

## LAND USE COMMITTEE MINUTES

**DATE OF MEETING:** July 9, 2018 at 5:30 p.m. DeWitt County Building

**MEMBERS PRESENT:** Melonie Tilley, Jay Wickenhauser, Camille Redman, Randy Perring and Sue Whitted- Chair. Also, present – Angela Sarver, Zoning Administrator and Dee Rentmeister, County Administrator.

**MEMBERS ABSENT:** None

### **SUMMARY OF DISCUSSION:**

- Motion by Perring, 2<sup>nd</sup> by Wickenhauser to approve the claims. Voice vote, motion carried.
- Motion by Redman, 2<sup>nd</sup> by Tilley to approve the April 9, 2018 minutes. Voice vote, motion carried.
- Ron Welk from Area Disposal was present and reviewed the quarterly reports with the committee.
- Discussion on hiring a facilitator for the wind farm special use requests. Angie contact retired Judge Tim Slavin who has facilitated several wind farm special use requests in other counties. Angie stated that normally the wind farms/applicants pay the costs of the facilitator. Tom Swierczewski from Alta Farms II indicated that they have filed special use requests in other counties that a facilitator was used and they had covered the costs associated with the facilitator. Motion by Perring, 2<sup>nd</sup> by Redman to recommend to the full board to hire a facilitator for the wind farm special use hearings with Alta Farms II paying the costs. Motion was withdrawn by Redman and Perring. Continued discussion with committee asking Angie to request a contract from retired Judge Tim Slavin for review by the state's attorney's office.
- Angie informed the committee that she has received several calls about standing water on property located in Hallsville. She has turned over all of her findings to the state's attorney and the health department. Board member Reece has put this on the public safety agenda for discussion.
- Angie stated that the McPeck property has been sold at auction and a court date of July 25 has been set for eviction and the new owners have indicated that they will be cleaning up after McPeck is evicted.
- Motion by Tilley, 2<sup>nd</sup> by Perring to adjourn at 6:20 p.m. Voice vote, motion carried.

### **COMMITTEE ACTION:**

- Approve the claims.
- Approve the April 9, 2018 minutes.

### **RECOMMENDATIONS TO THE FULL BOARD:**

None

**AGENDA FOR THE  
DEWITT COUNTY BOARD**

Finance Committee                       Land Use Committee                       Property Committee  
 Public Safety Committee                       Road & Bridge Committee                       CenCom

Date and Time of Meeting: July 9, 2018 at 5:30 p.m. County Board Room

1. Call Meeting to Order
2. Roll Call
3. Persons Wishing to Address the Committee (If requesting action, also list below in section 4)
4. Items for Discussion and Possible Action
  - A. Approve Claims
  - B. Approve of April 9, 2018 meeting minutes
  - C. Approval to hire a facilitator for the ZBA Hearings regarding the windfarms
5. Items for Discussion Only (No Action Requested)
  - A. Clinton Landfill Quarterly Report
  - B. Zoning Monthly Report
6. Executive Session:
7. Recommendations:

Posted: July 5, 2018 at 11:20AM by: Angie Sarver, Zoning Administrator

PERMITS ISSUED 6/1/2018 THRU 6/30/18

Permit #	Date	Fee	Est. Cost of Construction	Issued For	Location
7255	6/1/2018	\$25.00	\$3,000.00	Fence	Texas - Sub
7256	6/1/2018	\$25.00	\$3,000.00	Fence	Creek - Sub
7257	6/4/2018	\$0.00	\$63,000.00	Ag Grain Bin	Texas
7258	6/4/2018	\$40.00	\$28,000.00	Sunroom	Texas - Sub
7259	6/5/2018	\$25.00	\$3,200.00	Fence	Santa Anna - Sub
7260	6/6/2018	\$90.00	-	Shed Addition	Creek
7261	6/13/2018	\$40.00	\$500.00	Storage Shed	Santa Anna - Farmer City
7262	6/13/2018	\$0.00	\$47,500.00	Ag Grain Bin	Tunbridge
7263	6/18/2018	\$100.00	\$100,000.00	Single Family Residence	Texas
7264	6/20/2018	\$80.00	\$10,000.00	Detached Garage	Harp
7265	6/20/2018	\$60.00	\$8,000.00	Detached Garage	Creek
7266	6/25/2018	\$25.00	\$500.00	Fence	Barnett
7267	6/28/2018	\$25.00	\$500.00	Porch	Santa Anna - Farmer City
7268	6/28/2018	\$25.00	\$1,500.00	Porch	Santa Anna - Farmer City
		\$560.00		Permit Fees	
			\$268,700.00	Estimated Construction Cost	

