

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

MAY 22 2007

STATE OF ILLINOIS
Pollution Control Board

CITY OF JOLIET,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondents.)

PCB 07-094
(Permit Appeal- Water)

NOTICE OF FILING

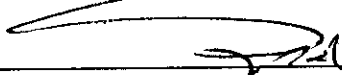
Dorothy Gunn, Clerk
Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

Roy M. Harsch
Yesenia Villasenor-Rodriguez
DrinkerBiddleGardnerCarton
191 North Wacker Drive, Suite 3700
Chicago, IL 60606

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an original and four (4) copies, the **APPEARANCE** and **MOTION FOR EXTENSION OF TIME TO FILE AGENCY RECORD**, of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Sanjay K. Sofat
Assistant Counsel
Division of Legal Counsel

Dated: April 25, 2007
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield, Illinois 62794-9276
(217) 782-5544

THIS FILING PRINTED ON RECYCLED PAPER

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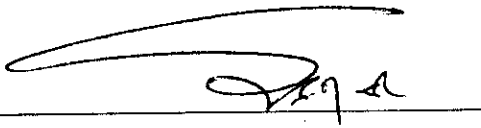
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AGENCY,)
)
Respondents.)

PCB 07-094
(Permit Appeal Water- NPDES)

APPEARANCE

The undersigned, as one of its attorneys, hereby enters his **APPEARANCE** on behalf of Respondent, Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 

Sanjay K. Sofat
Assistant Counsel
Division of Legal Counsel

DATED: April 25, 2007
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
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 Respondent.)

STATE OF ILLINOIS
Pollution Control Board

PCB 07-094
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MOTION FOR EXTENSION OF TIME TO FILE AGENCY RECORD

Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA" or "Agency"), through its attorney, Sanjay K. Sofat, respectfully moves the Illinois Pollution Control Board ("Illinois PCB or Board") to extend the time for filing the Agency record. In support thereof, the Agency states as follows:

1. On February 16, 2007, the Agency issued the City of Joliet ("Petitioner") a supplemental permit, 2006-SC-4784-2 ("Permit") to construct and/or operate water pollution control facilities, which were previously approved under Permit 2006-SC-4784, dated October 5, 2006.
2. The City of Joliet filed this petition for review of the February 16, 2007 modification of the Permit.
3. On March 21, 2007, the Board received the City of Joliet's petition.
4. The Agency received the copy of the City of Joliet's petition on March 26, 2007.
5. Petitioner appeals on the grounds that Special Condition 2 of the Permit is

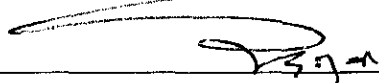
unsupported by law or fact. *Petition* at 2, ¶8.

6. The Agency believes the issues raised by Petitioner in its petition can be resolved, if given ample time. Thus, it would not be prudent to file the entire record at this time. Instead, the Agency is requesting an extension of time to file the entire record.
7. The Agency has contacted the Petitioner's attorney, and Petitioner agrees to the extension of time to resolve the Permit issues.

Therefore, the Agency respectfully requests the Board to extend the time for filing the Agency record for additional 90 days.

Respectfully Submitted,

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



Sanjay K. Sofat
Assistant Counsel
Division of Legal Counsel

DATED: April 25, 2007
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

STATE OF ILLINOIS)
)
COUNTY OF SANGAMON) SS

PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached **APPEARANCE** and **MOTION FOR EXTENSION OF TIME TO FILE AGENCY RECORD** upon the persons to whom it is directed, by placing a copy in an envelope addressed to:

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

Roy M. Harsch
Yesenia Villasenor-Rodriguez
DrinkerBiddleGardnerCarton
191 North Wacker Drive, Suite 3700
Chicago, IL 60606

Bradley Halloran
Hearing Officer
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

and mailing it from Springfield, Illinois on April 25, 2007, with sufficient postage affixed as indicated above.

Sara Villamor

SUBSCRIBED AND SWORN TO BEFORE ME

this day of April 25, 2007.



Brenda Boehner

Notary Public

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