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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AUG 27 2004

STATE OF ILLINOIS
Pollution Control Board

LAKE IN THE HILLS SANITARY DISTRICT,
Petitioner,

v.

ILLINOIS ENVIORNMENTAL
PROTECTION AGENCY

Respondent.

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) **PCB 05-12**
) **(Permit Appeal - Water)**
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NOTICE OF FILING

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Robert W. Fetzner
Attorney # 0674910
Zukowski, Rogers, Flood and McArdle
50 Virginia Street
Crystal Lake, Illinois 60014

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the **APPEARANCE** and **RECORD** of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

ENVIRONMENTAL PROTECTION AGENCY
OF THE STATE OF ILLINOIS

By: 

Sanjay Sofat
Assistant Counsel
Division of Legal Counsel

DATED: August 25, 2004

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

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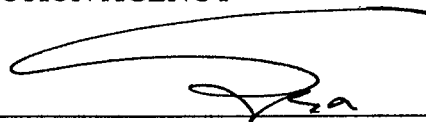
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) PCB 05-12
) (Permit Appeal - Water)
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APPEARANCE

The undersigned, as one of its attorneys, hereby enters his Appearance on behalf of Respondent, Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: _____



Sanjay Sofat
Assistant Counsel
Division of Legal Counsel

DATED: August 25, 2004

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1021 North Grand Avenue East
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Springfield, Illinois 62794-9276
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RECORD

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), in accordance with the procedural rules of the Illinois Pollution Control Board ("Illinois PCB") as set forth in 35 Ill. Adm. Code 105.116 and 105.212, files as its Record in this cause the Illinois EPA's record of the **Lake In the Hills Sanitary District** is land application of sewage sludge permit, 2004-SC-0639, as issued to **Lake In the Hills Sanitary District** on June 24, 2004, which is attached and consists of the following documents:

Agency Record

1. Laboratory Results from Suburban Laboratories, Inc. re: Lake in the Hills Sanitary District dated October 23, 2003 (pp. 1-10).
2. Biosolids Management Plan for Lake in the Hills - prepared by Synargro - received by Agency March 26, 2004 (pp. 11-26).
3. Sludge User Information Sheet received by Agency March 26, 2004 (pp. 27-30).
4. Application for Permit or Construction Approval received by Agency March 26, 2004 (pp. 31-42).

5. The final report of laboratory analysis from Mike Chung, Data Review Manager at Suburban Laboratories, Inc. dated April 23, 2004 received by Agency May 03, 2004 (pp. 43-44).
6. Permit Application Notification Letters from Alan Keller, Manager, Permit Section of Bureau of Water at Agency to Maichle Bachon, Kevin Bruseck, Robert Leli, Robert Martens, Michael Tyron, John Vierke, Ed Weskerna regarding Lake in the Hills Sanitary District Land Application of Sewage Sludge dated May 28, 2004 (pp. 45-58).
7. Engineers notes on Lake in the Hills dated June 10, 2004 (pp. 59-68).
8. Control Permit number 2004-SC-0639 issued June 22, 2004 (pp. 69-76).
9. Letter from Toby Frevert, Manager, Division of Water Pollution Control for Agency dated March 5, 2004 (pp. 77-78).
10. Management of Water Treatment Plant Sludge containing Elevated Levels of Radium report from the Illinois Department of Nuclear Safety dated December 1, 1984 (pp. 79-90).

Respectfully submitted,

Illinois Environmental Protection Agency

By: 

Sanjay K. Sofat
Assistant Counsel
Division of Legal Counsel

DATED: August 25, 2004

Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217)782-5544

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STATE OF ILLINOIS

COUNTY OF SANGAMON

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PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached **APPEARANCE and RECORD** upon the person to whom it is directed, by placing a copy in an envelope addressed to:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
(first class)

Robert W. Fetzner
Attorney # 0674910
Zukowski, Rogers, Flood and McArdle
50 Virginia Street
Crystal Lake, Illinois 60014
(first class)

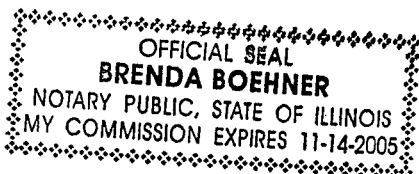
and mailing it from Springfield, Illinois on August 25, 2004 with sufficient postage affixed as indicated above.

Nancy J D Lampost

SUBSCRIBED AND SWORN TO BEFORE ME
this 25th day of August 2004

Brenda Boehner

Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER