
Environmental Register

July 2005 - Number 613

The Environmental Register is a Publication of the Illinois Pollution Control Board

J. Philip Novak, Chairman

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Letter from the Chairman

While adjudicating contested cases is a large part of the Pollution Control Board's workload, Section 5(b) of the Environmental Protection Act (Act) provides that "[t]he Board shall determine, define and implement the environmental control standards applicable in the State of Illinois." This rulemaking process is a very important responsibility, and the Board expects a full schedule of this activity in the next several months.

The Board's semi-annual regulatory agenda recently appeared in the *Illinois Register* at 29 Ill. Reg. 10503-54. You can also view it on and download it from the Web at <http://www.ipcb.state.il.us/documents/dsweb/Get/Document-48409/July%2005.pdf>. The proposals summarized below won't necessarily be filed during the second half of the calendar year, and the Board may take up other proposals, but the Board expects to begin considering the following issues in the next six months.



Clean Construction or Demolition Debris (CCDD) Fill Operations: These proposed new rules will create procedures for permitting CCDD fill operations pursuant to Public Act 94-0272 (Senate Bill 431).

Municipal Waste Transfer Stations: These stations are increasing in number and importance in Illinois' waste management system but are now regulated under standards developed primarily for solid waste landfills. In addition, the United States Environmental Protection Agency (USEPA) recently published guidance on the best practices in transfer station siting, design and operation. In light of these factors, the Illinois Environmental Protection Agency (IEPA) is developing new and more specific requirements for design, construction, operation, and closure of municipal waste transfer stations as well as procedures for obtaining permits. The proposal is expected to include stations accepting garbage and general household and commercial waste, those accepting exclusively construction and demolition debris, and those accepting exclusively landscape waste.

Nitrogen Oxides Emissions: Public Act 93-0669 (effective March 19, 2004) authorized the IEPA to sell certain allowances and to disburse the proceeds, and the Board expects a proposal implementing this legislation. The Board also expects this proposal to include emission controls for large stationary internal combustion engines, as required by the state's NOx State Implementation Plan (SIP) Call issued by the USEPA.

Site Remediation Program: Because these sites involving the clean up of contaminants released to soil or groundwater may generate public attention and concern, the IEPA expects to propose new rules requiring them to develop and implement a Community Relations Plan.

Sludge Management Standards: The Board expects the IEPA to file a proposal relating to land application of sewage sludge. These rules would establish pollutant limits, pathogen reduction requirements, and vector control measures.

Tiered Approach to Corrective Action Objectives (TACO): Since the Board adopted TACO regulations in 1997, implementation of those rules has generated the need for various amendments, corrections, and clarifications.

Water Quality Standards: The IEPA is now preparing a proposal relating to water quality standards for total dissolved solids, sulfate, and chloride, which will be used to determine compliance with various requirements under the federal Clean Water Act.

The Board will continue to decide contested cases, but these new rulemaking dockets would become a large and important part of our activity. Naturally, the Board will continue to consider its active rulemaking dockets, including those addressing underground storage tanks, water quality standards for radium, and interim phosphorus effluent standards. The Board invites you to take part in all of these proceedings and assist in making sound environmental policy for the people of our state.

Sincerely,

A handwritten signature in black ink that reads "J. Philip Novak". The signature is written in a cursive, slightly slanted style.

J. Philip Novak
Chairman

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Federal Update

Under the Clean Air Act, United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants for Organic Chemical Manufacturing

In a July 1, 2005 direct final rule (70 Fed. Reg. 38553), the United States Environmental Protection Agency (USEPA) amended the national emission standards for hazardous air pollutants (NESHAP) for miscellaneous organic chemical manufacturing. USEPA adopted the rule under the authority of section 112 of the Clean Air Act (CAA).

USEPA amended the NESHAP by clarifying the compliance requirements for flares and the alternative standard, which limits the outlet concentration to 20 parts per million. Additionally, USEPA amended the NESHAP by: extending the vapor balancing alternative to cover transfers from barges to storage tanks; amending the procedures for correcting measured concentrations at the outlet of combustion devices to correct for dilution by supplemental gas; and clarifying the signature requirements for the notification of compliance status report.

The direct final rule amendments also specify requirements for effluent from control devices, clarify the definition of the term “continuous process vent,” and correct several referencing and drafting errors. USEPA issued the amendments by direct final rule, without prior proposal, because it views the revisions as noncontroversial. USEPA also published a separate document that will serve as the proposal in the event that timely adverse comments are received.

The direct final rule is effective on August 30, 2005, without further notice, unless USEPA receives adverse written comment by August 1, 2005, or if a public hearing is requested by July 11, 2005. If USEPA receives such comments or a hearing is requested, USEPA will publish a timely withdrawal in the *Federal Register* indicating which provisions will become effective, and which provisions are being withdrawn due to adverse comment.

Submit comments, identified by Docket ID No. OAR-2003-0121, to USEPA by one of the following methods:

- 1) Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.
- 2) Agency Web site: <http://www.epa.gov/edocket>. EDOCKET, USEPA's electronic public docket and comment system, is USEPA's preferred method for receiving comments. Follow the on-line instructions for submitting comments.
- 3) E-mail: air-and-r-docket@epa.gov.
- 4) Mail: EPA Docket Center, Environmental Protection Agency, Mailcode: 6102T, 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

For further information contact Mr. Randy McDonald, Organic Chemicals Group, Emission Standards Division (Mail Code C504-04), Office of Air Planning and Standards, EPA, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5402, email address mcdonald.randy@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2004)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

Under the Clean Air Act, United States Environmental Protection Agency Amends the Highway Diesel Rule to Control Emissions of Air Pollution From Diesel Fuel

On July 15, 2005 (70 Fed. Reg. 40889), the United States Environmental Protection Agency took direct final action to correct, amend, and revise certain provisions of two rules: the Highway Diesel Rule adopted on January 18, 2001 (66 FR 5002), and the Nonroad Diesel Rule adopted on June 29, 2004 (69 FR 38958).

The Highway Diesel Rule established a comprehensive national control program to regulate the heavy-duty vehicle and its fuel as a single system. As part of this program, new emission standards will begin to take effect in model year 2007, and will apply to heavy-duty highway engines and vehicles. These standards are based on the use of high-efficiency catalytic exhaust emission control devices or comparably effective advanced technologies.

The Nonroad Diesel Rule adopted new emission standards for nonroad diesel engines and sulfur reductions in nonroad diesel fuel to reduce harmful emissions. This national program also regulates nonroad diesel engines and diesel fuel as a system. New engine standards will begin to take effect in the 2008 model year, phasing in over a number of years. These standards are based on the use of advanced exhaust emission control devices.

In the July 15, 2005 amendments, USEPA made minor corrections to clarify the regulations governing compliance with the diesel fuel standards. These minor corrections focus primarily on the Nonroad Rule, however, some may affect provisions contained in the Highway Rule that were overlooked at the time the Nonroad Rule was finalized. Additionally, USEPA amended the designate and track provisions to account for companies within the fuel distribution system that perform more than one function related to fuel production and/or distribution. According to USEPA, this will alleviate the problem of inaccurate volume balances due to a company performing multiple functions. Finally, with respect to the generation of fuel credits, USEPA revised the regulatory text to allow refiners better access to early highway diesel fuel credits. The intention of this amendment is to help ensure a smooth transition to ultra low-sulfur diesel fuel nationwide.

