

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AQUA ILLINOIS, INC.,

Petitioner,

v.

**ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,**

Respondent.

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**PCB 2025-_____
(Permit Appeal - Water
30-Day Extension)**

NOTICE OF FILING

To:	Division of Legal Counsel	Pollution Control Board, Attn: Clerk
	Illinois Environmental Protection Agency	100 West Randolph Street
	1021 North Grand Avenue East	James R. Thompson Center
	P.O. Box 19276	Suite 11-500
	Springfield, IL 62794-9276	Chicago, Illinois 60601-3218
	Epa.dlc@illinois.gov	PCB.Clerks@illinois.gov

PLEASE TAKE NOTICE that today I have electronically filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **JOINT REQUEST FOR EXTENSION OF THE TIME PERIOD TO APPEAL A PERMIT DECISION, APPEARANCES OF DANIEL J. DEEB AND ALEX GAREL-FRANTZEN**, and **CERTIFICATE OF SERVICE**, copies are which are herewith served upon you.

Dated: May 27, 2025

/s/ Alex J. Garel-Frantzen
One of its Attorneys

Daniel J. Deeb
Alex Garel-Frantzen
ARENTFOX SCHIFF LLP
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
(312) 258-5500

Dan.Deeb@afslaw.com

Alex.Garel-Frantzen@afslaw.com

Attorneys for Aqua Illinois, Inc.

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**PCB 2025-____
(Permit Appeal – Water
30-Day Extension)**

**APPEARANCE OF DANIEL J. DEEB
AND CONSENT TO E-MAIL SERVICE**

I, Daniel J. Deeb, hereby enter my appearance on behalf of AQUA ILLINOIS, INC. and authorize the service of documents on me by email in lieu of receiving paper documents in the above-captioned proceeding. My email address to receive service is as follows:

Dan.Deeb@afslaw.com.

Dated: May 27, 2025

/s/ Daniel J. Deeb
Daniel J. Deeb

Daniel J. Deeb
ARENTFOX SCHIFF LLP
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
(312) 258-5500
Dan.Deeb@afslaw.com

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**PCB 2025-____
(Permit Appeal – Water
30-Day Extension)**

**APPEARANCE OF ALEX GAREL-FRANTZEN
AND CONSENT TO E-MAIL SERVICE**

I, Alex Garel-Frantzen, hereby enter my appearance on behalf of AQUA ILLINOIS, INC.
and authorize the service of documents on me by email in lieu of receiving paper documents in
the above-captioned proceeding. My email address to receive service is as follows: [Alex.Garel-
Frantzen@afslaw.com](mailto:Alex.Garel-Frantzen@afslaw.com).

Dated: May 27, 2025

/s/ Alex Garel-Frantzen
Alex Garel-Frantzen

Alex Garel-Frantzen
ARENTFOX SCHIFF LLP
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
(312) 258-5500
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**PCB 2025-____
(Permit Appeal – Water
30-Day Extension)**

**JOINT REQUEST FOR EXTENSION OF THE
TIME PERIOD TO APPEAL PERMIT DECISION**

Petitioner, Aqua Illinois, Inc. (“Aqua”), by and through its undersigned counsel, and Respondent, the Illinois Environmental Protection Agency (“IEPA”), and pursuant to Section 40(a)(1) of the Environmental Protection Act (the “Act”)—415 Ill. Comp. Stat. 5/40(a)(1)—and the rules of the Illinois Pollution Control Board (the “Board”)—35 Ill. Admin. Code §§ 105.206, 105.208(a), 602.600(c)—hereby respectfully request that the Board grant a 30-day extension of the period in which Aqua may petition the Board for an appeal of the Special Exception Permit attached as Exhibit A (the “Permit”). In support of the Joint Request for Extension, Aqua states as follow:

1. The Permit was issued by the IEPA on April 24, 2025, regarding Aqua’s University Park public water system.
2. Pursuant to Section 40(a)(1) and 35 Ill. Admin. Code §§ 105.106 and 105.206(a), 35 days from the date of permit issuance is May 29, 2025.
3. On May 27, 2025, Aqua asked the IEPA to extend the 35-day period to file an appeal of the Permit for an additional 30 days, up to and including June 30, 2025.

4. Counsel for Aqua and the IEPA have discussed Aqua's request for extension and agree that the requested 30-day period will allow Aqua and the IEPA to discuss possible resolution of disputed issues ahead of or perhaps in lieu of an appeal.

5. Counsel for the IEPA has reviewed this 30-day extension request and represents that the IEPA supports the requested extension.

WHEREFORE, for the above reasons, Aqua and the IEPA respectfully request that the Board grant a 30-day extension of the 35-day period to petition the Board for an appeal of the Special Exception Permit up to and including June 30, 2025.

Dated: May 27, 2025

Respectfully submitted,

Aqua Illinois, Inc.

