

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD)	
ILLINOIS, VILLAGE OF ORLAND PARK,)	
ORLAND PARK ILLINOIS, VILLAGE OF)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,)	
VILLAGE OF TINLEY PARK, TINLEY PARK)	
ILLINOIS, EXXONMOBIL OIL)	
CORPORATION, VILLAGE OF WILMETTE,)	
WILMETTE ILLINOIS, CITY OF COUNTRY)	
CLUB HILLS, COUNTRY CLUB HILLS)	
ILLINOIS, NORAMCO-CHICAGO, INC.,)	
FLINT HILLS RESOURCES JOLIET LLC,)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK	)	PCB 16-21 (Country Club Hills)
ILLINOIS, VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX, ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS	)	PCB 19-8 (Citgo Holdings)
HEIGHTS ILLINOIS, VILLAGE OF	)	PCB 19-9 (New Lenox)
ROMEOVILLE, ROMEOVILLE ILLINOIS,	)	PCB 19-10 (Lockport)
IMTT ILLINOIS LLC, STEPHA CO.,)	
VILLAGE OF PARK FOREST, PARK FOREST	)	PCT 19-12 (Crest Hill)
ILLINOIS, OZINGA READY MIX	)	PCB 19-13 (Joliet)
CONCREATE, INC., OZINGA MATERIALS,	)	PCB 19-14 (Morton Salt)
INC., MIDWEST MARINE TERMINALS LLC.	)	PCB 19-15 (Palos Heights)
VILLAGE OF MOKENA, MOKENA	)	PCB 19-16 (Romeoville)
ILLINOIS, VILLAGE OF OAK LAWN, OAK	)	PCB 19-17 (IMTT Illinois)
LAWN ILLINOIS, VILLAGE OF DOLTON,	)	PCB 19-18 (Stepan)
DOLTON ILLINOIS, VILLAGE OF	)	PCB 19-19 (Park Forest)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-20 (Ozinga Ready Mix)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-21 (Ozinga Materials)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-22 (Midwest Marine)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-23 (Mokena)

FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-24 (Oak Lawn)
VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-25 (Dolton)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-26 (Glenwood)
GRANGE ILLINOIS, INOREDIION, INC.,	)	PCB 19-27 (Morton Grove)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-28 (Lansing)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-29 (Frankfort)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-30 (Winnetka)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-31 (La Grange)
SKYWAY CONCESSION COMPANY LLC,)	
VILLAGE OF ELWOOD, ELWOOD	)	PCB 19-33 (Channahon)
ILLINOIS, CITY OF CHICAGO, CHICAGO	)	PCB 19-34 (CCDTH)
ILLINOIS, VILLAGE OF CRESTWOOD,	)	PCB 19-35 (Niles)
CRESTWOOD ILLINOIS and VILLAGE OF	)	PCB 19-36 (Skyway)
RIVERSIDE, RIVERSIDE ILLINOIS	)	PCB 19-37 (Elwood)
	)	PCB 19-38 (Chicago)
Petitioners,	)	PCB 19-40 (Crestwood)
	)	PCB 19-48 (Riverside)
v.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

TO: See Attached Service List

PLEASE TAKE NOTICE that on September 23, 2019, the VILLAGE OF RIVERSIDE electronically filed with the Office of the Clerk of the Illinois Pollution Control Board its **RESPONSE BY PETITIONER VILLAGE OF RIVERSIDE TO THE QUESTIONS AND DRAFT ORDER OF ILLININOS POLLUTION CONTROL BOARD** copies of which are hereby served upon you.

Respectfully submitted,

The Village of Riverside

/s/ Dennis G. Walsh
One of Petitioner's Attorneys

Dennis G. Walsh
KLEIN, THORPE AND JENKINS, LTD.
20 North Wacker Drive, Suite 1660
Chicago, Illinois 60606
Ph: 312-984-6400
Fax: 312-984-6444
dgwalsh@ktjlaw.com

CERTIFICATE OF SERVICE

The undersigned attorney certified, under the penalties of perjury pursuant to 735 ILCS 5/1-109, that he caused a copy of the foregoing **RESPONSE BY PETITIONER VILLAGE OF RIVERSIDE TO THE QUESTIONS AND DRAFT ORDER OF ILLINIOS POLLUTION CONTROL BOARD** to be served via email transmittal from 20 N. Wacker Drive, Suite 1660, Chicago, Illinois 60606 on the 23th day of September, 2019 to the individuals listed on the attached service list.