This direct final rule is effective on August 29, 2005 without further notice, unless USEPA receives adverse comments by August 15, 2005 or receives a request for a public hearing by August 1, 2005. If any adverse comments or requests for a hearing are received within the time frame described above, USEPA will publish a timely withdrawal in the *Federal Register* informing the public that this rule will not take effect.

All comments and materials relevant to this action should be submitted to Public Docket No. OAR-2005-0134 at the following address: U.S. Environmental Protection Agency (EPA), Air Docket (6102), Room M-1500, 401 M Street, SW., Washington, DC 20460.

For further information contact Tia Sutton, U.S. EPA, National Vehicle and Fuels Emission Laboratory, Assessment and Standards Division, 2000 Traverwood, Ann Arbor, MI 48105; telephone (734) 214-4018, fax (734) 214-4816, e-mail at sutton.tia@epa.gov.

If any amendments to the Illinois air rules become necessary, the Board would expect the Illinois Environmental Protection Agency to propose amendments using the Clean Air Act “fast-track” procedures at Section 28.5 of the Environmental Protection Act (415 ILCS 5/28.5 (2004)).

United States Environmental Protection Agency Orders IEPA to Reopen Two Air Operating Permits for Midwest Generation Facilities At Request of Chicago Legal Clinic on behalf of Citizens Against Ruining the Environment

On July 21, 2005 (70 Fed. Reg. 42062), the United States Environmental Protection Agency (USEPA) Administrator ordered the Illinois Environmental Protection Agency (IEPA) to reopen two draft air operating permits. The Administrator acted in response to two citizen petitions asking USEPA to object to air operating permits the IEPA proposed to issue to Midwest Generation for its Romeoville and Joliet stations. The USEPA Administrator partially granted and partially denied each of the petitions submitted by the Chicago Legal Clinic on behalf of Citizens Against Ruining the Environment (petitioner) to object to the proposed operating permits.

Pursuant to section 505(b)(2) of the Clean Air Act (CAA), the petitioner may seek judicial review in the United States Court of Appeals for the appropriate circuit of those portions of the petitions that USEPA denied. The Act grants USEPA a 45-day period to review, and object to (as appropriate), operating permits proposed by the IEPA. Section 505(b)(2) of the CAA authorizes any person to petition the USEPA Administrator within 60 days after the

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expiration of the USEPA review period to object to State operating permits if USEPA has not done so. Petitions must be based only on objections to the permit that were raised with reasonable specificity during the IEPA's public comment period, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

On January 26, 2004, USEPA received from the Chicago Legal Clinic petitions requesting that USEPA object to the proposed operating permits for the Midwest Generation Romeoville and Joliet stations. The petitions raised issues regarding the permit application, the permit issuance process, and the permits themselves. Chicago Legal Clinic asserted that the permits:

- (1) failed to comply with State and Federal requirements;
- (2) allowed excess emissions during startup and malfunction, contrary to USEPA policy;
- (3) contained conditions that are not practically enforceable;
- (4) allowed the plant to continue to operate in a manner that caused severe health impacts on the surrounding communities;
- (5) contained numerous typographical errors, mistakes, and omissions;
- (6) were legally inadequate because they did not impose enforceable schedules to remedy non-compliance; and
- (7) failed to address mercury and other hazardous air pollutants.

In his July 21, 2005 action, the USEPA Administrator issued orders partially granting and partially denying the petitions. The orders explained the reasons behind USEPA's conclusion that the IEPA must reopen the permits to:

- (1) address Petitioner's significant comments;
- (2) include periodic monitoring in compliance with 40 CFR 70.6(a)(3)(i)(B);
- (3) remove the note stating that compliance with the carbon monoxide limit is inherent;
- (4) explain in the statement of basis how it determined in advance that the permittee had met the requirements of the Illinois State Implementation Plan (SIP) or to specify in the permit that continued operation during malfunction or breakdown will be authorized on a case-by-case basis if the source meets the SIP criteria;
- (5) remove language which is not required by the underlying applicable requirement or explain in the permit or statement of basis how this language implements the underlying applicable requirement;
- (6) remove "established startup procedures," include the startup procedures in the permit, or include minimum elements of the startup procedures that would "affirmatively demonstrate that all reasonable efforts have been made to minimize startup emissions, duration of individual startups and frequency of startups";
- (7) require the owner or operator of the sources to report to the agency "immediately" or explain how the phrase "as soon as possible" meets the requirements of the SIP;
- (8) remove "reasonably" and "reasonable" from relevant permit terms or define or provide criteria to determine "reasonably" and "reasonable" that meet the requirements of the SIP;
- (9) remove the term "reasonable" from the relevant permit conditions in accordance with the language in part 70, section 504 of the Clean Air Act or section 39.5 of the Illinois Environmental Protection Act;
- (10) remove the ability to waive the testing requirements or explain how such a waiver would meet the requirements of part 70;
- (11) define "extraordinary circumstances" in a manner consistent with the requirements of the SIP or remove the language from the permit;

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- (12) remove “summary of compliance” from the permit or clarify the term such that the reader understands what a “summary of compliance” must contain and how the summary relates to the control measures;
- (13) include appropriate prompt reporting requirements or explain how and where the permit meets the prompt reporting requirements of part 70; and
- (14) insert “which” after “any new process emission unit” to be consistent with the SIP.

The orders also explain the reasons for denying Chicago Legal Clinic's remaining claims.

Copies of the final orders, the petitions, and other supporting information may be viewed at the USEPA Region 5 Office, 77 West Jackson Boulevard, Chicago, Illinois 60604. Additionally, the USEPA's final orders for the Midwest Generation Romeoville and Joliet stations are available electronically at:
<http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitiondb2004.htm>.

For further information contact Pamela Blakley, Chief, Air Permitting Section, Air Programs Branch, Air and Radiation Division, USEPA, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, telephone (312) 886-4447.

