

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	R18-30
AMENDMENTS TO 35 ILL. ADM. CODE)	(Rulemaking – Right to Know)
SUBTITLE O: RIGHT TO KNOW)	

NOTICE OF FILING

TO: See attached Certificate of Service.

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board ILLINOIS EPA'S POST-HEARING COMMENTS, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
 Gabriel H. Neibergall
 Assistant Counsel
 Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: February 1, 2019

1021 N. Grand Ave. East
 P.O. Box 19276
 Springfield, IL 62794-9276
 (217) 782-5544

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ILLINOIS EPA'S POST-HEARING COMMENTS

NOW COMES the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (“Illinois EPA” or “Agency”), by and through its counsel, and pursuant to the Illinois Pollution Control Board (“Board”) Hearing Officer Order dated January 2, 2019, resubmitting its previous comments (Illinois EPA’s Comments, dated August 22, 2018 and listed on the docket as “P.C. #1”) as post-hearing comments in the above captioned rulemaking.

Additionally, in response to questions raised about Illinois EPA’s proposed definition for “notice” (*see* Illinois EPA’s Comments at PDF pages 6 & 9; Transcript of December 6, 2018 Hearing at 8–9), the Agency believes said definition augments its proposal. Further, even if the definition is a “substantive” change, the Board has complied with all requirements necessary to make such a change.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
 Gabriel H. Neibergall
 Assistant Counsel
 Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: February 1, 2019

Gabriel H. Neibergall, #6323183
Division of Legal Counsel
Illinois Environmental Protection Agency
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P.O. Box 19276
Springfield, IL 62794-9276
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CERTIFICATE OF SERVICE

I, the undersigned, an attorney, affirm that I have served the attached ILLINOIS EPA’S POST-HEARING COMMENTS, on behalf of the Illinois EPA, upon the following person(s) by e-mailing it to the e-mail address(es) indicated below or, if no e-mail address is provided, by placing a true copy, in an envelope duly addressed and bearing proper first class postage, in the United States mail at Springfield, Illinois on February 1, 2019:

TO:

Illinois Pollution Control Board
 Don Brown, Clerk
 Natalie Winqvist, Hearing Officer
 State of Illinois Center
 100 West Randolph, Suite 11-500
 Chicago, Illinois 60601
don.brown@illinois.gov
natalie.winqvist@illinois.gov

Illinois Department of Natural Resources
 One Natural Resources Way
 Springfield, Illinois 62702
virginia.yang@illinois.gov
renee.snow@illinois.gov

Office of the Attorney General
 Environmental Bureau North
 69 West Washington Street, Suite 1800
 Chicago, Illinois 60602
ntikalsky@atg.state.il.us

Dept. of Commerce & Econ. Opportunity
 Small Business Office
 500 East Monroe Street
 Springfield, Illinois 62701
katy.khayyat@illinois.gov

I affirm that my e-mail address is gabriel.neibergall@illinois.gov; the number of pages in the e-mail transmission is 5; and the e-mail transmission took place today before 4:30 PM. If you prefer service by mail, please contact me and a copy will be mailed to you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Gabriel H. Neibergall
Gabriel H. Neibergall
Assistant Counsel
Division of Legal Counsel
Gabriel.Neibergall@illinois.gov

DATED: February 1, 2019

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