

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

METROPOLITAN WATER RECLAMATION)
DISTRICT OF GREATER CHICAGO,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondent.)

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STATE OF ILLINOIS
Pollution Control Board

PCB 02-104
(NPDES Permit Appeal)

NOTICE OF FILING

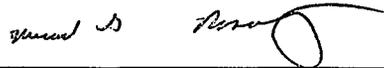
TO: Bradley P. Halloran
Staff Attorney/Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

Sanjay Sofat
Illinois Environmental Protection Agency
1021 N. Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

PLEASE TAKE NOTICE that on November 3, 2004 the undersigned filed the Petitioner's Motion To The Illinois Pollution Control Board For Voluntary Dismissal Of NPDES Permit Appeal, with the Illinois Pollution Control Board, a copy of which is served upon you herewith.

METROPOLITAN WATER RECLAMATION
DISTRICT OF GREATER CHICAGO



Michael G. Rosenberg, Its Attorney

Michael G. Rosenberg by
Ronald M. Hill
100 East Erie Street
Chicago, Illinois 60611
(312) 751-6583
Attorney # 28138

RH:jp

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CERTIFICATE OF SERVICE

I, Judith A. Pappalardo, being duly sworn on oath, certify that I served a copy of the attached Petitioner's Motion To The Illinois Pollution Control Board For Voluntary Dismissal Of NPDES Permit Appeal, by causing a copy to be sent via first class U.S. Mail, postage prepaid, at 100 East Erie Street, Chicago, Illinois, on or before 4:00 p.m., on November 3, 2004, to the following parties at their addresses as shown:

Bradley P. Halloran
Staff Attorney/Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

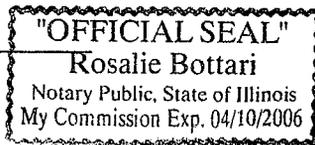
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Illinois Pollution Control Board
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Chicago, IL 60601

Judith A. Pappalardo

SUBSCRIBED and SWORN to before
me this 3rd day of November, 2004.

Rosalie Bottari



RH:jp

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METROPOLITAN WATER RECLAMATION)
DISTRICT OF GREATER CHICAGO,)

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ILLINOIS ENVIRONMENTAL PROTECTION)
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PCB 02-104
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PETITIONER'S MOTION TO THE ILLINOIS POLLUTION CONTROL BOARD FOR VOLUNTARY DISMISSAL OF NPDES PERMIT APPEAL

Now comes the Petitioner, Metropolitan Water Reclamation District of Greater Chicago ("District"), by its Attorney, Michael G. Rosenberg, and requests that the Illinois Pollution Control Board dismiss the District's Petition for NPDES Permit Appeal. In support hereof, the District states as follows:

1. On January 29, 2002, the District filed a Petition for NPDES Permit Appeal with the Illinois Pollution Control Board ("IPCB"). The appeal pertained to NPDES Permit Number IL0036340 issued to the District for its Egan Water Reclamation Plant by the Illinois Environmental Protection Agency ("IEPA"). The appeal challenged certain terms and conditions in the permit.
2. On February 7, 2002, the IPCB accepted the District's petition for hearing. The IPCB subsequently assigned Hearing Officer Bradley P. Halloran to this appeal.
3. On September 13, 2004, the IEPA issued the Egan WRP a modified permit. The permit was further modified on October 14, 2004. The modifications have satisfactorily

resolved one or more of the issues under appeal. Therefore, the District requests that the instant appeal be dismissed.

WHEREFORE, the Metropolitan Water Reclamation District of Greater Chicago requests that the instant NPDES permit appeal be voluntarily dismissed.

Metropolitan Water Reclamation District
of Greater Chicago



Michael G. Rosenberg, Attorney

DATED: November 3, 2004

Metropolitan Water Reclamation
District of Greater Chicago
Michael G. Rosenberg
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(312)751-6588

THIS FILING IS SUBMITTED ON RECYCLED PAPER