

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COALVILLE ROAD ENTERPRISES,)
INC., an Illinois corporation,)
)
 Petitioner,)
)
 vs.)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

PCB No. 10-76
(Landfill Permit Appeal)

RECEIVED
CLERK'S OFFICE
MAY 19 2010
STATE OF ILLINOIS
Pollution Control Board

NOTICE OF FILING

To: Robert M. Riffle
Elias, Meginnes, Riffle & Seghetti, P.C.
416 Main Street, Suite 1400
Peoria, IL 61602


PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, RESPONDENT'S MOTION FOR LEAVE TO FILE REDUCED NUMBER OF COPIES OF AGENCY RECORD, RESPONDENT'S MOTION FOR LEAVE TO FILE INSTANTER AND THE AGENCY RECORD, a copy of which is attached hereto and herewith served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN,
Attorney General of the
State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
MICHAEL D. MANKOWSKI
Assistant Attorney General
Environmental Bureau

500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: May 17, 2010

CERTIFICATE OF SERVICE

I hereby certify that I did on May 17, 2010, send by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instruments entitled NOTICE OF FILING, RESPONDENT'S MOTION FOR LEAVE TO FILE REDUCED NUMBER OF COPIES OF AGENCY RECORD, RESPONDENT'S MOTION FOR LEAVE TO FILE INSTANTER and the AGENCY RECORD

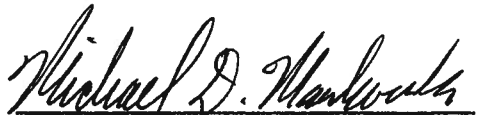
To: Robert M. Riffle
Elias, Meginnes, Riffle & Seghetti, P.C.
416 Main Street, Suite 1400
Peoria, IL 61602

and the original and ten copies by First Class Mail with postage thereon fully prepaid of the same foregoing instrument(s):

To: John T. Therriaut, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
Suite 11-500
100 West Randolph
Chicago, Illinois 60601

A copy was also sent by First Class Mail with postage thereon fully prepaid to:

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794


MICHAEL D. MANKOKWSKI
Assistant Attorney General

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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COALVILLE ROAD ENTERPRISES,)
INC., an Illinois corporation,)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

Respondent.)

PCB No. 10-76
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**RESPONDENT'S MOTION FOR LEAVE TO FILE
REDUCED NUMBER OF COPIES OF AGENCY RECORD**

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, by its attorney.

LISA MADIGAN, Attorney General of the State of Illinois, hereby moves for leave to file a reduced number of copies of the Agency's Record for Supplemental Landfill Permit No. 2009-417-SP, and states as follows:

1. Section 101.302(h)(2) of the Board's General Rules, 35 Ill. Adm. Code 101.302(h)(2), states that the Agency may file a signed original and 4 duplicate copies (5 total) of the record required by Section 105.116, 105.302, and 105.410.
2. In order conserve scarce state resources the Respondent respectfully requests leave to file a reduced number of copies of the Agency's Record for Supplemental Landfill Permit No. 2009-417-SP.
3. In lieu of the original and 4 duplicate copies, the Respondent respectfully requests leave to file an original, two copies, and a compact disc containing all documents in .pdf format.

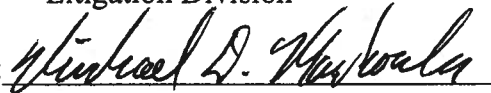
WHEREFORE, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, requests

leave to file a reduced number of copies of the Agency Record.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,
ex rel. LISA MADIGAN,
Attorney General
of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 
MICHAEL D. MANKOWSKI
Environmental Bureau
Assistant Attorney General

Attorney Reg. No. 6287767
500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: 7/17/2010

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

COALVILLE ROAD ENTERPRISES,)
INC., an Illinois corporation,)
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 Petitioner,)
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v.)
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 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
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 Respondent.)

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RESPONDENT'S MOTION FOR LEAVE TO FILE INSTANTER

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, by its attorney.

LISA MADIGAN, Attorney General of the State of Illinois, hereby moves for leave to file *instanter* the Agency's Record for Supplemental Landfill Permit No. 2009-417-SP, and states as follows:

1. The Board issued an order on April 15, 2010, directing the Respondent to file the Record of the Agency's Determination by April 30, 2010.
2. The undersigned counsel for the Respondent did not obtain entire Agency Record until May 12, 2010.
3. The Respondent respectfully requests leave to file the attached Record of the Agency's Determination *instanter*.

WHEREFORE, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, requests

leave to file *instanter* the Record of the Agency's Determination.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,
ex rel. LISA MADIGAN,
Attorney General
of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY:



MICHAEL D. MANKOWSKI
Environmental Bureau
Assistant Attorney General

Attorney Reg. No. 6287767
500 South Second Street
Springfield, Illinois 62706
217/782-9031
Dated: 5/17/2010

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**COALVILLE ROAD ENTERPRISES,)
INC., an Illinois corporation,)**

Petitioner,)

v.)

**ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)**

Respondent.)

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AGENCY RECORD

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, in accordance with the procedural rules of the Illinois Pollution Control Board as set forth in 35 Ill. Adm. Code 105.212 and 105.116, files as its Record in this cause the Illinois EPA's record for Coalville Road Enterprises, Inc.'s ("Coalville") Supplemental Landfill Permit No. 2009-417-SP, submitted for IEPA Site No. 1058220007, which was denied on February 24, 2010. The record is attached and consists of the following documents:

1. Denial Letter dated February 24, 2010, from Illinois EPA to Coalville
2. Illinois EPA Permit Log No. 2008-355
3. Illinois EPA memorandum dated February 22, 2010
4. Illinois EPA memorandum dated December 17, 2009
5. Illinois EPA memorandum dated November 6, 2008
6. Draft Denial Letter from Illinois EPA to Coalville
7. Illinois EPA permit review notes w/ attached Permit History for Permit No. 2008-335
8. Letter from Andrews Engineering to Illinois EPA dated August 15, 2008
9. Corrective Measures Assessment Report prepared by Andrews Engineering, received by

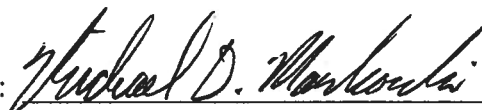
Illinois EPA on Aug 15, 2008

10. Sampling Data Chart from 9/22/1982 through 4/7/2009
11. Permit Approval Letter from Illinois EPA to Coalville dated November 9, 2007
12. Illinois EPA Permit Log No. 2007-355
13. Illinois EPA memorandum dated November 7, 2007
14. GIS Location Worksheet
15. Illinois EPA permit review notes w/ attached Permit History for Permit No. 2007-355
16. Letter from Andrews Engineering to Illinois EPA dated August 15, 2007
17. Assessment Report prepared by Andrews Engineering, received by Illinois EPA on Aug 15, 2007
18. Fax from Andrews Engineering to Illinois EPA dated November 8, 2007

Respectfully submitted,

LISA MADIGAN,
Attorney General of the
State of Illinois,

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

By: 
MICHAEL D. MANKOWSKI
Environmental Bureau
Assistant Attorney General

500 South Second Street
Springfield, Illinois 62706
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Dated: May 17, 2010

THIS FILING PRINTED ON RECYCLED PAPER