99 Inspections for the Month

12 Staking, 28 Foundation, 24 Enclosure, 30 Final, 5 Bldg/Zoning/Nuisance Violation.

14 new permits came in and issued

335 miles

Year To Date	Total Permits	June Permits	Total New Residences	Multi-Family
2015	129	20	23	1
2016	130	12	11	0
2017	166	26	11	0
2018	66	14	12	0

# **DeWitt County Land Use Committee Meeting**

**July 9, 2018**

## **Clinton Landfill Report**

1. Landfill Operations Report
  - a. Volume report
  - b. Current non-construction activities
  - c. Construction activities
2. Permitting Activities
  - a. IEPA Bureau of Land Permits
  - b. IEPA Bureau of Air Permits
3. Compliance Report
  - a. Recent inspections
4. Other

**Summary of Clinton Landfill No. 3 2017/2018 Volumes and Host Fee  
Payments**

**July 9, 2018 DeWitt County Land Use Committee Meeting**

Final Third Quarter 2017 Receipts:	84,973.84 tons
Final Third Quarter 2017 Host Fee Payment:	\$209,785.79
Final Fourth Quarter 2017 Receipts:	86,783.01 tons
Final Fourth Quarter 2017 Host Fee Payment:	\$213,330.99
Final First Quarter 2018 Receipts:	80,892.10 tons
Final First Quarter 2018 Host Fee Payment:	\$199,279.11
April 2018 Receipts:	27,765.68 tons
May 2018 Receipts:	33,316.80 tons
June 2018 Receipts:	30,505 tons ( <i>estimated</i> )

Next fee payment due July 20<sup>th</sup> for 2<sup>nd</sup> Quarter Host Fees

**IEPA BUREAU OF LAND PERMIT APPLICATION SUMMARY**

**Clinton Landfill Nos. 1, 2 and 3**

**As of July 5, 2018**

<b>FACILITY</b>	<b>LOG NO.</b>	<b>DESCRIPTION</b>	<b>RECEIVED DATE</b>	<b>IEPA DECISION DUE DATE</b>
Clinton Landfill No. 1	2017-511	Submit for approval the annual Corrective Action Report	11/17/17	Approved
Clinton Landfill No. 1	<del>2018-204</del>	Proposes intrawell values for groundwater well G108. Well was historically dry but more recently has yielded enough water to sample.	5/17/18	8/15/18
Clinton Landfill No. 2	2016-383	Periodic gas probe assessment report concluding that significant landfill gas is not present and the system is adequately controlling gas.	8/29/16	7/12/18
Clinton Landfill No. 2	2016-388	Request to change groundwater monitoring to semi-annual frequency as is allowed five years after closure and certain criteria are met.	9/1/16	12/24/18
Clinton Landfill No. 3	2016-536	Required landfill gas assessment report for certain perimeter monitoring devices.	12/19/16	7/12/18
Clinton Landfill No. 3	2018-007	Application to operate new landfill Cell 7A.	1/2/18	Approved
Clinton Landfill No. 3	2018-009	Alternate source demonstration for 3Q 2017 – exceedances not attributable to the facility. Additional monitoring is proposed.	1/9/18	Approved
Clinton Landfill No. 3	<del>2018-092</del>	Application to operate newly installed leachate recirculation wells	3/6/18	7/13/18
Clinton Landfill No. 3	<del>2018-093</del>	Application to operate newly installed gas extraction wells and associated equipment	3/6/18	7/13/18
Clinton Landfill No. 3	2018-140	Alternate source demonstration for 4Q 2017 – conditions are representative of natural conditions and not attributable to the facility.	4/5/18	8/3/18

