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STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

July 12, 2012

IN THE MATTER OF:	)	
	)	
TRIENNIAL REVIEW OF WATER	)	R11-18
QUALITY STANDARDS FOR BORON,	)	(Rulemaking-Water)
FLUORIDE AND MANGANESE:	)	
AMENDMENTS TO 35 ILL. ADM. CODE	)	
302.SUBPARTS B, C, E, F AND 303.312	)	

**NOTICE OF HEARING**

ORIGINAL  
RETURN TO CLERK'S OFFICE

DATES, TIMES, PLACES:

Thursday, August 23, 2012  
9:00 a.m.  
Illinois Environmental Protection Agency Office  
Pollution Control Board Hearing Room  
1021 N. Grand Avenue East  
Springfield, IL

PURPOSE OF HEARING:	Merit and economic
ATTENDING BOARD MEMBER:	Carrie Zalewski
HEARING OFFICER:	Kathleen M. Crowley

**HEARING OFFICER ORDER**

**Procedural History**

On December 2, 2010, the Illinois Environmental Protection Agency (Agency or IEPA) filed a rulemaking proposal for amendments to the Board's water quality standard (WQS) rules pursuant to the general rulemakings provisions of Section 27 of the Illinois Environmental Protection Act (Act), 415 ILCS 5/27 (2010). The Board held two public hearings in this rulemaking on June 21, 2011, in Springfield and on July 26, 2011, in Chicago.

By opinion and order of March 15, 2012, the Board adopted a proposal for first notice publication in the *Illinois Register*. The Board adopted the IEPA proposal with minor changes, based on the Board's consideration of the entire record, including the 5 public comments received to that point, and IEPA's revisions to its proposal. The proposed rules were published at 36 Ill. Reg. 5713 (Apr. 13, 2012). During the first notice period, public comments were received on May 29, 2012 from the Illinois Environmental Regulatory Group (IERG) (PC6) and

In compliance with the Americans With Disabilities Act and other applicable federal and State laws, the hearings will be accessible to individuals with disabilities. Persons requiring auxiliary aids should contact John T. Therriault, Assistant Clerk of the Board, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601, at telephone number (312) 814-3620, or TDD number (312) 814-6032, at least five days before the particular hearing.

on May 30, 2012 from the IEPA (PC 7). IERG requested consideration of some changes with which IEPA agreed in its comment. IEPA requested other changes. The Joint Committee on Administrative Rules requested an economic and budgetary analysis of the proposal on

Finally, on June 27, 2012, the Board requested that the Department of Commerce and Economic Opportunity (DCEO) conduct an economic impact study (EcIS) of the proposal, as required by Section 27(b) of the Act. The Board requested a response to the request no later than August 1, 2012. None has yet been received.

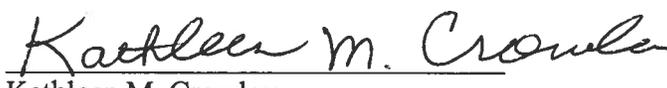
### **The August 23, 2012 Hearing**

Section 27(b) of the Act requires the Board to hold a hearing on the economic impact of a proposal, at which the Board is to receive any testimony concerning any EcIS prepared by DCEO, or any "explanation for not preparing an [EcIS]." One purpose of the August 23, 2012 hearing is receipt of any testimony concerning the EcIS issue.

Additionally, the Board will receive any testimony concerning the merits of the March 15, 2012 proposal. Participants need not present testimony repeating the substance of their May 2012 public comments, but will not be precluded from doing so. Any person who plans to present testimony at the August 23, 2012 hearing should contact the hearing officer in advance of hearing, and may wish to reference the hearing officer order of May 3, 2011 for general information. Such persons are encouraged, but not required, to prefile testimony on or before August 9, 2012.

At the close of the August 23, 2012 hearing, the hearing officer will set a date by which the record will close and all public comments must be submitted. *See* 35 Ill. Adm. Code 102.108. As the Board is aware that the Agency would appreciate Board decision making as soon as possible, the post-hearing comment period will not be lengthy unless unanticipated circumstances dictate otherwise.

IT IS SO ORDERED.



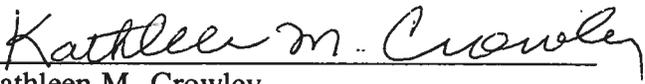
Kathleen M. Crowley  
Hearing Officer, Illinois Pollution Control Board  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
(312) 814-6929 [crowlek@ipcb.state.il.us](mailto:crowlek@ipcb.state.il.us)

**CERTIFICATE OF SERVICE**

It is hereby certified that true copies of the foregoing order were mailed, first class, on July 12, 2012, to each of the persons on the attached list.

It is also hereby certified that a true copy of the foregoing order was hand delivered to the following on July 12, 2012.

