

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD	)	
ILLINOIS, VILLAGE OF ORLAND PARK,	)	
ORLAND PARK ILLINOIS, VILLAGE OF	)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,	)	
VILLAGE OF TINLEY PARK, TINLEY PARK	)	
ILLINOIS, EXXONMOBIL OIL	)	
CORPORATION, VILLAGE OF WILMETTE,	)	
WILMETTE ILLINOIS, CITY OF COUNTRY	)	
CLUB HILLS, COUNTRY CLUB HILLS	)	
ILLINOIS, NORAMCO-CHICAGO, INC.,	)	
FLINT HILLS RESOURCES JOLIET LLC,	)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK	)	PCB 16-21 (Country Club Hills)
ILLINOIS, VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX, ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CATERPILLAR, INC., CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS	)	PCB 19-8 (Citgo Holdings)
HEIGHTS ILLINOIS, VILLAGE OF	)	PCB 19-9 (New Lenox)
ROMEOVILLE, ROMEOVILLE ILLINOIS,	)	PCB 19-10 (Lockport)
IMTT ILLINOIS LLC, STEPHA CO.,	)	PCB 19-11 (Caterpillar)
VILLAGE OF PARK FOREST, PARK FOREST	)	PCT 19-12 (Crest Hill)
ILLINOIS, OZINGA READY MIX	)	PCB 19-13 (Joliet)
CONCREATE, INC., OZINGA MATERIALS,	)	PCB 19-14 (Morton Salt)
INC., MIDWEST MARINE TERMINALS LLC.	)	PCB 19-15 (Palos Heights)
VILLAGE OF MOKENA, MOKENA	)	PCB 19-16 (Romeoville)
ILLINOIS, VILLAGE OF OAK LAWN, OAK	)	PCB 19-17 (IMTT Illinois)
LAWN ILLINOIS, VILLAGE OF DOLTON,	)	PCB 19-18 (Stepan)
DOLTON ILLINOIS, VILLAGE OF	)	PCB 19-19 (Park Forest)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-20 (Ozinga Ready Mix)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-21 (Ozinga Materials)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-22 (Midwest Marine)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-23 (Mokena)
FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-24 (Oak Lawn)

VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-25 (Dolton)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-26 (Glenwood)
GRANGE ILLINOIS, INOREDION, INC.,	)	PCB 19-27 (Morton Grove)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-28 (Lansing)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-29 (Frankfort)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-30 (Winnetka)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-31 (La Grange)
SKYWAY CONCESSION COMPANY LLC,	)	PCB 19-32 (Ingredient)
VILLAGE OF ELWOOD, ELWOOD	)	PCB 19-33 (Channahon)
ILLINOIS, CITY OF CHICAGO, CHICAGO	)	PCB 19-34 (CCDTH)
ILLINOIS, VILLAGE OF CRESTWOOD,	)	PCB 19-35 (Niles)
CRESTWOOD ILLINOIS and VILLAGE OF	)	PCB 19-36 (Skyway)
RIVERSIDE, RIVERSIDE ILLINOIS	)	PCB 19-37 (Elwood)
	)	PCB 19-38 (Chicago)
Petitioners,	)	PCB 19-40 (Crestwood)
	)	PCB 19-48 (Riverside)
v.	)	
	)	
ILLINOIS ENVIRONMENTAL PROTECTION	)	
AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

**TO:** See Attached Service List

**PLEASE TAKE NOTICE** that on September 19, 2018, the VILLAGE OF RIVERSIDE electronically filed with the Office of the Clerk of the Illinois Pollution Control Board their **Appearance and Motion for Extension of Deadline and To Stay Chloride Time-Limited Water Quality Standard as to the Village of Riverside**, copies of which are hereby served upon you.

Respectfully submitted,

The Village of Riverside

/s/ Dennis G. Walsh  
One of Petitioner's Attorneys

Dennis G. Walsh  
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**CERTIFICATE OF SERVICE**

The undersigned attorney certified, under the penalties of perjury pursuant to 735 ILCS 5/1-109, that he caused a copy of the foregoing **Appearance and Motion for Extension of Deadline and To Stay Chloride Time-Limited Water Quality Standard as to the Village of Riverside** to be served via email transmittal from 20 N. Wacker Drive, Suite 1660, Chicago, Illinois 60606 on the 19<sup>th</sup> day of September, 2018 to the individuals listed on the attached service list.