**IEPA BUREAU OF LAND PERMIT APPLICATION SUMMARY**

Clinton Landfill Nos. 1, 2 and 3

As of July 5, 2018

FACILITY	LOG NO.	DESCRIPTION	RECEIVED DATE	IEPA DECISION DUE DATE
Clinton Landfill No. 3	2018-155	Proposes new intrawell values and routine detection monitoring for four well/parameter pairs.	4/16/18	7/15/18
Clinton Landfill No. 3	2018-188	Annual updates to closure/post-closure care cost estimates.	5/10/18	8/8/18
Clinton Landfill No. 3	2018-300	Report on well G-109D assessment. Conditions are likely natural variability. Proposes continued monitoring through 2@ 2019.	6/15/18	9/13/18

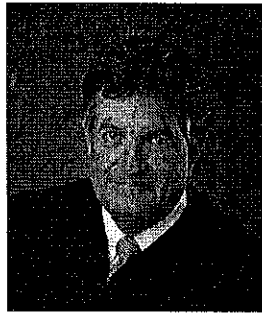
**IEPA BUREAU OF AIR PERMIT APPLICATION SUMMARY**

Clinton Landfill Nos. 1, 2 and 3

As of February 8, 2018

DESCRIPTION	APPLICATION DATE	IEPA DECISION DUE DATE
None at this time	N/A	N/A

## Judge Timothy J. Slavin



620 Lincolnway Court  
Morrison, IL 61270

Work & Cell: (815) 590-7991  
judgetimslavin@outlook.com  
www.slavinadrservices.com

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### OBJECTIVE

After nearly twenty-six years on the bench as a trial court judge, I began a "second career" as a mediator and arbitrator offering the skills and invaluable experience I gained as a professional jurist. I thoroughly enjoy the opportunity to help people resolve their issues without the tension and uncertainty of the courtroom, and I stand ready to be of assistance throughout North America and Europe.

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### SUMMARY

Considerable legal and communication skills. Solid background in analytical decision making and management. During my tenure I made some type of judicial decision in well over 150,000 cases. I am experienced in systematizing court logistics and procedures and believe I possess outstanding writing ability. I am a team leader as evidenced by election as President of the Illinois Judges' Association by my peers of the entire Illinois judiciary. Although I obviously do not count the same in my advertising, as part of my courtroom management I often (easily more than 100 times) engaged in *de facto* mediation in appropriate cases set for trial.

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### AVAILABILITY

As of December, 2006, I retired from the bench.

I am the sole proprietor of my own business, Tim Slavin, ADR Services and can be contacted as noted above.

I am also on the roster of neutrals with ADR Systems, Inc. of Chicago, the American Arbitration Association and the National Academy of Distinguished Neutrals. In addition to contacting me directly, my services may be engaged through these entities under their protocols and subject to their fees and rates.

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### CAREER HISTORY

**Timothy J. Slavin ADR Services, Morrison, IL**

*Jan. 2007-present*

- Since retiring from the bench and opening my private alternative dispute resolution practice more than 10 years ago, I have conducted over 625 mediation or arbitration sessions and have facilitated six Wind Energy Conversion System (WECS- commonly known as wind farms) zoning hearings. My mediation and arbitration business has run the gamut from dissolution matters to medical malpractice claims to property tax appeal matters and virtually everything in



between. My “resolution rate” for mediations continues to hover in the 92% range.

**Circuit Court Judge, Morrison, IL**

*Dec. 1998-Nov. 2006*

**Whiteside County Presiding Judge**

- Retained by a four county wide electorate in 1998 and 2004
- Constitutional judicial officer assigned to all types of trial court litigation, but primarily felony, family and major civil matters
- Additionally, I was the Presiding Judge, a position that carries with it the responsibilities of budgeting, case flow management, and personnel matters. During this time, I also developed a scheduling system adapting commercial software for internal and external use.

**Resident Circuit Judge, Morrison, IL**

*Dec. 1992-Dec. 1998*

- Elected by the voters of Whiteside County in 1992
- Constitutional judicial officer with the same courtroom duties as Circuit Judge above. During this time, I created the county judiciary’s first budget funded by the County Board and the financial procedures implementing the same.

