#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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

# **NOTICE OF FILING**

To: See Attached Service List

PLEASE TAKE NOTICE that on the 23rd day of May, 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, a true and correct copy of which is hereto attached and hereby served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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

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## **CERTIFICATE OF SERVICE**

I, Karen W. Howard, an Assistant Attorney General, hereby certify that on the 23<sup>rd</sup> day of May, 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 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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v.	)	
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ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

## JOINT MOTION FOR EXTENSION OF TIME TO FILE RECORD

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 September 5, 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 May 22, 2023, the parties participated in a telephonic status with Board Hearing Officer Bradley Halloran. During said status, the parties represented they are continuing their negotiations to resolve their disputed issues and sought global extensions of approximately 60 days for the filing of the record on appeal, next status, and statutory decision deadline for this appeal.

Counsel for Petitioner agreed to file a Waiver of Decision Deadline to December 21, 2023 and

counsel for Respondent agreed to file a Joint Motion for Extension of Time to File the Record on

Appeal to September 5, 2023. Petitioner has filed its waiver of the Board's statutory decision

deadline for this appeal until December 21, 2023. Waiver of Decision Deadline (May 22, 2023).

This motion is the Joint Motion for Extension of Time to File the Record (May 23, 2023).

4. On May 22, 2023, the Board hearing officer granted this anticipated Joint Motion

for Extension of Time to File the Record and setting the next telephonic conference with the

hearing officer for July 27, 2023 at 9:30 a.m. Order of the Board (May 22, 2023).

5. An extension of time to September 5, 2023 to file the record is requested.

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 granting

the Parties' Joint Motion and extending the deadline for Respondent to file the record until

September 5, 2023; and for such other relief as the Board or hearing officer deems appropriate.

Respectfully submitted,

NORTH PARK PUBLIC WATER DISTRICT

By: /s/ Alexander J. Bandza

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# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: /s/ Karen W. Howard

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Dated: May 23, 2023