

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF: )  
)  
PUBLIC WATER SUPPLIES: PROPOSED ) R18-17  
NEW 35 ILL. ADM CODE 604 AND )  
AMENDMENTS TO 35 ILL. ADM CODE ) (Rulemaking-Public Water Supplies)  
PARTS 601, 602, 607 AND 611 )

**NOTICE OF FILING**

PLEASE TAKE NOTICE that I have filed today with the Illinois Pollution Control Board ILLINOIS EPA'S SECOND NOTICE COMMENT, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/Joanne M. Olson  
Joanne M. Olson  
Assistant Counsel  
Division of Legal Counsel

Date: June 26, 2019

Joanne M. Olson #6293500  
Illinois Environmental Protection Agency  
Division of Legal Counsel  
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**ILLINOIS EPA'S SECOND NOTICE COMMENT**

NOW COMES the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, ("Illinois EPA" or "Agency") by and through its counsel, and submits the following second notice comment to the Illinois Pollution Control Board ("Board") in the above-captioned rulemaking.

1. On May 30, 2019, the Board issued its opinion and order directing the Clerk to submit the proposal to the Joint Committee on Administrative Rules (JCAR) for second notice review in the above-referenced rulemaking.

2. The Agency has reviewed the language of the proposed rule contained in the Board's order, particularly the language in Section 604.720(b) which is as follows:

b) At plants treating groundwater obtained from unconfined fractured bedrock, groundwater with a total coliform presence, and groundwater treated in basins open to the atmosphere:

1) A 4-log virus inactivation is required; and

2) A second method of inactivation is required in addition to continuous chlorination. Additional methods of inactivation must be approved by the Agency, and may include chlorine dioxide, ozone, ultraviolet light, gravity filtration and membrane filtration.

3. In proposing this language, the Illinois EPA intended to isolate each instance in which 4-log virus inactivation and a secondary method of treatment is required. The Agency believes this treatment is necessary for each of the following situations: (1) groundwater is

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obtained from unconfined fractured bedrock; (2) groundwater has a total coliform presence; or (3) groundwater is treated in basin open to atmosphere. Each type of source water contained in the list in Section 604.720(b) is meant to be exclusive and separate instances where the treatment in subsections (b)(1) and (b)(2) apply.

4. Upon further review, the Illinois EPA believes the proposed language is ambiguous, specifically the term “and” in Section 604.720(b). As written, the proposed language does not reflect the intent of the Agency. The Agency proposes to change the word “and” to “or” to read as follows: “At plants treating groundwater obtained from unconfined fractured bedrock, groundwater with a total coliform presence, or groundwater treated in basin open to atmosphere:”

WHEREFORE, the Agency respectfully submits this second notice comment, and requests that the foregoing comments be considered.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/Joanne M. Olson  
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Assistant Counsel  
Division of Legal Counsel

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**CERTIFICATE OF SERVICE**

Joanne M. Olson, Assistant Counsel for the Illinois EPA, herein certifies that she has served a copy of the foregoing NOTICE OF FILING, and ILLINOIS EPA'S SECOND NOTICE COMMENT , upon persons listed on the Service List, by placing a true copy in an envelope duly addressed bearing proper first class postage in the United States mail at Springfield, Illinois on June 26, 2019 or by sending an email from my email account (joanne.olson@illinois.gov) to the email addresses designated below with the following attached as a 5 page PDF document in an e-mail transmission on or before 5:00 pm on June 26, 2019.

By: /s/Joanne M. Olson

THIS FILING IS SUBMITTED ELECTRONICALLY AND SERVED ON RECYCLED PAPER

**SERVICE LIST**

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