Board Actions

July 7, 2005

Via Videoconference

Springfield and Chicago, Illinois

Administrative Citations

AC 04-79	<u>City of Chicago Department of Environment v. National Material Limited Partnership</u> – In response to a joint stipulation and settlement agreement in this administrative citation action involving a Cook County facility, the Board found that respondent had violated Section 21(p)(4) of the Environmental Protection Act (415 ILCS 5/21(p)(4) (2004)) and ordered respondent to pay a civil penalty of \$1,500. The Board also granted the parties' joint motion to dismiss respondent's petition for review and the alleged violation of 415 ILCS 5/21(p)(6) (2004).	4-0
AC 04-82	<u>IEPA v. John Brown d/b/a John Brown Painting</u> – The Board entered a final opinion and order requiring respondent to pay hearing costs of the Illinois Environmental Protection Agency and the Board in the amount of \$404.83 and a civil penalty of \$3,000. This order follows the Board's interim order of May 19, 2005, which found that this respondent had violated Section 21(p)(1) and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(7) (2004)) at his Massac County facility.	4-0
AC 05-69	<u>IEPA v. Waste Management of Illinois, Inc. and Michael Wiersema</u> – The Board found that these DeKalb County respondents violated Section 21(o)(5) of the Environmental Protection Act (415 ILCS 5/21(o)(5) (2004)), and ordered respondents to pay a civil penalty of \$500.	4-0
AC 05-70	<u>IEPA v. James Stutsman</u> – The Board accepted for hearing this petition for review of an administrative citation against this Mason County respondent.	4-0

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AC 05-71	<u>IEPA v. Gene Breeden</u> – The Board found that this Iroquois County respondent violated Section 21(p)(1) and (p)(3) of the Act (415 ILCS 5/21(p)(1), (p)(3) (2004)), and ordered respondent to pay a civil penalty of \$3,000.	4-0
AC 05-72	<u>IEPA v. Gary Clover d/b/a Clover Concrete</u> – The Board accepted for hearing this petition for review of an administrative citation against this Williamson County respondent.	4-0
AC 05-74	<u>IEPA v. Richard Holmes d/b/a Rich’s Towing and Linda Holmes</u> – The Board accepted for hearing respondent Linda Holmes’ petition for review of an administrative citation. Because Richard Holmes d/b/a Rich’s Towing (Richard Holmes) failed to timely file a petition for review, the Board found that this Jackson County respondent violated Section 21(p)(1) of the Act (415 ILCS 5/21(p)(1) (2004)), and ordered Richard Holmes to pay a civil penalty of \$1,500.	4-0
AC 05-75	<u>County of Montgomery v. Lawrence & Tina Dickenson</u> – The Board found that these Montgomery County respondents violated Sections 21(p)(1) and (p)(7) of the Act (415 ILCS 5/21(p)(1), (p)(7) (2004)), and ordered respondents to pay a civil penalty of \$3,000.	4-0
AC 05-76	<u>County of Jackson v. Gary D. Clover</u> – The Board accepted for hearing this petition for review of an administrative citation against this Jackson County respondent.	4-0

Decisions

PCB 04-194	<u>People of the State of Illinois v. Dur-O-Wal, Inc.</u> – In this water enforcement action concerning a Kane County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$30,000, and to cease and desist from further violations.	4-0 W-E
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Motions and Other Matters

PCB 04-12	<u>Teresa L. Shepro as Trustee of the Justice W. Shepro Trust, and Teresa L. Shepro and Frank Wiemerslage as Beneficiaries Under Trust No. 898 of the Chicago Trust Company v. Newby Oil Company, David E. Tripp, and Janice L. Tripp</u> – The Board granted complainants’ motion for voluntary dismissal of this citizens’ land and water enforcement involving a DeKalb County facility.	4-0 Citizens L&W-E
PCB 04-205	<u>People of the State of Illinois v. All States Painting, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air and water enforcement action involving a Morgan County facility, the Board ordered publication of the required newspaper notice.	4-0 A&W-E

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PCB 04-215	<u>Commonwealth Edison Company v. IEPA Midwest Generation EME, L.L.C. v. IEPA</u> – The Board declined to consolidate these two trade secret appeals, PCB 04-215 and PCB 04-216, at this time. The Board directed the hearing officer to consider holding the two hearings consecutively and to otherwise manage these cases so as to allow for the most efficient use of the resources of the Board and the parties. In addition, the Board granted petitioner ComEd’s motion to strike from the PCB 04-215 docket pleadings unrelated to that appeal, and directed the Clerk to amend the records of each appeal as needed to ensure that neither record contains any filing related solely to the other appeal. The Board reserved ruling on all other pending issues.	4-0
PCB 04-216 (not cons.)		T-S Appeal
PCB 05-148	<u>People of the State of Illinois v. Concrete Specialties, Co.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action involving a Cook County facility, the Board ordered publication of the required newspaper notice.	4-0 A-E
PCB 05-155	<u>Midwest Petroleum Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a St. Clair County facility.	4-0 UST Appeal
PCB 05-184	<u>Harvey B. Whitaker v. IEPA</u> – The Board dismissed this underground storage tank appeal due to petitioner’s failure to comply with the Board’s April 21, 2005 order, which ordered petitioner to file an amended petition to cure noted deficiencies within 30 days.	4-0 UST Appeal
PCB 05-193	<u>Vernon and Elaine Zohfeld v. Bob Drake, Wabash Valley Service Company, Michael J. Pfister, Noah D. Horton, and Steve Kinder</u> – The Board found that the alleged violations were neither duplicative nor frivolous, struck complainants’ request for attorney fees and costs, and accepted for hearing this matter involving a Hamilton County site.	4-0 Citizens A-E
PCB 05-196	<u>Kapp, Inc. v. Hartley Carlton individually and d/b/a One Hour Cleaners</u> –The Board found that the alleged violations were neither duplicative nor frivolous and accepted for hearing this matter involving a Macon County site.	4-0 Citizens L-E
PCB 05-215	<u>People of the State of Illinois v. First Rockford Group, Inc., Village of Cherry Valley, Heritage Engineering, Ltd., and Schlichting & Sons Excavating, Inc.</u> – The Board accepted for hearing this public water supply enforcement action involving a site located in Winnebago County.	4-0 PWS-E
PCB 05-218	<u>13 East Quick Stop v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Williamson County facility.	4-0 UST Appeal
PCB 05-219	<u>People of the State of Illinois v. Conair Corporation</u> – The Board accepted for	4-0

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hearing this air, land, and Resource Conservation and Recovery Act, enforcement action involving a site located in Champaign County.

A, L, &
RCRA-E

PCB 05-221 People of the State of Illinois v. Ron Freeman individually and d/b/a Harbor Lites-Pistakee Fishing Club – The Board accepted for hearing this public water supply enforcement action involving a site located in Lake County. 4-0
PWS-E

July 21, 2005 Chicago, Illinois

Administrative Citations

AC 05-28 County of Vermilion, Illinois v. Bill Wernigk – In response to a joint stipulation and settlement agreement in this administrative citation action involving a Vermilion County facility, the Board found that respondent had violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2004)) and ordered respondent to pay a civil penalty of \$3,000. The Board also granted the parties' joint motion to dismiss respondent's petition for review and the alleged violation of 415 ILCS 5/21(p) (7) (2004). 5-0

Decisions

PCB 03-222 People of the State of Illinois v. Mecalux Illinois, Inc. – In this air enforcement action concerning a Kane County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$45,000 and to cease and desist from further violations. 5-0
A-E

PCB 04-162 People of the State of Illinois v. Asbestos Control and Environmental Service Corporation – In this air enforcement action concerning a Cook County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$20,000 and to cease and desist from further violations. 5-0
A-E

PCB 05-13 People of the State of Illinois v. Paul DiFranco, Sr. and Mark's Construction, Inc. – In this air enforcement action concerning a Kane County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2004)), accepted a stipulation and settlement agreement and ordered the respondent to pay a total civil penalty of \$22,000, and to cease and desist from further violations. 5-0
A-E

