

ILLINOIS POLLUTION CONTROL BOARD  
May 11, 2026

SIERRA CLUB, PRAIRIE RIVERS )  
NETWORK, and NATIONAL )  
ASSOCIATION FOR THE ADVANCEMENT )  
OF COLORED PEOPLE, )  
Complainants, ) PCB 18-11  
v. ) (Citizens Enforcement - Water)  
CITY OF SPRINGFIELD, OFFICE OF )  
PUBLIC UTILITIES d/b/a CITY WATER, )  
LIGHT AND POWER, )  
Respondent. )

**HEARING REPORT: PART I**

On May 5, 2026, Part I of the hearing in this matter was held at the Illinois Pollution Control Board in Springfield, Illinois. Attorney Faith Bugel appeared on behalf of the complainants. Attorney Deborah Williams appeared on behalf of the respondent.

Part I of the hearing consisted of testimony from complainants' expert witness, Mark Hutson. There was no public comment.

**Exhibits**

Complainants offered Exhibits 1-13, 15-22, and 27, as well as demonstrative exhibits labeled D1-D5. Respondent offered exhibit 28. All exhibits were admitted, except for Table one of Exhibit 15, which was accepted as an offer of proof. A complete exhibit list is attached to this report.

**Part II of the Hearing**

The parties expect to schedule a date for Part II later this month.

IT IS SO ORDERED.

*Carol Webb*

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Carol Webb  
Hearing Officer

Illinois Pollution Control Board  
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Springfield, Illinois 62704  
217/524-8509  
Carol.webb@illinois.gov

**PCB 18-11**  
**May 5, 2026 Hearing**

**Exhibit List**

Exhibit	Description	Status
Exhibit #1	Hanson, Dallman and Lakeside ash ponds, assessment of corrective measures, dated 9/23/25	Admitted
Exhibit #2	Hanson, Dallman and Lakeside ash ponds interim measures report dated 9/23/25	Admitted
Exhibit #3	CWLP's revised closure and post-closure plans for CCR surface impoundments dated 9/23/25	Admitted
Exhibit #4	Andrews Engineering report re: CCR surface impoundments, dated 9/22/25	Admitted
Exhibit #5	Andrews Engineering report re: flow path, dated September 2025	Admitted
Exhibit #6	CWLP's CCR impoundment operating and construction permit application review letter, dated 9/9/24	Admitted
Exhibit #7	Closure construction permit application, dated 2/1/22	Admitted
Exhibit #8	Annual groundwater monitoring and corrective action report, year ending 12/31/24	Admitted
Exhibit #9	CWLP's application review letter and supplemental response re: CCR surface impoundment operating and construction permit dated 10/30/24	Admitted
Exhibit #10	CWLP's initial operating permit application, dated October 2021	Admitted
Exhibit #11	Letter from CWLP to Robert Clem at IDOT dated 10/21/76	Admitted
Exhibit #12	Ash pond assessment from Stabilize, Inc. to IEPA dated 9/22/10	Admitted
Exhibit #13	Annual groundwater monitoring and corrective action report, year ending 12/31/23	Admitted
Exhibit #14	Complainants did not use or introduce this exhibit at hearing	N/A
Exhibit #15	Review of closure permit application and other pertinent materials from Geo-Hydro, Inc. to complainants	Admitted except for Table 1 which was accepted

		as offer of proof
Exhibit #16	Geo-Hydro, Inc.'s comments on September 2025 re: updated closure plan, dated 2/10/26	Admitted
Exhibit #17	Reply to Hunsberger rebuttal report comments and deposition statements from Geo-Hydro, Inc. to complainants	Admitted
Exhibit #18	Historic floods	Admitted
Exhibit #19	Prefiled testimony of Mark Hutson and attachments for R20-19, dated 8/27/20	Admitted
Exhibit #20	IEPA's proposed denial of alternative closure deadline for Ottumwa generating station	Admitted
Exhibit #21	USEPA letter to Duke energy	Admitted
Exhibit #22	40 CFR Part 257	Admitted
Exhibit #23	TBD at Part II of hearing	
Exhibit #24	TBD at Part II of hearing	
Exhibit #25	TBD at Part II of hearing	
Exhibit #26	Groundwater Monitoring Program prepared by Andrews Engineering for CWLP	Admitted
Exhibit #27	Annual groundwater monitoring and corrective action report, year ending 12/31/22	Admitted
Exhibit #28	USEPA Consent agreement dated 1/14/25	Admitted
Exhibit D-1	Excerpt from Exhibit 7 re: Closure construction permit application from Andrews Engineering to IEPA, dated 2/1/22	Admitted
Exhibit D-2	Excerpt from Exhibit 6 re: Andrews Engineering response to Agency comments, dated 9/9/24	Admitted
Exhibit D-3	Excerpt from Exhibit 3 re: CWLP's revised closure and post closure plan for CCR surface impoundments, dated 9/23/25	Admitted
Exhibit D-4	Complainant's second amended demonstratives dated 5/4/26	Admitted
Exhibit D-5	Excerpt from Exhibit 10: Operating permit application from Andrews Engineering to IEPA, dated 10/28/21	Admitted