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STATE OF ILLINOIS
Pollution Control Board

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BEFORE THE
ILLINOIS POLLUTION CONTROL BOARD

PAUL AND DONNA FREDRICKSON,)
husband and wife)
)
Complainants)
)
v.) PCB 04-19
)
JEFF GRELYAK,)
)
Respondent.)

**RESPONSE TO RESPONDENT'S
ANSWER**

The Complainants, by and through their attorneys, MILITELLO, ZANCK & COEN, P.C., and for a Response to Respondent's Answer, hereby state as follows.

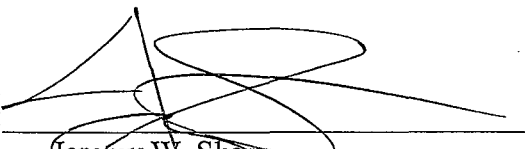
1. In response to paragraph 4 of Respondent's Answer, Complainants have witnessed use of ATV's and motorcycles on Respondent's property on most weekends throughout the year and at times during the week.
2. In response to paragraph 5 of Respondent's Answer, Respondent's use of ATV's and motorcycles on his property generates noise levels in excess of allowable noise levels under Title 35, Subtitle H, Chapter 1, Part 900.102 and Title 35, Subtitle H, Chapter 1, Part 901.102(a) for Class A property as defined under the Standard Land Use Coding System.
3. In response to paragraph 6 of Respondent's Answer, Complainants state that the ATV's and motorcycles operating on respondent's property travel along a clearly marked property line dividing Respondent's property from the Complainant's property at a distance of no more than 10 feet.
4. In response to paragraph 7 of Respondent's Answer, Complainants have documented the operation of ATV's and motorcycles on Respondent's property. ATV's and motorcycles operate on Respondent's property on nearly every weekend and some weekdays throughout the year. On most weekends there are at least 3 bikes and/or ATV's operating on Respondent's property and often times as many as 15.
5. In response to paragraph 8 of Respondent's Answer, Complainant's are unable to entertain guests, enjoy outdoor activities, or carry-on other normal activities of their personal lives at their property due to the intolerable noise, dust, fumes, and interference caused by the operation of ATV's and motorcycles on Respondent's property.

6. In response to paragraph 9 of Respondent's Answer, upon information and belief, Respondent has done nothing to diminish noise levels from ATV's and motorcycles, nor to diminish the dust created by the operation of ATV's and motorcycles which travels onto Complainant's property and throughout the neighborhood.

Respectfully submitted,

Paul and Donna Fredrickson, Complainants

By: _____


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