

ORDINANCE NUMBER 2000- 18

SPECIAL USE ORDINANCE  
GREEN ORGANICS, INC.  
Landscape Waste Composting Site

WHEREAS, Green Organics, Inc., designated lessor and operator, was granted a Special Use Permit for a Landscape Waste Composting Site under Kendall County Ordinance #97-13; and

WHEREAS, said Special Use Permit is for property legally described in attached Exhibit A; and

WHEREAS, Condition #13 of said Ordinance states "A petition for renewal of this ordinance shall be made by February 19, 2000;" and

WHEREAS, the Planning Building and Zoning Department receive a petition for renewal on February 14, 2000; and

WHEREAS, said use is in accordance with said Special Use Permit; and

WHEREAS, the Kendall County Board finds that said petition for renewal is in general conformance with Kendall County Ordinance #97-13.

NOW, THEREFORE, BE IT ORDAINED, that the Kendall County Board hereby repeals Kendall County Ordinance #97-13 in its entirety prior to its scheduled termination date of August 19, 2000.

BE IT FURTHER ORDAINED, the Kendall County Board grants the renewal of the special use permit to continue operating a landscape waste composting site with the following conditions:

1. The facility shall meet all Illinois Environmental Protection Agency requirements as identified in Title 35, Subtitle G. Chapter 1, Sub-Chapter 1, Part 830, Standards for Compost Facilities.
2. Operational personnel shall be present on site during all hours which the facility is open for the receipt of landscape waste.
3. The hours during which landscape waste may be received shall be 7:00 a.m. to 4:00 p.m. Monday through Friday and 7:00 a.m. to 12:00 noon Saturday. Processing operations shall cease after each day's receipts have been processed and placed in windrows, no to exceed three (3) additional hours.
4. The decibel levels at the property line shall not exceed Illinois Pollution Control Board standards.
5. A locked gate shall restrict vehicle access during closed hours except that a "lock-box" shall allow access to emergency vehicles.
6. Water samples shall be taken by an independent testing service and analyzed by an independent laboratory. The locations, methods and frequency of sampling and testing shall be approved by the Kendall County Environmental Health Department

- Director. The test results shall be sent to the Environmental Health Department within forty-five (45) days of sampling. The water samples shall be tested for the elements listed within "Appendix A" and any others specified by the State of Illinois or Kendall County upon request.
7. Soil samples shall be taken by an independent testing service and analyzed by an independent laboratory. The locations, methods and frequency of sampling and testing shall be approved by the Kendall County Environmental Health Department Director. The test results shall be sent to the Environmental Health Department within forty-five (45) days of sampling. The soil samples shall be tested for the elements listed within "Appendix B" and any others specified by the State of Illinois or Kendall County upon request. Soil quality shall not exceed State of Illinois standards.
  8. Authorized Kendall County personnel shall be allowed on site during business hours for inspection and testing.
  9. The facility operator shall send up-to-date copies of the State permit and related documents including Operational Plan, Surface water Management Plan, Pest Control Plan, Site Drawing, and an Annual Report to the County Solid Waste Coordinator.
  10. The facility operator shall maintain plantings on the berm and ditch as shown on attached Exhibit B.
  11. The facility operator shall maintain the gate and landscaping as indicated on attached Exhibit C.
  12. The County Solid Waste Coordinator shall maintain a log of complaints received on the facility.
  13. A host fee shall be paid to the County on a monthly basis in accordance with the schedule on attached Exhibit D.
  14. Any violation of this Special Use Permit could be subjected to a fine of \$25.00 to \$500.00 per day per violation, with each day being a separate violation.
  15. This special use ordinance shall expire on September 1, 2009.
  16. A petition for renewal shall be made prior to March 1, 2009.
  17. Truck weights shall be limited to 72,380 pounds.
  18. The operator shall provide weight receipts to Kendall County.
  19. Off-site debris and trash generated by this site must be cleaned-up on a daily on properties abutting Beecher Road and/or Galena Road, with owner's permission.

Failure to comply with the terms of this ordinance may be cited as a basis for amending or revoking this special use permit.

IN WITNESS OF, this ordinance has been enacted on April 18, 2000.

