

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

CATERPILLAR INC.)	
)	
Petitioner,)	
)	
v.)	PCB 19-011
)	(Time-Limited Water Quality
ILLINOIS ENVIRONMENTAL PROTECTION)	Standards)
AGENCY,)	
)	
Respondents.)	

MOTION TO WITHDRAW PETITION

NOW COME Petitioner, CATERPILLAR INC. (“Caterpillar”) and hereby moves to withdraw its Petition requesting a Chloride Time-Limited Water Quality Standard ("TLWQS"), which was consolidated by the Board on August 23, 2018, with Village of Homewood et al. v. IEPA (Consolidated PCB 16-14, 16-15, 16-16, 16-17, 16-18, 16-20, 16-21, 16-22, 16-23, 16-25, 16-26, 16-27, 16-29, 16-30, 16-31, 16-33, 19-7, 19-8, 19-9, 19-10, 19-11, 19-12, 19-13, 19-14, 19-15, 19-16, 19-17, 19-18, 19-19, 19-20, 19-21, 19-22, 19-23, 19-24, 19-25, 19-26, 19-27, 19-28, 19-29, 19-30, 19-31, 19-33, 19-34, 19-35, 19-36, 19-37, 19-38, 19-40, and 19-48) ("Homewood"). In support of this motion, Caterpillar states as follows:

1. Caterpillar is the former operator of a facility located at 2200 Channahon Road, Joliet, IL ("Joliet Facility") that was permitted to discharge wastewater from an outfall into a segment of the Des Plaines River from the Kankakee River to the Will County Line pursuant to a National Pollutant Discharge Elimination Permit issued by the Illinois EPA, the operation of which would be affected by the chloride standards established in the Water Quality Standards And Effluent Limitations For The Chicago Area Waterway System And Lower Des Plaines River Proposed Amendments To 35 Ill. Adm. Code 301, 302, 303, and 304, R08-9(D) (June 18, 2015).
2. On July 24, 2018, Caterpillar filed a standardized form entitled "Individual

Submittal in Support of Petition for Chloride [TLWQS] for the Defined Chicago Area Water System/Des Plaines River Watershed." By doing so, Caterpillar became a member of the chloride TLWQS established in Homewood and declared that it supported the joint petition.

3. Caterpillar's individual chloride TLWQS petition was consolidated with Homewood by the Board on August 23, 2018.

4. On June 30, 2019, Caterpillar ceased all operations at, and has now exited, the Joliet Facility. As a result, Caterpillar no longer discharges into the Des Plaines River and conducts no operations subject to the chloride standards in the watershed. As such, Caterpillar no longer requires coverage under a TLWQS.

WHEREFORE, Caterpillar respectfully request that the Board grant this Motion and issue an Order finding Caterpillar's Petition in this matter withdrawn as of the date of this Motion.

Respectfully submitted,

CATERPILLAR INC.
Petitioner

By: /s Charles R. Anthony III

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CERTIFICATE OF E-MAIL SERVICE

I, the undersigned, on oath state the following:

That I have served the attached Motion to Withdraw Petition in case PCB 19-011 (and consolidated cases) by e-mail upon:

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That the number of pages in the e-mail transmission is
an attachment of 2 pages. _____

That the e-mail transmission took place before 5:00 p.m. on the date of
August 23, 2019. _____

/s/ Charles R. Anthony III

August 23, 2019

(Source: Added at 39 Ill. Reg. 2276, effective January 27, 2015)