

# Environmental Register

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A PUBLICATION OF THE ILLINOIS POLLUTION CONTROL BOARD

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## FEDERAL ACTIONS

**P**ROPOSED ADMINISTRATIVE AGREEMENT AND COVENANT NOT TO SUE EXECUTED BY PRECISION CHROME, INC. FOR THE DAVID CHEMICAL SUPERFUND SITE, CHICAGO

On March 8, 1999, the United States Environmental Protection Agency (USEPA) issued notice of a proposed administrative agreement and covenant not to sue under Section 122(h) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980 (42 U.S.C. § 9622(h) (1980)) for the David Chemical Superfund Site located in Chicago, between the

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## STAFF UPDATE

The Board welcomes Missy Clark, Karen Newbold, and Carol Sudman. Ms. Clark joins the Board as an Account Technician. She has an Accounting Diploma from Brown's Business College. Prior to coming to the Board, Ms. Clark was a Human Resource Assistant with Central Management Services, an Accountant Advanced/Account Technician for former Governor Edgar, and an Account Technician for former Governor Thompson. Ms. Newbold joins the Board as the new Human Resource Manager. She most recently worked as Labor Liaison for the Department of Personnel in the Secretary of State's Office. Ms. Sudman joins the Board as the Springfield Attorney Assistant to Chairman Manning. She was previously an Attorney for the Secretary of State and Joint Committee on Administrative Rules. She received her J.D. from the University of Illinois - Champaign. All three will work out of the Board's Springfield office.

## RULEMAKING UPDATE

**B**OARD ADOPTS FOR FIRST NOTICE AMENDMENTS IN THE MATTER OF: PERMITTING PROCEDURES FOR THE LAKE MICHIGAN BASIN: 35 ILL. ADM. CODE 301, 302, AND 309.141, R99-8

On March 4, 1999, the Board adopted for first-notice publication in the *Illinois Register* amendments to 35 Ill. Adm. Code 301, 302, and 309.141 regarding permitting procedures for the Lake Michigan Basin. On July 28, 1998, the Illinois Environmental Protection Agency (IEPA) filed a rulemaking proposal which amends portions of the Board's rules dealing with the issuance permits under the of National Pollution Discharge Elimination System (NPDES). The IEPA states that these amendments are necessary to implement the federal Great Lakes Initiative (GLI) which was previously adopted by the Board. See In the Matter of: Conforming Amendments for the Great Lakes Initiative: 35 Ill. Adm. Code 302.101, 302.105, 302.Subpart E, 303.443, and 304.222 (December 18, 1997), R97-25. The proposal was filed pursuant to Section 27 of the Environmental Protection Act (Act) (415 ILCS 5/27 (1996)).

The IEPA proposes to amend the Board's rules by updating the citation to the Code of Federal Regulations at Section 301.105, adding specialized definitions that are contained in the IEPA's rule at Section 352.104, and adding implementation procedures under Section 309.141(h).

 RULEMAKING UPDATE CONTINUED ON PAGE TWO

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## RULEMAKING UPDATE

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The amendments to the incorporations by reference under Section 301.105(c) update the citation to 40 C.F.R. § 136 to reflect the 1996 edition of the federal rules, which contain approved test methods, and add a new incorporation by reference to a test procedure specified in 40 C.F.R. § 132. The definitions proposed at first notice are, for the most part, derived from the federal GLI regulations at 40 C.F.R. § 132.2.

The proposed procedures for the implementation of the federal GLI are set forth at 35 Ill. Adm. Code 309.141(h). Section 309.141(h)(1) provides that the Total Maximum Daily Loads (TMDL) or the Waste Load Allocation (WLA) will be set either through the Lake Michigan Lakewide Management Plan or the remedial action plan for an area of concern. This proposed provision is consistent with the federal GLI procedure concerning TMDL and WLA at 40 C.F.R. § 132.

Section 309.141(h)(2) specifies an acceptable additive risk level of one in 100,000 for establishing Tier I criteria and Tier II values for combinations of substances exhibiting carcinogenic or other nonthreshold toxic mechanism. Section 309.141(h)(3) sets forth the conversion factors to be used in translating between water quality standards, criteria or values for metals expressed in either the dissolved form or as total amount recoverable.