/s/ Dennis G. Walsh

Dennis G. Walsh

Service List: Updated 4-22-2019

Albert Ettinger	Ettinger.Albert@gmail.com ;
Alexandra B. Ruggie	aruggie@cityofevanston.org ;
Alexandra Wyss	awyss@jolietcity.org ;
Amber M. Samuelson	ASamuelson@rmcj.com ;
Andrew N. Fiske	Andrew.fiske@hklaw.com ;
Benjamin Schuster	Benjamin.Schuster@hklaw.com ;
Brad Halloran	Brad.Halloran@illinois.gov ;
Brett Heinrich	bheinrich@vedderprice.com ;
Carl R. Buck	cbuck@rcklawfirm.com ;
Christopher J. Cummings	chris@CJCummingsLaw.com ;
Chuck Anthony	Anthony_Charles_R@cat.com ;
D. Danielle Grecic	DG@VNILES.com ;
Daniel Siegfried	Daniel.Siegfried@heplerbroom.com ;
David Mehlman	dmehlman@vedderprice.com ;
David Pfeifer	Pfeifer.david@epa.gov ;
David Rieser	David.Rieser@klgates.com ;
David S. Freeman	dfreeman@robbins-schwartz.com ;
David Silverman	dsilverman@msclawfirm.com ;
David Sosin	DSosin@sosinarnold.com ;
David Stoneback	dstoneback@cityofevanston.org ;
Dennis G. Walsh	dgwalsh@ktjlaw.com ;
Don Brown	Don.Brown@illinois.gov ;
Edward J. Bailey	ebailey@riverside.il.us ;
Eric E. Boyd	eboyd@thompsoncoburn.com ;
Erin K. Lavery	eklavery@ktjlaw.com ;
Felicia Frazier	ffrazier@odelsonsterk.com ;
Fredric P. Andes	fandes@btlaw.com ;
George Mahoney	gmahoney@msclawfirm.com ;
Hart M. Passman	hart.passman@hklaw.com ;
Hugh Dubose	hdubose@cityofevanston.org ;
James McCarthy	james.mccarthy@skokie.org ;
Jared Policicchio	jared.policicchio@cityofchicago.org ;
Jeff Fort	Jeffrey.fort@dentons.com ;
Jeff Fronczak	jeff.fronczak@cookcountyil.gov ;
Joanne M. Olson	Joanne.olson@illinois.gov ;
John F. Donahue	jdohahue@rmcj.com ;
John P. Antonopoulos	john@avlawoffice.net ;
Katherine D. Hodge	Katherine.Hodge@heplerbroom.com ;
Lindsay Birth	lindsay.birt@gza.com ;
Lindsey Ott	lott@cityofevanston.org ;
Margaret Conway	Margaret.conway@mwrdr.org ;
Mario Treto	mtreto@cityofevanston.org ;
Mark Burkland	mark.burkland@hklaw.com ;
Mark D. Goldich	mdgoldich@KTJLAW.com ;
Marron Mahoney	mmahoney@msclawfirm.com ;
Martin Shanahan	mshanahan@jolietcity.org ;

Service List: Updated 4-22-2019

Matthew D. Dougherty	Matthew.dougherty@illinois.gov ;
Matthew Welch	mwelch@montanawelch.com ;
Michael L. Lorge	mml@skokie.org ;
Michael Marovich	MAROVICH@HDOML.COM ;
Michael P. Murphy	mpm@heplerbroom.com ;
Michael R. Stiff	mstiff@spesia-taylor.com ;
Peter D. Coblentz	pcoblentz@rmcj.com ;
Peter Murphy	pmmlawyer@aol.com ;
Richard Rinchich	Richard.rinchich@oak.forest.org ;
Richard S. Porter	rporter@hinshawlaw.com ;
Scott F. Uhler	suhler@ktjlaw.com ;
Sonni Choi Williams	swilliams@lockport.org ;
Stacy Meyers	smeyers@openlands.org ;
Stefanie N. Diers	Stefanie.Diers@Illinois.gov ;
Steven M. Elrod	steven.elrod@hklaw.com ;
Teresa Hoffman Liston	tliston@mortongroveil.org ;
Thomas J. Condon, Jr.	tcondon@pjmchicago.com ;

