

ILLINOIS POLLUTION CONTROL BOARD
April 21, 2008

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO) R08-18
GROUNDWATER QUALITY STANDARDS,) (Rulemaking – Public Water Supply)
35 ILL. ADM. CODE 620)

NOTICE OF HEARINGS

DATES, TIMES, AND PLACES:

FIRST HEARING: WEDNESDAY, JUNE 18, 2008, at 10:00 A.M.

Michael A. Bilandic Building
160 N. LaSalle Street
Room C500
Chicago, Illinois

SECOND HEARING: WEDNESDAY, JULY 16, 2008, at 10:00 A.M.

Illinois Environmental Protection Agency
North Entrance
TQM Room
1000 E. Converse
Springfield, Illinois

PURPOSE OF HEARINGS: Merit and Economic

ATTENDING BOARD MEMBERS: Thomas E. Johnson

HEARING OFFICER: Richard R. McGill, Jr.

HEARING OFFICER ORDER

On February 19, 2008, the Board received a rulemaking proposal from the Illinois Environmental Protection Agency (Agency) to amend the Board's groundwater quality rules, which are set forth in Part 620 of Title 35 of the Illinois Administrative Code (35 Ill. Adm. Code 620). The Agency filed the proposal under Section 27 of the Environmental Protection Act (415 ILCS 5/27 (2006)). The Agency states that the proposed amendments are intended to keep the regulations current with scientific and technical advances. On March 20, 2008, the Board accepted the Agency's proposal for hearing. On April 11, 2008, the Agency filed *errata* sheet number one, reflecting amendments to its proposal.

In compliance with the Americans with Disabilities Act and other applicable federal and State laws, the hearing will be accessible to individuals with disabilities. Persons requiring auxiliary aids and services should contact John Therriault, Assistant Clerk of the Board, at 100 West Randolph St., Suite 11-500, Chicago, Illinois 60601, at telephone number 312/814-6931, fax number 312/814-3669, or TDD number 312/814-6032, five days prior to the hearing.

Two hearings are presently scheduled for R08-18: June 18, 2008, in Chicago; and July 16, 2008, in Springfield. Hearing times and locations are set forth above. The purpose of these hearings is to allow the Board to receive testimony from the Agency and other interested participants on the merits and economic impact of the rulemaking proposal. At hearing, all persons who testify will be sworn and subject to questioning. The Board also will receive testimony on any economic impact study (EcIS) conducted by the Department of Commerce and Economic Opportunity (DCEO) concerning the proposed rules or DCEO decision not to perform an EcIS.

For the June 18, 2008 hearing in Chicago, any person who wishes to testify must prefile his or her testimony and any related exhibits with the Clerk of the Board no later than May 30, 2008. *See* 35 Ill. Adm. Code 102.424. The “mailbox rule” (35 Ill. Adm. Code 101.300(b)(2)) does not apply to this filing—therefore, the Clerk must *receive* the prefiled material by May 30, 2008. Prefiled testimony and exhibits that are timely filed will be entered into the record as if read, unless the hearing officer determines that it will aid public understanding to have the material read at hearing. Those who prefile must be prepared to provide oral summaries of their prefiled material at the first hearing. In addition, those who prefile are requested to bring ten copies of their prefiled material to the first hearing. Others who did not prefile may testify at the first hearing only as time permits and at the discretion of the hearing officer.

Prefiled testimony may be filed through the Clerk’s Office On-Line (COOL) on the Board’s Web site at www.ipcb.state.il.us. Any questions about electronic filing through COOL should be directed to the Clerk’s Office at (312) 814-3629. The Agency’s rulemaking proposal, including its statement of reasons and proposed rule language, as well as the *errata* sheet, may be obtained on COOL. Prefiled testimony, public comments, hearing transcripts, and opinions and orders in R08-18 also will be available on-line through COOL.

The Notice List for this rulemaking is the list of persons who wish to receive only the Board’s opinions and orders and hearing officer orders. The Service List is the list of persons who wish to actively participate in this proceeding and receive not only opinions and orders, but also other filings such as prefiled testimony and public comments. The Notice and Service Lists for R08-18 are available on COOL. Prefiled testimony filed with the Clerk must also be served on the hearing officer and on those persons on the Service List. Before filing with the Clerk, please confirm that you have the most recent version of the Service List.

IT IS SO ORDERED.


Richard R. McGill, Jr.
Hearing Officer
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-6983 or mcgillr@ipcb.state.il.us