

ILLINOIS POLLUTION CONTROL BOARD
March 27, 2020

JAMES FISER)
)
 Complainant,)
)
 v.) PCB 18-84
) (Citizen's Enforcement – Noise)
 JAMES L. MEADOR and HENRY'S)
 DOUBLE K, LLC,)
)
 Respondents.)

HEARING REPORT

On March 11, 2020, a hearing in the above-captioned matter was held at the Mount Carroll Community House, 101 N. Main St., Mount Carroll, Illinois 61053. Hearing Officer Bradley P. Halloran presided. The Board's Chief Environmental Scientist, Anand Rao was present. Attorney Craig Brown appeared on behalf of the Complainant. Attorney Steven Cox appeared on behalf of the respondents.

EXHIBITS

Complainant offered 5 Exhibits. All were admitted without objection. Complainant's Exhibit #1 is a Zoning map of the site. Complainant's Exhibit #2 is a GPS overhead view of the site. Complainant's Exhibit #3 is a audio recording taken from complainant's window on 11-10-2018. Complainant's Exhibit #4 is an audio recording of the Bushville Band taken from complainant's window on 5-27-2019. Complainant's Exhibit #5 is a CD recording taken from complainant's window on 2-23-2019.

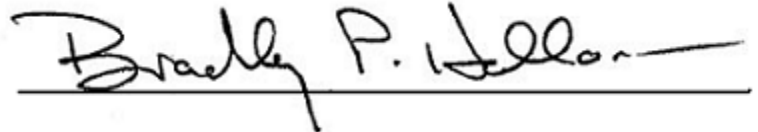
Respondents offered 2 Exhibits. Both were admitted without objection. Respondents Exhibit #1 is a certified map of the site from the zoning office. Respondents Group Exhibit #2 are a collection of affidavits.

Mr. Mike Risko contributed a Public Comment at the hearing and offered a copy of the City Noise Ordinance that was taken with the case.

BRIEFING SCHEDULE

It was agreed that the Complainant's opening brief is due to be filed on or before April 14, 2020. Respondents' response brief is due to be filed on or before April 30, 2020. Complainant's reply brief is due to be filed on or before May 14, 2020. Written Public Comment due to be filed on or before April 9, 2020.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

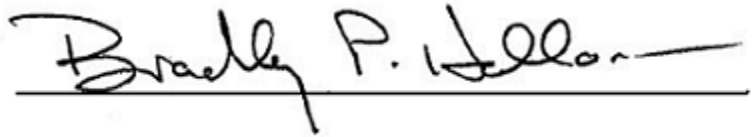
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917
Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed, on March 27, 2020, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on March 27, 2020:

Don Brown
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601



Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312.814.8917

@ Consents to electronic service

SERVICE LIST

PCB 2018-084@
Craig A. Brown
230 ½ Diagonal Street
Galena, IL 61036

PCB 2018-084@
Steven A. Cox
Shockey and Cox
208 West Stephenson Street
Freeport, IL 61032