

ILLINOIS POLLUTION CONTROL BOARD  
August 29, 2007

|                                     |   |                     |
|-------------------------------------|---|---------------------|
| IN THE MATTER OF:                   | ) |                     |
|                                     | ) |                     |
| PROPOSED EXTENSION OF ADJUSTED      | ) |                     |
| STANDARD APPLICABLE TO ILLINOIS-    | ) | AS 07-2             |
| AMERICAN WATER COMPANY’S ALTON      | ) | (Adjusted Standard) |
| PUBLIC WATER SUPPLY FACILITY        | ) |                     |
| DISCHARGE TO THE MISSISSIPPI RIVER  | ) |                     |
| UNDER 35 ILL. ADM. CODE 304.124 AND | ) |                     |
| 304.106                             | ) |                     |
|                                     | ) |                     |

HEARING REPORT

On August 28, 2007, a hearing in this matter was held at the Madison County Administration Building in Edwardsville, Illinois. Attorneys Bradley Hiles and Alison Nelson appeared on behalf of the petitioner. Attorney Sanjay Sofat appeared on behalf of the Illinois Environmental Protection Agency (Agency).

Witness Credibility

5 witnesses testified during the hearing:

|                      |                    |
|----------------------|--------------------|
| Mr. Jeff Kaiser      | Mr. James Schrempf |
| Mr. Alley Ringhausen | Mr. Toby Frevert   |
| Mr. Terry Gloriod    |                    |

Based upon my legal judgment, experience, and observations at hearing, I find that the credibility of witness is not an issue in this matter.

The following individuals offered public comment at hearing:

Mr. Jim Bensman  
 Ms. Anita Cooper  
 Mr. Tim Garber

Exhibits

A list itemizing the offered exhibits and summarizing their status is attached to this order. All exhibits were offered by the petitioner. The Agency objected to exhibits 10 and 11, arguing that the entire deposition testimony should be entered rather than just select testimony. Petitioner did not have the entire testimony at hearing, but agreed to submit the entire testimony as “Amended Exhibit 10” and “Amended Exhibit 11” post-hearing. The Agency did not object to the admission of any other exhibits.

Briefing Schedule

The transcript is due by August 31, 2007. Concurrent briefs are due by September 10, 2007. Concurrent responses are due by September 18, 2007. The mailbox rule will not apply.

IT IS SO ORDERED.



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Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274  
217/524-8509  
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AS 07-2  
August 28, 2007 Hearing

**Exhibit List**

| Exhibit             | Description  | Status   |
|---------------------|--|----------|
| Exhibit #1          | Corrected version of prefiled testimony of Cindy Hebenstreit (includes signature on page 2)                                  | Admitted |
| Exhibit #2          | Prefiled testimony of Paul Keck  | Admitted |
| Exhibit #3          | Prefiled testimony of Jeffrey Kaiser   | Admitted |
| Exhibit #4          | IEPA Illinois Clean Lakes Program Project Summary dated August 6, 2007   | Admitted |
| Exhibit #5          | Prefiled testimony of Alley Ringhausen   | Admitted |
| Exhibit #6          | Prefiled testimony of Terry Gloriod  | Admitted |
| Exhibit #7          | Prefiled testimony of Donald Sandidge  | Admitted |
| Exhibit #8          | Prefiled testimony of Michael Campion  | Admitted |
| Exhibit #9          | Prefiled testimony of James Schrempf   | Admitted |
| Exhibit #10         | Select testimony from the deposition of Scott Tomkins admitted pending receipt of amended Exhibit 10 with complete testimony | Admitted |
| Amended Exhibit #10 | Petitioner agreed to file complete deposition testimony for Scott Tomkins post-hearing                                       | Admitted |
| Exhibit #11         | Select testimony from the deposition of Robert Mosher admitted pending receipt of amended Exhibit 11 with complete testimony | Admitted |
| Amended Exhibit #11 | Petitioner agreed to file complete deposition testimony for Robert Mosher post-hearing                                       | Admitted |
| Exhibit #12         | 40 CFR Ch. 1, Section 125.3  | Admitted |
| Exhibit #13         | No Exhibit 13 was offered into evidence  | N/A      |
| Exhibit #14         | AS 99-6 testimony of Thomas G. McSwiggin   | Admitted |
| Exhibit #15         | USEPA Water Quality Trading Policy   | Admitted |

|  |                        |  |
|--|------------------------|--|
|  | dated January 13, 2003 |  |
|--|------------------------|--|

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on August 29, 2007, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on August 29, 2007:

John T. Therriault  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St., Ste. 11-500  
Chicago, Illinois 60601



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AS 2007-002  
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AS 2007-002  
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AS 2007-002  
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AS 2007-002  
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