Section 309.141(h)(4), together with 35 Ill. Adm. Code 352.Subpart D, provides guidance to the IEPA in choosing which pollutants require water quality based effluent limits and, if required, at what level in NPDES permits. Subsection (h)(4)(A) specifically provides the first step in the process which involves the estimation of projected effluent quality (PEQ) of a pollutant in the discharge of a facility, taking into account the chronic or acute exposure periods of the standard, criteria or value. If the PEQ for a parameter is greater than the water quality standard, criteria or value for that parameter, the next step involves the consideration of dilution and mixing in accordance with Section 309.141(h)(5), which allows for such consideration based on the degree of treatment.

Section 309.141(h)(6), the next step in the process, sets forth a simple mass balance formula for calculating projected effluent limitation (PEL) giving consideration to the water quality standard, relative flowrates of effluent and receiving water, dilution allowance and the background concentration of the pollutant. Section 309.141(h)(7) sets forth the conditions under which a water quality based effluent limit or certain monitoring requirements must be included in the NPDES permit based upon a comparison of PEQ and PEL.

Finally, the Board proposed amendments to 35 Ill. Adm. Code 302 because at the close of the rulemaking in docket R97-25, the Joint Committee on Administrative Rules submitted a list of typographical errors which occurred in the text of Part 302. The Board therefore proposed only nonsubstantive typographical amendments to Part 302.

To date, two hearings have been held in this matter: the first, on October 5, 1998, in Chicago; and the second, on December 8, 1998, in Springfield. On December 17, 1998, the Board denied a motion to dismiss this docket filed by the Illinois Environmental Regulatory Group and supported by the Chemical Industry Council of Illinois. Upon publication of the proposal in the *Illinois Register*, a 45-day public comment period will begin. During that time, all public comments may be filed with the Clerk of the Board.

Please direct any questions regarding this rulemaking to Marie Tipsord at 312/814-4925; e-mail address: mtipsord@pcb084r1.state.il.us



### **B**OARD ADOPTS FOR SECOND-NOTICE PROPOSED RULES IN THE MATTER OF: HOSPITAL/MEDICAL/INFECTIOUS WASTE INCINERATORS: ADOPTION OF 35 ILL. ADM. CODE 229, R99-10

On March 18, 1999, the Board adopted rules for second-notice review by the Joint Committee on Administrative Rules to establish requirements for the control of emissions from the incineration of hospital, medical and infectious waste. On November 30, 1998, the Illinois Environmental Protection Agency (IEPA) filed the proposal to add 35 Ill. Adm. Code 229.

The adoption by the Board of this new part is authorized under Section 28.5 of the Environmental Protection Act (Act) (415 ILCS 5/28.5 (1996)). Section 28.5 provides for "fast-track" adoption of certain regulations necessary for compliance with the Clean Air Act Amendments of 1990 (CAAA) (42 U.S.C. §§ 7401 *et seq.* (1990)).

Section 111(d) of the CAAA (42 U.S.C. § 7401 (1990)) requires that states submit a plan for the control of emissions from any source for which the United States Environmental Protection Agency (USEPA) has promulgated a performance standard. The USEPA has promulgated new source performance standards (NSPS) and emissions guidelines (EG) to reduce emissions from hospital, medical, and infectious waste incinerators (HMIWIs). 40 C.F.R. §§ 60.50c-60.58c, 60.30e-60.39e. The NSPSs apply to HMIWIs for which construction began after June 20, 1996, or for which a modification is begun after March 16, 1998. The EGs apply to existing HMIWIs, or rather, ones for which construction began on or before June 20, 1996. Unlike the NSPSs, the EGs do not establish standards for HMIWIs. Rather, EGs direct the states to adopt plans regulating existing HMIWIs and establish minimum elements required in the states' plans.

