

ILLINOIS POLLUTION CONTROL BOARD

August 31, 2020

IN THE MATTER OF:)
)
STANDARDS FOR THE DISPOSAL OF) R 20-19
COAL COMBUSTION RESIDUALS IN) (Rulemaking – Land)
SURFACE IMPOUNDMENTS: PROPOSED)
NEW 35 ILL. ADM. CODE 845

HEARING OFFICER ORDER

On August 11, 12, 13 and 25, 2020, the first hearings were held in this matter. At the conclusion of the first hearings, several procedural matters were discussed off the record and agreed upon. This hearing officer order summarizes the substance of those procedural matters.

Second Hearing Dates

The July 14, 2020, hearing officer order in this matter set the dates and times for the second hearings. That notice was published in both the *Springfield Journal-Register* and the *Chicago Sun Times* on July 17, 2020. **Those dates are: September 29, 30, and October 1, 2020, beginning at 9 a.m.** The hearings will be physically held at the James R. Thompson Center in Chicago and also available via WebEx and telephone. Information on how to participate is available in the hearing officer order of July 14, 2020.

Participants noted the possibility of needing a fourth day of hearings. It was agreed that the hearings will continue, if necessary, on **October 6, 2020**, as well.

Upcoming Dates

The July 14, 2020, hearing officer order set a prehearing teleconference for 10 a.m. on September 14, 2020. A hearing officer order with the phone number and passcode, as well as outline of issues that will be discussed will be issued closer to that date.

As stated in the July 14, 2020 order, prefiled questions based on prefiled testimony must be filed electronically by September 10, 2020. Prefiled answers based on those questions must be filed electronically by September 24, 2020.

Public Comments

The Board will continue to accept written public comment in a manner that is simplified for the public. Members of the public are able to mail or e-mail the Board's Clerk directly with their written comments and those will be filed in the docket. The requirement that public comments be served upon the entire service list is waived for this matter. When the comment is emailed to the clerk, the Clerk will file it in the docket.

The Board's Clerk is Don Brown and his email address is: Don.Brown@Illinois.gov. He is also available by telephone to answer any specific filing questions participants might have. His phone number is (312) 814-3461. This contact information is available on the Board's website: www.pcb.illinois.gov.

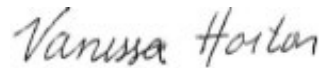
Members of the public will also be welcome to attend the second hearings in this matter, September 29, 30, October 1 and 6, 2020, in person, or via WebEx Video and or telephone. Please note that the telephone number is not toll free. The transcript of the entire hearing will be posted in the docket as well and will be available for all to access. The hearing officer requests that if participants know of individuals who would like to provide oral public comment, e-mail the hearing officer by 5 p.m. on September 25, 2020, so that specific time can be devoted during the second hearing for public comment. The Clerk will post in the docket a schedule of public comments (names and times) by noon on September 28, 2020.

During the second hearings, there will be time dedicated solely to public comment. Those public comment times will be:

**September 30, 2020, from noon to 1:30 p.m., in person or via WebEx; and
October 1, 2020, from 5:30 p.m. to 7 p.m. , solely via WebEx.**

If the hearing room is at capacity, persons wishing to make public comment will be asked to line up outside the room (in a socially distant manner) and will be ushered in to the room to make their comment. If participants will require an interpreter during the above-mentioned public comment periods in the second hearing, e-mail the hearing officer by September 22, 2020, with the formal request.

IT IS SO ORDERED.



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