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Motions and Other Matters

PCB 01-51	<u>Georgia-Pacific Tissue, L.L.C. v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Cook County facility.	5-0 P-A, Air
PCB 03-70	<u>Illinois Ayers Oil Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Cass County facility.	5-0 UST Appeal
PCB 04-72	<u>Willaredt Oil Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Macon County facility.	5-0 UST Appeal
PCB 04-139	<u>People of the State of Illinois v. Decatur Foundry, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Macon County facility, the Board ordered publication of the required newspaper notice.	5-0 L-E
PCB 04-186	<u>Waste Management of Illinois, Inc. v. County Board of Kankakee County</u> – The Board denied Keith L. Runyon’s motions to intervene, and then denied petitioner’s motion to strike those motions as moot.	5-0 P-C-F-S-R
PCB 05-29	<u>Mather Investment Properties, L.L.C. v. Illinois State Trapshooters Association, Inc.</u> – The Board found that the alleged violations were neither duplicative nor frivolous and accepted for hearing this matter involving a Sangamon County site. The Board denied the motion for stay and directed the hearing officer to proceed expeditiously to hearing.	5-0 Citizens L-E
PCB 05-109	<u>Paul Johnson, Inc. v. IEPA and City of Waterman, Illinois</u> – The Board granted petitioner’s motion to file certificate of acceptance instanter and accepted the signed certificate of acceptance of conditions contained in the Board’s May 19, 2005 opinion and order, granting the requested water well setback exception.	5-0 WWS
PCB 05-127	<u>Richard Karlock v. IEPA</u> – The Board denied petitioner’s motion for summary judgment. The Board granted respondent’s motion for summary judgment and affirmed the IEPA’s December 10, 2004 decision denying reimbursement for cost associated with site investigation due to a lack of supporting documentation.	5-0 UST Appeal
PCB 05-157	<u>Grand Pier Center L.L.C. and American International Specialty Lines Insurance Co. as subrogee of Grand Pier Center L.L.C. v. River East L.L.C., Chicago Dock and Canal Trust, Chicago Dock and Canal Company, and Kerr-McGee Chemical L.L.C.</u> – The Board accepted respondent Kerr-McGee’s counter-complaint for hearing.	5-0 L-E

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PCB 05-165	<u>Century Chevy v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this McLean County facility.	5-0 UST Appeal
PCB 05-185	<u>Johnson Oil Company (Arcola) v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Douglas County facility.	5-0 UST Appeal
PCB 06-2	<u>People of the State of Illinois v. Laidlaw Corporation</u> – The Board accepted for hearing this land enforcement action involving a site located in Massac County.	5-0 L-E
PCB 06-3	<u>People of the State of Illinois v. Lake Egypt Water and Wastewater District</u> – The Board accepted for hearing this water enforcement action involving a site located in Williamson County.	5-0 W-E
PCB 06-4	<u>People of the State of Illinois v. Leonard Foster d/b/a Rivercrest Mobile Home Park</u> – The Board accepted for hearing this public water supply enforcement action involving a site located in Kankakee County.	5-0 PWS-E
PCB 06-5	<u>People of the State of Illinois v. GKN Aerospace North America, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this Resource Conservation and Recovery Act enforcement action involving a St. Clair County facility, the Board ordered publication of the required newspaper notice.	5-0 RCRA-E
PCB 06-6	<u>ESG Watts, Inc. (Taylor Ridge/Andalusia Landfill) v. IEPA</u> – The Board ordered petitioner to file an amended petition to cure noted deficiencies within 30 days, or the matter would subject to dismissal.	5-0 P-A, Land
PCB 06-8	<u>People of the State of Illinois v. Bridgeport Grain, Inc.</u> – The Board accepted for hearing this air enforcement action involving a site located in Lawrence County.	5-0 A-E

New Cases

July 7, 2005 Board Meeting

05-215 People of the State of Illinois v. First Rockford Group, Inc., Village of Cherry Valley, Heritage Engineering, Ltd., and Schlichting & Sons Excavating, Inc. – The Board accepted for hearing this public water supply enforcement action involving a site located in Winnebago County.

05-216 Wayne Haser v. TNT Logistics – The Board held for a later duplicative/frivolous determination this citizen's noise enforcement action involving a Will County facility.

05-217 Ken Blouin v. TNT Logistics – The Board held for a later duplicative/frivolous determination this citizen's noise enforcement action involving a Will County facility.

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05-218 13 East Quick Stop v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a Williamson County facility.

05-219 People of the State of Illinois v. Conair Corporation – The Board accepted for hearing this air, land, and Resource Conservation and Recovery Act, enforcement action involving a site located in Champaign County.

05-220 Kenneth E. Medema, Jr. v. TNT Logistics – The Board held for a later duplicative/frivolous determination this citizen’s noise enforcement action involving a Will County facility.

05-221 People of the State of Illinois v. Ron Freeman individually and d/b/a Harbor Lites-Pistakee Fishing Club – The Board accepted for hearing this public water supply enforcement action involving a site located in Lake County.

AC 05-078 County of Kankakee v. Municipal Trust & Savings Bank Trust #1605 – No action taken.

AC 05-079 IEPA v. Richard Lee Tedrow and Penny E. Tedrow – The Board accepted an administrative citation against these Pike County respondents.

AC 05-080 County of Kankakee v. John and Ella Hall and South Holland Trust #10897 – The Board accepted an administrative citation against these Kankakee County respondents.

July 21, 2005 Board Meeting

06-001 Robert F. Kasella, Jr. v. Kellie R. Kasella v. TNT Logistics – The Board held for a later duplicative/frivolous determination this citizens’ noise enforcement action involving a Will County facility.

06-002 People of the State of Illinois v. Laidlaw Corporation – The Board accepted for hearing this land enforcement action involving a site located in Massac County.

06-003 People of the State of Illinois v. Lake Egypt Water and Wastewater District – The Board accepted for hearing this water enforcement action involving a site located in Williamson County.

06-004 People of the State of Illinois v. Leonard Foster d/b/a Rivercrest Mobile Home Park – The Board accepted for hearing this public water supply enforcement action involving a site located in Kankakee County.

06-005 People of the State of Illinois v. GKN Aerospace North America, Inc. – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this Resource Conservation and Recovery Act enforcement action involving a St. Clair County facility, the Board ordered publication of the required newspaper notice.

06-006 ESG Watts, Inc. (Taylor Ridge/Andalusia Landfill) v. IEPA – The Board ordered petitioner to file an amended petition to cure noted deficiencies within 30 days, or the matter would subject to dismissal.

06-007 Lawrence Keith Padgett and Charlotte Ann Padgett v. Attorney’s Title Guaranty Fund, Inc. – The Board held for a later duplicative/frivolous determination this citizens’ noise enforcement action involving a Champaign County facility.

06-008 People of the State of Illinois v. Bridgeport Grain, Inc. – The Board accepted for hearing this air enforcement action involving a site located in Lawrence County.

AC 06-001 County of Vermilion, Illinois v. Phil Rouse – The Board accepted for hearing this petition for review of an administrative citation against this Vermilion County respondent.

