

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

BLAKE LEASING COMPANY, LLC,	)	
	)	
Petitioner	)	
	)	
v.	)	PCB 2016-100
	)	(Water Well Setback Exception)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY and VILLAGE	)	
OF KIRKLAND,	)	
Respondent.	)	

**NOTICE OF FILING**

PLEASE TAKE NOTICE that I have filed today with the Illinois Pollution Control Board Illinois EPA's ILLINOIS EPA'S RESPONSE TO PETITIONER'S MOTION FOR EXTENSION OF TIME, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By:           /s/ Joanne M. Olson            
Joanne M. Olson  
Assistant Counsel  
Division of Legal Counsel

Date: July 20, 2016

Joanne M. Olson #6293500  
Illinois Environmental Protection Agency  
Division of Legal Counsel  
1021 N. Grand Ave. East  
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Respondent.	)	

ILLINOIS EPA'S RESPONSE TO PETITIONER'S MOTION FOR EXTENSION OF TIME

NOW COMES the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA" or "Agency"), by and through its counsel, and pursuant to 35 Ill. Adm. Code 105.500(d), hereby submits its response to BLAKE LEASING COMPANY, LLC's ("Petitioner" or "Blake ") Emergency Motion for Extension of Time to Reply to the Illinois Environmental Protection Agency's Comments and to Strike Decision Date ("Motion").

- 1) Petitioner filed its Motion on July 19, 2016.
- 2) Illinois EPA has no objection to Petitioner's request for an extension of time.
- 3) Section 106.308 of the Board's procedural rules governing water well setback exception proceedings provides: "The Board will hold at least one public hearing in an exception proceeding. The hearing officer will schedule the hearing." 35 Ill. Adm. Code 106.308.
- 4) Illinois EPA believes the Board must hold a hearing in the above captioned matter before issuing a final opinion.

5) Therefore, the Illinois EPA joins Petitioner's request that a decision not be issued by the Board at its July 21, 2016 meeting.

WHEREFORE, the Illinois EPA respectfully submits its Response.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/Joanne M. Olson  
Joanne M. Olson  
Assistant Counsel  
Division of Legal Counsel

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**CERTIFICATE OF SERVICE**

Joanne M. Olson, Assistant Counsel for the Illinois EPA, herein certifies that she has served a copy of the foregoing NOTICE OF FILING and ILLINOIS EPA'S RESPONSE TO PETITIONER'S MOTION FOR EXTENSION OF TIME upon:

Village of Kirkland  
Attn: Mayor Les Bellah  
511 W. Main Street  
Kirkland, Illinois 60146

Charles F. Helsten  
Hinshaw & Culbertson LLP  
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Brad Halloran  
Hearing Officer  
Brad.Halloran@illinois.gov

by placing a true copy in an envelope duly addressed bearing proper first class postage in the United States mail at Springfield, Illinois on July 20, 2016, or by sending an email from my email account (joanne.olson@illinois.gov) to the email addresses designated above with a 4 page PDF document attached in an e-mail transmission on or before 5:00 pm on July 20, 2016.

/s/Joanne M. Olson  
Joanne M. Olson