

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
) R 2020-019
STANDARDS FOR THE DISPOSAL)
OF COAL COMBUSTION RESIDUALS) (Rulemaking - Land)
IN SURFACE IMPOUNDMENTS:)
PROPOSED NEW 35 ILL. ADM.)
CODE 845)

NOTICE OF FILING

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **RESPONSE TO MOTION TO LIVE STREAM PUBLIC COMMENTS**, a copy of which is herewith served upon you.

Respectfully submitted,

Dated: September 18, 2020

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Clayton J. Ankney
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

Petitioner,

BY: /s/ Clayton J. Ankney
Clayton J. Ankney

THIS FILING IS SUBMITTED ELECTRONICALLY

SERVICE LIST

<p>ILLINOIS POLLUTION CONTROL BOARD Don Brown, Clerk Vanessa Horton, Hearing Officer James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, IL 60601</p>	<p>ILLINOIS ENVIRONMENTAL PROTECTION AGENCY Christine Zeivel Stefanie Diers 1021 North Grand Avenue East Springfield, IL 62794-9276</p>
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<p>PRAIRIE RIVERS NETWORK Kim Knowles Andrew Rehn 1902 Fox Dr., Ste. 6 Champaign, IL 61820</p>	<p>PRAIRIE POWER, INC Alisha Anker, Vice President Regulatory & Market Affairs 3130 Pleasant Runn Springfield, IL 62711</p>
<p>CITY OF SPRINGFIELD Deborah Williams, Regulatory Affairs Director Office of Utilities 800 E. Monroe, 4th Floor Municipal Building East</p>	<p>CHICAGO LEGAL CLINIC, INC. Keith Harley Daryl Grable 211 W. Wacker, Suite 750 Chicago, IL 60606</p>
<p>AMEREN Michael Smallwood 1901 Choteau Ave. St. Louis, MO 63103</p>	<p>MCDERMOTT, WILL & EMERY Mark A. Bilut 227 W. Monroe Street Chicago, IL 60606-5096</p>
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Electronic Filing: Received, Clerk's Office 09/18/2020

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RESPONSE TO MOTION TO LIVE STREAM PUBLIC COMMENTS

NOW COMES the Illinois Environmental Protection Agency (Illinois EPA or Agency), by and through one of its attorneys, and hereby submits its response to Sierra Club's Motion to Live Stream Public Comments:

1. On September 15, 2020, Sierra Club filed its Motion to Live Stream Public Comments, seeking to live stream the public comment portion of the Coal Ash Rulemaking hearing on social media in the same form as it is being displayed on Webex.

2. The Illinois Environmental Protection Agency does not object to the public comments portion of the hearing being live streamed on social media as long as such streaming can be conducted efficiently and in a manner which protects the integrity of the public comment process, *i.e.*, allows everyone to hear the comments and participate in the hearing when necessary.

WHEREFORE, the Illinois Environmental Protection Agency respectfully requests the Hearing Officer consider this response when ruling on Sierra Club's Motion to Live Stream Public Comments.

Dated: September 18, 2020

Clayton J. Ankney
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Petitioner,

BY: /s/ Clayton J. Ankney
Clayton J. Ankney

CERTIFICATE OF SERVICE

I, the undersigned, on affirmation state the following:

That I have served the attached **NOTICE OF FILING** and **RESPONSE TO MOTION TO LIVE STREAM PUBLIC COMMENTS** by e-mail upon Don Brown at the e-mail address of don.brown@illinois.gov, upon Renee Snow at the e-mail address of Renee.Snow@Illinois.Gov, upon Matt Dunn at the e-mail address of mdunn@atg.state.il.us, upon Stephen Sylvester at the e-mail address of ssylvester@atg.state.il.us, upon Andrew Armstrong at the e-mail address of aarmstrong@atg.state.il.us, upon Kathryn A. Pamerter at the e-mail address of KPamerter@atg.state.il.us, upon Virginia I. Yang at the e-mail address of virginia.yang@illinois.gov, upon Nick San Diego at the e-mail address of nick.sandiego@illinois.gov, upon Robert G. Mool at the e-mail address of bob.mool@illinois.gov, upon Vanessa Horton at the e-mail address of Vanessa.Horton@Illinois.gov, upon Paul Mauer at the e-mail address of Paul.Mauer@illinois.gov, upon Deborah Williams at the e-mail address of Deborah.Williams@cwlp.com, upon Kim Knowles at the e-mail address of Kknowles@prairierivers.org, upon Andrew Rehn at the e-mail address of Arehn@prairierivers.org, upon Faith Bugel at the e-mail address of fbugel@gmail.com, upon Jeffrey Hammons at the e-mail address of Jhammons@elpc.org, upon Keith Harley at the e-mail address of kharley@kentlaw.edu, upon Daryl Grable at the e-mail address of dgrable@clclaw.org, upon Michael Smallwood at the e-mail address of Msmallwood@ameren.com, upon Mark A. Bilut at the e-mail address of Mbilut@mwe.com, upon Abel Russ at the e-mail address of aruss@environmentalintegrity.org, upon Susan M. Franzetti at the e-mail address of Sf@nijmanfranzetti.com, upon Kristen Laughridge Gale at the e-mail address of kg@nijmanfranzetti.com, upon Vincent R. Angermeier at the e-mail address of va@nijmanfranzetti.com, upon Alec M. Davis at the e-mail address of adavis@ierg.org, upon Jennifer M. Martin at the e-mail address of Jmartin@heplerbroom.com, upon Kelly Thompson at the e-mail address of kthompson@ierg.org, upon Walter Stone at the e-mail address of Water.stone@nrgenergy.com, upon Cynthia Skrukud at the e-mail address of Cynthia.Skrukud@sierraclub.org, upon Jack Darin at the e-mail address of Jack.Darin@sierraclub.org, upon Christine Nannicelli at the e-mail address of christine.nannicelli@sierraclub.org, upon Stephen J. Bonebrake at the e-mail address of bonebrake@schiffhardin.com, upon Joshua R. More at the e-mail address of jmore@schiffhardin.com, upon Ryan C. Granholm at the e-mail address of rgranholm@schiffhardin.com, upon N. LaDonna Driver at the e-mail address of LaDonna.Driver@heplerbroom.com, upon Alisha Anker at the e-mail address of aanker@ppi.coop, upon Chris Newman at the e-mail address of newman.christopherm@epa.gov, upon Claire A. Manning at the e-mail address of cmanning@bhslaw.com, upon Anthony D. Schuering at the e-mail address of aschuering@bhslaw.com, upon Jennifer Cassel at the e-mail address of jcassel@earthjustice.org, upon Melissa Brown at the e-mail address of Melissa.Brown@heplerbroom.com, upon Thomas Cmar at the e-mail address of tcmar@earthjustice.org, and upon Kiana Courtney at the e-mail address of KCourtney@elpc.org.

That my e-mail address is clayton.ankney@illinois.gov

That the e-mail transmission took place before 4:30 p.m. on the date of September 18, 2020.

/s/ Clayton J. Ankney
September 18, 2020