Calendar

8/4/05 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>	Illinois Pollution Control Board Hearing Room 1021 North Grand Avenue East Springfield
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8/18/05 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		James R. Thompson Center Hearing Room 9-040 100 W. Randolph Street Chicago
8/24/05 10:00 AM	PCB 05-97	Henson Oil Co. v. IEPA	Illinois Pollution Control Board Hearing Room 1021 North Grand Avenue East, (North Entrance) Springfield
8/25/05 10:30 AM	R04-25	In the Matter of: Proposed Amendments to Dissolved Oxygen Standards 35 Ill. Adm. Code 302.206	Michael A. Bilandic Building Room N505 Fifth Floor 160 N. LaSalle Chicago
9/1/05 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago And 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
9/1/05 1:30 PM	R03-09	In the Matter of: Proposed New and Updated Rules for Measurement and Numerical Sound Emissions Standards Amendments to 35 Ill. Adm. Code 901 and 910	Illinois Pollution Control Board Hearing Room 1021 North Grand Avenue East, (North Entrance) Springfield
9/9/05 12:00 PM	AC 05-02	IEPA v. Lester Smith	City Hall Council Chambers 106 W. Fifth Street Metropolis
9/15/05 11:00 AM	<u>Illinois Pollution Control Board Meeting</u>		James R. Thompson Center Hearing Room 09-040 100 W. Randolph Street Chicago

LISTINGS OF ADJUSTED STANDARDS AND COMBINED SEWER OVERFLOW
EXCEPTIONS GRANTED BY THE BOARD DURING FISCAL YEAR 2005

Section 28.1(d)(3) of the Environmental Protection Act (Act) (415 ILCS 5/28.1(d)(3) (2004)) requires the Board to annually publish in the *Illinois Register* and *Environmental Register* a listing of all determinations made pursuant to Section 28.1 at the end of each fiscal year. This notice sets forth all adjusted standard and combine sewer overflow exception determinations made by the Board during the fiscal year 2005 (July 1, 2004, through June 30, 2005).

**Final Actions Taken by the Pollution Control Board in Adjusted Standards Proceedings During Fiscal Year
2005 (July 1, 2004 through June 30, 2005)**

Docket/Docket Title

Final Determination

In the Matter Of: Petition of Prairie Material
Sales, Inc. for an Adjusted Standard From: 35 Ill.

The Board granted Prairie Material Sales' motion to voluntarily withdraw this petition for an adjusted

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- Adm. Code 811, 814 (July 22, 2004), AS 01-10 standard from various Board regulations to allow permit issuance for the on-site disposal of cement kiln dust in an old surface mine at the Dixon, Lee County facility.
- In the Matter Of: Petition of Crownline Boats, Inc. for an adjusted Standard from 35 Ill. Adm. Code 215.301 (July 22, 2004), AS 04-01 The Board granted this West Frankfurt, Franklin County facility an adjusted standard, subject to certain conditions, from certain volatile organic material (VOM) requirements related to the materials and methods the company uses to manufacture fiberglass boats. The adjusted standard exempts the facility from the requirement found at 35 Ill. Adm. Code 215.301, which limits organic material emissions to being no more than 8lb/hr.
- In the Matter Of: Petition of Noveon, Inc. for an adjusted standard from 35 Ill. Adm. Code 304.122 (November 4, 2004), AS 02-05 The Board granted this Henry, Marshall County specialty chemicals manufacturing facility an adjusted standard, subject to conditions, expiring November 4, 2011. The adjusted standard raises the level of allowable total ammonia nitrogen concentrations in the discharge from 3.0 mg/L to 155 mg/L.
- In the Matter Of: Petition of Hayden Wrecking Corporation for an Adjusted Standard from 35 Ill. Adm. Code 620.410(a) (January 6, 2005), AS 04-03 The Board granted Hayden an adjusted standard, subject to conditions, for two landfills covering 13 acres near the intersection of Illinois Route 203 and Interstate Highway 55/70 in St. Clair County. The Board granted relief from Class I groundwater standards for arsenic, lead, iron, and manganese. The site will be used as a parking lot, and the adjusted standard allows Hayden to avoid remedying contamination originating from an upgradient former landfill property Hayden neither owns nor controls.
- In the Matter Of: Petition of the SCA Tissue North America, L.L.C. for an Adjusted Standard from 35 Ill. Adm. Code 218.301 and 218.302 (c) (January 6, 2005), AS 05-01 The Board dismissed the petition filed by this Alsip, Cook County recycler of magazines into tissue and toweling products. SCA sought an adjusted standard from volatile organic material air emission standards, but failed to timely publish the newspaper notice required by Section 28.1(d)(1) of the Act. (Petitioner refiled the petition on February 4, 2005, and it is still pending as AS 5-4.)
- In the Matter Of: Petition of Waste Management of Illinois Inc. for RCRA Waste Delisting Under 35 Ill. Adm. Code 720.122 for Solid Waste Treatment Residual from CID Recycling and Disposal Facility Biological Liquid Treatment Center (March 17, 2005), AS 05-03 The Board dismissed the petition for a Resource Conservation and Recovery Act hazardous waste delisting. The waste involved is lime conditioned filter cake from the treatment of hazardous and non-hazardous leachates and wastewaters at the facility in Calumet City, Cook County. The Board found the petition lacking necessary information, including proof of timely publication of the newspaper notice required by Section 28.1(d)(1) of the Act. (Petitioner refiled the petition on June 9, 2005, and it is still pending as AS 5-7.)
- In the Matter Of: Petition of Jo'Lyn Corporation The Board denied as unnecessary the petition filed by

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and Falcon Waste and Recycling for an Adjusted Standard from 35 Ill. Adm. Code 807 or, in the alternative, A Finding of Inapplicability (April 7, 2005), AS 04-02

this Woodstock, McHenry County facility for an adjusted standard from certain solid waste regulations. The Board found that, under the specific circumstances, the asphalt shingles that this facility recycles to make a road-based alternative are not a waste product and are therefore not subject to the Board's solid waste regulations.

In the Matter Of: Petition of Schaefer Enterprises of Wolf Lake, Inc. for an Adjusted Standard from Tire Storage Rules at 35 Ill. Adm. Code 848.202(b)(5) and 848.404 (May 19, 2005), AS 05-06

The Board dismissed the petition filed on behalf of this Union County salvage yard facility for an adjusted standard from the Board's regulations that cover storage, maintenance, and financial coverage for the management of used tires. The Board found the petition lacking necessary information, including proof of timely publication of the newspaper notice required by Section 28.1(d)(1) of the Act.

Final Actions Taken by the Pollution Control Board in Combine Sewer Overflow Exception Proceedings During Fiscal Year 2005 (July 1, 2004 through June 30, 2005)

The Board took no action in combined sewer overflow exception proceedings during fiscal year (FY) 2005, as none were filed with the Board or pending during FY 2005.