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD)	
ILLINOIS, VILLAGE OF ORLAND PARK,)	
ORLAND PARK ILLINOIS, VILLAGE OF)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,)	
VILLAGE OF TINLEY PARK, TINLEY PARK)	
ILLINOIS, EXXONMOBIL OIL)	
CORPORATION, VILLAGE OF WILMETTE,)	
WILMETTE ILLINOIS, CITY OF COUNTRY)	
CLUB HILLS, COUNTRY CLUB HILLS)	
ILLINOIS, NORAMCO-CHICAGO, INC.,)	
FLINT HILLS RESOURCES JOLIET LLC,)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK	)	PCB 16-21 (Country Club Hills)
ILLINOIS, VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX, ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS	)	PCB 19-8 (Citgo Holdings)
HEIGHTS ILLINOIS, VILLAGE OF	)	PCB 19-9 (New Lenox)
ROMEOVILLE, ROMEOVILLE ILLINOIS,	)	PCB 19-10 (Lockport)
IMTT ILLINOIS LLC, STEPHA CO.,)	
VILLAGE OF PARK FOREST, PARK FOREST	)	PCT 19-12 (Crest Hill)
ILLINOIS, OZINGA READY MIX	)	PCB 19-13 (Joliet)
CONCREATE, INC., OZINGA MATERIALS,	)	PCB 19-14 (Morton Salt)
INC., MIDWEST MARINE TERMINALS LLC.	)	PCB 19-15 (Palos Heights)
VILLAGE OF MOKENA, MOKENA	)	PCB 19-16 (Romeoville)
ILLINOIS, VILLAGE OF OAK LAWN, OAK	)	PCB 19-17 (IMTT Illinois)
LAWN ILLINOIS, VILLAGE OF DOLTON,	)	PCB 19-18 (Stepan)
DOLTON ILLINOIS, VILLAGE OF	)	PCB 19-19 (Park Forest)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-20 (Ozinga Ready Mix)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-21 (Ozinga Materials)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-22 (Midwest Marine)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-23 (Mokena)

FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-24 (Oak Lawn)
VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-25 (Dolton)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-26 (Glenwood)
GRANGE ILLINOIS, INOREDION, INC.,	)	PCB 19-27 (Morton Grove)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-28 (Lansing)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-29 (Frankfort)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-30 (Winnetka)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-31 (La Grange)
SKYWAY CONCESSION COMPANY LLC,)	
VILLAGE OF ELWOOD, ELWOOD	)	PCB 19-33 (Channahon)
ILLINOIS, CITY OF CHICAGO, CHICAGO	)	PCB 19-34 (CCDTH)
ILLINOIS, VILLAGE OF CRESTWOOD,	)	PCB 19-35 (Niles)
CRESTWOOD ILLINOIS and VILLAGE OF	)	PCB 19-36 (Skyway)
RIVERSIDE, RIVERSIDE ILLINOIS	)	PCB 19-37 (Elwood)
	)	PCB 19-38 (Chicago)
Petitioners,	)	PCB 19-40 (Crestwood)
	)	PCB 19-48 (Riverside)
v.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

RESPONSE BY PETITIONER VILLAGE OF RIVERSIDE TO THE QUESTIONS AND DRAFT ORDER OF ILLINOIS POLLUTION CONTROL BOARD

In a December 20, 2018 Board order, the Illinois Pollution Control Board stated that it “may submit questions to the Joint Petitioners and the Agency through a Board or hearing officer order prior to the public hearing.” Village of Homewood et al., v. IEPA, PCB 16-14 (consol.), slip op. at 5 (December 20, 2018). To that end and to assist the Board in its consideration of the petitions, the parties were directed, pursuant to the Hearing Officer Order dated July 24, 2019, to file their respective responses to the questions found in the attachment to that Hearing Officer Order, by September 23, 2019. The Petitioners were also asked to comment on the draft language or propose revised language for a Board Order.

The Village of Riverside hereby joins in, adopts, and incorporates into its Response to the questions and the draft order of the Illinois Pollution Control Board, the response, suggestions, and markups contained in the Response to the questions and draft order of the Illinois Pollution Control Board filed by the Metropolitan Water Reclamation District of Greater Chicago (PCB 16-29) with the following comment with respect to draft Board Order Table 2: Individual Dischargers and Receiving Waters:

1. The key at the bottom on Page 28 lists CSC as CSG– Cal Sag Channel, this should be corrected.

The Village of Riverside appreciates the opportunity to respond to the questions and the draft order of the Illinois Pollution Control Board

Respectfully submitted,

The Village of Riverside, Riverside, Illinois

/s/ Dennis G. Walsh

One of Petitioner's Attorneys

Dennis G. Walsh
KLEIN, THORPE AND JENKINS, LTD.
20 North Wacker Drive, Suite 1660
Chicago, Illinois 60606
Ph: 312-984-6400
Fax: 312-984-6444
dgwalsh@ktjlaw.com