



# ENVIRONMENTAL REGISTER

July 21, 2022 – Number 762

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A PUBLICATION OF THE ILLINOIS POLLUTION CONTROL BOARD

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<https://pcb.illinois.gov/>

## BOARD MEMBERS

- ❖ Barbara Flynn Currie, Chair
- ❖ Cynthia M. Santos
- ❖ Anastasia Palivos
- ❖ Jennifer Van Wie
- ❖ Michelle Gibson

The **Illinois Pollution Control Board** is an independent, five-member board that adopts environmental control regulations and decides enforcement actions and other environmental cases for the State of Illinois.

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**WE MOVED!** The Board's new Chicago office address is: 60 E. Van Buren St., Ste. 630, Chicago, IL 60605.

# CHAIR'S UPDATE

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In this issue of the *Environmental Register*, I highlight three Public Acts from the 2022 session of the 102nd General Assembly, each of which amended the Environmental Protection Act (415 ILCS 5).

## **Public Act 102-960**

Public Act 102-960 took effect on May 2, 2022. It added Section 19.11 to the Environmental Protection Act. Section 19.11 requires a public water distribution entity to notify its water supply operator and affected health care facilities of disruption events. The term “disruption event” is defined to cover five scenarios, including a change to a disinfection practice, damage to a water main, and a condition resulting in a boil-water order issuing. For a “known, planned, or anticipated disruption event,” notification is required “not less than 14 days before” the event; for an “unplanned disruption event,” notification is required “within 2 hours after the public water distribution entity becomes aware of” the event. Public Act 102-960 also requires notification to the Illinois Environmental Protection Agency (IEPA) and the Illinois Department of Public Health (IDPH). And, starting one year after this Public Act’s effective date, IEPA and IDPH must “make available upon request a list of disruption events, in an electronic format, sorted by the year and month of each occurrence.”

## **Public Act 102-996**

Public Act 102-996 became effective on May 27, 2022. It amended Section 52.10 of the Environmental Protection Act by adding to the membership of the existing Electric Vehicle Permitting Task Force, as well as by extending to August 1, 2022, the deadline for the Task Force’s final report of findings and recommendations. The Task Force’s responsibilities include “identify[ing] existing and potential challenges faced by the electric vehicle industry with respect to the process for obtaining necessary permits from [IEPA], the Department of Natural Resources, and the Department of Transportation, and potential solutions.”

## **Public Act 102-1048**

Effective June 8, 2022, Public Act 102-1048 added Section 22.62 to the Environmental Protection Act. With specified exceptions, Section 22.62 prohibits disposal by incineration of “Toxic Release Inventory Perfluoroalkyl and Polyfluoroalkyl Substances” or “TRI-PFAS.” This Public Act defines the terms “TRI-PFAS” and “incineration” and authorizes IEPA to propose, and the Board to adopt, rules to implement Section 22.62.

For more information about these Public Acts and other legislation considered during the 2022 session, please consult the [Illinois General Assembly’s website](#).

Sincerely,



Barbara Flynn Currie  
Chair



# RULEMAKING UPDATE

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## **Board Proposes Non-Substantive Amendments to Water Pollution Rules for First Notice**

On April 21, 2022, the Board proposed non-substantive amendments to its water pollution rules for first-notice publication in the *Illinois Register*. These proposed amendments are part of a larger undertaking by the Board to update its rules across multiple media and subject areas. The proposal will remove unnecessary language, replace outdated text, update statutory references, and reorganize provisions for clarity.

During this rulemaking, the Board held two public hearings and received testimony and public comment from the Illinois Environmental Protection Agency (IEPA). The first-notice amendments, which include changes proposed by IEPA, impact all 11 Parts of the Board's Subtitle C water pollution rules, *i.e.*, Parts 301 through 310 and 312 of Title 35 of the Illinois Administrative Code. *Illinois Register* publication of the proposal took place on May 13, 2022 (46 Ill. Reg. 7031, 7052, 7187, 7213, 7248, 7253, 7274, 7608, 7613, 7677), and May 27, 2022 (46 Ill. Reg. 8482), followed by the first-notice comment period.

