

ILLINOIS POLLUTION CONTROL BOARD
January 4, 2024

ILLINOIS POWER RESOURCES)	
GENERATING, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 22-51
)	(NPDES Permit Appeal)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by M. Gibson):

On March 22, 2022, at the parties' request, the Board extended until May 5, 2022, the time period for Illinois Power Resources Generating, LLC (Illinois Power) to appeal a February 15, 2022 determination of the Illinois Environmental Protection Agency (IEPA). The determination concerns Illinois Power's retired power generation facility at the Duck Creek Power Plant, 17751 North Cilco Road, Canton, IL 61520, Fulton County. On April 22, 2022, Illinois Power timely filed a petition asking the Board to review the Agency's determination. On May 12, 2022, the Board accepted the petition for hearing.

On December 6, 2023, Illinois Power filed a motion to voluntarily dismiss its petition (Mot.). Illinois Power reports that, since it filed its petition, IEPA issued a modified National Pollutant Discharge Elimination System permit. Mot. at 1. Illinois Power states that the modified permit resolves all disputed issues and moves to dismiss this appeal. *Id.*

The Board grants the unopposed motion for voluntary dismissal, dismisses the appeal, and closes the docket.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on January 4, 2024, by a vote of 4-0.



Don A. Brown, Clerk
Illinois Pollution Control Board