### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

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VILLAGE OF HOMEWOOD, HOMEWOOD ILLINOIS, VILLAGE OF ORLAND PARK, ORLAND PARK ILLINOIS, VILLAGE OF MIDLOTHIAN, MIDLOTHIAN ILLINOIS, VILLAGE OF TINLEY PARK, TINLEY PARK ILLINOIS, EXXONMOBIL OIL CORPORATION, VILLAGE OF WILMETTE, WILMETTE ILLINOIS, CITY OF COUNTRY CLUB HILLS, COUNTRY CLUB HILLS ILLINOIS, NORAMCO-CHICAGO, INC., FLINT HILLS RESOURCES JOLIET LLC, CITY OF EVANSTON, EVANSTON ILLINOIS, VILLAGE OF SKOKIE, SKOKIE ILLINOIS, ILLINOIS DEPARTMENT OF TRANSPORTATION, METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO, VILLAGE OF RICHTON PARK, RICHTON PARK ILLINOIS, VILLAGE OF LINCOLNWOOD, LINCOLNWOOD ILLINOIS, CITY OF OAK FOREST, OAK FOREST ILLINOIS, VILLAGE OF LYNWOOD, LYNWOOD ILLINOIS, CITGO HOLDINGS, INC., VILLAGE OF NEW LENOX, NEW LENOX ILLINOIS, CITY OF LOCKPORT, LOCKPORT ILLINOIS, CATERPILLAR, INC., CITY OF CREST HILL, CREST HILL ILLINOIS, CITY OF JOLIET, JOLIET ILLINOIS, MORTON SALT, INC., CITY OF PALOS HEIGHTS, PALOS HEIGHTS ILLINOIS, VILLAGE OF ROMEOVILLE, ROMEOVILLE ILLINOIS, IMTT ILLINOIS LLC, STEPAN CO., VILLAGE OF PARK FOREST, PARK FOREST ILLINOIS, OZINGA READY MIX CONCRETE, INC., OZINGA MATERIALS, INC., MIDWEST MARINE TERMINALS LLC, VILLAGE OF MOKENA, MOKENA ILLINOIS, VILLAGE OF OAK LAWN, OAK LAWN ILLINOIS, VILLAGE OF DOTON, DOTON ILLINOIS, VILLAGE OF GLENWOOD, GLENWOOD ILLINOIS, VILLAGE OF MORTON GROVE, MORTON GROVE ILLINOIS, VILLAGE OF LANSING, LANSING ILLINOIS, VILLAGE OF FRANKFORT, FRANKFORT ILLINOIS,

PCB 16-14 (Homewood) ) PCB 16-15 (Orland Park) PCB 16-16 (Midlothian) PCB 16-17 (Tinley Park) PCB 16-18 (ExxonMobil) ) PCB 16-20 (Wilmette) ) PCB 16-21 (Country Club Hills) PCB 16-22 (Noramco-Chicago) ) ) PCB 16-23 (Flint Hills Resources) PCB 16-25 (Evanston) ) PCB 16-26 (Skokie) ) PCB 16-27 (IDOT) ) PCB 16-29 (MWRDGC) ) PCB 16-30 (Richton Park) ) PCB 16-31 (Lincolnwood) ) PCB 16-33 (Oak Forest) ) PCB 19-7 (Village of Lynwood) ) PCB 19-8 (Citgo Holdings) ) PCB 19-9 (New Lenox) PCB 19-10 (Lockport) ) PCB 19-11 (Caterpillar) ) PCB 19-12 (Crest Hill) PCB 19-13 (Joliet) ) PCB 19-14 (Morton Salt) PCB 19-15 (Palos Heights) ) PCB 19-16 (Romeoville) ) PCB 19-17 (IMTT Illinois) ) ) PCB 19-18 (Stepan) PCB 19-19 (Park Forest) ) PCB 19-20 (Ozinga Ready Mix) ) PCB 19-21 (Ozinga Materials) ) PCB 19-22 (Midwest Marine) )

VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-23 (Mokena)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-24 (Oak Lawn)
GRANGE ILLINOIS, VILLAGE OF	)	PCB 19-25 (Dolton)
CHANNAHON, CHANNAHON ILLINOIS,	)	PCB 19-26 (Glenwood)
COOK COUNTY DEPARTMENT OF	)	PCB 19-27 (Morton Grove)
TRANSPORTATION AND HIGHWAYS,	)	PCB 19-28 (Lansing)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-29 (Frankfort)
SKYWAY CONCESSION COMPANY LLC,	)	PCB 19-30 (Winnetka)
VILLAGE OF ELWOOD, ELWOOD ILLINOIS,	)	PCB 19-31 (La Grange)
CITY OF CHICAGO, CHICAGO ILLINOIS,	)	PCB 19-33 (Channahon)
VILLAGE OF CRESTWOOD, CRESTWOOD	)	PCB 19-34 (CCDTH)
ILLINOIS and VILLAGE OF RIVERSIDE,	)	PCB 19-35 (Niles)
RIVERSIDE ILLINOIS	)	PCB 19-36 (Skyway)
	)	PCB 19-37 (Elwood)
Petitioners,	)	PCB 19-38 (Chicago)
	)	PCB 19-40 (Crestwood)
V.	)	PCB 19-48 (Riverside)
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ILLINOIS ENVIRONMENTAL PROTECTION	)	(Time-Limited Water Quality
AGENCY,	Ś	Standard)
- · - /	ý	(Consolidated)
Respondent.	ý	()
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## **NOTICE OF FILING**

## To: (SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that on <u>December 6, 2019</u>, I electronically filed with the Office of the Clerk of the Pollution Control Board PETITIONER CITY OF PALOS HEIGHTS' CONCURRENCE AND ADOPTION OF STATEMENT OF METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO REGARDING CONDUCT OF HEARING on behalf of Petitioner, City of Palos Heights, a copy of which is herewith served upon you.