The rulemaking is captioned Amendments to 35 Ill. Adm. Code Subtitle C: Water Pollution, docket R18-23. Here is the link to the Board's [first-notice opinion and order](#), which includes the text of the proposed amendments. For more information, please contact Tim Fox at [tim.fox@illinois.gov](mailto:tim.fox@illinois.gov) or Mark Kaminski at [mark.kaminski@illinois.gov](mailto:mark.kaminski@illinois.gov).

## **Board Proposes Non-Substantive Amendments to Atomic Radiation Rules for First Notice**

On April 21, 2022, the Board proposed non-substantive amendments to its atomic radiation rules for first-notice publication in the *Illinois Register*. This rulemaking is part of a larger undertaking to update the Board's rules across multiple media and subject areas. After adopting a proposal for public comment and conducting two public hearings, the Board proposed these first-notice amendments to remove unnecessary language, replace outdated text, update statutory references, and otherwise clarify the rules.

The amendments proposed for first notice impact both Parts of the Board's Subtitle I atomic radiation rules, *i.e.*, Parts 1000 and 1010 of Title 35 of the Illinois Administrative Code. The proposal includes rule changes based on testimony from the Illinois Emergency Management Agency and public comment from the Illinois Environmental Protection Agency. The proposal was published in the *Illinois Register* on May 6, 2022 (46 Ill. Reg. 6867, 6896), followed by the first-notice comment period.

This rulemaking is captioned Amendments to 35 Ill. Adm. Code Subtitle I: Atomic Radiation, docket R18-28. Here is a link to the Board's [first-notice opinion and order](#), which includes the text of the proposed amendments. For more information, please contact Carlie Leoni at [carlie.leoni@illinois.gov](mailto:carlie.leoni@illinois.gov) or Daniel Pauley at [daniel.pauley@illinois.gov](mailto:daniel.pauley@illinois.gov).

## **Board Proposes Non-Substantive Amendments to Public Water Supply Rules for First Notice**

On May 12, 2022, the Board proposed non-substantive amendments to its public water supply rules for first-notice publication in the *Illinois Register*. These amendments are part of a larger undertaking by the Board to update its rules across multiple media and subject areas. The proposal will remove unnecessary language, replace outdated text, update statutory references, and otherwise clarify the rules.



During this rulemaking, the Board held two public hearings and received testimony and public comment from the Illinois Environmental Protection Agency (IEPA). The first-notice amendments, which include changes proposed by IEPA, impact 9 of the 13 Parts of the Board’s Subtitle F public water supply rules, *i.e.*, Parts 601 through 604, Part 611, and Parts 615 through 618 of Title 35 of the Illinois Administrative Code. *Illinois Register* publication of the proposal took place on May 27, 2022 (46 Ill. Reg. 8604, 8628, 8669, 8676, 8724, 8748, 8794, 8840, 8864), followed by the first-notice comment period.

The rulemaking is captioned Amendments to 35 Ill. Adm. Code Subtitle F: Public Water Supply, docket R18-26. Here are links to (1) the Board’s [first-notice opinion and order](#), and (2) the Board’s [addendum](#), which includes the text of the proposed amendments. For more information, please contact Vanessa Horton at [vanessa.horton@illinois.gov](mailto:vanessa.horton@illinois.gov).

### **Board Adopts “Identical-in-Substance” Amendments to Wastewater Pretreatment Rules**

On May 12, 2022, the Board adopted amendments to the Illinois wastewater pretreatment rules using the identical-in-substance rulemaking procedure. The amendments reflect action taken by the United States Environmental Protection Agency (USEPA) during the first half of 2021. Specifically, USEPA updated the analytical methods used to demonstrate compliance with requirements under the Clean Water Act. Folding USEPA’s action into the Illinois rules required updating the Board’s incorporation by reference of USEPA rules.

The Board’s amendments also reflect minor changes not derived from USEPA’s action. These included updating incorporations by reference of *Code of Federal Regulations* and *United States Code* provisions to the latest versions available, as well as updating an address for obtaining a document.

