



IPC

Illinois Pollution Control Board

BOARD MEETING MINUTES

June 6, 2024

11:00 a.m.

Videoconference

160 N. LaSalle St.
Chicago, IL
Room N-505

AND

1021 N. Grand Ave. East
Springfield, IL
Conf. Room 1244 N, 1st Floor

ROLL CALL

The Clerk of the Board called the roll. All four Board Members answered present.

ANNOUNCEMENTS

None.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's May 16, 2024 regular open meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R18-21</u>	<u>Amendments to 35 Ill. Adm. Code Subtitle B (Air Pollution) (Air)</u> – The Board adopted a proposal for public comment in this rulemaking to non-substantively amend the Board's air pollution control rules. The proposal is designed to remove unnecessary language, replace outdated language, update statutory references, and reorganize provisions for clarity. The Board directed the hearing officer to schedule public hearings on the proposal.	4-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<p><u>AC 24-7</u></p>	<p><u>County of LaSalle v. Edtsel Munoz</u> (Land) – After Munoz failed to timely file a petition to contest this administrative citation, the Board found that he violated Section 21(p)(1), (p)(3), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(7) (2022)), as alleged. Because there were three violations of Section 21(p), the Board ordered Munoz to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.</p>	<p>4-0 roll call vote</p>
<p><u>AC 24-8</u></p>	<p><u>County of LaSalle v. Ana Munoz</u> (Land) – After Munoz failed to timely file a petition to contest this administrative citation, the Board found that she violated Section 21(p)(1), (p)(3), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(7) (2022)), as alleged. Because there were three violations of Section 21(p), the Board ordered Munoz to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.</p>	<p>4-0 roll call vote</p>

TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<p><u>PCB 23-14</u></p>	<p><u>Paul Christian Pratapas v. Horizon Construction Group, Inc.</u> (Water, NPDES – Enforcement, Citizen) – The Board found that Pratapas unreasonably failed to comply with the directives of specified hearing officer orders. The Board granted Horizon Construction Group’s motion to dismiss, dismissed Pratapas’ complaint with prejudice, and closed the docket.</p>	<p>4-0 roll call vote</p>
<p><u>PCB 23-71</u></p>	<p><u>Paul Christian Pratapas v. Village of Woodridge</u> (Water, NPDES – Enforcement, Citizen) – The Board found that Pratapas unreasonably failed to comply with the directives of specified hearing officer orders. The Board granted the Village’s motion to dismiss, dismissed Pratapas’ complaint with prejudice, and closed the docket.</p>	<p>4-0 roll call vote</p>

<u>PCB 23-122</u>	<p><u>People of the State of Illinois v. Lee Trucking, Inc.</u> (Water, NPDES – Enforcement) – The Board granted the People’s unopposed motion to deem facts admitted and for summary judgment. The Board therefore found that Lee Tucking violated Section 12(a) and (f) of the Environmental Protection Act and Section 309.102(a) of the Board’s rules (415 ILCS 5/12(a), (f) (2022); 35 Ill. Adm. Code 309.102(a)), as the People’s complaint alleged. The Board also ordered Lee Tucking to pay a \$15,000 civil penalty, as the People’s motion requested.</p>	<p>4-0 roll call vote</p>
<u>PCB 24-4</u>	<p><u>People of the State of Illinois v. Kirk V. Feller and Feller Oilfield Service, Inc.</u> (Land, Water – Enforcement) – Upon receiving a stipulation, proposed settlement, and motion for relief from the hearing requirement in this enforcement action concerning a Fayette County operation that provides oil field, transportation, road grading, and excavating services, the Board directed the Clerk to provide the required newspaper notice.</p>	<p>4-0 roll call vote</p>
<u>PCB 24-33</u>	<p><u>People of the State of Illinois v. City of LaSalle</u> (Water, NPDES – Enforcement) – In this enforcement action concerning the City of LaSalle’s wastewater treatment plant, the Board, as requested by members of the public, held a public hearing on a stipulation and proposed settlement filed by the People and the City. In this final order, the Board accepted the stipulation and proposed settlement, ordered the City to pay a \$5,740 civil penalty, and ordered the City to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<u>PCB 24-51</u>	<p><u>Aero Plating Works v. Illinois Environmental Protection Agency</u> (Land, RCRA – Permit Appeal) – Because Aero Plating Works failed to file a petition during the extended appeal period, the Board dismissed the case and closed the docket.</p>	<p>4-0 roll call vote</p>
<u>PCB 24-54</u>	<p><u>People of the State of Illinois v. All American Ready Mix, Inc.</u> (Water, NPDES – Enforcement) – In this enforcement action concerning a Cass County ready mixed concrete 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) (2022)), accepted a stipulation and proposed settlement, and ordered All American to pay a \$9,000 civil penalty and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<u>PCB 24-60</u>	<p><u>Gleeson Farm v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Gleeson Farm’s livestock waste management facilities in McLean County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).</p>	<p>4-0 roll call vote</p>

<u>PCB 24-74</u>	<u>Beeline Properties, LLC v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted the parties’ request to extend the appeal period to August 22, 2024.	4-0 roll call vote
<u>PCB 24-75</u>	<u>PAV2, LLC f/k/a Fast Track Ventures LLC v. Illinois Environmental Protection Agency</u> (UST Appeal) – Because PAV2 filed its petition after the 35-day appeal period, and the Board received no joint request to extend the appeal period, the Board lacked jurisdiction to hear the appeal. The Board therefore declined to accept PAV2’s petition and closed the docket.	4-0 roll call vote

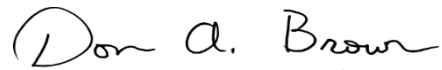
OTHER ITEMS

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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 June 20, 2024, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board