

For Immediate Release

MAC Construction Suffers Another Loss in Court in Asphalt Plant Case

Local Residents Win Another Victory in Struggle Against Plant

Jeffersonville, April 3, 2014: Local area residents won another victory in their three (3) year struggle against MAC Construction's controversial asphalt plant. Judge Jacobi ruled in favor of local area residents during a hearing on evidentiary issues on April 2.

This was the second "Motion to Compel" filed by the residents over MAC's failure to provide evidence within the last 12 months. The residents won their first motion on November 5, 2013.

Eli Baccus, attorney for the residents commented, "It's a shame that MAC Construction keeps forcing these very simple issues to court. It wastes taxpayer money to have to litigate these minor issues over and over, since the Court and the City are forced to spend time on these issues as well. However, we are very pleased Judge Jacobi saw fit to rule in favor of the residents who suffer under the shadow of the asphalt plant."

The zoning case, which was filed in Clark County Circuit Court in 2010, seeks to reverse the special exception zoning variance that was given to the plant by the City of Jeffersonville in 2005. The plaintiffs in the case, a local resident and a local property owner, are among those who have repeatedly raised health concerns about the fumes from the plant. The City of Jeffersonville is also named in the suit.

If you would like to learn more about the resident's struggle against the MAC Construction asphalt plant, please view our video reports on this issue on the ***video archive*** page of our web site: www.incin.org

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