Attest:

*Paul Anderson*  
KENDALL COUNTY CLERK

  
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John A. Church  
Kendall County Board Chairman

Appendix A: Water Sampling Constituents

Arsenic  
Nickel  
Mercury  
pH  
Nitrate  
Total Organic Carbon  
Specific Conductivity  
Total Dissolved Solids  
Chromium  
Zinc  
Selenium  
Boron  
Manganese  
Lead  
Cadmium  
Iron  
Total Phosphorous  
Chloride  
Copper

Appendix B: Soil Sampling Constituents

Arsenic  
Nickel  
Mercury  
pH  
Nitrate  
Total Organic Carbon  
Chromium  
Zinc  
Selenium  
Boron  
Manganese  
Lead  
Cadmium  
Iron  
Total Phosphorous  
Chloride  
Copper

## EXHIBIT A: LEGAL DESCRIPTION

### Parcel 1

That part of the Northwest Quarter of Section 8, Township 37 North, Range 7 East of the Third Principal Meridian being described as follows: Commencing at the Northwest corner of said quarter section; thence North 88°29'44" East along the North Line of said Northwest Quarter, 953.68 feet to a point in the centerline of a branch of the Rob Roy Creek for the point of beginning; thence continuing North 88°29'44" East along said North Line, 1,699.46 feet to the Northeast corner of said quarter section; thence South 00°07'06" East along the East Line of said quarter section, 1,124.58 feet; thence South 88°27'18" West, 2,655.97 feet to a point on the West line of said quarter section that his 1,126.52 feet South of the Northwest corner of said section; thence North 00°01'23" East along said West line, 100.00 feet; thence North 87°51'12" East 1,498.53 feet to a point in the center of said Rob Roy Creek; thence North 28°38'38" West along said creek, 1,134.24 feet to the point of beginning, in the Township of Bristol, Kendall County, Illinois.

