

Fayette County, Illinois
PUBLIC HEARING
Wednesday, November 10, 2021
Moose Lodge #1447
328 S 3rd St, Vandalia, IL 62471

Order of the Public Hearing:

1. Meeting called to order at 1:00 P.M. – November 10, 2021
2. Pledge of Allegiance
3. Roll Call of Board Members
4. Introduction of the Public Hearing Moderator by the Chairman.
5. Reading of the procedures governing the public comment period and the rules of the public hearing by the Public Hearing Moderator.
6. Presentation of the applicant for no more than 2 ½ hours. *
7. Presentation by Counsel in opposition #1 for no more than 2 ½ hours * / ** / ***
8. Presentation by Counsel in opposition #2 for no more than 2 ½ hours * / ** / ***
9. Public comments regarding for no more than 5 minutes per person * / ***
10. Closing comments of Applicant*
11. Receipt of written comments regarding site publications.
12. Adjournment.

** Recess will be called at 6:00 PM or thereafter at the discretion of the Chair and if necessary, will reconvene on November 11, 2021, at 9:00 AM.*

*** Each participant will be called when the preceding presentation concluded. A 5-minute break will be allowed to transition.*

**** Speakers may not grant time to other speakers. Public comment is limited to 1 time per person.*

NOTES

Schedule of Progression

- The Public Hearing is scheduled to commence at 1:00 PM on November 10, 2021. If not concluded by 6:00 PM on November 10, 2021, the Chair may call Recess until 9:00 AM, November 11, 2021. If the Public hearing is not completed by 3:00 PM the Chair may call Recess to another date, time, and place to be motioned at that time.
- The order of attorney represented presenters in opposition may be determined between opposing counsel or shall be determined by drawing lot at the start of the Public Hearing.

Procedures governing the public comment period:

- The Fayette County Board will receive public comments regarding the siting application of a new Pollution Control Facility at 1575th Highway 185 Brownstown, Illinois 62418 during the Public Hearing.
- Comments may be submitted in two forms:
 1. Oral comments made at the public hearing; and / or
 2. Written comments submitted at the public hearing or, if after the hearing, submitted at the Fayette County Clerk & Recorder's Office, located at 221 S 7th St #106, Vandalia, IL 62471, by 4:00 p.m., on the 10th day of December 2021.

Audience members must be seated and quiet, loitering in the hearing room is prohibited. Any person who is unruly, disrupts or attempts to disrupts the hearing or otherwise engages in inappropriate behavior will be expelled. Excessive applause, jeering or other commotion shall be considered disruptive.

Speaking rules at the public hearing:

NOTICE: The Public Hearing will progress according to the stated schedule. The Chair may call a recess on November 10th and reconvene on November 11th at which time the hearing will continue at the point that recess was called.

- Speakers represented by counsel must register at the County Clerk's Office prior to the Public Hearing.
- The public may register in advance of the hearing or at the hearing and must include their legal address and position of either "opposed" or "in favor" of the petition.
 - The Public Hearing Moderator will recognize each member of the public wishing to speak in the order in which they registered, alternating between persons listing "opposed" or "in favor" of the petition.
- The speaker will step to the podium to state and spell the speaker's first and last name for the record.
- Only one person may speak at a time so the court reporter can transcribe what is being said.

- The Public Hearing Moderator will manage the time limit period for each speaker. Each speaker shall have the following time limit period:
 - Presentation of the Applicant: Two and one half (2 ½) hour limit; and
 - Attorneys in opposition: Two and one half (2 ½) hour limit; and
 - Other speakers: Five (5) minute limit; and
 - Closing comments of the Applicant: Fifteen (15) minute limit.

- Both the Applicant and Attorneys in opposition may call witnesses. Neither the applicant nor attorneys in opposition may voice objections outside of their allotted time for presentation.

- Each speaker must adhere to the appropriate time limit period. Any speaker exceeding the time limit will be directed to stop speaking by the Public Hearing Moderator. Speakers directed to stop speaking by the Public Hearing Moderator must do so immediately. Time limits will be enforced by the Public Hearing Moderator.

- All comments shall be in keeping with proper and courteous conduct. Presenters shall direct their comments to the County Board in general and shall not direct comments to any individual(s) or any audience member(s).

- The Public Hearing Moderator shall take whatever action is necessary to ensure that these rules are enforced and the hearing proceeds in an orderly fashion, including enforcing the time limits.

- Neither the Illinois Environmental Protection Agency nor state statute provide for any particular time period for the public hearing. The public hearing does not have to last until every person present has had the opportunity to be heard. Time limits will be strictly enforced by the Public Hearing Moderator so that as many persons as possible may have the opportunity to speak at the hearing.

Speaking order at the public hearing:

- Opening comments of the Applicant; and

- Attorneys acting as spokespersons; and
 - County Board Members may ask presenters questions at the end of their presentation or when allotted time has expired.

- Other speakers, alternating turns based on a stated position of being in opposition of; followed by a stated position of being in support of; followed by a stated position of being neutral to the siting application of a new Pollution Control Facility at 1575th Highway 185 Brownstown, Illinois 62418.

- The priority of speakers shall be as follows:
 - **Fayette County residents, business owners or persons who own real property in Fayette County and who register prior to the public hearing** at the Fayette County Clerk & Recorder's Office, located at 221 S 7th St #106, Vandalia, IL 62471, by 4:00 p.m., on Tuesday, November 9th, 2021; followed by
 - **Any other speakers who register prior to the public hearing** at the Fayette County Clerk & Recorder's Office, located at 221 S 7th St #106, Vandalia, IL 62471, by 4:00 p.m., Tuesday, November 9th, 2021; followed by
 - **Speakers who are Fayette County residents, business owners or who own real property in Fayette County and who register at the public hearing** before the hearing begins; followed by
 - **Speakers who register at the public hearing or during the public hearing or speakers who register at any time by providing a first and last name but provide no other information.**

Those who are seeking speaking priority must provide all the following information at registration: a first and last name, a valid, current address and a stated position of being in opposition of, in support of, or a neutral position to Pollution Control Facility at 1575th Highway 185 Brownstown, Illinois 62418. This information will allow the Public Hearing Moderator to determine speaking priority.

Name	Address	Position
John Doe	10 Main St, Vandalia	Opposed
Jane Doe	10 Main St, Vandalia	In Favor

- Closing comments by the Applicant.

The public comment period:

- The County Board will receive oral comments at the public hearing.

NOTICE: The Public Hearing will progress according to the stated schedule. The Chair may call a recess on November 10th and reconvene on November 11th at which time the hearing will continue at the point that recess was called.

- Written comments as follows:
 - at the public hearing until 6:00 pm; or
 - a. after the public hearing, by 4:00 p.m., on the 10th day of December 2021 at the Fayette County Clerk & Recorder's Office, located at 221 S 7th St #106, Vandalia, IL 62471. in a timely manner.

The stated purpose of the public comment period:

The purpose of the public comment period is to allow the Applicant and the public an opportunity to inform the Fayette County Board about their views at a public hearing and to otherwise make written comments regarding the siting application. This public comment period will provide the County Board with valuable input for its consideration while the County Board reviews the siting application. The County Board will take into consideration all oral comments made at the public hearing and all other written comments timely submitted during the public comment period. The County Board further appreciates all public participation regarding this matter.