The Board’s rulemaking is captioned Wastewater Pretreatment Update, USEPA Regulations (January 1, 2021 through June 30, 2021), docket R22-7. Here are links to (1) the Board’s [opinion and order](#), which includes the text of the adopted amendments, and (2) the Board’s [addendum](#), which provides tables of information concerning the rulemaking. The amendments were published in the *Illinois Register* on June 3, 2022 (46 Ill. Reg. 9079). For more information, please contact Michael McCambridge at [michael.mccambridge@illinois.gov](mailto:michael.mccambridge@illinois.gov).

### **Board Adopts “Identical-in-Substance” Amendments to Ambient Air Quality Standards**

On May 12, 2022, the Board adopted rule amendments to Illinois’ ambient air quality standards. The amendments keep these standards “identical in substance” to the National Ambient Air Quality Standards (NAAQS). Specifically, the amendments reflect two actions taken by the United States Environmental Protection Agency (USEPA) during the first half of 2021: (1) USEPA designated one new federal reference method for sulfur dioxide and one new federal equivalent method for coarse particulate matter in ambient air; and (2) USEPA issued the Round 4 area designations under the 2010 primary NAAQS for sulfur dioxide, which had the effect of revoking the 1971 primary NAAQS for sulfur dioxide in all areas of Illinois effective April 30, 2022. Responding to the first USEPA action, the Board updated the incorporation by reference of the *List of Designated Reference and Equivalent Methods*. And responding to the second USEPA action, the Board removed the 1971 NAAQS for sulfur dioxide from the Illinois rules.

The Board’s amendments also reflect minor changes not derived from USEPA’s action. These involved updating incorporations by reference of *Code of Federal Regulations* provisions to the latest versions available.



The Board's rulemaking is captioned National Ambient Air Quality Standards Update, USEPA Regulations (January 1, 2021 through June 30, 2021), docket R22-8. Here are links to (1) the Board's [opinion and order](#), which includes the text of the adopted amendments, and (2) the Board's [addendum](#), which provides tables of information concerning the rulemaking. The amendments were published in the *Illinois Register* on June 3, 2022 (46 Ill. Reg. 9068). For more information, please contact Michael McCambridge at [michael.mccambridge@illinois.gov](mailto:michael.mccambridge@illinois.gov).

### **Board Amends Title 2 Administrative Rules**

On May 26, 2022, the Board adopted amendments to its administrative rules at Part 2175 of Title 2 of the Illinois Administrative Code. The administrative rules describe the Board's organization, the types of Board proceedings, how to pay filing and copying fees, and how the public may obtain information from the Board. These amendments reflect the new address of the Board's Chicago office (60 E. Van Buren St., Suite 630, Chicago, Illinois 60605), as well as instructions for the public to access this location. Also among the amendments are additional directions for requesting information under the Freedom of Information Act (FOIA), including a new address for emailed FOIA requests.

The rulemaking is captioned Amendments to the Board's Administrative Rules 2 Ill. Adm. Code 2175, docket R22-20. Here are links to the Board's [opinion and order](#), along with the [amended rules](#). The amendments were published in the *Illinois Register* on June 10, 2022 (46 Ill. Reg. 9973). For more information, please contact Marie Tipsord at [marie.tipsord@illinois.gov](mailto:marie.tipsord@illinois.gov).



# BOARD ACTIONS

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**April 21, 2022 Regular Meeting**  
**By videoconference in Chicago and Springfield**

## RULEMAKING

[R18-23](#) Amendments to 35 Ill. Adm. Code Subtitle C: Water Pollution (Water) – The Board adopted a first-notice opinion and order in this rulemaking to non-substantively amend the Board’s water pollution regulations.

[R18-28](#) Amendments to 35 Ill. Adm. Code Subtitle I: Atomic Radiation (Atomic Radiation) – The Board adopted a first-notice opinion and order in this rulemaking to non-substantively amend the Board’s atomic radiation rules.

## ADJUDICATORY CASES

[PCB 22-7](#) People of the State of Illinois v. Westmont Citgo, Inc. (Air – Enforcement) – In this enforcement action concerning a DuPage County gas station, the Board granted the People’s motion to deem facts admitted and for summary judgment against Westmont Citgo. The Board found that Westmont Citgo violated the statutory and regulatory provisions as alleged by the People. The Board also ordered Westmont Citgo to pay a \$10,000 civil penalty; decommission its vapor collection and control system; and submit a decommissioning checklist, a certification, and test results to the Illinois Environmental Protection Agency.

