

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF: )  
)  
)  
WATER QUALITY STANDARDS AND )  
EFFLUENT LIMITATIONS FOR THE ) R08-09 Subdocket C  
CHICAGO AREA WATERWAYS SYSTEM ) (Rulemaking- Water)  
AND THE LOWER DES PLAINES RIVER: )  
PROPOSED AMENDMENTS TO 35 Ill. Adm. )  
Code Parts 301, 302, 303 and 304 )  
)

**NOTICE OF FILING**

To:

John Therriault, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph St., Suite 11-500  
Chicago, IL 60601

Marie Tipsord, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph St, Suite 11-500  
Chicago, IL 60601

Persons included on the attached  
SERVICE LIST

PLEASE TAKE NOTICE that the Environmental Law and Policy Center has today filed **Prefiled Questions to Greg Seegert, Jennifer Wasik and Julia Wozniak** in R2008-09, Subdocket C, a copy of which is herewith served upon you.

Respectfully Submitted,



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Albert Ettinger  
Senior Attorney  
Environmental Law and Policy Center  
35 East Wacker Drive, Suite 1600  
Chicago, IL 60601  
312-795-3707

DATED: October 22, 2010

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**PREFILED QUESTIONS OF ENVIRONMENTAL LAW AND POLICY CENTER  
TO GREG SEEGER**

The Environmental Law and Policy Center of the Midwest hereby files questions to Greg Seeger:

- 1) On page 3 of your testimony you refer to “excellent” habitat for silver and big head carp in the Dresden Pool. Where is this habitat?
- 2) On page 8, you quote an authority as stating that the river length required for reproduction depends on “water temperature and velocity.” How does water temperature affect the length required? How does velocity?
- 3) Has rotenone yet been put in any area of the Lower Des Plaines to control invasive species?
- 4) Are you aware of any plans for regular rotenone use in the Lower Des Plaines?
- 5) Are you aware of any plans to reduce Asian carp populations below the Dresden Island Lock and Dam?
- 6) On page 19 you refer to the “Upper Illinois Waterway System” as habitat limited. What is the Upper Illinois Waterway System?
- 7) Are you aware of any studies regarding the effect of increased water temperature on the growth or reproduction of big head or silver carp?

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**PREFILED QUESTIONS OF ENVIRONMENTAL LAW AND POLICY CENTER  
TO JENNIFER WASIK**

The Environmental Law and Policy Center of the Midwest hereby file questions to Jennifer Wasik:

- 1) What areas of the Chicago Area Waterway System (CAWS) have been poisoned to kill Asian carp?
- 2) In about what percentage of the CAWS has rotenone or another poison been placed for Asian carp?
- 3) Do you know how much this costs?
- 4) Does any government agency propose poisoning large amounts of the CAWS or the Lower Des Plaines River on a regular basis?
- 5) Has the Metropolitan Water Reclamation District (MWRD) ever studied how pollutants discharged from its sewage treatment plants are affecting the growth or population of big head or silver carp in downstream waters? If so, what was found?

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**PREFILED QUESTIONS OF ENVIRONMENTAL LAW AND POLICY CENTER  
TO JULIA WOZNIAK**

The Environmental Law and Policy Center of the Midwest hereby files questions to Julia Wozniak:

- 1) Has Midwest Generation (MWG) ever studied the effect of heat discharges on the growth or reproduction of Asian carp?
- 2) Has MWG ever studied the effect of heat discharges on the growth of cyano-bacteria, algal growth or other vegetative growth in the Chicago Sanitary and Ship Canal, the Des Plaines River, or elsewhere?
- 3) Has MWG ever studied the effect of heat discharges on the growth or reproduction of big head or silver carp?
- 4) Has any work to trap big head or silver carp in the Brandon Pool ever been funded?

Respectfully submitted,



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Albert Ettinger  
Senior Attorney

Dated: October 22, 2010

Environmental Law & Policy Center  
35 East Wacker Drive, Suite 1600  
Chicago, IL 60601; ph. 312-795-3707

**CERTIFICATE OF SERVICE**

I, Albert Ettinger, hereby certify that I have served the attached **Prefiled Questions to Greg Seegert, Jennifer Wasik and Julia Wozniak** upon:

Mr. John T. Therriault  
Assistant Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601

via electronic filing on October 22, 2010; and upon the attached service list by depositing said documents in the United States Mail, postage prepaid, in Chicago, Illinois on October 22, 2010.

Respectfully submitted,



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Albert Ettinger  
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