

ILLINOIS POLLUTION CONTROL BOARD
April 26, 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))

ORDER OF THE BOARD (by C.M. Santos):

On November 30, 2017, the Sanitary District of Decatur (District) filed an amended petition for a site-specific rule. The District proposes an alternative chronic water quality standard for nickel. The proposed standard would apply in the Sangamon River from the point of discharge from the District's Main Sewage Treatment Plant to the confluence of the Sangamon River and the South Fork of the Sangamon River. The District proposed its standard as a new Section 303.410 of the Board's water pollution regulations.

On April 20, 2018, the District filed a motion (Mot.) requesting that the Board accept for filing two revised exhibits, two new exhibits, and a revision to its proposed site-specific rule. The District states that, since filing its amended petition, it continued to address its proposal with the United States Environmental Protection Agency and the Illinois Environmental Protection Agency. Mot. at 2. Due to these communications, the District seeks to revise its Exhibits 14 and 28 and submit new Exhibits 45 and 46. *Id.* at 2-3. The District also submitted a revised Exhibit List. *Id.* at 3-6. Finally, based on the revised Exhibits 14 and 28, the District also seeks to revise its proposed 35 Ill. Adm. Code 303.410. *Id.* at 6.

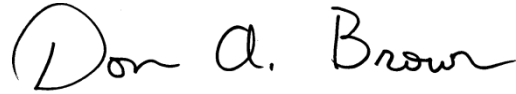
The Board's procedural rules establish a 14-day deadline to respond to a motion. 35 Ill. Adm. Code 101.500(d). However, the Board may grant a motion before the deadline if waiting for the full response period to expire would cause undue delay. *Id.* The hearing on the District's proposal will take place on May 16, 2018, and the District's deadline to pre-file testimony for that hearing was April 25, 2018. The first scheduled Board meeting after the 14-day deadline will take place on May 10, 2018, only days before hearing. The Board concludes that allowing the full response period to run without ruling on the District's motion would result in undue delay in preparing for the scheduled hearing, and the Board proceeds to decide the motion.

The Board grants the District's motion and accepts for filing the District's revised Exhibits 14 and 28, new Exhibits 45 and 46, revised Exhibit List, and revised proposed Section 303.410. By accepting these for filing, the Board does not offer substantive comment on them. With the amended petition and exhibits filed on November 30, 2017, the Board expects that the documents accepted by this order will be the subject of testimony and questions at the scheduled hearing.

IT IS SO ORDERED.

Board Member U-Jung Choe abstained.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 26, 2018, by a vote of 4-0.

A handwritten signature in black ink that reads "Don A. Brown". The signature is written in a cursive style with a large, circular initial "D".

Don A. Brown, Clerk
Illinois Pollution Control Board