/s/ Daniel J. Deeb

One of its Attorneys

Daniel J. Deeb
Alex Garel-Frantzen
ARENTFOX SCHIFF LLP
233 S. Wacker Drive, Suite 7100
Chicago, IL 60606
(312) 258-5500
Dan.Deeb@afslaw.com
Alex.Garel-Frantzen@afslaw.com

CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 27th day of May, 2025:

I have electronically served true and correct copies of the Joint Request for Extension of the Time Period to Appeal a Permit Decision and Appearances of Daniel J. Deeb and Alex Garel-Frantzen, by electronically filing with the Clerk of the Illinois Pollution Control Board and by e-mail upon the following persons:

To:	Division of Legal Counsel	Pollution Control Board, Attn: Clerk
	Illinois Environmental Protection Agency	100 West Randolph Street
	1021 North Grand Avenue East	James R. Thompson Center
	P.O. Box 19276	Suite 11-500
	Springfield, IL 62794-9276	Chicago, Illinois 60601-3218
	Epa.dlc@illinois.gov	PCB.Clerks@illinois.gov

My e-mail address is Alex.Garel-Frantzen@afslaw.com.

The number of pages in the e-mail transmission is 10.

The e-mail transmission took place before 5:00 p.m.

/s/ Alex Garel-Frantzen
Alex Garel-Frantzen

Dated: May 27, 2025

Daniel J. Deeb
Alex Garel-Frantzen
ARENTFOX SCHIFF LLP
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
(312) 258-5500
Dan.Deeb@afslaw.com
Alex.Garel-Frantzen@afslaw.com

Attorneys for Aqua Illinois, Inc.

EXHIBIT A



Special Exception Permit

217/524-4655

April 24, 2025

ALAN STARK
1000 S SCHUYLER AVE
KANKAKEE, IL 60901

Re: IL1975030, AQUA ILLINOIS-UNIVERSITY PARK-- Public Water Supply-- Change in Lead and Copper Monitoring Schedule

Water Supply Official:

The Illinois Environmental Protection Agency ("Illinois EPA") is issuing this Special Exception Permit ("SEP") to the AQUA ILLINOIS-UNIVERSITY PARK (IL1975030) Public Water Supply to require a change in the Lead and Copper monitoring schedule. 415 ILCS 5/39(a); 35 Ill. Adm. Code 602.600(a).

Due to the presence of Lead or Galvanized Requiring Replacement service lines, AQUA ILLINOIS-UNIVERSITY PARK (IL1975030) is required to begin standard six-month lead and copper tap monitoring beginning July 1, 2025. 415 ILCS 5/18; 35 Ill. Adm. Code 611.356(d)(1)(A).

AQUA ILLINOIS-UNIVERSITY PARK IL1975030 is required to collect **40** lead and copper samples every six months. 415 ILCS 5/18; 35 Ill. Adm. Code 611.356(c)(1). The next round of samples must be collected between July 1, 2025, and December 31, 2025. 415 ILCS 5/18; 35 Ill. Adm. Code 611.356(d)(1). To verify the monitoring schedule and identify additional monitoring requirements, please visit the Illinois EPA website at <http://www.epa.state.il.us/water/drinking-water-watch/>.

All samples collected from Lead or Galvanized Requiring Replacement service line sites must follow the **1st and 5th liter draw method**. 35 Ill. Adm. Code 611.356(b)(3)(B). The first liter shall be analyzed for copper and the 5th liter analyzed for lead. 35 Ill. Adm. Code 611.356(b)(3)(B)(ii). AQUA ILLINOIS-UNIVERSITY PARK (IL1975030) is also required to submit an updated Lead and Copper Rule Revisions sample site plan before collecting any samples for the first six-month monitoring period. 415 ILCS 5/18; 35 Ill. Adm. Code 611.356(a)(1)(A).

Sample site plan change request forms are available online at the Illinois EPA website:

<https://epa.illinois.gov/topics/drinking-water/public-water-users/lead-service-line-information.html>

Please provide your laboratory with a copy of this letter to ensure they are informed of your updated monitoring schedule. For assistance or further clarification, please contact the Illinois EPA Lead and Copper Team at EPA.Leadandcopper@illinois.gov.

2125 S. First Street, Champaign, IL 61820 (217) 278-5800

115 S. LaSalle Street, Suite 2203, Chicago, IL 60603

1101 Eastport Plaza Dr., Suite 100, Collinsville, IL 62234 (618) 346-5120

9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000

595 S. State Street, Elgin, IL 60123 (847) 608-3131

2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200

412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022

4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

The conditions of this SEP may be appealed to the Illinois Pollution Control Board. 415 ILCS 5/40; 35 Ill. Adm. Code 602.600(c).

Sincerely,

A handwritten signature in dark ink, appearing to read "Adam J. Nutt". The signature is fluid and cursive, with the first name "Adam" and last name "Nutt" clearly distinguishable.

Adam Nutt
Compliance Assurance Section
Division of Public Water Supplies
Bureau of Water

cc: SEAN M. CULVER