

**KENDALL COUNTY HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH UNIT  
COMPLAINT REPORTING FORM**



Food Protection	<input type="checkbox"/>
Private Sewage Disposal	<input type="checkbox"/>
Potable Water Supply	<input type="checkbox"/>
Tanning	<input type="checkbox"/>
Nuisance - Garbage/Refuse	<input type="checkbox"/>
Nuisance - Vector	<input checked="" type="checkbox"/>
Nuisance - Stagnant Water	<input type="checkbox"/>
Nuisance - Burning	<input type="checkbox"/>
Nuisance - Air Pollution	<input type="checkbox"/>
Nuisance - Water Pollution	<input type="checkbox"/>
Nuisance - Land Pollution	<input type="checkbox"/>
Tall Vegetation	<input type="checkbox"/>

Standard Complaint   
Emergency Documentation

Street Name	Millbrook Rd	Complaint #	09-114

Date Received: 7/22/2009      Complaint #: 09-114

Date Closed: 8/3/2009

Sanitarian: Marlin Hartman/Eric Campbell

Source of Complaint:  Public     KCHD     Other Agency     Anonymous

Permanent Parcel Number (PIN#): 04-14-400-004

Name: Hamman Farms  
Last Name/Business

Donald Hamman  
First Name/Contact Person

Address: 13917 Rt. 71      Apt./Suite#: \_\_\_\_\_

City: Yorkville      Zip Code+4 60560 -

Phone: Home ( ) -      Cell/Mobile ( )

Other Addresses/Phone: Larry Cooper, Hamman employee/site manager

Specific Complaint: Campground experiencing outdoor airborne odors and an influx of flies believed to be originating from the Hamman Farms yard waste land application operation.

Complainant: Michael Ciero / Yogi Bear's Jellystone Park Camp & Resort  
Name/Agency

Address: 8574 Millbrook Rd. (04-15-300-001)      Apt./Suite#:

City/State: Millbrook/IL      Zip Code 60536

Phone: Home ( ) -      Cell/Mobile ( ) -

Other Addresses/Phone: \_\_\_\_\_

Related Records: \_\_\_\_\_

**Narrative  
(Include date for each entry)**

7/22/09 – Jellystone Park owner, Mike Ciero, came to KCHD to share the aforementioned concerns with Environmental Health Unit staff. Mr. Ciero met with and provided Steve Curatti a letter he had written, addressed to KCHD, expressing said concerns in further detail. He also provided pictures to support his concern regarding flies. Mr. Ciero stated that Hamman Farms had recently begun (but at this time is now finished) applying material to a section of farmland directly adjacent to Park property – to his recollection, the closest to his Park that Hamman Farms has ever applied. This area now has a crop of corn growing on it. When asked if he has seen litter in this area, Mr. Ciero said he had not, or perhaps had not looked, and that the corn is currently obstructing his view of the ground.

Mr. Curatti informed Mr. Ciero that a site visit from Solid Waste Coordinator, Marlin Hartman would be arranged (Mr. Curatti attempted to contact Mr. Hartman later this day, leaving a detailed message on his cell phone; Mr. Hartman was asked to contact Mr. Ciero to arrange for this meeting). Mr. Curatti suggested to Mr. Ciero that he accompany Mr. Hartman on walk around Jellystone Park so as to show/describe/discuss his concerns on site. Mr. Hartman most likely would combine this visit with a visit to Hamman Farms to observe Hamman Farms practices first hand. Mr. Curatti informed Mr. Ciero that, generally speaking, identifying the source of outdoor odors and flies can be a difficult if not impossible task (flies in particular), however Mr. Hamman's operation could be assessed for factors that might appear to contribute to these concerns. SC

