

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

SANITARY DISTRICT OF DECATUR,	)	
	)	
Petitioner,	)	
	)	PCB 14-111
v.	)	(Variance - Water)
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE**

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

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the MOTION FOR AN EXTENSION OF TIME TO FILE THE AGENCY’S RESPONSE TO THE PETITIONER’S MOTION TO EXTEND STAY OF THE PROCEEDING, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/Sara G. Terranova  
Sara G. Terranova  
Assistant Counsel  
Division of Legal Counsel

DATED: July 19, 2016

1021 N. Grand Ave. East  
P.O. Box 19276  
Springfield, IL 62794-9276  
(217) 782-5544

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

SANITARY DISTRICT OF DECATUR,	)	
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Petitioner,	)	
	)	PCB 14-111
v.	)	(Variance - Water)
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**MOTION FOR AN EXTENSION OF TIME TO FILE THE AGENCY’S RESPONSE TO THE PETITIONER’S MOTION TO EXTEND STAY OF THE PROCEEDING**

The Illinois Environmental Protection Agency (“Illinois EPA” or “Agency”), by and through its attorney, hereby submits its Motion for an Extension of Time to File the Agency’s Response to the Petitioner’s Motion to Extend Stay of the Proceeding with respect to the Variance Petition filed by the Petitioner. In support thereof, the Illinois EPA states as follows:

1. On February 21, 2014, the Petitioner filed its Petition for Extension of Variance in this proceeding, PCB No. 14-111, requesting a one-year extension of its Initial Variance granted in PCB No. 09-125 for the continued discharge of nickel from its wastewater treatment plant.
2. From that time, the Petitioner has requested and received numerous stays in this proceeding.
3. On June 29, 2016, the Petitioner filed a motion to extend the stay from June 30, 2016, to December 31, 2016.
4. On July 5, 2016, the Agency received service of the Petitioner’s motion to extend the stay.

5. Pursuant to Section 101.500(d) of the Illinois Pollution Control Board's regulations, a party may respond within 14 days after service of a motion. 35 Ill Adm. Code 101.500(d).

6. Due to a recent change in administration prompting the Agency to seek further guidance on this issue, the Agency hereby requests an additional seven days to respond to the Petitioner's Motion to Extend the Stay of the Proceeding from July 19, 2016 to July 26, 2016. WHEREFORE, the Illinois EPA respectfully requests the Illinois Pollution Control Board grant this Motion for an Extension of Time to File the Agency's Response to the Petitioner's Motion to Extend the Stay of the Proceeding until July 26, 2016.

Respectfully submitted,

By: /s/Sara G. Terranova  
Sara G. Terranova  
Assistant Counsel  
Division of Legal Counsel

Date: July 19, 2016

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

**CERTIFICATE OF SERVICE**

I, the undersigned, an attorney, state that I have served the attached the NOTICE OF FILING and MOTION FOR AN EXTENSION OF TIME TO FILE THE AGENCY'S RESPONSE TO THE PETITIONER'S MOTION TO EXTEND STAY OF THE PROCEEDING upon the person to whom it is directed, by mailing it by first-class mail from Springfield, Illinois, with sufficient postage affixed, to the following persons:

John Therriault, Assistant Clerk  
Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

Katherine D. Hodge  
Joshua J. Houser  
HEPLERBROOM, LLC  
3150 Roland Avenue  
Springfield, Illinois 62703

Office of the Attorney General  
69 West Washington Street, Suite 1800  
Chicago, Illinois 60602

Office of General Counsel  
Illinois Department of Natural Resources  
One Natural Resources Way  
Springfield, Illinois 62702-1271

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By:           /s/ Sara Terranova            
Sara Terranova  
Assistant Counsel  
Division of Legal Counsel

DATED: July 19, 2016

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