

ILLINOIS POLLUTION CONTROL BOARD  
November 4, 2021

SANITARY DISTRICT OF DECATUR, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 14-111  
 ) (Time-Limited Water Quality Standard)  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by C.M. Santos):

On October 29, 2021, the Sanitary District of Decatur (District) filed a motion for voluntary dismissal of its petition (Mot.).

On April 12, 2017, the Board set a deadline of May 12, 2017, for the District to file an amended petition for a time-limited water quality standard (TLWQS) complying with Section 38.5 of the Environmental Protection Act (415 ILCS 5/38.5 (2020); Public Act 99-937, eff. Feb. 24, 2017). Sanitary District of Decatur v. IEPA, PCB 14-111, slip op. at 1 (Apr. 12, 2017). The Board has since granted the District’s requests to extend that deadline or stay this proceeding, and the District has filed status reports. The District sought additional time to work with the United States Environmental Protection Agency (USEPA) and the Illinois Environmental Protection Agency (IEPA) on a related proposal for a site-specific rule (Proposed Site-Specific Rule for Sanitary District of Decatur from 35 Ill. Adm. Code 302.208(e), R 14-24). Mot. at 1.

On November 15, 2018, the Board adopted a site-specific rule applicable to the District. Proposed Site-Specific Rule for Sanitary District of Decatur from 35 Ill. Adm. Code 302.208(e), R 14-24, slip op. at 1 (Nov. 15, 2018) (adopting 35 Ill. Adm. Code 303.410). USEPA has since approved the rule and completed its consultation with the U.S. Fish & Wildlife Service. Mot. at 2. On September 16, 2021, IEPA renewed the District’s National Pollutant Discharge Elimination System permit including standards based on the site-specific rule. *Id.* Based on these factors, the District reports that it “no longer needs to maintain this TLWQS proceeding as an alternative form of relief.” *Id.*

The District moves to dismiss this proceeding and reports that counsel for IEPA does not object. Mot. at 2. The Board grants the District’s motion for voluntary dismissal, dismisses this proceeding, and closes the docket.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on November 4, 2021, by a vote of 4-0.

A handwritten signature in cursive script that reads "Don A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Don A. Brown, Clerk  
Illinois Pollution Control Board