**Associate Circuit Judge, Rock Island, IL**

*Apr. 1981-Dec. 1992*

- Appointed by the then sitting circuit judges in 1981
- Constitutional judicial officer assigned to all types of trial court litigation, but primarily traffic, misdemeanor, small claim and probate matters.

**Whiteside County State’s Attorney, Morrison, IL**

*Jul. 1979-Apr. 1981*

- Appointed by the County Board in 1979 and elected by the voters in 1980
- Oversight of the prosecution of all criminal cases occurring within the county and civil representation of the county government and its officials. Management of a professional office consisting of four attorneys and a supporting staff.

**Timothy J. Slavin, Attorney-at-Law**

- During my tenure as an Assistant State’s Attorney, I devoted approximately 20 hours per week to my private practice of law representing clients in dissolution actions, bankruptcies, probate matters and the sale of a restaurant business, and I have now begun again “dabbling” in the private practice of law.

**Assistant State’s Attorney, Morrison, IL**

*Jun. 1976- Jul. 1979*

- Prosecution of criminal cases and civil advice to county government and its officials

**ADDITIONAL PROFESSIONAL ACTIVITIES**

**Illinois Judges’ Association (IJA), Chicago, IL**

*1988-current*

- Elected president of the statewide fraternal organization of all the Illinois judiciary in 1998. During my tenure, I shepherded favorable pension legislation through the state legislature and reorganized the policies and procedures of the organization.
- In December, 2005, I received the IJA’s President’s Lifetime Service Award
- Served in all of the leadership chairs from Treasurer to First Vice-President and had served on the Board of Directors since 1992.

- I served many years as the Co-Chair of the Criticism Response Team and the Budget Coordinator.
- From 1988 to 1992, I was the Co-Chair of the Illinois Judges' Association's Judicial Discipline Committee. I established a rapport with the Illinois Judicial Inquiry Board and created an informal routing for advisory opinions on ethical questions. This procedure eventually blossomed into the implementation of the formal process now known as the Illinois Judicial Ethics Committee on Advisory Opinions.

**Commission on the Circuit Clerks, Springfield, IL** 1988

- Appointed by the state legislature to serve on a commission to investigate and report on the issue of appointing rather than electing circuit clerks in Illinois

**Committee on Medical Malpractice Reform** 1975

- While in law school, I served as a student representative on a Boston University Committee to reform medical malpractice litigation.

**EDUCATION**

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|---|------|
| ▪ B.A., <i>cum laude</i> , The University of Notre Dame, Notre Dame, IN | 1973 |
| ▪ J.D., Boston College School of Law, Boston, MA                        | 1976 |
| ▪ DePaul University, 40 hour mediation training course                  | 2007 |
| ▪ Gray & Reitman: Mediation Skills- Advanced Strategies                 | 2012 |

**CERTIFICATIONS**

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- Mediator and arbitrator, ADR Systems, Inc., Chicago, IL
  - Mediator and arbitrator, American Arbitration Association
  - Mediator and arbitrator, national Academy of Distinguished Neutrals
  - Certified arbitrator, 14<sup>th</sup> Judicial Circuit, IL
  - Certified family and "child custody" mediator in various circuit courts
  - Certified civil case mediator in various circuit courts

**TEACHING**

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|---|-----------|
| <b>National Business Institute</b>  | 2013      |
| ▪ Taught certified MCLE   |           |
| <b>Northwest Suburban Bar</b>   | 2012      |
| ▪ Taught certified MCLE   |           |
| <b>Illinois Judicial Conference, Chicago, IL</b>  | 1986-2002 |
| ▪ I have served the Supreme Court of Illinois and its Judicial Conference as a member of five committees to present educational sessions on various judicial topics from ethics to jury management. |           |
| <b>Blackhawk Community College, Moline, IL</b>  | 1995-1999 |
| ▪ During four semesters, I taught Family Law to aspiring paralegals.  |           |

**INTERNSHIPS**

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|---|-----------|
| <b>Whiteside County State's Attorney's Office, Morrison, IL</b>   | 1975-1976 |
| ▪ During the summer and many holiday breaks of my second and third years in law school, I was an intern in the local prosecutor's office. While I was not yet licensed to practice law, a court rule allowed me to effectively do so if was under the supervision of an attorney. In this capacity I reviewed, filed and tried cases. |           |
| <b>Boston Legal Defense Fund</b>  | 1975-1976 |

- During my last year of law school, I volunteered as a supervised criminal defense counsel for the indigent where I prepared and tried cases at the trial level.