[PCB 22-38](#) People of the State of Illinois v. 159th and Crawford Business Inc. and 159th and Crawford Real Estate Inc. (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a Cook County gas station, the Board directed the Clerk to provide the required newspaper notice.

[PCB 22-49](#) People of the State of Illinois v. Reid’s Service Center, Inc., Reid M. Larson Trust, Barbara S. Larson Trust, and Reid M. Larson, as Trustee of Reid M. Larson Trust (Land, Water – Enforcement) – In this enforcement action concerning a Peoria County site, 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 respondents to pay a \$12,000 civil penalty and to cease and desist from further violations.

[PCB 22-60](#) People of the State of Illinois v. Caterpillar Inc. (Land, Water – Enforcement) – 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 Livingston County manufacturing facility, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.



**May 12, 2022 Regular Meeting**  
**By videoconference in Chicago and Springfield**

**RULEMAKING**

- [R18-26](#) Amendments to 35 Ill. Adm. Code Subtitle F (Public Water Supplies) – The Board adopted a first-notice opinion and order in this rulemaking to non-substantively amend the Board’s public water supply regulations.
- [R22-7](#) Wastewater Pretreatment Update, USEPA Regulations (January 1, 2021 through June 30, 2021) (Water) – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s wastewater pretreatment regulations.
- [R22-8](#) National Ambient Air Quality Standards, USEPA Regulations (January 1, 2021 through June 30, 2021) (Air) – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s ambient air quality standards.

**ADJUDICATORY CASES**

- [PCB 21-26](#) People of the State of Illinois v. Yak Mat, LLC, Birch Creek Timber, LLC, and Leon Stutzman (Land, Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement as to Yak Mat, LLC only, in this enforcement action involving two Greene County sites, the Board directed the Clerk to provide the required newspaper notice.
- [PCB 21-110](#) CTI Development, LLC v. Illinois Environmental Protection Agency (Land – Variance) – The Board granted IEPA’s motion to dismiss CTI’s second amended petition for variance.
- [PCB 21-117](#) People of the State of Illinois v. Rolling Meadows Shell Mart, Inc. (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a Cook County gas station, the Board directed the Clerk to provide the required newspaper notice.
- [PCB 22-8](#) People of the State of Illinois v. Mohamed Elnatour, d/b/a Faatima Citgo (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Elnatour to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-18](#) People of the State of Illinois v. Nomani Estate LLC, d/b/a Amstar (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Nomani to pay a \$5,000 civil penalty and to cease and desist from further violations.



- [PCB 22-19](#) People of the State of Illinois v. Burbank S & K Realty, Inc. and Star Relax Station, Inc., d/b/a Burbank Gas (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 respondents to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-20](#) People of the State of Illinois v. PPRE, LLC (Air – Enforcement) – In this enforcement action concerning a Kane County gas station, 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 PPRE to pay a \$2,500 civil penalty and to cease and desist from further violations.
- [PCB 22-25](#) People of the State of Illinois v. JJR Real Estate Group, Inc. (Air – Enforcement) – In this enforcement action concerning a Kane County gas station, 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 JJR to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-26](#) People of the State of Illinois v. CBJS Real Estate Inc. (Air – Enforcement) – In this enforcement action concerning a Kane County gas station, 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 CBJS to pay a \$2,500 civil penalty and to cease and desist from further violations.
- [PCB 22-29](#) People of the State of Illinois v. Midway Land Management, Inc. (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Midway to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-30](#) Farmers State Bank of Alto Pass v. Illinois Environmental Protection Agency (Land, RCRA – Permit Appeal) – Because Farmers State Bank failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.
- [PCB 22-32](#) People of the State of Illinois v. Rajwinder Kaur, individually and d/b/a Shell Gas Station (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Kaur to pay a \$5,000 civil penalty and to cease and desist from further violations.