Pursuant to Section 28.5, the Board is required to proceed within set timeframes toward adoption of the regulations. The Board has no authority to adjust their timeframes under any circumstances. On December 3, 1998, the Board adopted the rules for first-notice publication in the *Illinois Register* (22

Ill. Reg. 22177 (December 28, 1998)). The first hearing on this proposal was held on January 21, 1999, in Chicago; and the second hearing was held on February 3, 1999, in Springfield. The Board received and considered two timely-filed public comments prior to adopting the second-notice opinion and order.

Questions regarding this rulemaking may be directed to Cathy Glenn at 312/814-6923; e-mail address: [cglenn@pcb084rl.state.il.us](mailto:cglenn@pcb084rl.state.il.us)



**BOARD ADOPTS FINAL RULES IN IDENTICAL-IN-SUBSTANCE RULEMAKING IN THE MATTER OF: WASTEWATER PRETREATMENT UPDATE, USEPA REGULATIONS (JANUARY 1, 1998, THROUGH JUNE 30, 1998), R99-4**

On March 18, 1999, the Board adopted as final rules amendments in the identical-in-substance rulemaking, In the Matter of: Wastewater Pretreatment Update, USEPA Regulations (January 1, 1998, through June 30, 1998) (December 17, 1998), R99-4. Adopted pursuant to Sections 7.2 and 13.3 of the Environmental Protection Act (415 ILCS 5/7.2 and 13.3 (1996)), the amendments establish effluent limitations guidelines and standards under the Federal Water Pollution Control Act (FWPCA) (see 33 U.S.C. §§ 1317(b), (c), (d), 1342(b)(9) (1996)) for a portion of the pulp, paper, and paperboard industry. The amendments are intended to streamline the permit application process to more closely reflect the processes found in pulp, paper, and paperboard mills in the United States. The rules incorporate federal amendments that occurred during the period of January 1, 1998, through June 30, 1998 (see 63 Fed. Reg. 18503 (April 15, 1998)). In the rules, the Board incorporated the federal amendments of April 15, 1998, either by use of the actual text or through incorporation by reference, with only minor deviation from the federal text. The Board also incorporated the federal amendments of August 7, 1998 (see 63 Fed. Reg. 42238 (August 7, 1998)), correcting minor errors in the effluent limitations guidelines and standards for hazardous pollutants promulgated under the FWPCA for the pulp and paper production category contained in the April 15, 1998 action.

On December 17, 1998, the Board adopted a proposal for public comment in this identical-in-substance rulemaking. See 23 Ill. Reg. 631 (January 15, 1999). Upon publication of the proposal, a 45-day public comment period commenced. No public comments were filed during the comment period.

Any questions regarding this rulemaking may be directed to Karen Kavanagh at 312/814-6062; e-mail address: [kkavanag@pcb084rl.state.il.us](mailto:kkavanag@pcb084rl.state.il.us)



United States and the settling party, Precision Chrome, Inc. (Precision Chrome). 64 Fed. Reg. 11005 (March 8, 1999). The proposed agreement has been approved by the United States Attorney General's delegate. The proposed agreement would resolve certain potential claims of the United States under Sections 106 and 107 of CERCLA (42 U.S.C. §§ 9606, 9607 (1980)) against Precision Chrome. The proposed agreement would require Precision Chrome to pay the USEPA \$95,000 for reimbursement of response costs.



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY SETTLES WITH ROYAL CROWN BOTTLING COMPANY, CHICAGO, COOK COUNTY, ILLINOIS**

On March 16, 1999, the United States Environmental Protection Agency (USEPA) announced that it had signed a settlement agreement with Royal Crown Bottling Company (Royal Crown), located at 2801 West 47th Street, Chicago, Cook County, Illinois (site), for violation of federal laws on the reporting of hazardous chemicals. Royal Crown will pay an \$8,248 fine and complete a supplemental environmental project.