7-27-09 KCHD Health Inspector, Eric Campbell paid a visit to the Yogi Bear Jellystone Park Camp & Resort, where he met and walked the property with resort owner, Mike Ciero. Mr. Ciero informed Mr. Campbell that the unusually heavy presence of flies prevalence of flies on this day was representative of the amount of fly activity reported (by Mr. Ciero) in his original complaint of 7/22/09. Mr. Ciero reiterated his belief that the increase in fly activity he's experienced is a result of activities conducted on the neighboring property, the Hamman Farms yard waste land application operation. As Mr. Campbell and Mr. Ciero walked through the resort, Mr. Campbell noted what appeared to be fair amount of fly activity; activity which appeared to be greatest where resort property butted up to Hamman Farm property (to the east). Mr. Cambell informed Mr. Ciero that he would document this observation while at the same time explaining he could not confirm the origin of fly activity. Odor did not appear to be an issue on this day .Mr. Campbell informed Mr. Ciero that the County's Solid Waste Coordinator, Marlin Hartman was scheduled to perform a follow-up visit of Jellystone AND pay a visit to the Hamman Farms operation in the coming week – at which time Mr. Hartman would attempt to assess the Hamman Farms operation for any operational deficiencies/conditions that could potentially lead to an excessive and possibly preventable level fly activity. (Eric Campbell)

8-3-09 On Monday August 3, 2009 Marlin Hartman visited Jellystone Park to further investigate the odor complaint of late July. Marlin Hartman met with Mike Ciero and asked if further complaints of flies or odors had occurred from campers since last contacted on July 28. He stated the odors have subsided and no complaints from camper since last July 22. No unusual odors were noted on the day of the visit by Mr. Hartman either. Mike Ciero had set up a few fly traps and were inspected for amounts during this visit. The fly population had decreased since the July 28 original complaint. Mike Ciero stated the fly amounts do vary but usually increase later in the summer. Mr. Hartman mentioned to Mike Ciero it is difficult to verify a fly was attracted to or leaving specific source, as the Kendall County Health Department has experience in addressing flies as a nuisance. Mr. Hartman requested Mike Ciero call the office if they have any other future concerns so as to be properly addressed.

#### Visit to Hamman Operation on 8/3/09

Mr. Hartman also made an unannounced visit to the Hamman landscape operation on Rt. 71. As Mr. Hartman approached, Larry Cooper was on the phone and later stated he was talking to Don Hamman. Upon approaching the site the incoming yardwaste seemed to be a smaller amount. Upon asking Mr. Cooper about quantities of incoming yardwaste he stated the amounts were lower this year. The decrease may be due to the economy and reluctance to spend dollars on refuse bags and more people leaving it on their lawn.

No excessive odors were present and the operation appeared to be functioning normally, with grinding and application occurring in a timely fashion (i.e., within 24 hours). Also observed were Hamman Farms employees walking the fields, picking up litter. I requested to walk through a portion of the nearby application area and Mr. Cooper agreed. Walking through the field Mr. Hartman discovered pieces of an electrical cord, plastic bag, plastic toy part and other non-biodegradable bits of debris. Mr. Cooper stated it was his understanding they were allowed to apply material with foreign debris so long as individual pieces were smaller than a "softball". Mr. Hartman stated he knew of no such decision or provision, and that to his knowledge there should be zero non-biodegradable material/contamination applied to/allowed to remain on the fields. Mr. Cooper asked Mr. Hartman if he would be willing to sign a statement of letter (which would be prepared by Haman Farms) stating that the sizes of pieces and overall amount(s) of debris Mr. Hartman observed in the field were acceptable; a request, per Mr. Cooper, made by Mr. Hamman. Mr. Hartman stated he would sign no such statement or letter. Furthermore, no statements of letters of ANY kind would be signed without first receiving the express written approval from Kendall County Health Department administration.

Mr. Hartman requested to take pictures of the field under observation and, for the first time, was denied consent by and per Mr. Coopers direction. Mr. Cooper allowed Mr. Hartman to take pictures of incoming load piles only. No fruitful information was gleaned from these pictures.

The contents of this complaint will be shared with Mr. Gino Bruni, Inspector, Illinois Environmental Protection Agency, Kendall County Health Department Administration, and the Kendall County State's Attorney's Office. .

No further action to be taken at this time. (Entry: Marlin Hartman)