## PUBLICATIONS

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### Legal Treatises

- *Outside Influences Affecting Jury Verdicts* 1999
- *A Guide to Mandatory Fines, Fees and Costs in Illinois* 1984

### Literary

- untitled poem, *The Juggler* magazine 1971

## PROFESSIONAL ORGANIZATIONS

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### Legal Organizations

- Illinois Judges' Association
- Illinois Bar Association
- Whiteside County Bar Association

## COMMUNITY ACTIVITIES

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### Charity Funds

- I served as Chairman of the City of Morrison's United Way Fund Drive. Following that, I became a judge and was prohibited by the Illinois Supreme Court's Canons of Ethics from participating in fund raising activities. 1980

### Volunteer

- Upon retirement I was appointed to the Morrison Historic Preservation Commission, a part of our local municipal government and, upon assuming my seat, was elected Chair by my fellow members. 2007-present
- For over twenty years I was the chief judge of the Whiteside County Spelling Bee, the area wide competition that places the winning contestant in the National Spelling Bee Finals in Washington, D.C. 1985-2006
- I began as an USA Swimming stroke and turn official and worked my way through the ranks to become a nationally certified starter and finally a championship meet referee. 1997-2005
- I served on the Board of Directors of the Morrison Seahorse Swim Club, an USA Swimming organization including four years as its president. 1997-2003
- In the years 1992 through 2000, I was elected to the Board of Directors of the area's sheltered workshop for the disabled, Self-Help Enterprises, and was honored to serve as its President for three one-year terms. 1992-2000
- In 1997, on behalf of the Morrison Historical Society, I researched, wrote and presented a successful application to place the former Morrison Odell Library building on the National Register of Historic Places. 1997
- While in college, I served two years as a Big Brother to a disadvantaged youth and all four years in a facility for the mentally handicapped. 1970-1973

#### EXTRACURRICULAR ACTIVITIES

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- I play golf. As of this writing, my USGA Handicap Index "4.5."
- I served three separate terms as President of the Morrison Country Club.

#### CITIZENSHIP

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- I was born in the United States to citizens of the United States. Accordingly, I am a United States citizen. However, I am also a naturalized citizen of Ireland granted me by virtue of my paternal lineage. As Ireland is a neutral country, this dual citizenship is approved by the United States Department of State. As a citizen of a sovereign member of the European Union, I am free to reside and work throughout all European Union countries without need of visa or work permit.

#### FAMILY

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- I have been married for 34 years to my bride, Ann B. Slavin. We have two daughters, Molly Marie Slavin, born 2/28/1987, and Margaret Ann Slavin, born 3/12/1990. Molly was graduated with honors from the University of Notre Dame, Notre Dame, IN, spent a year of service work with The Urban Justice Center in New York City, earned her Master's degree at the University of Ireland, Galway City, Ireland and was just awarded her Doctorate in English and Irish Literature from Emory University, Atlanta, GA. She will begin her first professorial duties this coming school year at Georgia Tech University. Maggie was graduated from Saint Mary's College, Notre Dame, IN. After returning from a summer internship in Istanbul, Turkey, she spent 2012-2013 in Salinas, CA with AmeriCorps teaching English as a second language to immigrant children. She was then honored with as a Teaching Fellow in New York City and earned her Master's Degree in Education there. She was named a Fulbright Scholar in 2016 and was assigned to Amman, Jordan for a year of teaching and volunteerism. She then earned her second Master's degree at the University College, London in Refugee Education. She is now in her second year teaching special education in New York City.

#### REFERENCES

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- References furnished upon request