Respectfully submitted,

CITY OF PALOS HEIGHTS /s/ Dennis G. Walsh

One of Petitioner's Attorneys

Dennis G. Walsh KLEIN, THORPE AND JENKINS, LTD. 20 North Wacker Drive, Suite 1660 Chicago, Illinois 60606 Ph: 312-984-6400 Fax: 312-984-6444 dgwalsh@ktjlaw.com

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## **CERTIFICATE OF SERVICE**

The undersigned attorney certified, under the penalties of perjury pursuant to 735 ILCS 5/1-109, that he caused a copy of the foregoing PETITIONER CITY OF PALOS HEIGHTS' CONCURRENCE AND ADOPTION OF STATEMENT OF METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO REGARDING CONDUCT OF HEARING to be served via email transmittal from 20 N. Wacker Drive, Suite 1660, Chicago, Illinois 60606 on the 6<sup>th</sup> day of December, 2019 to the individuals listed on the attached service list.

## CITY OF PALOS HEIGHTS,

By: /s/ Dennis G. Walsh

One of Petitioner's Attorneys

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### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

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VILLAGE OF HOMEWOOD, HOMEWOOD ILLINOIS, VILLAGE OF ORLAND PARK, ORLAND PARK ILLINOIS, VILLAGE OF MIDLOTHIAN, MIDLOTHIAN ILLINOIS, VILLAGE OF TINLEY PARK, TINLEY PARK ILLINOIS, EXXONMOBIL OIL CORPORATION, VILLAGE OF WILMETTE, WILMETTE ILLINOIS, CITY OF COUNTRY CLUB HILLS, COUNTRY CLUB HILLS ILLINOIS, NORAMCO-CHICAGO, INC., FLINT HILLS RESOURCES JOLIET LLC, CITY OF EVANSTON, EVANSTON ILLINOIS, VILLAGE OF SKOKIE, SKOKIE ILLINOIS, ILLINOIS DEPARTMENT OF TRANSPORTATION, METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO, VILLAGE OF RICHTON PARK, RICHTON PARK ILLINOIS, VILLAGE OF LINCOLNWOOD, LINCOLNWOOD ILLINOIS, CITY OF OAK FOREST, OAK FOREST ILLINOIS, VILLAGE OF LYNWOOD, LYNWOOD ILLINOIS, CITGO HOLDINGS, INC., VILLAGE OF NEW LENOX, NEW LENOX ILLINOIS, CITY OF LOCKPORT, LOCKPORT ILLINOIS, CATERPILLAR, INC., CITY OF CREST HILL, CREST HILL ILLINOIS, CITY OF JOLIET, JOLIET ILLINOIS, MORTON SALT, INC., CITY OF PALOS HEIGHTS, PALOS HEIGHTS ILLINOIS, VILLAGE OF ROMEOVILLE, ROMEOVILLE ILLINOIS, IMTT ILLINOIS LLC, STEPAN CO., VILLAGE OF PARK FOREST, PARK FOREST ILLINOIS, OZINGA READY MIX CONCRETE, INC., OZINGA MATERIALS, INC., MIDWEST MARINE TERMINALS LLC, VILLAGE OF MOKENA, MOKENA ILLINOIS, VILLAGE OF OAK LAWN, OAK LAWN ILLINOIS, VILLAGE OF DOTON, DOTON ILLINOIS, VILLAGE OF GLENWOOD, GLENWOOD ILLINOIS, VILLAGE OF MORTON GROVE, MORTON GROVE ILLINOIS, VILLAGE OF LANSING, LANSING ILLINOIS, VILLAGE OF FRANKFORT, FRANKFORT ILLINOIS,

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GRANGE ILLINOIS, VILLAGE OF	~	PCB 19-25 (Dolton)
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CHANNAHON, CHANNAHON ILLINOIS,	)	PCB 19-26 (Glenwood)
COOK COUNTY DEPARTMENT OF	)	PCB 19-27 (Morton Grove)
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V.	)	PCB 19-48 (Riverside)
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ILLINOIS ENVIRONMENTAL PROTECTION	)	(Time-Limited Water Quality
AGENCY,	)	Standard)
- · - /	Ś	(Consolidated)
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Respondent.	)	

## PETITIONER CITY OF PALOS HEIGHTS CONCURRENCE AND ADOPTION OF STATEMENT OF METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO REGARDING CONDUCT OF HEARING

Now comes Petitioner, City of Palos Heights ("Palos Heights"), by and through its Attorney, Dennis G Walsh of Klein, Thorpe and Jenkins, Ltd and in its response to the November 14, 2019 Order entered by Hearing Officer Bradley P. Halloran in which the parties were directed if they choose so, to file a statement addressing the conduct of the hearing currently scheduled for February 18-20, 2020, states as follows:

Palos Heights has reviewed the draft of the statement prepared by the counsel for the Metropolitan Water Reclamation District of Greater Chicago ("MWRDGC")(PCB 16-29) on its position regarding how the hearing will be conducted and Palos Heights concurs and adopts the statement to be filed by MWRDGC regarding the conduct of the hearing as the statement of the

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City of Palos Heights' regarding how the hearing should be conducted in the best interest of all

the parties involved and in the most efficient and effective way.

Respectfully submitted,

CITY OF PALOS HEIGHTS,

By:/s/ Dennis G. Walsh

One of Petitioner's Attorneys

Dennis G. Walsh KLEIN, THORPE AND JENKINS, LTD. 20 North Wacker Drive, Suite 1660 Chicago, Illinois 60606 Ph: 312-984-6400 Fax: 312-984-6444 dgwalsh@ktjlaw.com