

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD **RECEIVED**
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FEB 28 2005

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO)
DISSOLVED OXYGEN STANDARD)
35 Ill. Adm. Code 302.206)

STATE OF ILLINOIS
Pollution Control Board

R 04-25
(Rulemaking - Water)

NOTICE OF FILING

See Attached Service List

PLEASE TAKE NOTICE that on Tuesday, February 28, 2005, we filed the attached Status Report with the Clerk of the Illinois Pollution Control Board, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ASSOCIATION OF WASTEWATER
AGENCIES

BY: 

One of Its Attorneys

Roy M. Harsch
GARDNER, CARTON & DOUGLAS
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(312) 569-1440

THIS FILING IS BEING SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO) **R 04-25**
DISSOLVED OXYGEN STANDARD) **(Rulemaking – Water)**
35 Ill. Adm. Code 302.206)

STATUS REPORT

Now comes the Illinois Association of Wastewater Agencies by its attorney, Roy M. Harsch and Gardner Carton & Douglas LLP and files a Status Report in conformance with the Hearing Officer’s February 28, 2005 Order.

1. Since the December 17, 2004 conference call referenced in the Hearing Officer’s Order, the representatives of Illinois Association of Wastewater Agencies (“IAWA”) have been in contact with representatives of the Illinois Environmental Protection Agency (“IEPA”), the Department of Natural Resources (“DNR”) and other stakeholders regarding a number of issues. There have been ongoing discussions regarding certain technical issues that were discussed at the last stakeholder meeting, reported on the December 17th conference call and referenced in the previous Status Report.

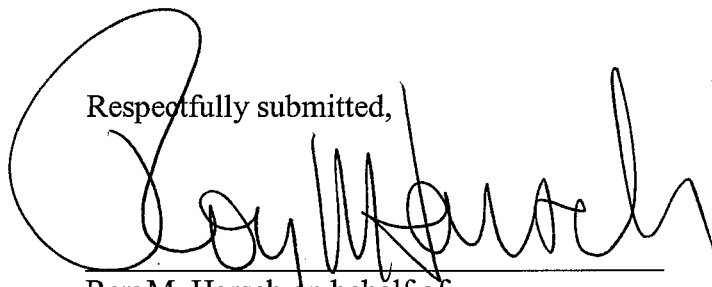
2. Based upon these discussions, it was determined that an additional stakeholder meeting was appropriate. This stakeholder meeting was held on February 23, 2005 at the Illinois Environmental Protection Agency’s offices in Springfield. Representatives of various stakeholders including the DNR, IEPA and IAWA attended. In addition representatives from the citizen groups attended.

3. At this stakeholder meeting, the DNR and IEPA discussed their efforts at trying to arrive at an agreed upon joint state position to put forth at the third hearing in this matter. It was agreed that DNR and IEPA would continue to meet to work on this position and in fact are scheduled to meet today.

4. It was agreed that DNR and IEPA will continue their efforts and report back to the other stakeholders as to their progress and the possible need for a further stakeholder meeting to be held at the end of March 2005.

5. IAWA is hopeful that further progress can be made at resolving outstanding different points of view regarding this proposal as DNR and IEPA continue work jointly. If such progress is made, a further stakeholder meetings may be appropriate. Accordingly IAWA proposes that and would request the Hearing Officer enter an Order scheduling an additional Status Report to be filed by IAWA on or before March 31, 2005. In this Status Report, IAWA will explain the progress to date, the status of stakeholder discussions and possible meetings. Also IAWA will include if appropriate the suggested dates for a third hearing as set forth in the February 1, 2005 Order.

Respectfully submitted,

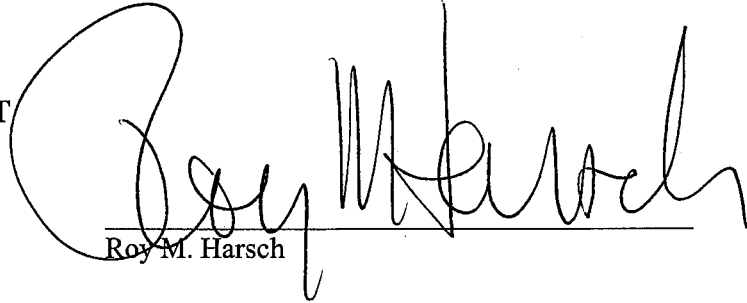
A handwritten signature in black ink, appearing to read "Roy M. Harsch". The signature is written in a cursive style with a large, looping initial "R".

Roy M. Harsch on behalf of
Illinois Association of Wastewater Agencies

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **Status Report** was filed by hand delivery with the Clerk of the Illinois Pollution Control Board and served upon the parties to whom said Notice is directed by first class mail, postage prepaid, by depositing in the U.S. Mail at 191 North Wacker Drive, Chicago, Illinois on Tuesday, **February 28, 2005**.

SEE ATTACHED SERVICE LIST



Roy M. Harsch

Service List

R2004-025

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