

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	AS 2021-006
Petition of Southern Illinois Power Cooperative)	
for an Adjusted Standard from 35 Ill. Admin.)	
Code Part 845 or, in the Alternative,)	(Adjusted Standard)
a Finding of Inapplicability)	

To: See attached service list.

NOTICE OF ELECTRONIC FILING

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the Illinois Environmental Protection Agency's Motion for Extension of Time, a copy of which is herewith served upon you.

Respectfully submitted,

Dated: October 15, 2021

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Clayton J. Ankney, #6320224
 Division of Legal Counsel
 Illinois Environmental Protection Agency
 1021 North Grand Avenue East
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Respondent,

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

THIS FILING IS SUBMITTED ELECTRONICALLY

SERVICE LIST

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ILLINOIS POLLUTION CONTROL BOARD
Don Brown, Clerk
Carol Webb, Hearing Officer
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Chicago, IL 60601
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Carol.Webb@illinois.gov

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IN THE MATTER OF:)
) AS 2021-006
Petition of Southern Illinois Power Cooperative)
for an Adjusted Standard from 35 Ill. Admin.)
Code Part 845 or, in the Alternative,) (Adjusted Standard)
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MOTION FOR EXTENSION OF TIME

The Illinois Environmental Protection Agency (“Illinois EPA” or “Agency”), by and through its attorney, hereby submits its Motion for Extension of Time and requests a 120-day extension of time, up to and including February 15, 2022, to file its recommendation concerning the Amended Petition of Southern Illinois Power Cooperative for An Adjusted Standard from 35 Ill. Admin. Code Part 845 or, In the Alternative, a Finding of Inapplicability, stating as follows:

1. On September 2, 2021, Petitioner filed its Amended Petition for An Adjusted Standard from 35 Ill. Admin. Code Part 845 or, In the Alternative, a Finding of Inapplicability.
2. On September 15, 2021, the Hearing Officer indicated the Agency’s response deadline was October 18, 2021.
3. On May 11, 2021, eight petitions for adjusted standards and three petitions for variances were filed with the Board concerning Part 845. Many of these petitions seek adjusted standards or variances for multiple CCR surface impoundments.
4. The Agency has worked diligently to file its responses and recommendations to these petitions. At this time, the Agency has filed a response or recommendation for many of these petitions.
5. The Agency is currently working on recommendations for multiple petitions for adjusted standards with deadlines in the next 60 days. Due to the time and resources required to

review the petitions and draft and file these recommendations, the Agency will need additional time to review Southern Illinois Power Cooperative's petition and develop a recommendation.

6. Therefore, the Agency requests the Board extend the deadline to file its recommendation concerning Southern Illinois Power Cooperative's amended petition to February 15, 2022.

7. Counsel for the Agency contacted counsel for Southern Illinois Power Cooperative, who indicated they have no objection to the requested extension of time.

WHEREFORE, the Agency requests the Illinois Pollution Control Board grant its Motion for Extension of Time, and grant the Agency an additional 120 days, up to and including February 15, 2022, to file its recommendation with the Board.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent,

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

Dated: October 15, 2021

Clayton J. Ankney, #6320224
Division of Legal Counsel
Illinois Environmental Protection Agency
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(217) 782-5544
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CERTIFICATE OF SERVICE

I, the undersigned, on affirmation certify the following:

That I have served the attached **MOTION FOR EXTENSION OF TIME** by e-mail upon the following:

Stephen J. Bonebrake	sbonebrake@schiffhardin.com
Amy Antonioli	aantonioli@schiffhardin.com
Katherine Walton	kw Walton@schiffhardin.com
Don Brown	Don.Brown@illinois.gov
Carol Webb	Carol.Webb@illinois.gov

That I have served the attached **MOTION FOR EXTENSION OF TIME** upon any other persons, if any, listed on the Service List, by placing a true copy in an envelope duly address bearing proper first-class postage in the United States mail at Springfield, Illinois on October 15, 2021.

That my e-mail address is Clayton.Ankney@Illinois.gov.

That the number of pages in the e-mail transmission is five (5).

That the e-mail transmission took place before 4:30 p.m. on the date of October 15, 2021.

/s/Clayton J. Ankney
October 15, 2021