Address written comments or request copies, noting the appropriate docket number, to:

Name: Dorothy Gunn, Clerk
Address: Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
Telephone: 312-814-3620

Address questions concerning this notice, noting the appropriate docket number, to:

Name: Erin Conley
Address: Pollution Control Board
1021 North Grand Avenue East
Springfield, Illinois 62794-9274
Telephone: 217-782-2471
Internet: conleye@ipcb.state.il.us

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Illinois Environmental Protection Agency

Division of Public Water Supplies

Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 Ill. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 Ill. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of July 1, 2005.

* Indicates public water supplies which have been added to the list since the previous publication.

PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
ALTERNATIVE BEHAVIOR TREATMENT CENTER - - IL0977189	2	INADEQUATE PRESSURE TANK	50	6/15/1988
ALTO PASS WATER DISTRICT -- IL1815150	7	DISINFECTION BY- PRODUCTS	1031	1/15/2005
AQUA ILLINOIS-OAKVIEW -- IL1977210	2	INADEQUATE PRESSURE TANK	309	3/20/1981
ARLINGTON REHABILITATION LIVING CENTER -- IL0971110	2	INADEQUATE PRES STORAGE	180	12/1/2003
AURORA COMMUNITY WATER ASSN -- IL0895750	2	INADEQUATE PRESSURE TANK	150	12/16/1988

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PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
BAHL WATER CORP -- IL0855200	1	INADEQUATE PRESSURE TANK	700	12/15/1993
BIGGSVILLE -- IL0710050	5	ADJUSTED GROSS ALPHA	350	3/15/1998
BRADFORD -- IL1750050	1	ADJUSTED GROSS ALPHA	810	6/15/1998
BRADLEY HEIGHTS SUBDIVISION -- IL2015050	1	INADEQUATE PRESSURE TANK	192	9/13/1985
BRYANT -- IL0570200	5	ADJUSTED GROSS ALPHA	310	3/15/1998
BUCKINGHAM -- IL0910250	2	INADEQUATE PRESSURE TANK	340	3/17/1989
BUSHNELL -- IL1090150	5	ADJUSTED GROSS ALPHA	3300	3/14/2001
CARBON HILL -- IL0630100	2	ADJUSTED GROSS ALPHA	392	3/14/2001
CARROLL HEIGHTS UTILITIES COMPANY -- IL0155200	1	INADEQUATE PRESSURE TANK	96	3/20/1981
CENTURY PINES APARTMENTS -- IL0150020	1	INADEQUATE PRESSURE TANK	50	12/14/1990
COYNE CNTR COOP -- IL1615150	1	INADEQUATE PRESSURE TANK	150	12/15/1997
CROPSEY COMMUNITY WATER -- IL1135150	4	INADEQUATE PRESSURE TANK	31	3/20/1981
CRYSTAL CLEAR WATER COMPANY -- IL1115150	2	INADEQUATE PRESSURE TANK	885	9/16/1988
CRYSTAL HEIGHTS ASSOCIATION -- IL1115100	2	INADEQUATE PRESSURE TANK	100	6/17/1996
D L WELL OWNERS ASSOCIATION -- IL0975380	2	INADEQUATE PRESSURE TANK	141	3/18/1983
DE KALB UNIV DVL CORP -- IL0375148	1	INADEQUATE PRESSURE TANK	1050	12/16/1992
DE WITT COUNTY NURSING HOME -- IL0395129	4	INADEQUATE PRESSURE TANK	83	6/17/1983

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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
DEERING OAKS SUBDIVISION -- IL1115200	2	INADEQUATE PRESSURE TANK	60	12/17/1982
DOVER -- IL0110350	1	INADEQUATE PRESSURE TANK	169	5/25/1981
EAST END WATER ASSOCIATION -- IL1610140	1	INADEQUATE STORAGE	40	3/15/2002
EAST MORELAND WATER CORPORATION -- IL1975640	2	INADEQUATE PRESSURE TANK	135	3/15/1996
EASTMORELAND WTR SERVICE ASSN -- IL1975600	2	INADEQUATE PRESSURE TANK	650	3/20/1981
EATON PWD -- IL0335100	4	INADEQUATE SOURCE CAPACITY	920	3/15/2002
EDELSTEIN WATER COOP -- IL1435150	5	ADJUSTED GROSS ALPHA	125	3/15/1998
EDGINGTON WATER DISTRICT -- IL1615550	1	INADEQUATE PRESSURE TANK	485	3/20/1981
EMMETT UTILITIES, INC. -- IL1095200	5	INADEQUATE PRESSURE TANK	39	12/17/1982
EVANSVILLE -- IL1570250	6	TRICHALOMETHANE	740	6/15/2002
EVERGREEN VILLAGE SUBDIVISION -- IL1615310	1	INADEQUATE PRESSURE TANK	130	3/20/1981
FAHNSTOCK COURT SUBDIVISION -- IL1435200	5	INADEQUATE PRESSURE TANK	35	5/25/1981
FAIR ACRES SUBDIVISION -- IL1975680	2	INADEQUATE PRESSURE TANK	156	10/19/1981
FOREST LAKE ADDITION -- IL0975500	2	INADEQUATE PRESSURE TANK	204	12/16/1983
FRWRD-SKYLINE PLANT -- IL0895030	2	INADEQUATE PRESSURE TANK	700	9/19/1986
GALVA -- IL0730450	1	ADJUSTED GROSS ALPHA	2700	3/14/2001
GARDEN STREET IMPROVEMENT ASSOCIATION -- IL1975376	2	INADEQUATE PRESSURE TANK	54	9/15/1989

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PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
GARDNER -- IL0630400	2	ADJUSTED GROSS ALPHA	1406	3/14/2001
GLASFORD -- IL1430350	5	ADJUSTED GROSS ALPHA	1076	12/15/1997
GLENWOOD - OUTBACK -- IL0990080	1	INADEQUATE PRESSURE TANK	25	12/15/1998
GOOD SHEPHERD MANOR -- IL0915189	2	INADEQUATE PRESSURE TANK	25	3/17/1989
GREAT OAKS AND BEACON HILLS APARTMENTS -- IL2015488	1	INADEQUATE PRESSURE TANK	2420	12/17/1982
HARBOR LITES-PISTAKEE FSHG CL -- IL1110011	2	INADEQUATE PRESSURE TANK	100	3/14/2001
HARDINVILLE WATER COMPANY -- IL0330020	4	INADEQUATE SOURCE CAPACITY	2665	3/15/2002
HAWTHORN WOODS -- IL0970450	2	INADEQUATE PRESSURE TANK	672	3/15/1995
HEATHERFIELD SUBDIVISION -- IL0635150	2	INADEQUATE PRESSURE TANK	75	9/17/1982
HECKER -- IL1330150	6	DISINFECTION BY- PRODUCTS	608	1/15/2005
HETTICK -- IL1170500	5	TRICHALOMETHANE	182	6/15/2002
HIGHLAND SUBDIVISION -- IL0895530	2	INADEQUATE PRESSURE TANK	60	9/16/1983
HILLVIEW SUBDIVISION -- IL1975800	2	INADEQUATE PRESSURE TANK	100	3/15/1985
HOLY FAMILY VILLA -- IL0310280	2	INADEQUATE PRESSURE TANK	200	9/15/1999
HOPEWELL -- IL1235150	1	ADJUSTED GROSS ALPHA	375	3/14/2001
INGALLS PARK SUBDIVISION -- IL1975880	2	INADEQUATE PRESSURE TANK	745	9/16/1983
IOLA -- IL0250010	7	DISINFECTION BY- PRODUCTS	140	1/15/2005