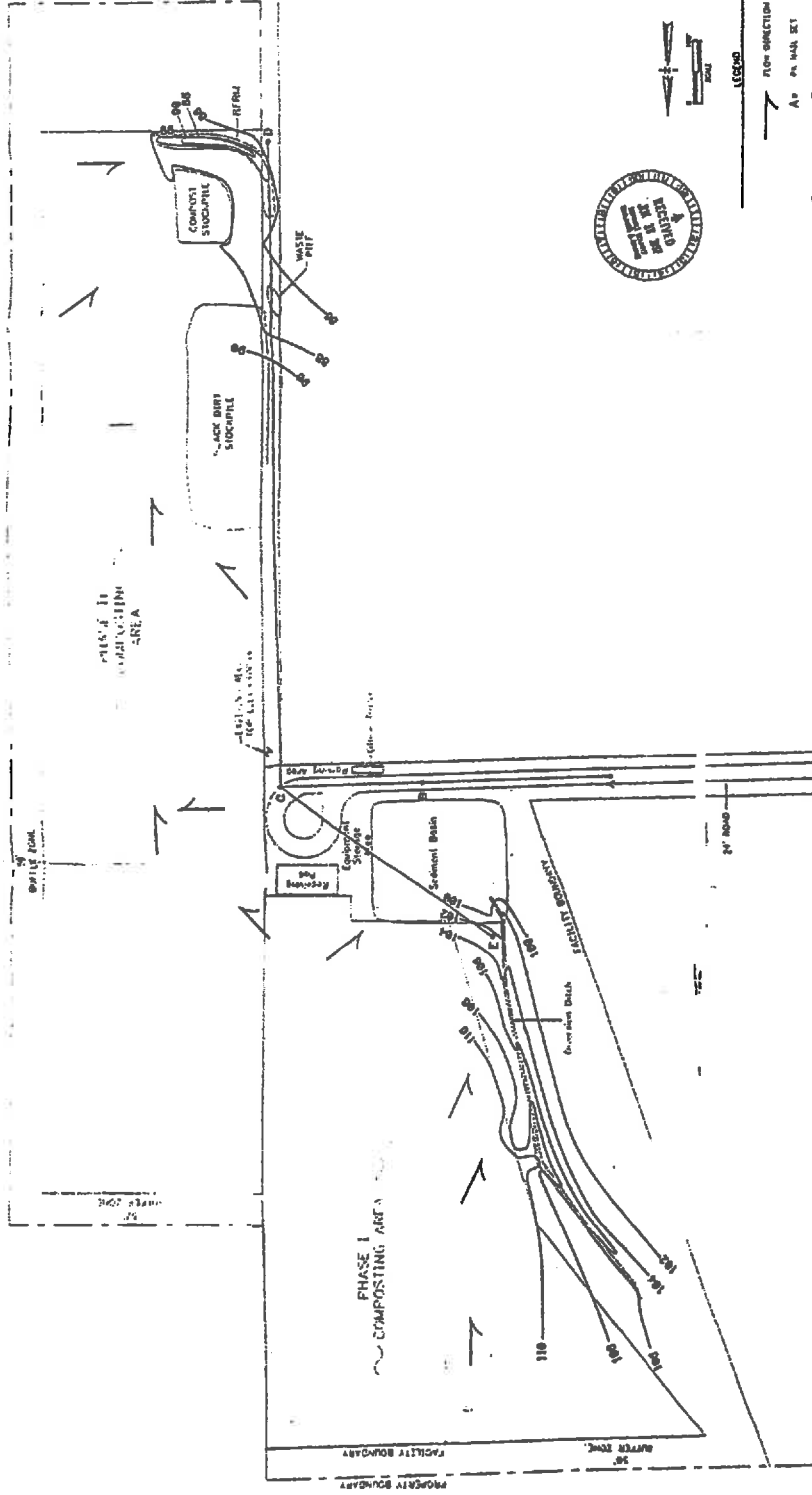
### Parcel 2

That part of the Northeast Quarter of Section 8, Township 37 North, Range 7 East of the Third Principal Meridian being described as follows: Commencing at the Northwest corner of said quarter section; thence South 00°07'06" East, 400.00 feet along the West Line of the said Northeast quarter; to the point of beginning; thence North 89°52'54" East, 400.00 feet along a line measured at a right angle to the said West Line of the said Northeast quarter; thence South 00°07'06" East, 1,730.00 feet, along a line parallel with the said Northeast quarter; thence South 89°52'54" West, 400.00 feet along a line measured at a right angle to the said West Line of the said Northeast quarter to a point on the West Line of said quarter section; thence North 00°07'06" West, 1,730.00 feet along the West Line of said quarter section to the point of beginning, in the Township of Bristol, Kendall County, Illinois.

# EXHIBIT (B)

# ORDINANCES 97-  
DATE 8/19/97

SCM



- NOTE: ELEVATIONS BASED ON BENCH MARKS LOCATED BY  
1. N. 100' S. WESTERN, LOC. 11, MARK 1197  
2. VERTICAL CURVE ESTABLISHED FROM TOP OF  
WELL, 140' TOP OF WELL, MARK 1197 TO BE  
USED FOR ALL

