

TO: Mr. Bradley P. Halloran 312-814-8917
 Hearing Officer Fax 312-814-2669
 Illinois Pollution Control Board

RECEIVED
 CLERK'S OFFICE

FEB - 5 2004

STATE OF ILLINOIS
 Pollution Control Board

FROM: Curt Deutscher 847-223-5745
 Resident, Arbor Vista Subdiv Fax 847-223-5748
 Grayslake, ILL.

PC#1

RE: PCBO2-32 (Citizens Enforcement-Noise-Consolidated)
 Village of Grayslake vs Winds Chant Kennels, Inc.
 PCB 02-11 (Citizens Enforcement-Noise)
 Doris Glave and Glenn F. Glave vs Brent P. Harris and Winds Chant Kennels, Inc.
 Cover # P
 7+4 Page(s) sent Wed. February 4, 2004 at approx 1:30 PM

Dear Mr. Halloran,

First off, let me apologize for my friend, who called you this afternoon to obtain your fax # for me, so I could fax you this information. He had no idea why I was asking you for the fax #, nor did he know much at all about the fax's subject matter, let alone any details. So, your questions caught him quite off guard. I'm sorry, I maybe should have filled him in a little more. Nonetheless, I hope this doesn't alienate us right off the bat and cause any bad feelings! Let me introduce myself. My name is Curt Deutscher of 32479 N. Oak Ave Grayslake, IL in the Arbor Vista Subdivision. I live about 2 blocks

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North and a little West of Glenn + Joins Glave, who are the only residents of Arbor Vista named on the complaint against Windschant Kennel. There are many more residents involved and signed on and listed on a petition regarding this complaint, but I believe, the Glaves were the only family to have not only the fortitude, but also the history and background best suited to lead our subdivision in this matter. Plus, their proximity to the kennel, unfortunately allows them ~~no haven~~ whatsoever from the smallest little yip to the deafening mousyful and/or excited resounding cry of sixty plus, howling dogs!!

I have attached copies of two letters I have sent to the Grayslake Village Attorney, Mr. Elliot Regenster. He has been kind enough in the past to answer some of my questions regarding this complaint against Windschant, even though I am a resident of Arbor Vista and do not have him under retainer.

I was hoping that you could find the time to review these two letters before the Status Hearing tomorrow, Thursday Feb 5, 2004, so you could maybe incorporate some or any of, or any parts of my views in those letters, in your order you produce to all the parties involved, at the end of or after the hearing, I feel I have no-

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where to turn, nor any recourse whatsoever!
The Grayslake Police and the Lake County Sheriff's office both say this is out of their hands and jurisdiction!!! How can someone break the law, continue to break the law for years, and laugh in your face when you threaten any action against them...?? They must have known what I have learned over the past couple years. No one will do anything!! They know it, have known it, and thrown it in my face and others because they know it. So, when I read in a copy of the forms attached to my subpoena for deposition in this matter while reviewing it last night, that you, or the Pollution Control Board have the power to have Windschant cease and desist the pollution they are creating under certain circumstances, I felt there may be some hope in at least threatening Windschant with this cease + desist order so they might finally get a move on and quit this delaying and prolonging every month for several years tactic. They are having a great negative effect on many peoples lives!! They've been doing it for years and will continue doing it until they find it finally extraordinarily convenient for them to comply. It won't be this

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Spring, nor this summer, nor this fall!
They will say they will be too busy and they
can't afford to lose any of that business!
Just like they did last year! And in
the meantime we, the innocent, law abiding
tax paying citizens suffer!!!!

It is not right!!! Can you find it
in your heart to at least read my letters
to Mr. Reyenstein and take their content
into consideration?? It would be greatly
appreciated! Thank you so much for
your time and I'm sorry about how
long all of this got. But, it's written out.
Typed on a computer it would be only
a quarter the size. Thanks again!!

Hope to hear from you, either directly
or thru your hearing order.

Sincerely,



①

TO: Mr. Elliot Regenstein 312-263-3600
Holland + Knight LLP Fax 312-578-6666

FROM: Curt Deutscher 847-223-5743
Resident Arbor Vista Sbdn Fax " " - 5748
Grayslake IL.

RE: Village of Grayslake Vs. Windschant Kennels
and GLAVE vs. Harris (Windschant Kennels)

7+4
11 Pages sent Wed. Feb 4, 2004 at approx 5:45 PM

RS!! Elliot! Sorry this is so late!! I was hoping you could see this
before your hearing conference call this morning.
Dear Elliot,

I apologize for sending this such short notice and I sincerely appreciate your concern on our behalf. In the past, you have graciously taken my calls and responded to my letters even though you have absolutely no obligation to do so. I thank you again, and hope that I may ask you the favor of listening and responding once again.

