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ILLINOIS POLLUTION CONTROL BOARD  
November 20, 2007

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STATE OF ILLINOIS  
Pollution Control Board

IN THE MATTER OF: )  
)  
WATER QUALITY STANDARDS AND ) R08-9  
EFFLUENT LIMITATIONS FOR THE ) (Rulemaking - Water)  
CHICAGO AREA WATERWAY SYSTEM )  
AND LOWER DES PLAINES RIVER )  
PROPOSED AMENDMENTS TO 35 ILL. )  
ADM. CODE 301, 302, 303, and 304 )

**NOTICE OF HEARINGS**

DATES, TIMES, AND PLACE:

FIRST HEARING JANUARY 28, 2008,  
TO BE CONTINUED DAY TO DAY UNTIL BUSINESS IS COMPLETE OR UNTIL  
FEBRUARY 1, 2008

10:00 a.m.  
SPECIFIC LOCATION TO BE ANNOUNCED  
Chicago, IL

SECOND HEARING MARCH 10, 2008,  
TO BE CONTINUED DAY TO DAY UNTIL BUSINESS IS COMPLETE OR UNTIL  
MARCH 14, 2008

10:00 a.m.  
SPECIFIC LOCATION TO BE ANNOUNCED  
Joliet, IL

PURPOSE OF HEARINGS: Merit and Economic  
ATTENDING BOARD MEMBERS: G. Tanner Girard  
HEARING OFFICER: Marie E. Tipsord

**HEARING OFFICER ORDER**

On October 26, 2007, the Illinois Environmental Protection Agency (Agency) filed a proposal under the general rulemaking provisions of Sections 27 and 28 of the Environmental Protection Act (Act) (415 ILCS 5/27, 28 (2006)). Generally, the proposal will amend the Board's rules for Secondary Contact and Indigenous Aquatic Life Uses to

update the designated uses and criteria necessary to protect the existing uses. On November 1, 2007, the Board accepted the proposal for hearing.

On November 15, 2007, the Board granted a motion to hold hearings in Chicago and Joliet. Today's order sets the dates for the hearings, but the specific locations in Chicago and Joliet will be announced in December. The first hearing, in Chicago, will be dedicated to presentation of testimony and evidence by the Agency. The second hearing will be dedicated to testimony by any persons, including the Agency.

### **Prefiling Deadlines**

The Agency must file its prefiled testimony for the first hearing in this proceeding by December 21, 2007. Also, in an attempt to expedite the hearings, I am ordering questions for the Agency to be prefiled by January 18, 2008.

Persons wishing to testify at the second hearing must prefile their testimony by February 19, 2008. In a further attempt to expedite the hearings, I am ordering prefiled questions to the testimony be filed by March 3, 2008.

### **Schedule of Hearings**

All testimony will be taken as if read and *brief* summaries will be allowed if a witness insists; however, I prefer we begin with cross-examination immediately. Persons who do not prefile testimony will only be allowed to testify if time permits at the close of prefiled testimony. The same is true of anyone wishing to make an oral public comment. I urge anyone wishing to testify to prefile to ensure your ability to testify. As a reminder, anyone may file a written public comment with the Board.

Prefiling of questions is not a prerequisite to asking a question. We will begin with questions that have been prefiled; however anyone may ask follow-up questions. After completing the prefiled questions, anyone else may ask a question.

All filings in this proceeding will be available on the Board's web page at [www.ipcb.state.il.us](http://www.ipcb.state.il.us) and participants may file electronically on the Board's web page.

IT IS SO ORDERED.



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