

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
PROPOSED ISSUANCE OF A)
CONSTRUCTION PERMIT) Site Identification No.: 031072AAB
APPROVAL TO FORD) Application No.: 06060052
HEIGHTS ETHANOL, LLC,)
IN FORD HEIGHTS, ILLINOIS)

HEARING OFFICER ORDER

On April 23, 2007, the undersigned Hearing Officer for the Illinois Environmental Protection Agency (“Illinois EPA”) in this matter received via facsimile delivery a letter sent by counsel representing Ford Heights Ethanol, LLC (“Ford Heights”). The letter requested that the public comment period that will follow the hearing scheduled for this matter be limited to no more than 14 days from the date of the hearing.

The letter states that the subject construction permit application has been pending before the Illinois EPA since June 21, 2006, and that the delay in issuing the draft permit and reaching the decision to hold a hearing on the application has created problems for Ford Heights relative to their construction schedule. Ford Heights states that it agrees a post-hearing comment period is appropriate, but suggests that the purpose behind such a comment period can be served by a 14-day period as opposed to a 30-day period.

The undersigned Hearing Officer has discussed this request with Keith I. Harley, legal counsel for the South Suburban Citizens Opposed To Polluting Our Environment (“SS-COPE”). On March 20, 2007, SS-COPE sent a request to the Illinois EPA seeking a public hearing on the subject permit application, and also asked that a written comment period of 30 days following the hearing be set. Mr. Harley was told of the request to shorten the time period for post-hearing comment to 14 days following the scheduled

public hearing, and he informed the Hearing Officer that he and his client did not have an objection to granting that request.

Based upon the statements within the letter sent by Ford Heights, as well as the Hearing Officer's subsequent discussion with Mr. Harley, the request to shorten the post-hearing comment period is granted. The post-hearing comment period will expire on June 26, 2007, which is 14 days following June 12, 2007, the date of the public hearing.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____
John J. Kim
Hearing Officer
Division of Legal Counsel

DATED: April 25, 2007

Illinois Environmental Protection Agency
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