Chebanse, IL 60922
Mrs. Mehrer	487 W. Chebanse Avenue Chebanse, IL 60922
Todd Benjamin	768 E. 6000 S. Road Chebanse, IL 60922
E. Ray Stanley	6563-A S. Rt. 45-52 Chebanse, IL 60922
Agro Farm Management	P.O. Box 335 Osage, IA 50461
Cliff Schroeder	6725 S. Rt. 45-52 Chebanse, IL 60922
Carlos Cooley	1250 North Convent Bourbonnais, IL 60914
Leland Milk	6930 S. Rt. 45-52 Chebanse, IL 60922
Elmer Fager	3304 West 6000 S. Road Chebanse, IL 60922
Joseph Culkin	7426 S. Rt. 45-52 Chebanse, IL 60922
Albert Cote	271 E. 7500 S. Road Chebanse, IL 60922
Doug Flageole	427 E. 7500 S. Road Chebanse, IL 60922
Edwin Hamilton	P.O. Box 426 Bourbonnais, IL 60914
Pat Buescher	600 E. 7500 South Road Chebanse, IL 60922
Don & Diane Macaluso	E. 7500 South Road & 1000 East Road
Mike & Elese Smith	E. 7500 South Road & 1000 East Road

AFFIDAVIT OF SERVICE

The undersigned, pursuant to the provisions of Section 1-109 of the Illinois Code of Civil Procedure, hereby under penalty perjury under the laws of the United States of America, certifies that on April 10, 03 was served a copy of the foregoing was served upon via Facimile Transmission and by letter:

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, IL 60601-3218

Attorney George Mueller  
501 State Street  
Ottawa, IL 61350  
815 433 4705  
Fax 815 422 4913

Donald J. Moran  
Peterson & Houpt  
161 North Clark Street, Suite 3100  
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Fax 312 261 1149

Elizabeth Harvey, Esq.  
Swanson, Martin, & Bell  
One IBM Plaza, Suite 2900  
330 North Wabash  
Chicago, IL 60611  
312 321 9100  
Fax 312 321 0990

Kenneth A Leshen  
One Dearborn Square, Suite 550  
Kankakee, IL 60901  
815 933 3385  
Fax 933 3397

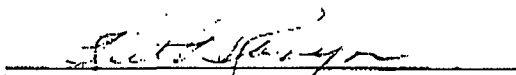
L. Patrick Power  
956 North Fifth Avenue  
Kankakee, IL 60901  
815 937 6937  
Fax 937 0056

Jennifer J. Sackett Pohlenz  
175 W. Jackson Boulevard  
Suite 1600  
Chicago, IL 60604  
312 540 7540  
Fax 312 540 0578

Kenneth A. Bleyer  
923 Gordon Terrace, #3  
Chicago, IL 60613  
773 348 4005  
Fax 773 527 2873

Mr. Brad Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph, 11<sup>th</sup> Floor  
Chicago, IL 60601  
312 814 8917  
Fax 814 3669

By depositing a copy thereof, enclosed in an envelope in the United States Mail at Rockford, Illinois, proper postage prepaid, before the hour of 5:00 P.M., addressed as above.



Keith Runyon  
1165 Plum Creek Dr. Unit D.  
Bourbonnais, IL 60914  
815 937 9838

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CLERK'S OFFICE

APR 9 2003

STATE OF ILLINOIS  
Pollution Control Board

Fax Numbers

Attorney George Mueller f 433 4913 phone 433 4705

Donald J. Moran f 312 261 1149 phone 312 261 2149

Elizabeth Harvey f 312 321 0990 312 321 9100

Kenneth Leshen f 933 3397 phone 933 3385 ✓

L. Patrick Power f 937 0056 phone 937 6937 ✓

Jennifer Sackett Pohlenz 312 540 0578 phone 312 540 0578 ✓  
312 540 7619 Legal Secretary.

Kenneth Bleyer fax 773 527 2873 ✓

Pat Odell

Mr. Brad Halloran Hearing Officer f312 814 3669 phone 312 814 8917

Helsten and Porter f815 490 4901 phone 490 4900

FROM: KEITH RUNYON FAX 815 937 9164  
PHONE 815 937 9838