

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF: )  
)  
PETITION OF MIDWEST ) AS 2021-001  
GENERATION, LLC FOR AN )  
ADJUSTED STANDARD FROM 35 ILL. )  
ADM. CODE PARTS 811 AND 814 )

**NOTICE OF FILING**

To: See attached service list.

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board Petitioner, Midwest Generation, LLC's Certificate of Publication, a copy of which is herewith served upon you.

Dated: June 1, 2021

MIDWEST GENERATION, LLC

By: /s/ Kristen L. Gale

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Susan M. Franzetti  
Molly Snittjer  
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SERVICE LIST

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, certifies that a true copy of the foregoing Notice of Filing and Petitioner, Midwest Generation, LLC's Certificate of Publication was electronically filed on June 1, 2021 with the following:

Don Brown, Clerk of the Board  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, IL 60601  
[don.brown@illinois.gov](mailto:don.brown@illinois.gov)

and that a true copy was e-mailed on June 1, 2021 to the parties listed on the above foregoing Service List.

Dated: June 1, 2021

/s/ Kristen L. Gale

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**PROOF OF PETITION NOTICE**

Midwest Generation, LLC, through its undersigned attorney, hereby files its proof of petition notice pursuant to 35 Ill. Adm. Code 104.410. Midwest Generation, LLC filed its petition in this matter on May 11, 2021, and caused publication of notice of the filing of that petition pursuant to 35 Ill. Adm. Code 104.408 in the Joliet Herald-News on May 17, 2021. The Certificate of Publication is attached.

Respectfully submitted,  
MIDWEST GENERATION, LLC

By: /s/ Kristen L. Gale  
Kristen L. Gale

Date: June 1, 2021

Kristen L. Gale  
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The Herald-News

Description: MWG JOLIET 29 PET FOR AS  
1885166  
KRISTEN GALE

NIJMAN FRANZETTI LLP  
10 S LASALLE STREET SUITE 3600  
CHICAGO IL 60603

Shaw Media certifies that it is the publisher of The Herald-News. The Herald-News is a secular newspaper, has been continuously published daily for more than fifty (50) weeks prior to the first publication of the attached notice, is published in the City of Joliet, County of Will, State of Illinois, is of general circulation throughout that county and surrounding area, and is a newspaper as defined by 715 ILCS 5/5.

A notice, a true copy of which is attached, was published 1 time(s) in The Herald-News, namely one time per week for one successive week(s). Publication of the notice was made in the newspaper, dated and published on 05/17/2021

This notice was also placed on a statewide public notice website as required by 5 ILCS 5/2.1.

In witness, Shaw Media has signed this certificate by J. Tom Shaw, its publisher, at Joliet, Illinois, on 17th day of May, A.D. 2021

Shaw Media By:



J. Tom Shaw, Publisher

Account Number 10100403

Amount \$194.72

**PUBLIC NOTICE**  
**NOTICE OF PETITION BY**  
**MIDWEST GENERATION,**  
**LLC FOR AN ADJUSTED**  
**STANDARD BEFORE THE**  
**ILLINOIS POLLUTION**  
**CONTROL BOARD**

Midwest Generation, LLC ("MWG") filed a petition for an adjusted standard from 35 Ill. Adm. Code 845.740(a) and Finding of Inapplicability of the Illinois Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments at 35 Ill. Adm. Code 845 with the Illinois Pollution Control Board on May 11, 2021 pursuant to 35 Ill. Adm. Code 101.400 for its Joliet 29 Station located at 1800 Channahon Road, Joliet, Will County, Illinois. Joliet 29 Station is a power-generating station, which uses natural gas. The petition for an adjusted standard, which has been assigned docket #2021-001, requests regulatory relief for Ponds 1, 2 and 3. MWG is requesting an adjusted standard for Pond 2 to allow the decontamination and retention of its existing liner rather than the liner's removal as provided in 35 Ill. Adm. Code 845.740(a). MWG proposed the following adjusted standard language: "MWG may close by removing and decontaminating all areas affected by releases from Pond 2 at the Joliet 29 Station. CCR removal and decontamination of the Pond 2 is complete when the CCR in Pond 2 and any areas affected by releases from the CCR surface impoundment have been removed. MWG must conduct visual inspection and analytical testing to demonstrate that the geomembrane liner in Pond 2 is not contaminated with CCR constituents. MWG must submit the results to Illinois EPA." MWG is also requesting that the Board find 35 Ill. Adm. Code Part 845 is inapplicable to Ponds 1 and 3, because both are process water basins that do not accumulate CCR. MWG proposed the following adjusted standard language: "Part 845 of the Illinois Pollution Control Board Regulations does not apply to Ponds 1 and 3 located at the MWG Joliet 29 Generating Station, 1800 Channahon Road, Joliet, IL." Any person may cause a public hearing to be held in the above-described adjusted standard proceeding by filing a hearing request with the Illinois Pollution Control Board within 21 days after the date of the publication of this notice. The hearing request should indicate the docket number for the adjusted standard proceeding, as found in this notice. The hearing request must be mailed to the Clerk, Illinois Pollution Control Board, 100 W. Randolph Street, Suite 11-500, Chicago, Illinois 60601, or filed electronically through COOL, located on the Board's website ([www.ipcb.state.il.us](http://www.ipcb.state.il.us)).

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