About a year ago, I sent you the attached letter regarding the situation with Windschant Dog Kennels, in Grayslake, IL. You kindly called me right away and brought me up to date. At that time, I was satisfied with your

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response, even though several of my questions were not answered. It did not matter at the time due to the fact that the Harriss were to be proceeding immediately (once again) with the necessary construction repairs/improvements to remedy the incessant barking and howling!! But now, after receiving new promises ~~MONTHLY~~ from Elizabeth Harvey, the Harriss' ^{new} attorney, for the last 11th months, (11 straight months? of updates promising this and that) I must again ask the same questions!!!!

Now, you have calmed me in the past, and I wish you would do it again, for good (if possible!!).

It has been proven and shown that the Harriss have been violating the law for several years, and are continuing to do so, and will continue to do so, and per Mrs Harvey's latest promise and demands of January 28, 2004 to you and the Glaves, that they will continue to do so til their new facility is completed!! At their leisure, whenever? But aren't we happy?!!!! she claims that a "few" details remain to be finalized!! Only a "few". Like Financing!!!!?? Can they get it??

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the actual design !?!? Do they need to get an architect ?!?? zoning approval? (Variances) ??! Special plumbing? Septic? Water supply - lines) ?? etc...!!! This could take another 6 months, a year? Just by itself !!! Then, Construction Schedules! Foundation work, excavation, utilities, permits, weather related problems, etc...!!! And she then says that they hope to begin construction in Spring of 2004 !!!!!! Spring begins March 21, 2004. Let's see what happens by then!!

Again it is time for you to calm me down. Why should I and/or how can I be when they (The Harris - Windschatt) have been violating the law for several years!! (I have been here almost 5)!! They have not been disciplined in any way! They have not been fined, nor shut down, or even been threatened to be shut down!! Nothing!!! Yet we, the residents of Arbor Vista are being asked to continue to endure this horrible racket!!! We have endured it for years!! And now, how many more ??! I go out in the yard and get sick to my stomach!! The hurt just hits you there!! I feel like an idiot for buying this house!! I have

(If I had heard the barking, I would have never bought this house!!)

felt this way since August of 2000... And others since 1998!!! If you look at my attached prior letter to you from a year ago, you will be reminded that I still can not even read a book inside my house ~~at~~ at times when the dogs are out!!!! That is an invasion of privacy also!! And others, like the Glaves, are much closer than I!!! And the Harris's, as stated in the attached letter, laugh at you when you ask them to do something about it!!! And then dare you ^{to} ^{File} suit!!

I guess, my main question again is, ... Why on earth, can they continue to conduct a business that is not only violating a law, but invading so many privacy rights of others?

We are, in a sense, being told by law enforcement that we, the victims must endure this, and that it is the Harris's "right" to continue violating the law and ~~infringing~~ upon others privacy as long as they are continuing to promise to remedy the situation!!!!!!

We have allowed them to put this off due to the fact that they - needed more time

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to find the money to make the necessary improvements. We gave them another 30-60 days to look into better air filtration systems! They were given more time to familiarize a new attorney because the other one didn't know how else to miltk it any further! They were given, or asked for more time for trying to use different materials (plywood was too expensive due to the war in Iraq!!). They also were given several more months, actually they just said they needed it and just took it, because "it would be inconvenient to them because those months are busy months and they didn't want to lose all that extra income!!!"

What about our property values!??!
HOW CAN THIS BE!!??
I had this house up for sale 2 years ago because I couldn't afford it any more!!! The main problem was the **HIGH TAXES!!!** But I had to take it off the market because I had people say "I won't give you \$50,000 let alone \$350K plus with all that racket going on!!!" (of course referring to the dog barking) I've been waiting to put it back on the

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Market ever since as soon as this problem is gone!! But now I must sell!!! I am totally out of \$\$!!!! How much will I lose??!! I can't wait long for an offer because I can't keep up the payments!! I am a dis-abled (Cancer) single parent of a severely handicapped son with Cerebral Palsy and a terrible seizure disorder! I am on a fixed, much lower income now. The equity on this house is all we have!!!! And now, due to this thing being strung out forever so the Harris's are not inconvenienced, will we lose all of it??

How can we be asked to endure all of this suffering while we are the innocent victim tax payers???. While the proven Guilty Violators are able to just go on when and as they please???. This is NOT RIGHT!! Where is JUSTICE???. Where is their motivation to move this along?? I bet they would get on the stick quick if they were shut down for a week every time they didn't do anything!!! Or do something

by a certain date or deadline!!