/s/ Dennis G. Walsh

Dennis G. Walsh

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ILLINOIS ENVIRONMENTAL PROTECTION	)	
AGENCY,	)	
	)	
Respondent.	)	

**APPEARANCE**

Pursuant to 35 Ill. Adm. Code 101.400(a), the undersigned hereby enters the appearance of Dennis G. Walsh, lead counsel, and Mark D. Goldich as attorneys on behalf of the Village of Riverside, Riverside Illinois, pursuant to the above-captioned matter.

Dated: September 19, 2018

Respectfully submitted,

The Village of Riverside, Riverside Illinois

/s/ Dennis G. Walsh  
One of Petitioner's Attorneys

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IMTT ILLINOIS LLC, STEPHA CO.,	)	PCB 19-11 (Caterpillar)
VILLAGE OF PARK FOREST, PARK FOREST	)	PCT 19-12 (Crest Hill)
ILLINOIS, OZINGA READY MIX	)	PCB 19-13 (Joliet)
CONCREATE, INC., OZINGA MATERIALS,	)	PCB 19-14 (Morton Salt)
INC., MIDWEST MARINE TERMINALS LLC.	)	PCB 19-15 (Palos Heights)
VILLAGE OF MOKENA, MOKENA	)	PCB 19-16 (Romeoville)
ILLINOIS, VILLAGE OF OAK LAWN, OAK	)	PCB 19-17 (IMTT Illinois)
LAWN ILLINOIS, VILLAGE OF DOLTON,	)	PCB 19-18 (Stepan)
DOLTON ILLINOIS, VILLAGE OF	)	PCB 19-19 (Park Forest)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-20 (Ozinga Ready Mix)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-21 (Ozinga Materials)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-22 (Midwest Marine)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-23 (Mokena)

<b>FRANKFORT, FRANKFORT ILLINOIS,</b>	)	<b>PCB 19-24 (Oak Lawn)</b>
<b>VILLAGE OF WINNETKA, WINNETKA</b>	)	<b>PCB 19-25 (Dolton)</b>
<b>ILLINOIS, VILLAGE OF LA GRANGE, LA</b>	)	<b>PCB 19-26 (Glenwood)</b>
<b>GRANGE ILLINOIS, INOREDION, INC.,</b>	)	<b>PCB 19-27 (Morton Grove)</b>
<b>VILLAGE OF CHANNAHON, CHANNAHON</b>	)	<b>PCB 19-28 (Lansing)</b>
<b>ILLINOIS, COOK COUNTY DEPARTMENT</b>	)	<b>PCB 19-29 (Frankfort)</b>
<b>OF TRANSPORTATION AND HIGHWAYS,</b>	)	<b>PCB 19-30 (Winnetka)</b>
<b>VILLAGE OF NILES, NILES ILLINOIS,</b>	)	<b>PCB 19-31 (La Grange)</b>
<b>SKYWAY CONCESSION COMPANY LLC,</b>	)	<b>PCB 19-32 (Ingredion)</b>
<b>VILLAGE OF ELWOOD, ELWOOD</b>	)	<b>PCB 19-33 (Channahon)</b>
<b>ILLINOIS, CITY OF CHICAGO, CHICAGO</b>	)	<b>PCB 19-34 (CCDTH)</b>
<b>ILLINOIS, VILLAGE OF CRESTWOOD,</b>	)	<b>PCB 19-35 (Niles)</b>
<b>CRESTWOOD ILLINOIS and VILLAGE OF</b>	)	<b>PCB 19-36 (Skyway)</b>
<b>RIVERSIDE, RIVERSIDE ILLINOIS</b>	)	<b>PCB 19-37 (Elwood)</b>
	)	<b>PCB 19-38 (Chicago)</b>
<b>Petitioners,</b>	)	<b>PCB 19-40 (Crestwood)</b>
	)	<b>PCB 19-48 (Riverside)</b>
<b>v.</b>	)	
	)	
<b>ILLINOIS ENVIRONMENTAL PROTECTION</b>	)	
<b>AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**PETITIONER’S MOTION FOR EXTENSION OF DEADLINE AND TO STAY  
CHLORIDE TIME-LIMITED WATER QUALITY STANDARD AS  
TO THE VILLAGE OF RIVERSIDE**