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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
KEWANEE -- IL0730650	1	ADJUSTED GROSS ALPHA	12900	3/14/2001
KINGSTON MINES -- IL1430450	5	ADJUSTED GROSS ALPHA	259	3/14/2001
KIRK WATER LINE INC -- IL0330030	4	INADEQUATE SOURCE CAPACITY	72	3/15/2002
KNOXVILLE -- IL0950300	5	ADJUSTED GROSS ALPHA	3243	3/15/1998
LAKE LYNWOOD WATER SYS -- IL0735330	1	INADEQUATE PRESSURE TANK	75	8/31/1981
LAKEVIEW HILLS WATER SUPPLY COMPANY -- IL1955150	1	INADEQUATE PRESSURE TANK	95	3/20/1981
LAKEWOOD SHORES IMPROVEMENT ASSN -- IL1975930	2	ADJUSTED GROSS ALPHA	868	3/14/2001
LAND AND WTR ASSN -- IL0995050	1	INADEQUATE PRESSURE TANK	110	6/15/2001
LARCHMONT SUBDIVISION – IL2015290	1	INADEQUATE PRESSURE TANK	64	6/17/1983
LARSON COURT APARTMENTS -- IL1615728	1	INADEQUATE PRESSURE TANK	58	1/14/1982
LEGEND LAKES WATER ASSOCIATION -- IL2015300	1	INADEQUATE PRESSURE TANK	283	3/14/1991
LIBERTY PARK HOMEOWNERS ASSOCIATION -- IL0435600	2	INADEQUATE PRESSURE TANK	837	9/17/1992
LINDENWOOD WATER ASSOCIATION -- IL1415300	1	INADEQUATE PRESSURE TANK	50	1/13/1982
LISBON NORTH, INC. -- IL0631000	2	INADEQUATE PRESSURE TANK	30	9/14/1990
LITTLE YORK -- IL1870100	5	ADJUSTED GROSS ALPHA	296	3/14/2001
LONDON MILLS -- IL0574620	5	INADEQUATE PRESSURE TANK	447	12/14/1984
LOSTANT -- IL0990450	1	ADJUSTED GROSS ALPHA	486	3/14/2001

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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
LYNN CENTER -- IL0735100	1	INADEQUATE PRESSURE TANK	100	3/15/1995
LYNNWOOD WATER CORPORATION -- IL0995336	1	INADEQUATE PRESSURE TANK	110	3/18/1983
M C L W SYSTEM, INC. -- IL1315150	1	INADEQUATE SOURCE CAPACITY	98	3/20/1981
MAPLETON -- IL1430500	5	ADJUSTED GROSS ALPHA	350	3/15/1998
MONMOUTH -- IL1870150	5	ADJUSTED GROSS ALPHA	9841	3/14/2001
MOUND PWD -- IL1635050	6	INADEQUATE PLANT CAPACITY	2200	6/17/1996
NORTHWEST BELMONT IMPROVEMENT ASSN -- IL0435900	2	INADEQUATE PRESSURE TANK	78	9/29/1981
OAK RIDGE SD -- IL2035300	1	INADEQUATE PRESSURE TANK	240	3/20/1981
OBLONG -- IL0330150	4	INADEQUATE SOURCE CAPACITY	2317	3/15/2002
OPHIEM PWS -- IL0735150	1	INADEQUATE PRESSURE TANK	100	6/18/1982
OSCO MUTUAL WATER SUPPLY CO, INC. -- IL0735200	1	INADEQUATE PRESSURE TANK	115	12/15/1989
PANAMA -- IL0054720	6	DISINFECTION BY- PRODUCTS	380	1/15/2005
PARK ROAD WATER ASSOCIATION -- IL1977330	2	INADEQUATE PRESSURE TANK	30	12/17/1982
PARK VIEW WATER CORPORATION -- IL0895500	2	INADEQUATE PRESSURE TANK	150	12/17/1982
PATOKA -- IL1210400	6	INADEQUATE PLANT CAPACITY	731	3/15/1997
PITTSFIELD -- IL1490750	5	DISINFECTION BY- PRODUCTS	4250	1/15/2005

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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
POLO DR AND SADDLE RD SUBDIVISION -- IL0437000	2	INADEQUATE PRESSURE TANK	90	12/17/1982
PORTS SULLIVAN LAKE OWNERS ASSN -- IL0971160	2	INADEQUATE PRESSURE TANK	293	6/15/1999
PRAIRIE OAKS ESTS HOMEOWNERS ASSN -- IL0630060	2	ADJUSTED GROSS ALPHA	99	10/15/2002
PRAIRIE RIDGE ASSOCIATION -- IL1115730	2	INADEQUATE PRESSURE TANK	130	10/1/2004
PRAIRIE VIEW WATER ASSOCIATION -- IL1795900	2	INADEQUATE PRESSURE TANK	40	3/20/1981
RIDGECREST NORTH SUBDIVISION -- IL0635250	2	INADEQUATE PRESSURE TANK	60	9/16/1993
RIDGEWOOD LEDGES WATER ASSOCIATION -- IL1615670	1	INADEQUATE PRESSURE TANK	370	3/20/1981
RIDGEWOOD SUBDIVISION -- IL1977650	2	INADEQUATE PRESSURE TANK	250	6/18/1982
ROBINSON-PALESTINE WATER COMMISSION -- IL 0335030	4	INADEQUATE PLANT CAPACITY	11317	11/1/2001
SBDV WTR TRUST NO 1 (MOECHERVILLE) -- IL0895300	2	INADEQUATE PRESSURE TANK	975	3/20/1981
SHAWNITA TRC WATER ASSOCIATION -- IL1977690	2	INADEQUATE PRESSURE TANK	125	9/17/1992
SILVIS HEIGHTS WATER CORP -- IL1615750	1	INADEQUATE PRES STORAGE	1600	12/1/2003
SKYVIEW SBDV -- IL0915526	2	INADEQUATE PRESSURE TANK	45	3/16/1990
SMITHBORO -- IL0050250	6	DISINFECTION BY- PRODUCTS	200	1/15/2005
SOUTH WILMINGTON -- IL0630650	2	ADJUSTED GROSS ALPHA	621	10/15/2002
ST CHARLES COMMISSION WELLFUND 3 -- IL0437040	2	INADEQUATE PRESSURE TANK	30	12/15/1989

