



IPC

Illinois Pollution Control Board

BOARD MEETING MINUTES

July 29, 2021

11:00 a.m.

Videoconference

100 W. Randolph St. AND
Chicago, IL
Room 09-040

1021 N. Grand Avenue East
Springfield, IL
Conference Rm 1244 N, 1st Floor

ROLL CALL

Acting Clerk Fox called the roll. The Chair and Members Santos and Van Wie, all of whom were physically present in Room 09-040, answered present. The Chair then made a motion under Section 7(a) of the Open Meetings Act (5 ILCS 120/7(a) (2020)) for Member Palivos to attend the meeting telephonically as she was prevented from physically attending because of personal illness. The Chair's motion was approved by a roll call vote of 3-0, after which Member Palivos answered present in response to Acting Clerk Fox.

ANNOUNCEMENTS

The Chair welcomed members of the public and staff. Member Palivos thanked her departing Attorney Advisor, Chloe Cummings, for her many contributions to the Board and wished her well in her future endeavors. The Chair echoed Member Palivos' sentiments on behalf of the rest of the Board.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's July 8, 2021 regular open meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R18-25</u>	<u>Amendments to 35 Ill. Adm. Code Subtitle E (Water)</u> – The Board adopted a proposal for public comment in this rulemaking to amend its regulations on agriculture-related water pollution.	4-0 roll call vote
<u>R22-1</u>	<u>Definition of VOM Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Air)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its volatile organic material (VOM) regulations during the update period of January 1, 2021 through June 30, 2021.	4-0 roll call vote
<u>R22-3</u>	<u>UIC Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Land)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground injection control (UIC) regulations during the update period of January 1, 2021 through June 30, 2021.	4-0 roll call vote
<u>R22-4</u>	<u>RCRA Subtitle D (MSWLF) Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Land)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its municipal solid waste landfill (MSWLF) regulations during the update period of January 1, 2021 through June 30, 2021.	4-0 roll call vote
<u>R22-5</u>	<u>RCRA Subtitle C Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Land)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its hazardous waste regulations during the update period of January 1, 2021 through June 30, 2021.	4-0 roll call vote
<u>R22-6</u>	<u>UST Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Land)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground storage tank (UST) regulations during the update period of January 1, 2021 through June 30, 2021.	4-0 roll call vote

ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<u>AC 21-6</u>	<u>Illinois Environmental Protection Agency v. Barry D. Ward (Land)</u> – After Ward failed to timely file an amended petition to contest IEPA’s administrative citation, the Board found that Ward violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2020)), as alleged. Because there was one violation of Section 21(p), the Board ordered Ward to pay the statutory civil penalty of \$1,500.	4-0 roll call vote
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ADJUDICATORY CASES

<u>PCB 19-64</u>	<u>Weglarz Hotel III, L.L.C., Weglarz Hotel IV, L.L.C., and Weglarz Hotel V, L.L.C., v. The Belt Railway Company of Chicago (Noise – Enforcement, Citizens)</u> – The Board lifted the stay of the proceeding, granted complainants’ motion to voluntarily dismiss the case without prejudice, and closed the docket.	4-0 roll call vote
<u>PCB 21-98</u>	<u>TIGER Drylac USA, Inc. v. Illinois Environmental Protection Agency (Air – Permit Appeal)</u> – Because TIGER Drylac failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.	4-0 roll call vote
<u>PCB 21-100</u>	<u>Graham Enterprise, Inc. v. Illinois Environmental Protection Agency (UST Appeal)</u> – Because Graham Enterprise failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.	4-0 roll call vote
<u>PCB 21-115</u>	<u>People of the State of Illinois v. SMR Oil Company d/b/a Sam’s Mobil (Air – Enforcement)</u> – In this enforcement action concerning a Lake 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) (2020)), accepted a stipulation and proposed settlement, and ordered Sam’s Mobil to pay a \$5,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 22-1</u>	<u>People of the State of Illinois v. Parr Instrument Company (Land, RCRA – Enforcement)</u> – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Rock Island County, the Board accepted the complaint and ordered publication of the required newspaper notice.	4-0 roll call vote

OTHER ITEMS

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ADJOURNMENT

Moved and seconded, by a roll call vote of 4-0, the Chair adjourned the regular Board meeting.

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on August 26, 2021, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board