

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD)	
ILLINOIS, VILLAGE OF ORLAND PARK,)	
ORLAND PARK ILLINOIS, VILLAGE OF)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,)	
VILLAGE OF TINLEY PARK, TINLEY PARK)	
ILLINOIS, EXXONMOBIL OIL)	
CORPORATION, VILLAGE OF WILMETTE,)	
WILMETTE ILLINOIS, CITY OF COUNTRY)	
CLUB HILLS, COUNTRY CLUB HILLS)	
ILLINOIS, NORAMCO-CHICAGO, INC.,)	
FLINT HILLS RESOURCES JOLIET LLC,)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK	)	PCB 16-21 (Country Club Hills)
ILLINOIS, VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX, ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CATERPILLAR, INC., CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS	)	PCB 19-8 (Citgo Holdings)
HEIGHTS ILLINOIS, VILLAGE OF	)	PCB 19-9 (New Lenox)
ROMEOVILLE, ROMEOVILLE ILLINOIS,	)	PCB 19-10 (Lockport)
IMTT ILLINOIS LLC, STEPHA CO.,	)	PCB 19-11 (Caterpillar)
VILLAGE OF PARK FOREST, PARK FOREST	)	PCT 19-12 (Crest Hill)
ILLINOIS, OZINGA READY MIX	)	PCB 19-13 (Joliet)
CONCRETE, INC., OZINGA MATERIALS,	)	PCB 19-14 (Morton Salt)
INC., MIDWEST MARINE TERMINALS LLC.	)	PCB 19-15 (Palos Heights)
VILLAGE OF MOKENA, MOKENA	)	PCB 19-16 (Romeoville)
ILLINOIS, VILLAGE OF OAK LAWN, OAK	)	PCB 19-17 (IMTT Illinois)
LAWN ILLINOIS, VILLAGE OF DOLTON,	)	PCB 19-18 (Stepan)
DOLTON ILLINOIS, VILLAGE OF	)	PCB 19-19 (Park Forest)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-20 (Ozinga Ready Mix)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-21 (Ozinga Materials)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-22 (Midwest Marine)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-23 (Mokena)
FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-24 (Oak Lawn)

VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-25 (Dolton)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-26 (Glenwood)
GRANGE ILLINOIS, INOREDION, INC.,	)	PCB 19-27 (Morton Grove)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-28 (Lansing)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-29 (Frankfort)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-30 (Winnetka)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-31 (La Grange)
SKYWAY CONCESSION COMPANY LLC,	)	PCB 19-32 (Ingredion)
VILLAGE OF ELWOOD, ELWOOD	)	PCB 19-33 (Channahon)
ILLINOIS, CITY OF CHICAGO, CHICAGO	)	PCB 19-34 (CCDTH)
ILLINOIS, VILLAGE OF CRESTWOOD,	)	PCB 19-35 (Niles)
CRESTWOOD ILLINOIS and VILLAGE OF	)	PCB 19-36 (Skyway)
RIVERSIDE, RIVERSIDE ILLINOIS	)	PCB 19-37 (Elwood)
	)	PCB 19-38 (Chicago)
Petitioners,	)	PCB 19-40 (Crestwood)
	)	PCB 19-48 (Riverside)
v.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on April 16, 2019, the VILLAGE OF OAK FOREST electronically filed with the Office of the Clerk of the Illinois Pollution Control Board its **Petitioner's Response To Recommendation of Illinois Environmental Protection Agency**, copies of which are hereby served upon you.

Respectfully submitted,

The Village of Riverside

/s/ Mark D. Goldrich
One of Petitioner's Attorneys

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CERTIFICATE OF SERVICE

The undersigned attorney certified, under the penalties of perjury pursuant to 735 ILCS 5/1-109, that he caused a copy of the foregoing **Petitioner's Response To Recommendation of Illinois Environmental Protection Agency** to be served via email transmittal from 20 N. Wacker Drive, Suite 1660, Chicago, Illinois 60606 on the 17th day of April, 2019 to the individuals listed on the attached service list.

/s/ Mark D. Goldrich

Mark D. Goldrich

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PETITIONER'S RESPONSE TO RECOMMENDATION OF ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Pursuant to 35 Ill. Adm. Code 104.220, Petitioner City of Oak Forest ("City") submits the following response to the Recommendation of Illinois Environmental Protection Agency ("Recommendation") to the Illinois Pollution Control Board ("Board") regarding the City's Petition for Chloride Time-Limited Water Quality Standard for the Defined Chicago Area Waterway System/Des Plaines River Watershed.

In accordance with the requirements of 35 Ill. Adm. Code 104.216, the Illinois Environmental Protection Agency (Illinois EPA") filed its Recommendation on April 5, 2019. On page 15 of the Recommendation, in the last sentence under the Chlorides Workgroup section, Illinois EPA states that:

"Additional opportunities could include training of citizens or private companies that remove snow and apply salt, helping communities (that cannot afford new equipment) implement BMPs to reduce chlorides, or supporting community-based requirements that commercial salt spreaders receive training."

The City would note that although it agrees that the reduction in chlorides is beneficial to everyone, citizens and private companies are not regulated and have no requirement to reduce chloride use. At this time, there is no incentive for them to do so.

Further, the City advocates that Illinois EPA should create grant program funding retro-fits of existing snow fighting trucks with pre-wetting and pre-application systems. Only petitioners of or voluntary participants seeking coverage under the chloride TLWQS would be eligible to apply.

On page 20 of the Recommendation, the Illinois EPA is recommending a “New Proposed BMP Paragraph 18”. In that regard, the Illinois EPA “recommends adding a BMP that would require all MS4 communities covered by the general permit to use deicing material storage structures. The general permit (ILR40) requires that: “if permanent structures, for deicing material, are not owned by the permittee, new permanent deicing material structures shall be constructed within two years of the effective date of the permit.” See ILR40 Part IV, Section (B)(6)(c). The effective date of the general permit was March 1, 2016; therefore, the MS4 communities are required to have permanent structures for deicing material by March 1, 2018. The Agency expects that all MS4s are in compliance with their permit”.

The City’s position is that any BMP should not limit the ability to have additional outdoor salt storage (tarped) in order to procure and have additional road salt on hand exceeding the storage capacity of a communities’ permanent structure due to anticipated delays/deliveries of future shipments.

Finally, with respect to the BMPs for IDOT, the City suggests that the State of Illinois IDOT could partner with local communities to provide salt brine produced from their facilities within the CAWS and Lower Des Plaines watersheds. Doing so would address and centralize salt brine production thereby facilitating the adoption of this BMP. Each municipality, township, or road district would be obligated to pay an equal cost/gallon of salt brine.

The City appreciates the opportunity to respond to Illinois EPA’s Recommendation.

Respectfully submitted,

The City Of Oak Forest, Oak Forest Illinois

/s/ Dennis G. Walsh
One of Petitioner’s Attorneys

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