- [PCB 22-50](#) People of the State of Illinois v. Lehigh Gas Wholesale Services, Inc. (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Lehigh to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-51](#) Illinois Power Resources Generating, LLC v. Illinois Environmental Protection Agency (Water, NPDES – Permit Appeal) – The Board accepted for hearing Illinois Power’s petition to contest one condition of the IEPA-issued National Pollutant Discharge Elimination System permit for the Duck Creek Power Plant.
- [PCB 22-59](#) People of the State of Illinois v. RDK Ventures LLC (Air – Enforcement) – In this enforcement action concerning 12 gas stations in Cook, DuPage, Lake, Kendall, McHenry, Grundy, and Will Counties, 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 RDK to pay a \$60,000 civil penalty and to cease and desist from further violations.
- [PCB 22-61](#) ExxonMobil Oil Corporation v. Illinois Environmental Protection Agency (UST Appeal) – The Board granted the parties’ request to extend the appeal period to August 5, 2022.
- [PCB 22-62](#) People of the State of Illinois v. Cores For You, Inc. and Precision Foundry Tooling, Ltd. (Water, Land, RCRA – Enforcement) – The Board accepted for hearing the People’s complaint concerning two properties in Hancock and Hamilton Counties.
- [PCB 22-63](#) People of the State of Illinois v. Angel Oil Corporation (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Angel Oil’s gas station in Cook County.
- [PCB 22-64](#) People of the State of Illinois v. MMJA Petro, Inc., d/b/a Marathon Fuel and Mini Mart (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning MMJA’s gas station in Cook County.
- [PCB 22-65](#) People of the State of Illinois v. South Side Equipment, Inc. and Illinois Tire Recycling Corporation (Land – Enforcement) – The Board accepted for hearing the People’s complaint concerning respondents’ tire site in Cook County.
- [PCB 22-66](#) Brandis Aircraft v. Illinois Environmental Protection Agency (Land, RCRA – Permit Appeal) – The Board granted the parties’ request to extend the appeal period to August 29, 2022.



**May 26, 2022 Regular Meeting**  
**By videoconference in Chicago and Springfield**

**RULEMAKING**

[R20-19\(A\)](#) Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments: Proposed New 35 Ill. Adm. Code 845 (Sub Docket A) (Land) – The Board granted the Environmental Groups’ motion for a 60-day period—following the public comment deadline of June 3, 2022—to allow participants to file responsive public comments. Accordingly, responsive public comments are due by August 2, 2022.

[R22-20](#) Amendments to the Board’s Administrative Rules 2 Ill. Adm. Code 2175 (Administrative) – The Board adopted a final opinion and order in this rulemaking to amend the Board’s Title 2 administrative rules.

**ADJUDICATORY CASES**

[PCB 18-49](#) Marathon Petroleum Company LP v. Illinois Environmental Protection Agency (Thermal Demonstration) – The Board granted Marathon Petroleum’s motion to modify the Board’s April 7, 2022 opinion and order.

[PCB 22-11](#) People of the State of Illinois v. United Ready Mix, Inc. (Water, NPDES – Enforcement) – In this enforcement action concerning United Ready Mix’s two manufacturing locations (one in Pekin and one in Peoria), 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 United Ready Mix to pay a \$13,140 civil penalty and to cease and desist from further violations.

[PCB 22-38](#) People of the State of Illinois v. 159th and Crawford Business Inc. and 159th and Crawford Real Estate Inc. (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 respondents to pay a \$5,000 civil penalty and to cease and desist from further violations.

[PCB 22-60](#) People of the State of Illinois v. Caterpillar Inc. (Land, Water – Enforcement) – In this enforcement action concerning Caterpillar’s manufacturing facility in Livingston County, 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 Caterpillar to pay a \$33,000 civil penalty and to cease and desist from further violations.

[PCB 22-67](#) People of the State of Illinois v. Swenson Spreader, LLC (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Swenson Spreader’s manufacturing facility in Ogle County.

[PCB 22-68](#) Nathan Wiegand Farm v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Nathan Wiegand Farm’s livestock waste management facilities in Woodford County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).



