

ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF LAKE BARRINGTON,)
CUBA TOWNSHIP, PRAIRIE RIVERS)
NETWORK, SIERRA CLUB, BETH)
WENTZEL and CYNTHIA SKRUKRUD,)

Petitioners,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY and)
VILLAGE OF WAUCONDA,)

Respondents.)

PCB 05-55
(Third-Party NPDES Permit Appeal
Water)

SLOCUM DRAINAGE DISTRICT OF)
LAKE COUNTY, ILLINOIS)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY and)
VILLAGE OF WAUCONDA,)

Respondents.)

PCB 05-58
(Third-Party NPDES Permit Appeal
Water)

AL PHILLIPS, VERN MEYER, GAYLE)
DEMARCO, GABRIELLE MEYER, LISA)
O'DELL, JOAN LESLIE, MICHAEL)
DAVEY, NANCY DOBNER, MIKE)
POLITO, WILLIAMS PARK)
IMPROVEMENT ASSOCIATION,)
MAT SCHLUETER, MYLITH PARK LOT)
OWNERS ASSOCIATION, DONALD)
KREBS, DON BERKSHIRE, JUDY)
BRUMME, TWIN POND HOMEOWNERS)
ASSOCIATION, JULIA TUDOR and)
CHRISTINE DEVINEY.)

Petitioners,)

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ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY and)
VILLAGE OF WAUCONDA,)

Respondent.)

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NOTICE OF FILING

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

Bradley P. Halloran
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 West Randolph Street
Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have this 7th day of March, 2005 electronically filed with the Office of the Clerk of the Pollution Control Board the RESIDENT GROUP REPLY, a copy of which is herewith served upon you.

Jay J. Glenn
Attorney for Resident Group

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Bannockburn, Illinois 60015
(847) 526-9202
(847) 526-9207 Fax

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MARCH 7, 2005

STATE OF ILLINOIS)
) ss.
COUNTY OF LAKE)

Jay J. Glenn, an attorney, hereby certifies that a copy of the foregoing Notice of Filing, Certificate of Service and RESIDENCE GROUP REPLY, were served on the persons listed below by electronic transfer on March 7, 2005 and were further served on the persons listed below by overnight mail on March 7, 2005.

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RESIDENT GROUP REPLY

The Village of Wauconda has spread of record its conclusions on the long term effects of it effluent discharges, in their October 2003 PRELIMINARY DESIGN REPORT SUPPLEMENT¹

Alternative Treatment Methods were considered and discussed in 1997 and 2001 Facilities Plan updates. Discharges directly or indirectly to area impoundments such as Bangs Lake, Tower Lakes, Island Lake, etc., were rejected due to the long term effects on water quality.

The Resident Group are the downstream property owners, it is their children who play in the Wauconda wastestream, it is their private wells which are at risk. The Lake

¹ IPCB Doc. No.: #000862 and #002061

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County Forest Preserve owns a Forest Preserve and this wastestream forms its Northern Boundary. In this Record, the Attorney General and the Director have both advised that the Fiddle Creek Wetlands are frequented by children, Residents have testified that the children play in this wetland. The Director has further advised that some private wells have been contaminated by fecal coliform. No one has done sediment cuts in the wetlands at the outfall to determine if the sediment is already contaminated.

The Resident Group has documented that on 09-10-04 the WWTP, Wauconda wastestream, in the outfall pipe, was discharging: Bromodichlormethane, Chloroform, Dichloromethane and Methyl-tert butyl ether above MCL limits².

The Agency has to address the November 28, 1975 benchmark mandated under the CWA.

Neither the Agency nor the Village of Wauconda has entered into this record any evidence “**that allowing lower water quality is necessary to accommodate important economic or social development in the area in which the water are located.**”

This Record is crystal clear, and fully supports the Denial of this NPDES Permit.

Respectfully Submitted,

Jay J. Glenn

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² Resident Group 3rd Party Appeal at Exhibit I