Mr Regenstein, or Elliot if I may. Can you please tell me what can we do to either expedite this matter or tell me how we can "pressure" the Harris's atty?? As it stands we have nobody to go to!! We have no power of any kind. I'm surprised the Harris's are even attempting to comply at all!! - Why should they?? They sure aren't doing it because they are neighbors!! We all had a first hand account of that when we all toured their farm with Mr Zack, our expert!!!

This is sooo frustrating!!!!!! Where are the Police!?!?! Why can't they be arrested, or penalized in any way?? They are breaking a law and still are and it's hurting us terribly!!!! How can this be!?!?!?!?

Thanks for your time! And sorry it's so long! Hope you made it thru all of this. And if you have, it is greatly appreciated!!!

cc Glenn & Doris Glave
cc Brad Halloran
cc Kirk Smith

Sincerely

Curtis O. Deutscher
Curtis Deutscher

Monday March 31, 2003

Mr Elliot Regenstein
Holland + Knight LLC
131 S. Dearborn
30th Floor
Chicago, IL 60603

(1)

Dear Mr Regenstein,

My name is Curt Deutscher and I am a resident of Arbor Vista Subdivision in Grayslake that is behind Windschant Kennel of which the Village of Grayslake is suing along with some of my neighbors Doris + Glen Slave.

It is 10AM and the sun is shining brightly. There is very little wind if any and about 45°. In other words, a beautiful Spring morning. I just got the urge to go out in my back yard to enjoy this beautiful morning. When I stepped onto my screened in porch I could hear a couple of dogs barking and it of course got louder when I opened the door and went outside. I continued and started walking around my yard checking the apple + cherry trees to see how they're doing when more dogs began joining in and then more and then louder. Finally I started back to the house. It had ruined the nice the beautiful morning had on me. By the time I got to the house

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I couldn't wait to get inside and hide from the racket! I had to go thru the screened in porch (which all windows were closed) to the door to the family room, get in the family room close that door and then away from the door and windows in the family room to get away from the barking! I was literally chased inside by the kennel racket!! I couldn't stand the noise in my own back yard!!! Let alone inside the house!! Of course you know about this since you represent the Village of Grayslake in this matter. And I know neither you nor the Village have any obligation to me since I am not retained by you and because Arbor Vista is in UNINCORPORATED Grayslake. But could you kindly answer a question? While the evidence has overwhelmingly shown the kennel has violated the law. And the owners of the kennel have agreed to try to remedy the situation, therefore, admitting they violated the law. What motivation do they (the kennel owners) have to remedy this situation in a timely fashion at all?? They have never been given any motivation, in fact they have laughed in our, and your, face! Literally!! Back in July 2001, when I threatened Windschunt with a lawsuit, they laughed and said "Go ahead! See if I care?!!"

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Sir, I offer this information and my opening story to you to show the frustration those of us in Arbor Vista must put up with. I don't know who to turn to. Which brings me back to my question: Why is it that someone (Windschut Kennels) can break the law, and then continue to break the law for several years, when calls and complaints are made and filed to both the Grayslake Police and County Sheriff's Departments while at the same time we, the innocent, law abiding citizens have to be prisoners in our own homes while waiting for someone else (Windschut owners) to make the necessary repairs to remedy the situation and they have no deadline at all?!?!? Why should all of us have to put up with this while the offenders just keep cramming as many dogs as they can in the kennel to keep making as much money as they can while laughing at us and not even being neighborly enough to start doing something about it?! They need some motivation! Like close down the kennel, suspend their license, or threaten to do so if something not done in 30 days?! How can they keep putting this off for months at a time?!?! And have been doing it months at a time for years!!!!

As I said before, I know you are not obligated to me at all nor do you live here so you can't imagine how horribly disrupting and invading this is! I sometimes can't even read a book inside the house in the winter unless I go to the front of the house!!!!!!

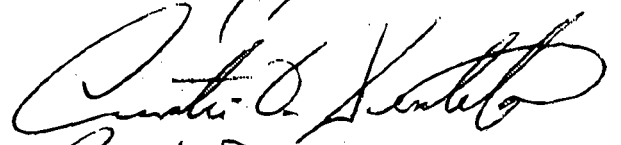
I'm sure you've had a neighbor who has a little dog that they seem to leave out all night every night and it barks incessantly. Is that irritating or what?!? People have threatened people's lives over that. And that is one dog not 60 or more!!!!!!

So please, if you can find it in your heart or if there is a way that you can legally threaten to take their license away or shut them down til they have complied, it would be greatly, no immensely appreciated!!

Thank you so much! I really hope you've read this far to accept my thanks!

CC Doris + Glenn Glane
Kirk Smith

Sincerely,


Curt Deutscher
32479 N. Oak Ave
Grayslake, IL 60030
847-223-5743

