

BEFORE THE 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 THE LOWER DES) Subdocket B
PLAINES RIVER: PROPOSED)
AMENDMENTS TO 35 Ill. Adm. Code)
Parts 301, 302, 303 and 304

NOTICE OF FILING

To: ALL COUNSEL OF RECORD
(Service List Attached)

PLEASE TAKE NOTICE that on the 4th day of October, 2010, I, on behalf of the Metropolitan Water Reclamation District of Greater Chicago (the "District"), electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, **the District's Testimony Questions for Sharon Bloyd-Peshkin.**

Dated: October 4, 2010

**METROPOLITAN WATER
RECLAMATION DISTRICT OF
GREATER CHICAGO**

By: /s/ Fredric P. Andes
One of Its Attorneys

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PROOF OF SERVICE

The undersigned attorney certifies, under penalties of perjury pursuant to 735 ILCS 5/1-109, that I caused a copy of the forgoing, **Notice of Filing and Metropolitan Water Reclamation District of Greater Chicago's Testimony Questions for Sharon Boyd-Peshkin**, to be served via First Class Mail, postage prepaid, from One North Wacker Drive, Chicago, Illinois, on the 4th day of October, 2010, upon the attorneys of record on the attached Service List.

/s/ Fredric P. Andes

Fredric P. Andes

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WATER QUALITY STANDARDS AND)	R08-9
EFFLUENT LIMITATIONS FOR THE)	(Rulemaking - Water)
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AND THE LOWER DES PLAINES RIVER:)	Subdocket B
PROPOSED AMENDMENTS TO 35 Ill.)	
Adm. Code Parts 301, 302, 303 and 304)	

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO'S TESTIMONY QUESTIONS FOR SHARON BLOYD-PESHKIN

1. If the District were to disinfect the effluents from its three treatment plants, would that do anything to affect bacteria being discharged to the CAWS from combined sewer overflows, or from municipal storm sewer systems, or from other sources of urban runoff?
2. Given that there would still be sources contributing bacteria levels to the CAWS even if the District were to disinfect its treatment plant effluents, would you change your behavior in terms of precautions that you take when kayaking on the CAWS if disinfection were required?
3. If you are so concerned about risks that are involved in kayaking on the CAWS, why do you still kayak in those waters? Is kayaking in those waters safe?
4. Your testimony states that you almost never teach kayaking skills in the CAWS, and have only led one sightseeing trip on the Chicago River. Are you aware that there has been testimony in this matter that there are many sightseeing trips in the CAWS by canoers and kayakers every year? Are you aware of anyone else who does teach kayaking skills in the CAWS? Aren't there several high school and college rowing teams who train in the CAWS? Do the leaders of these activities have a different opinion than you do of the risks from recreating in the CAWS?
5. When you lead kayak groups on waters other than the CAWS, what instructions do you provide to group members about staying dry, touching the water, avoiding capsizing, washing hands, and other precautions?
6. Are you aware that data in the CHEERS Report show that virus levels are higher in some general use waters than in the CAWS? Would you then urge the same precautions for kayaking in those other waters that you do in the CAWS?
7. Your testimony indicates that kayaking on the CAWS involves different activities and different degrees of water exposure than kayaking on other waters in the area.

Are you aware that in the CHEERS study, the final risk numbers control for those factors?

8. Your testimony raises a number of questions about the survey questions asked in the CHEERS study. Are you aware that the survey method that was used has been validated? Are you aware that the survey method used by EPA in its current studies to establish bacterial criteria for swimming waters has not been validated?
9. Your testimony raises questions about not being able to indicate on the CHEERS questionnaire a more detailed answer on water consumption than "one mouthful or more." Are you aware that less than 1 percent of all questionnaire respondents said that they swallowed "one mouthful or more"?
10. Your testimony states that the CHEERS questionnaire did not allow respondents to distinguish between repeated, prolonged immersions and single, quick immersions. Are you aware of the testimony of Dr. Gorelick concerning possible recall bias, especially when answering detailed questions? Are you also aware that only a small number of respondents stated that they had any type of immersion at all? Are you aware that on this issue, the same questions were asked of the CAWS recreators and the General Use Waters (GUW) recreators?
11. As to the question of whether people who have been paddling then wash their hands before eating, are you aware that the questionnaire did ask whether the respondent had, after recreating, washed their hands before eating?
12. Your testimony states that after a day of recreating on the water, it is "not really possible to estimate accurately how much water was ingested." Were the same questions about water ingestion asked of CAWS recreators and GUW recreators?
13. If, as your testimony states, "recreators risk illness every year" due to their recreation on the CAWS, then do you recommend that those recreators pursue their activities instead on other waterbodies? If not, then why not?

Dated: October 4, 2010

Respectfully submitted,

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