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Lourdine Florek editor

**just the facts**

Wednesday, February 15, 1995  
Hoopeston's only locally-owned daily news publication!  
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Susan Comstock ad manager

## Illinois Supreme Court petitioned on local landfill issue

Lawyers fighting the expansion of Hoopeston's landfill had hoped to be given more time to file a petition with the state's high court.

But the Illinois Supreme Court remained silent on a request for an extension, so attorneys on Tuesday filed a petition for leave to appeal to the court, said Rod Forbes, a law clerk for Hoopeston attorney Richard Doyle.

Doyle, along with Joseph Moore, represent citizens opposed to the proposed expansion of the Illinois Landfills, Inc. site in Hoopeston.

Tuesday was the deadline to file a petition, asking the court to decide whether Illinois Landfills, Inc. will get a proposed 120-acre expansion to their Hoopeston site.

That the court did not answer the request for an extension is not unusual, Forbes said. "They just sometimes don't answer," he said.

Sometimes, he said, the court makes rulings but does not notify participants for two or three days. "We were not willing to take that kind of a

chance," Forbes said

Opponents hope the Supreme Court will overturn an Appellate Court decision remanding the issue back to the Hoopeston city council.

The lower court ruled last December that the city council's written approval of the expansion, did not specify whether a need exists in Hoopeston and the surrounding communities, or in the 31-county area the expansion is intended to serve.

By law, need must exist in the proposed service area for approval to be granted.

The court's ruling overturned a Pollution Control Board verdict that the expansion should not be granted because Illinois Landfills, Inc. did not show need in the larger area.

Following the Appellate Court ruling, attorneys filed a petition for rehearing. The request was denied Jan. 11.

Opponents then filed an affidavit of intent to file a petition for leave to appeal, blocking the See **LANDFILL** on other side

## Second candidate night set for April aldermanic election

Hoopeston residents will have a second chance to hear from candidates in April's city council election.

The Chronicle and WHPO radio are co-sponsoring Election Forum '95 at 2 p.m. March 26 in the Hoopeston Area High School auditorium.

Just the Facts is sponsoring a similar event, Candidates Night, at 7 p.m. March 9 at the Hoopeston Municipal Building.

The most-recently scheduled forum will feature

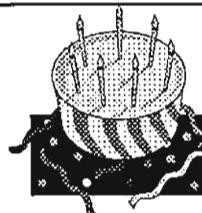
a question and answer format. Candidates will be provided with a list of topics and sample questions prior to the event.

The forum will be broadcast live on WHPO.

Along with aldermanic candidates, representative will be on hand to discuss the proposed expansion of the Hoopeston Public Library district and the landfill advisory question, both on the April 4 ballot.


Residents who wish may submit questions to either the Chronicle or WHPO by March 20.

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Juliet



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## Plan to attend Candidates Night

7 p.m.

March 9

Hoopeston Municipal  
Building

Just the Facts is sponsoring a Candidate  
Night and we'd like readers to submit  
questions to be asked of the 13  
candidates for the Hoopeston city council  
during a panel discussion.

Send questions to Candidates,  
Just the Facts, P.O. Box 441,  
Hoopeston, IL. 60942



## Police News



A vehicle stolen from Lockhart Auto Sales, Hoopeston, was recovered Monday in Iroquois County before its disappearance was noticed.

According to reports, a 1985 Chevrolet S-10 Blazer was found in Iroquois County near a residence which had a vehicle stolen earlier.

Local police investigated and found the vehicle

was taken from the car dealership, but that owner Mark Lockhart had not reported it missing.

Deanna L. Ramsey, 824 E. Wyman, reported Monday that someone took cash and food stamps from her apartment.

Two men were arrested in connection with a Feb. 2 residential burglary.

John W. Williams, 18, of 210 E. Thompson, and Michael A. Trautvetter, 18, no street address listed, Hoopeston, were arrested at 6:50 p.m. Monday for allegedly taking a VCR and down-filled coat from 725 S. Fourth St.

Both were taken to the Public Safety Building in Danville.

Cliff Baldwin, manager of the driver's license station, reported Tuesday that someone spray painted graffiti on the back of the station.

### Court dispositions



Jan. 19 - Charles Crook, Hoopeston, following too closely, nolle pros.

Rodney Drollinger, Hoopeston, too fast for conditions, pleaded not guilty, trial set March 16 in Hoopeston.

### In the hospital



Hoopeston Community Memorial Hospital  
Feb. 13, 1995

Admitted: Jimmy Clark, Veedersburg, Ind.; Jay Johnson, Hoopeston.

Discharged: Danny Pickett, Wellington; Guadalupe Trevino, Hoopeston.

### Weather



Cloudy today with a 50 percent chance of rain or snow showers. High 35-40. Tonight, snow showers likely. Low in the mid 20s. Tomorrow, early snow showers, then partly cloudy. High near 36, low near 26.

### Landfill continued from other side

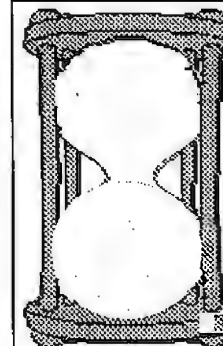
court from issuing a mandate on its decision to the Pollution Control Board and the city council, Forbes said. "It's almost like a stay of the decision," he said.

While attorneys now have more time to prepare their argument for the Supreme Court, there is no guarantee the court will agree to hear the appeal. "It's purely a matter of discretion," Forbes said. Cases are selected based on their "affect the citizens of Illinois" and if they contain issues not previously addressed by the court.

It is unlikely this case contains elements new to the court. "It's difficult to say whether the court has dealt with these issues before," Forbes said. The court has heard cases involving the state Environmental Protection Agency standards for landfill siting, so this is not an issue of first impression, one the court has not already seen, he said.

Instead, attorneys want the case heard because it is "a matter of public policy," he said, adding the appeal to the Supreme Court "pretty much" centers on the need issue. "We've argued all along that the council made certain findings and made their decision to fit those findings. They voted to approve the application when the findings they made would not support approval. In our opinion, that's not good government."

"Basically, Illinois Landfills, Inc. was hoping to hit a home run, but they fell short of the fence," he said. "If it's 50 feet or one inch, it's still short."

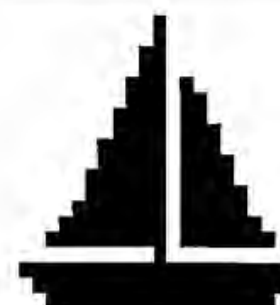


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