- [PCB 22-69](#) Sierra Club and Prairie Rivers Network v. Illinois Environmental Protection Agency and Williamson Energy LLC (Permit Appeal – Third Party, NPDES) – The Board accepted Sierra Club and Prairie Rivers Network’s petition for hearing in this third-party National Pollutant Discharge Elimination System permit appeal involving Williamson Energy’s Pond Creek coal mine in Williamson and Franklin Counties.
- [PCB 22-70](#) People of the State of Illinois v. KJS Properties LLC (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning KJS Properties’ gas station in Cook County.
- [PCB 22-71](#) People of the State of Illinois v. Laila Enterprises, Inc. (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Laila Enterprises’ gas station in Cook County.
- [PCB 22-72](#) Lower Farms Inc. v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Lower Farms’ livestock waste management facilities in Carroll County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).
- [PCB 22-73](#) Kent Wesson Farm v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Kent Wesson Farm’s livestock waste management facilities in DeKalb County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).
- [PCB 22-74](#) H&N Enterprise, LLC v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that H&N Enterprise’s livestock waste management facilities in Henry County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).
- [PCB 22-75](#) Fatheree Producers – Xenia v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Fatheree Producers’ livestock waste management facilities in Clay County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).
- [PCB 22-76](#) Monte Drake v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Monte Drake’s livestock waste management facilities in Henry County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).



**June 9, 2022 Regular Meeting**  
**By videoconference in Chicago and Springfield**

**ADJUSTED STANDARDS**

[AS 21-1](#) Petition of Midwest Generation, LLC for an Adjusted Standard from 35 Ill. Adm. Code 845.740(a) and a Finding of Inapplicability of 35 Ill. Adm Code 845 (Joliet 29 Station) (Land) – The Board granted Midwest Generation’s unopposed motion to withdraw its request for a hearing on its petition for an adjusted standard as to Ponds 1 and 3 at its Joliet 29 Station in Will County. The Board’s ruling leaves Pond 2 as the subject of the scheduled hearing on Midwest Generation’s petition.

**ADJUDICATORY CASES**

[PCB 22-31](#) People of the State of Illinois v. Bel-Rock Asphalt Paving, Inc. (Water, NPDES – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a Boone County asphalt-paving, sealcoating, pavement-stripping, and pothole-repair facility, the Board directed the Clerk to provide the required newspaper notice.

[PCB 22-44](#) Minit Mart, LLC v. Illinois Environmental Protection Agency (UST Appeal) – Because Minit Mart failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.

[PCB 22-78](#) Klingler Cattle 1 v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that Klingler Cattle 1’s livestock waste management facilities in Hancock County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).

[PCB 22-79](#) People of the State of Illinois v. Curless Flying Service, Inc. and Farm Air, Inc. (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Curless’ aerial application of pesticides in DeWitt County using aircraft owned by Farm Air.

[PCB 22-80](#) People of the State of Illinois v. Ibrahim Mubarak (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Mubarak’s gas station in Cook County.

[PCB 22-81](#) People of the State of Illinois v. Az Spe, LLC (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Az Spe’s two gas stations in Cook County.

**June 23, 2022 Regular Meeting**  
**Chicago**

**ADJUDICATORY CASES**

[PCB 21-26](#) People of the State of Illinois v. Yak Mat, LLC, Birch Creek Timber, LLC, and Leon Stutzman (Land, Air – Enforcement) – In this enforcement action involving two Greene County sites, 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)) and accepted a stipulation and proposed settlement as to Yak Mat. The Board also ordered Yak Mat to pay a \$21,000 civil penalty and cease and desist from further violations.