John T. Therriault  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St, Ste. 11-500  
Chicago, IL 60601

  
Kathleen M. Crowley  
Hearing Officer  
Illinois Pollution Control Board  
100 W. Randolph St. Ste. 11-500  
Chicago, IL 60601

R2011-018  
Deborah J. Williams  
IEPA  
1021 North Grand  
Avenue East  
P.O. Box 19276  
Springfield, IL 62794-  
9276

R2011-018  
Thomas J. Shepherd  
Office of the Attorney General  
69 W. Washington Street  
Suite 1800  
Chicago, IL 60602

R2011-018  
Christine G. Zeman  
City of Springfield  
Office of Public Utilities  
800 East Monroe, 4<sup>th</sup> Floor  
Municipal Bldg. East  
Springfield, IL 62757-0001

R2011-018  
Sara Terranova  
IEPA  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276

R2011-018  
Kathleen C. Bassi  
Schiff Hardin, LLP  
6600 Willis Tower  
233 S. Wacker Drive  
Chicago, IL 60606-6473

R2011-018  
Office of Legal Resources  
Illinois Department of Natural Resources  
One Natural Resources Way  
Springfield, IL 62702-1271

R2011-018  
Amy Antonioli  
Schiff Hardin, LLP  
6600 Willis Tower  
233 S. Wacker Drive  
Chicago, IL 60606-6473

R2011-018  
Sanitary District of Decatur  
501 Dipper Lane  
Decatur, IL 62522

R2011-018  
Village of Itasca  
100 North Walnut Avenue  
Itasca, IL 60143-1740

R2011-018  
City of Metropolis  
106 West 5<sup>th</sup> Street  
Metropolis, IL 62960

R2011-018  
City of Galva  
210 Front Street  
P.O. Box 171  
Galva, IL 61434

R2011-018  
City of Monmouth  
100 East Broadway  
Monmouth, IL 61462-1748

R2011-018  
Village of Bolingbrook  
375 West Briarcliff Road  
Bolingbrook, IL 60440-0951

R2011-018  
Environmental and Energy Group  
9301 West 55<sup>th</sup> Street  
LaGrange, IL 60525

R2011-018  
City of Joliet  
150 West Jefferson Street  
Joliet, IL 60432-4156

R2011-018  
Village of Bloomingdale  
201 South Bloomingdale Road  
Bloomingdale, IL 60108

R2011-018  
Southern Illinois Power Cooperative  
11543 Lake of Egypt Road  
Marion, IL 62959-8500

R2011-018  
Marathon Petroleum Company, LLC  
Robinson Refinery, Refinery Office Bldg.  
P.O. Box 1200, Route 33  
Robinson, IL 62454

R2011-018  
Lake County Department of Public Works  
650 West Winchester Road  
Libertyville, IL 60048

R2018-018  
Ameren Energy Generating Company  
17751 North Cilco Road  
Canton, IL 61520

R2011-018  
Akzo Nobel Surface Chemistry, LLC.  
8005 Tabler  
Morris, IL 60525-1569

R2011-018  
Caseyville Township East STP  
1 Ecology Drive  
O'Fallon, IL 62269

R2011-018  
James Machin  
TRC  
505 E. Huntland Dr., Ste. 250  
Austin, TX 78752

R2011-018  
City of DuQuion  
P.O. Box 466  
DuQuion, IL 62832

R2011-018  
City of Centralia  
222 South Poplar Street  
Centralia, IL 62801

R2011-018  
Village of Hanover Park  
2121 West Lake Street  
Hanover Park, IL 60133

R2011-018  
City of Effingham  
P.O. Box 648  
Effingham, IL 62401

R2011-018  
NL Properties  
601 Northwest Avenue  
Northlake, IL 60610

R2011-018  
City of Highland  
P.O. Box 218  
Highland, IL 62249

R2011-018  
City of O'Fallon  
255 South Lincoln  
O'Fallon, IL 62269

R2011-018  
Nucor Steel Inc.  
One Nucor Way  
Bourbonnais, IL 60914

R2011-018  
Village of Roselle  
474 Congress Circle North  
Roselle, IL 60172

R2011-018  
Rock Island SW STP  
1528 3<sup>rd</sup> Avenue  
Rock Island, IL 61201

R2011-018  
U.S. Steel – Granite City Works  
20<sup>th</sup> & State Street  
Granite City, IL 62040

R2011-018  
Scott Air Force Base  
701 Hagar Road  
Bldg. 3300  
Scott Air Force Base, IL 62225

R2011-018  
Modine Manufacturing Company  
4400 Ringwood Road  
Ringwood, IL 60050

R2011-018  
Village of Itasca  
550 West Irving Park Road  
Itasca, IL 60143

R2011-018  
Springfield Sanitary District  
3017 North Eighth Street  
Springfield, IL 62707

R2011-018  
Dynergy Midwest Generation  
1 Chessen Lane  
Alton, IL 62002

R2011-018  
Dynergy Midwest Generation  
P.O. Box 146  
Baldwin, IL 62217

R2011-018  
Springfield City Water, Light & Power  
3100 Stevenson Drive  
Springfield, IL 62707