

June 1, 2009

ATTN: PCB Clerk
100 W. Randolph St.
Suite 11-500
Chicago, IL 60601

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CLERK'S OFFICE
JUN 04 2009
STATE OF ILLINOIS
Pollution Control Board

PC#9

RE: PCB case #2007-146
Fox Moraine LLC v. United City of Yorkville


I understand that Fox Moraine has made a claim that the hearings that took place in Yorkville regarding the application for a landfill were fundamentally unfair. I regret that I was unable to attend your hearings in April due to a recent surgery that I had.

I attended all the public landfill hearings and found them to be exhausting with detail and protocol, but never did I find them to be unfair towards Fox Moraine. Infact they consistently had a team of legal council and about a half dozen of support people present at all times. These individuals, along with Derke Price, and Michael Blazer were being consistent watchdogs and would make sure that the hearings and discussion did not leave the legal parameters.

I would like to point out that right up until the very end in the closing statements Fox Moraine's legal representation was confident that they were going to get approval for the citing of this landfill. In all newspaper quotes and releases their confidence remained and made no mention of the hearings being fundamentally unfair, until the vote didn't favor them. I think the timing of their discontent clearly points to the truth.

I want to thank you for extending the opportunity to express my observations and ask you to consider them in your final decision.

Sincerely,



Sharon Bond
12944 Walker Road
Yorkville, IL 60560

PC#10

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STATE OF ILLINOIS
Pollution Control Board

ORIGINAL

MEMO TO: PBC CLERK
FROM: LARRY & MARY DALTON
DATE: June 2, 2009
SUBJECT: PCB CASE #2007-146 FOX-MORAINE LLC V. UNITED CITY OF YORKVILLE

The main issue of appeal for the case above , as we understand, is Fox Moraine LLC does not think they were treated fairly at the siting hearings.

Myself & my wife attended many of the weekly evening & Saturday siting meetings to keep abreast of what was stated at the meetings first hand.

We definitely feel that both sides of the issues were treated as fairly as possible to present their side of all the issues that were covered throughout the siting hearings we attended. Over all, we feel the hearing officer in charge of the siting hearings tried to show fairness to both sides of the issues at hand.

We obtain hard copies of transcripts on the meetings we were able & not able to attend. We have reams of paper from the siting hearings that we have read. I am sure the PCB has the same info to digest as part of their process to make a ruling on this case.

I will not take any more of you time with items I personally feel Fox-Moraine LLC do not prove "without a doubt" per Illinois E.P.A. guidelines on siting a dump during the siting hearings.

We feel that the interest shown by large crowds of community members attending the siting hearings was not expected or well received by the Fox-Moraine group. Thus, during the appeal hearings, they took the approach of not being treated fairly at the siting hearings & are trying to discredit the Yorkville council members to gain the siting approval.

Thank You in advance for reading our little memo.

LARRY & MARY DALTON
MILLBROOK, ILLINOIS P.O. BOX 66 Zip 60536