

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

NORTH PARK PUBLIC WATER	)	
DISTRICT,	)	
	)	
Petitioner,	)	PCB No.: 2022-036
	)	(Permit Appeal-Public Water Supply)
v.	)	
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: *See Attached Service List*

PLEASE TAKE NOTICE that on the 3rd day of April, 2023, I caused to be electronically filed with the Clerk of the Illinois Pollution Control Board, via the “COOL” System, the attached Joint Motion for Extension of Time to File Record and Continuance of Telephonic Status with Hearing Officer, a true and correct copy of which is hereto attached and hereby served upon you.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

/s/Karen W. Howard  
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**SERVICE LIST**

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Bradley P. Halloran  
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**CERTIFICATE OF SERVICE**

I, Karen W. Howard, an Assistant Attorney General, hereby certify that on the 3<sup>rd</sup> day of April, 2023, I caused to be served a true and correct copy of the foregoing Notice of Filing and Joint Motion for Extension of Time to File Record and Continuance of Telephonic Status with Hearing Officer to the persons listed on the attached Service List, via e-mail or electronic filing as indicated.

/s/Karen W. Howard  
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	)	
Respondent.	)	

**JOINT MOTION FOR EXTENSION OF TIME TO FILE RECORD AND CONTINUANCE OF TELEPHONIC STATUS WITH HEARING OFFICER**

NOW COME the Petitioner, NORTH PARK PUBLIC WATER DISTRICT, and the Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (jointly referred to as “the Parties”), by and through their respective counsel, and pursuant to agreement and 35 Ill. Adm. Code 105.116(a), hereby jointly move for extension of time for filing the agency record to July 3, 2023 and for a continuance of the telephonic status with the hearing officer to a date on or about May 22, 2023. In support of their joint motion, the Parties state as follows:

1. On March 17, 2022, the Illinois Pollution Control Board (“Board”) ordered Respondent to file the entire record of its determination by Monday, April 10, 2022, unless the Board or hearing officer orders otherwise. Order of the Board, page 2 (March 17, 2022).
2. Thereafter, various orders were entered extending the date for filing the record on appeal and various waivers were filed extending the date for issuing the decision for this appeal. See prior Orders of the Board and Waivers.

3. On January 5, 2023, Petitioner filed its waiver of the Board's statutory decision deadline for this appeal until September 21, 2023. Waiver of Decision Deadline (January 5, 2023).

4. On January 5, 2023, the Board hearing officer entered the most recent order extending the date for Respondent to file the record on appeal to May 18, 2023 and setting a telephonic conference with the hearing officer for April 6, 2023 at 10:00 a.m. Order of the Board (January 5, 2023).

5. The parties are continuing their negotiations to resolve their disputed issues and are in the process of scheduling a telephonic meeting to discuss any remaining disputed issues to take place between May 1 and May 15, 2023.

6. On or before April 5, 2023, Petitioner will be filing an additional waiver of the statutory decision deadline to November 6, 2023.

7. As the parties are continuing their negotiations to resolve this matter, including the scheduling of a telephonic conference to hopefully occur on or before May 15, 2023, it would not be prudent to file the record on May 18, 2023.

8. An extension of time to July 3, 2023 for Respondent to file the record is requested.

9. It is also requested that the previously scheduled April 6, 2023 at 10:00 a.m. telephonic conference with the Board hearing officer be stricken and the telephonic conference be entered and continued to a date on or about May 22, 2023.

WHEREFORE, for the reasons stated herein, the Petitioner, NORTH PARK PUBLIC WATER DISTRICT, and the Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, jointly and respectfully request that the Board or hearing officer enter an order: (i) granting the Parties' Joint Motion; (ii) extending the deadline for Respondent to file the record until July 3, 2023; (iii) striking the April 6, 2023 at 10:00 a.m. telephonic status hearing; (iv) setting

a telephonic status hearing with the Board Hearing Officer for a date on or about May 22, 2023;  
and (v) for such other relief as the Board or hearing officer deems appropriate.

Respectfully submitted,

NORTH PARK PUBLIC WATER DISTRICT

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ILLINOIS ENVIRONMENTAL PROTECTION  
AGENCY

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Dated: April 3, 2023