

**ATTACHMENT
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OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

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Division of Legal Counsel

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Environmental Protection
Agency

January 15, 2009

Ms. Linda Holst
Water Division, Water Quality Branch, Chief
United States Environmental Protection Agency Region 5
77 West Jackson Boulevard (WQ-16J)
Chicago, IL 60604-3590

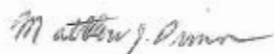
**Re: In the Matter of: Triennial Review of Sulfate and Total Dissolved Solids
Water Quality Standards: Proposed Amendments to 35 Ill. Adm. Code
302.102(b)(6), 302.102(b)(8), 302.102(b)(10), 302.208(g), 309.103(c)(3),
405.109(b)(2)(A), 405.109(b)(2)(B), 406.100(d); Repealer of 35 Ill. Adm. Code
406.203, 406.209, and Part 407; and Proposed New 35 Ill. Adm. Code
302.208(h), Pollution Control Board docket number R07-9**

Dear Ms. Holst:

The Illinois Attorney General's Office has reviewed Illinois Pollution Control Board ("Board") docket R07-9 for compliance with Illinois state law. Docket R07-9 revises the State of Illinois' water quality standards for sulfate and total dissolved solids ("TDS") for General Use waters. The rulemaking proposal was submitted to the Board on October 23, 2006 by the Illinois Environmental Protection Agency. Pursuant to 5 ILCS 100/5-40, the Joint Committee on Administrative Rules determined on August 19, 2008 that no objection to this rulemaking would be issued. On September 19, 2008, the Board's final regulations were published at 32 *Ill. Reg.* 14978.

Pursuant to 40 CFR 131.6, the Illinois Attorney General's Office certifies that the new water quality standard within Board docket R07-9 was duly adopted pursuant to the rulemaking procedures of Illinois state law. This certification pursuant to 40 CFR 131.6 does not address the substance of the underlying rule. Please contact me if you have any questions or concerns regarding this matter.

Sincerely,



Matthew J. Dunn, Chief
Environmental Enforcement/
Asbestos Litigation Division
Illinois Attorney General's Office
69 West Washington Street, 18th Floor
Chicago, IL 60602
312-814-2521

cc: Robert A. Messina, Chief Legal Counsel, Illinois EPA
Deborah J. Williams, Assistant Legal Counsel, Illinois EPA
RoseMarie Cazeau, Bureau Chief, Environmental Bureau North, Illinois AGO
Andrew Armstrong, Assistant Attorney General, Illinois AGO