- [PCB 21-117](#) People of the State of Illinois v. Rolling Meadows Shell Mart, Inc. (Air – Enforcement) – In this enforcement action concerning a Cook County gas station, 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 Rolling Meadows Shell to pay a \$5,000 civil penalty and to cease and desist from further violations.
- [PCB 22-77](#) People of the State of Illinois v. Lala Kala, Inc. (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Lala Kala’s gas station in DuPage County.
- [PCB 22-82](#) People of the State of Illinois v. Gas N Go, Inc. (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Gas N Go’s gas station in Cook County.
- [PCB 22-83](#) People of the State of Illinois v. Ibrahim Mubarak, individually and d/b/a Gulf (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning Mubarak’s gas station in Cook County.
- [PCB 22-84](#) People of the State of Illinois v. Chemtrade Solutions, LLC (Water, NPDES – Enforcement) – 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 St. Clair County chemical supply facility, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.
- [PCB 22-85](#) People of the State of Illinois v. Cook-Illinois Corp. (Water, NPDES – Enforcement) – 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 Lake County school bus transportation and maintenance facility, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.
- [PCB 22-86](#) People of the State of Illinois v. 6702 Pulaski, LLC, d/b/a BP (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning 6702 Pulaski’s gas station in Cook County.
- [PCB 22-87](#) 4 Nelson Farms, Inc. v. Illinois Environmental Protection Agency (Water – Tax Certification) – The Board found and certified that 4 Nelson Farms’ livestock waste management facilities in Henry County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2020)).



# CALENDAR

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**Thursday, July 21, 2022 (11:00 AM)**

**Board meeting**

James R. Thompson Center, 100 W. Randolph St., Room 9-040

**Thursday, August 11, 2022 (11:00AM)**

**Board meeting**

Location to be determined

**Thursday, August 25, 2022 (11:00AM)**

**Board meeting**

Location to be determined

**Thursday, September 8, 2022 (11:00 AM)**

**Board meeting**

Location to be determined

**Monday, September 19, 2022 (10:00 AM)**

**Pre-hearing Teleconference: Proposed Amendments to Groundwater Quality (35 Ill. Adm. Code 620), R22-18**

Phone number: 1-888-494-4032

Access Code: 7139237824#

**Thursday, September 22, 2022 (11:00 AM)**

**Board meeting**

Location to be determined

**Thursday, October 6, 2022 (11:00 AM)**

**Board meeting**

Location to be determined

**Thursday, October 20, 2022 (11:00 AM)**

**Board meeting**

Location to be determined

The events listed above are subject to change, and more events may be added. Here is a link to the [Board's current calendar](#).



# HEALTH ADVISORY SUMMARY LIST

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY  
Office of Toxicity Assessment



## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

### HEALTH ADVISORY SUMMARY LIST

Prepared by:  
Office of Toxicity Assessment  
Illinois Environmental Protection Agency  
October 12, 2021

In accordance with 35 Illinois Administrative Code 620.610(b), the Illinois Environmental Protection Agency (Illinois EPA) is issuing a Health Advisory summary list. Section 620.610(b) directs the Illinois EPA to publish and make available to the public, at intervals of not more than 6 months, a comprehensive and up-to-date summary list of all Health Advisories.

The following table provides a summary list of all Illinois EPA Health Advisories currently in effect:

CASRN <sup>1</sup>	Chemical	Statewide Health Advisory Guidance Level (ng/L)	Health Advisory Issuance Date
355-46-4	Perfluorohexanesulfonic acid (PFHxS)	140	January 28, 2021
307-24-4	Perfluorohexanoic acid (PFHxA)	560,000	January 28, 2021
335-67-1	Perfluorooctanoic acid (PFOA)	2	January 28, 2021
375-73-5	Perfluorobutanesulfonic acid (PFBS)	2,100	April 16, 2021
1763-23-1	Perfluorooctanesulfonic acid (PFOS)	14	April 16, 2021
375-95-1	Perfluorononanoic acid (PFNA)	21	July 27, 2021

<sup>1</sup> CASRN = Chemical Abstract Services Registry Number

For more information regarding Illinois EPA Health Advisories, please refer to the following link:  
<https://www2.illinois.gov/epa/topics/water-quality/pfas/Pages/pfas-healthadvisory.aspx>

2125 S. First Street, Champaign, IL 61820 (217) 278-5800  
1101 Eastport Plaza Dr., Suite 100, Collinsville, IL 62234 (618) 346-5120  
9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000  
595 S. State Street, Elgin, IL 60123 (847) 608-3131

2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200  
412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022  
4302 N. Main Street, Rockford, IL 61103 (815) 987-7760

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## **A Publication of the Illinois Pollution Control Board**

**July 2022**

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