## SITE GRADING AND DRAINAGE P

O.M. SCOTTS & SON CO.  
KENDALL COUNTY COMPOST FACILITY



NO.	DATE	BY	DESCRIPTION
1	6/97	R.A.S.	PRELIMINARY
2	6/97	R.A.S.	REVISED
3	8/97	R.A.S.	FINAL

DATE 8/19/97

6149

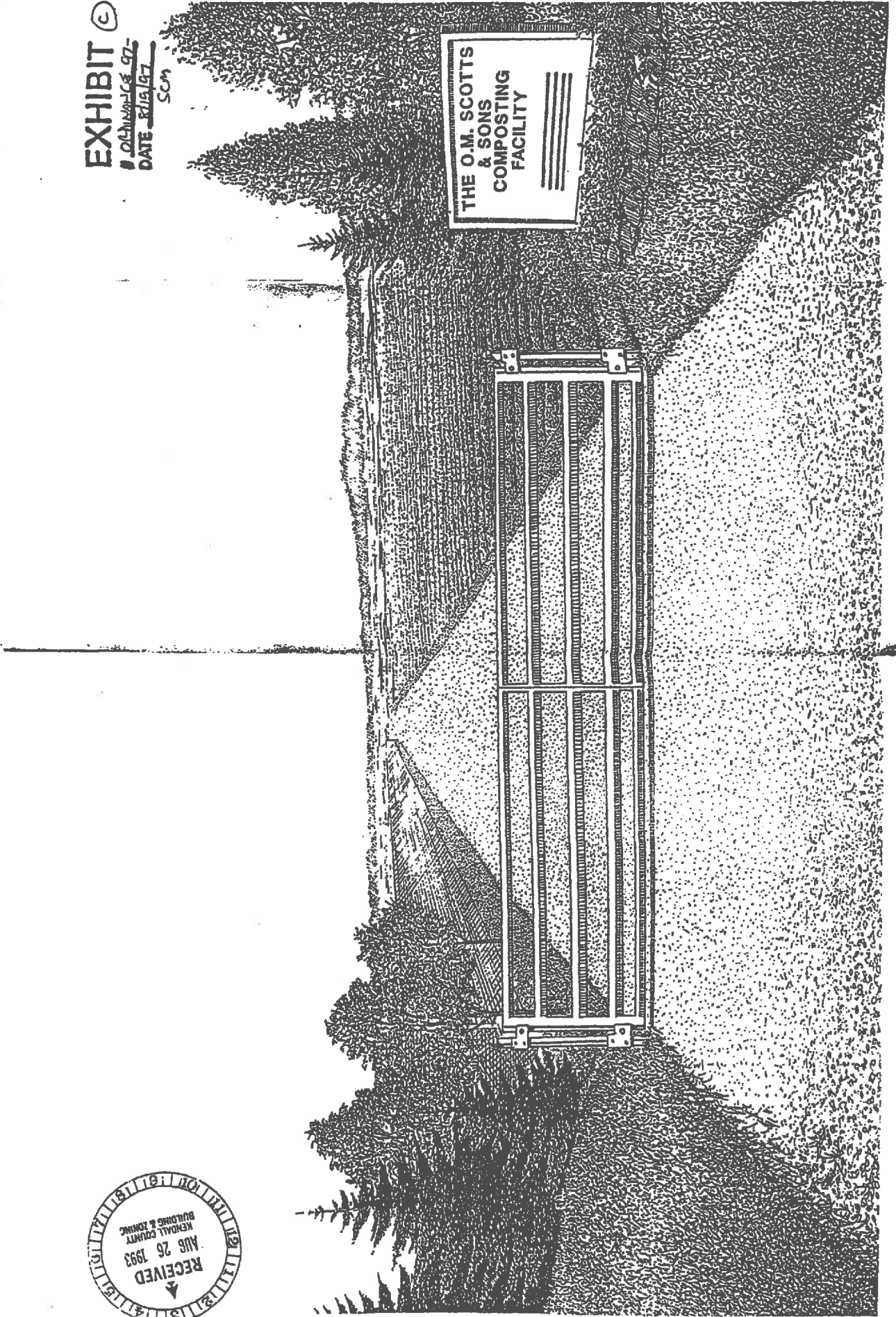
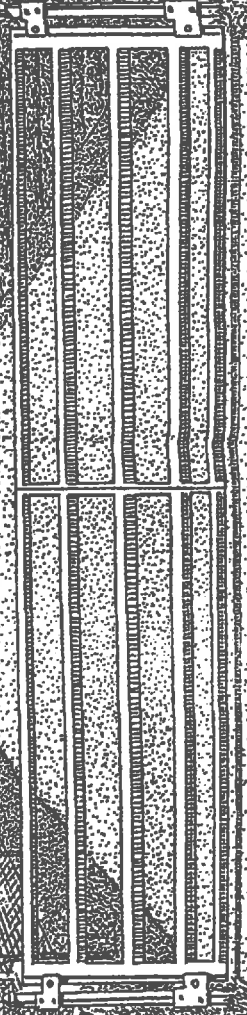
EXHIBIT ©

# 04404108 97-

DATE 8/15/97

SCM

THE O.M. SCOTT'S  
& SONS  
COMPOSTING  
FACILITY



**EXHIBIT D  
HOST FEE SCHEDULE**

Date Beginning	Fee Per Ton of Landscape Waste Received
April 18, 2000	\$0.60
September 1, 2003	\$0.65
September 1, 2006	\$0.70