

ILLINOIS POLLUTION CONTROL BOARD  
February 28, 2018

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FEB 28 2018

IN THE MATTER OF: )  
)  
PROPOSED SITE-SPECIFIC RULE FOR ) R14-24  
SANITARY DISTRICT OF DECATUR ) (Site-Specific Rule - Water)  
FROM 35 ILL. ADM. CODE 302.208(e) )

STATE OF ILLINOIS  
Pollution Control Board

**NOTICE OF HEARING**

DATE, TIME, AND LOCATION:

Wednesday, May 16, 2018 beginning at 8:30 AM

Decatur City Council Chamber, Third Floor  
Decatur Civic Center  
#1 Gary K. Anderson Plaza (near intersection of Eldorado and Water Streets)  
(free parking available south of building)

PURPOSE OF HEARING: Merit and Economic  
PRESIDING BOARD MEMBER: Cynthia M. Santos  
HEARING OFFICER: Timothy Fox

**HEARING OFFICER ORDER**

On November 30, 2017, the Sanitary District of Decatur (District) filed an amended petition for a site-specific rule. In a new Section 303.410 of the Board's water pollution rules, the District proposes an alternative chronic water quality standard for nickel for its Main Sewage Treatment Plant located at 501 Dipper Lane, Decatur, Macon County. See 415 ILCS 5/27(a) (2016); 35 Ill. Adm. Code 102.208. On December 21, 2017, the Board accepted the amended petition for hearing and directed its assigned hearing officer to schedule and proceed to hearing.

**Pre-Filing Deadline**

The Board will conduct a hearing to allow the District and any other interested participant to present testimony on the merits and economic impact of the proposed site-specific rule. See 415 ILCS 5/28(a) (2016); 35 Ill. Adm. Code 102.412(a).

Any participant who intends to testify at the hearing is directed to pre-file all of their testimony and all related exhibits no later than Wednesday, April 25, 2018. See 35 Ill. Adm. Code 102.424(a). Unless the Board, hearing officer, Clerk, or procedural rules provide otherwise, all documents in this proceeding must be filed electronically through the Clerk's Office On-Line (COOL). 35 Ill. Adm. Code 101.302(h), 101.1000(c), 101.Subpart J.

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Participants pre-filing testimony are directed to serve it on all persons on the Service List at the time of pre-filing. *See* 35 Ill. Adm. Code 102.424(c). Documents may generally be served by e-mail if the recipient has consented to e-mail service and has not revoked the consent. 35 Ill. Adm. Code 101.1060. The hearing officer encourages participants to provide consent to e-mail service. *See* 35 Ill. Adm. Code 101.1070(a). Before filing any document with the Board's Clerk, please obtain the current version of the Service List through COOL on the Board's Web site ([www.ipcb.state.il.us](http://www.ipcb.state.il.us)) or by calling the Clerk's Office at 312-814-3629.

### **Order of Hearing**

All persons who testify will be sworn in and subject to questions. Although Section 27 of the Act (415 ILCS 5/27 (2016)) does not set the order of the hearing, the hearing officer intends to begin with the District's witness(es). *See* 35 Ill. Adm. Code 102.428(c). After testimony on behalf of the District, other participants who have pre-filed testimony may then testify and respond to questions as time allows. Pre-filed testimony will be entered into the record as if read. *See* 35 Ill. Adm. Code 102.424(f). A brief introduction to or summary of the pre-filed testimony will be allowed if a witness wishes to provide one before responding to questions. Participants who do not pre-file testimony may testify as time allows after the Board completes the pre-filed testimony and questions based on it.

In a letter dated January 11, 2018, the Board requested that the Department of Commerce and Economic Opportunity (DCEO) conduct an economic impact study of the amended proposal and respond to the request by February 26, 2018. At hearing, the Board will also receive testimony on any study conducted by DCEO or DCEO's decision not to conduct one. *See* 415 ILCS 5/27(b) (2016).

Participants wishing to offer a public comment will do so as time allows before the end of hearing. Participants may also file post-hearing comments. *See* 35 Ill. Adm. Code 102.108(b).

### **Service and Notice Lists**

The Board has established and will maintain both a Notice List and Service List for this proceeding. *See* 35 Ill. Adm. Code 102.422(a), (b). The Notice List includes participants who wish to receive only the Board's opinions and orders and hearing officer orders. 35 Ill. Adm. Code 102.422(a). The Service List includes participants who expect to participate more actively and wish also to receive other filings such as pre-filed testimony. *See* 35 Ill. Adm. Code 102.422(b).

Note that any interested person may request electronic notice of filings by providing an e-mail address through COOL under this docket number R14-24. This electronic notice includes notice of filing of documents that are not typically provided to persons on the Notice List. In addition, COOL provides links to documents filed with the Board, and those documents can be viewed, downloaded, and printed free of charge as soon as they are posted to the Board's Web site.

IT IS SO ORDERED.



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