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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
STANDARD -- IL1550300	1	ADJUSTED GROSS ALPHA	300	3/14/2001
SUBURBAN HEIGHTS SUBDIVISION -- IL1615800	1	INADEQUATE PRESSURE TANK	82	12/16/1983
SUMMIT HOMEOWNERS ASSOCIATION -- IL0975280	2	INADEQUATE PRESSURE TANK	39	3/16/1984
SUNNY HILL ESTATES SUBDIVISION -- IL0735300	1	INADEQUATE PRESSURE TANK	525	6/15/2000
SUNNYLAND SUBDIVISION -- IL1977730	2	INADEQUATE PRESSURE TANK	350	9/16/1983
SWEDONA WATER ASSOCIATION -- IL1315200	1	INADEQUATE PRESSURE TANK	157	6/15/1990
SYLVAN LAKE 1ST SUBDIVISION -- IL0977100	2	INADEQUATE PRESSURE TANK	210	6/14/1991
TOULON -- IL1750150	1	ADJUSTED GROSS ALPHA	1350	12/12/1999
TOWNERS SUBDIVISION -- IL0977250	2	INADEQUATE PRESSURE TANK	210	1/14/1982
TRIVOLI PWD -- IL1435510	5	INADEQUATE PRESSURE TANK	320	6/17/1983
UTILITIES INC HOLIDAY HILLS -- IL1115350	2	INADEQUATE PRESSURE TANK	729	9/16/1983
UTL INC-LAKE HOLIDAY -- IL0995200	1	INADEQUATE PLANT & SOURCE	5460	9/15/1998
UTL INC-NORTHERN HILLS UTILITIES CO -- IL1775050	1	INADEQUATE PRESSURE TANK	500	3/15/1996
UTL INC-WALK-UP WOODS WATER CO -- IL1115800	2	INADEQUATE PRESSURE TANK	654	12/17/1982
VIOLA -- IL1310450	1	ADJUSTED GROSS ALPHA	950	10/15/2002
WEST SHORE PARK SUBDIVISION -- IL0977370	2	INADEQUATE PRESSURE TANK	528	6/15/2000

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PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
WEST SHORELAND SUBDIVISION -- IL0977050	2	INADEQUATE PRESSURE TANK	189	6/14/1991
WHISPERING LAKES WATER SYSTEM, INC. -- IL0970220	2	ADJUSTED GROSS ALPHA	375	3/14/2001
WIENEN ESTATES -- IL0850030	1	INADEQUATE PRESSURE TANK	70	12/15/1997
WONDER LAKE WATER COMPANY -- IL1115750	2	INADEQUATE STORAGE	1442	6/16/1994
WOODSMOKE RANCH ASSOCIATION -- IL0990030	1	INADEQUATE PRESSURE TANK	450	6/15/1990
YORK CENTER COOP -- IL0437550	2	INADEQUATE PRESSURE TANK	240	6/15/1988
<u>PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST</u>				
D AND R APTS -- IL0190030	4	INADEQUATE PRESSURE TANK	25	9/16/1993

Illinois Environmental Protection Agency

Division of Public Water Supplies

Critical Review List -- Public Water Supplies

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations which would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of July 1, 2005.

* Indicates public water supplies which have been added to the list since the previous publication.

PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
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PUBLIC WATER SYSTEM	EPA R G N	NATURE OF PROBLEM	POP	RS/CR DATE
ANDALUSIA -- IL1610050	1	INADEQUATE PRESSURE TANK	1050	12/1/2003
ARENZVILLE -- IL0170050	5	INADEQUATE PRESSURE TANK	408	3/14/2001
BEASON CHESTNUT PWD -- IL1075150	5	INADEQUATE PLANT & SOURCE	600	6/15/2004
BEECHER -- IL1970050	2	INADEQUATE STORAGE	2091	3/14/2001
BLUFORD -- IL0810100	7	LOW SYSTEM PRESSURE	1587	3/20/1981
BROWNING -- IL1690050	5	INADEQUATE SOURCE CAPACITY	175	3/15/1998
CASEYVILLE -- IL1630250	6	INADEQUATE STORAGE	9900	10/1/2004
CLAYTON-CAMP-POINT WTR CMISN -- IL0015200	5	INADEQUATE PUMPING CAPACITY	1800	9/15/1998
COLUMBIA -- IL1330050	6	INADEQUATE PUMPING CAPACITY	8365	3/15/1998
DE PUE -- IL0110300	1	INADEQUATE TREATMENT PLANT	1729	12/15/1993
ELIZABETH -- IL0850150	1	LOW SYSTEM PRESSURE	682	6/15/1999
EXETER-MERRITT WATER COOP -- IL1710010	5	INADEQUATE PRESSURE TANK	428	10/1/2004
GALENA -- IL0850200	1	LOW SYSTEM PRESSURE	3640	6/15/1999
HIGHLAND HILLS SD -- IL0435560	2	INADEQUATE PRESSURE TANK	1375	9/17/1992
JOY -- IL1310100	1	LOW SYSTEM PRESSURE	373	6/15/1999
LA MOILLE -- IL0110500	1	INADEQUATE PLANT CAPACITY	750	6/15/1999
LA SALLE -- IL0990300	1	INADEQUATE PLANT & SOURCE	9700	11/1/2004
LEE -- IL1034600	1	INADEQUATE PRESSURE TANK	350	10/1/2004
MAHOMET -- IL0190450	4	INADEQUATE PLANT	4877	10/15/2002

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PUBLIC WATER SYSTEM	EPA RG N	NATURE OF PROBLEM	POP	RS/CR DATE
		CAPACITY		
MARION -- IL1990550	7	INADEQUATE SOURCE	14610	11/1/2001
		CAPACITY		
MATHERSVILLE -- IL1310200	1	LOW SYSTEM PRESSURE	793	9/13/2000
MC HENRY SHORES WATER COMPANY -- IL1115020	2	LOW SYSTEM PRESSURE	1813	9/17/1992
MECHANICSBURG-BUFFALO WTR CMSN -- IL1675150	5	INADEQUATE SOURCE	1350	3/15/1998
		CAPACITY		
SCALES MOUND -- IL0850400	1	LOW SYSTEM PRESSURE	400	9/15/1997
SENECA -- IL0991050	1	INADEQUATE PLANT	2053	6/15/1999
		CAPACITY		
SOUTH HIGHWAY PWD -- IL0775400	7	LOW SYSTEM PRESSURE	8420	6/15/1992
STOCKTON -- IL0850450	1	LOW SYSTEM PRESSURE	1871	6/15/1984
SUMNER -- IL1010300	7	LOW SYSTEM PRESSURE	1481	12/13/1985
UTL INC-LAKE MARIAN WATER CORP -- IL0895200	2	INAD PRES STORAGE & LOW SYS PRES	924	9/14/1984
WALNUT HILL -- IL1210600	6	LOW SYSTEM PRESSURE	1470	6/14/1985
WATERLOO -- IL1330300	6	INADEQUATE STORAGE	7614	10/1/2004

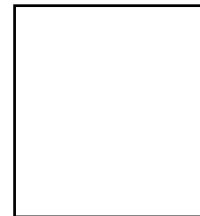
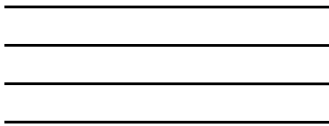
PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

WONDER LAKE WATER COMPANY -- IL1115750

The Illinois Pollution Control Board is an independent five-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The *Environmental Register* is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

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