NOW COMES, the Petitioner, the Village of Riverside (“Village”), by and through its attorneys, KLEIN, THORPE AND JENKINS, LTD., pursuant to Ill. Admin. Code tit. 35, § 104.540, hereby submits its Motion for an Extension of the Deadline to File a Petition to Stay the Chloride Time-Limited Water Quality Standard (“TLWQS”) for the Defined Chicago Area Waterway System/Des Plaines River Watershed, and in support thereof states as follows:

1. On August 13, 2018, pursuant to Ill. Admin. Code tit. 35, § 104, subpart E, the Village filed with this Illinois Pollution Control Board (“Board”) two Individual Submittals in connection with a Petition for a Chloride TLWQS for the Defined Chicago Area Waterway System/Des Plaines River Watershed (“Petition”). The Village was one of 35 persons and/or

entities that petitioned for a similar chloride TLWQS between July 23, 2018, and August 13, 2018.

2. The Village's Petition, in conjunction with the submittals of the other petitioners, satisfied the requirements set forth in Ill. Admin. Code tit. 35, § 104, subpart E.

3. Prior to the Village's filing, the Board set a July 26, 2018 deadline by which persons and/or entities could petition for a stay of the chloride TLWQS.

4. Prior to the Village's filing, the Village was not represented by counsel pursuant to this matter, and was unaware of the July 26, 2018 deadline for requesting a stay of the chloride TLWQS in time to gather the pertinent information needed for the proper filing of its two Individual Submittals on behalf of the Village of Riverside as supplements to the Joint Submittal in Support of Petition for Chloride Time-Limited Water Quality Standard for the Defined Chicago Area Waterway System/Des Plaines River Watershed ("Joint Submittal"), submitted in the various dockets. The Joint Submittal together with the Village of Riverside's Individual Submittals satisfies the requirements of Code tit. 35, § 104, subpart E for each Village facility. Upon completing the study and gathering the pertinent, requisite information for its salt storage facility and combined sewer overflows to verify compliance with the Individual Submittals, the Village of Riverside filed its Petition.

5. On August 23, 2018, this Board entered an Order consolidating for hearing the 35 petitions it received for a chloride TLWQS for the Defined Chicago Area Waterway System/Des Plaines River Watershed, including the Village's Petition. The Order further stated that, because the Village did not timely petition for a stay of the TLWQS, a stay would not be issued for the Village.

6. The Village has since retained counsel in connection with this matter, and seeks to

petition for a stay of the chloride TLWQS. The Village is fully prepared to proceed with its Petition filed on August 13, 2018.

7. Pursuant to the Illinois Administrative Code, and as noted in the Board's Order of August 23, 2018, the Board retains the authority to extend deadlines adopted under Section 104.540 of the Code upon a showing of good cause by the petitioner. Ill. Admin. Code tit. 35, § 104.540.

8. The Village hereby respectfully requests that this Board extend the deadline for filing to and including August 13, 2018 and to likewise find that the chloride water quality standard is stayed as to the Village of Riverside pursuant to the Board's authority under section 104.540 of the Illinois Administrative Code.

9. This motion is made in good faith, and not for the purpose of unduly delaying the resolution of this matter. No harm, unfair prejudice, nor undue burden will result to any of the parties involved in this matter by the Board's granting of this motion.

WHEREFORE, for the reasons set forth herein, the Petitioner, Village of Riverside, hereby requests that this Board extend the deadline for filing to and including the August 13, 2018 and find that the chloride water quality standard is stayed as to the Village of Riverside.

Respectfully submitted,

The Village of Riverside, Riverside Illinois

/s/ Dennis G. Walsh

One of Petitioner's Attorneys

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