During a routine compliance inspection at the site in July 1996, the USEPA learned that Royal Crown had never provided the Illinois Commission or the Chicago Local Emergency Planning Committee with the required inventory forms for reporting hazardous chemicals stored on the site, including anhydrous ammonia. Anhydrous ammonia, which is used in Royal Crown's refrigeration systems, is a hazardous substance. Under the Emergency Planning and Community Right-to-Know Act of 1986 (42 U.S.C. § 11001 *et seq.* (1986)), owners and operators of facilities must submit forms for certain hazardous chemicals every year by March 1. The USEPA calculated that Royal Crown had 4,000 lbs. of anhydrous ammonia, 900 lbs. of chlorine, and 624 lbs. of sulfuric acid. Under the regulations, all amounts over 500 lbs. must be reported. The supplemental environmental project requires Royal Crown to purchase and install ammonia sensors, plus an alarm, for its refrigeration systems. The new equipment is designed for early detection of anhydrous ammonia releases. The cost of such sensors, including three years of annual maintenance is \$24,004.

For additional information about this settlement, contact Robert Thompson at 312/353-6700.



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PROPOSES AMENDMENTS TO THE NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANT EMISSIONS: GROUP I POLYMERS AND RESINS AND GROUP IV POLYMERS AND RESINS AND STANDARDS FOR VOLATILE ORGANIC COMPOUND EMISSIONS FROM THE POLYMER MANUFACTURING INDUSTRY

On March 9, 1999, the United States Environmental Protection Agency (USEPA) proposed amendments to the national emission standards for hazardous air pollutant emissions (NESHAPs) for Group I polymers and resins and Group IV polymers and resins and standards for volatile organic compound emissions (commonly referred to as volatile organic material (VOM) in Illinois) from the polymer manufacturing industry. 64 Fed. Reg. 11555, 11559 (March 9, 1999). On September 5, 1996, the USEPA issued NESHAPs for Group I polymers and resins (61 Fed. Reg. 46906 (September 5, 1996)); on September 12, 1996, the USEPA issued NESHAPs for the Group IV polymers and resins (61 Fed. Reg. 48208 (September 12, 1996)); and on December 11, 1990, the USEPA issued the standards of performance for VOM emissions from the polymer manufacturing industry (55 Fed. Reg. 51035 (December 11, 1990)). In this action, the USEPA proposes to revise the promulgated rules by adding clarifying provisions and correcting minor errors in all of the above-mentioned rulemakings.

If adopted, these amendments are directly applicable, without further rulemaking, in Illinois in accordance with Section 9.1(b) of the Environmental Protection Act (415 ILCS 5/9.1(b) (1996)).

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY APPROVES ILLINOIS STATE IMPLEMENTATION PLAN FOR CENTRAL CAN COMPANY, CHICAGO, COOK COUNTY, ILLINOIS

On March 18, 1999, the United States Environmental Protection Agency (USEPA) approved an October 13, 1998 Illinois State Implementation Plan (SIP) revision submittal revising volatile organic compound (referred to in Illinois as volatile organic material (VOM)) reasonably available control technology (RACT) requirements at Central Can Company (CCC) in Chicago, Cook County, Illinois. 64 Fed. Reg. 13346 (March 18, 1999). The SIP revisions allow CCC to apply can coating control rules to pail coating operations limited to certain conditions.

On December 5, 1994, CCC filed a petition with the Board for an adjusted standard allowing CCC to apply the can coating requirements found at 35 Ill. Adm. Code 218, including the cross-line averaging provisions, to its pail coating operations. On August 6, 1998, the Board granted an adjusted standard to CCC to treat its pail coating as can coating for purposes of complying with the State's Part 218 rules, provided the following: (1) no more than 20 percent of the total number of cans and pails coated on an annual basis are pails; (2) the pails are geometrically identical to cans coated at the facility, in terms of shape and volume; and (3) the pails are produced from metal with a thickness of no more than 20 gauge (.039 inches). *In re Petition of Central Can Co.* (August 6, 1998), AS 94-18. The adjusted standard's effective date was made retroactive to July 1, 1991.



## APPELLATE UPDATE

### FOURTH DISTRICT APPELLATE COURT DISMISSES APPEAL IN *ESG WATTS, INC. v. ILLINOIS POLLUTION CONTROL BOARD* (No. 4-98-0229), PCB 96-237

On February 4, 1999, the Fourth District Appellate Court entered an Illinois Supreme Court Rule 23 (155 Ill. 2d R. 23) order dismissing *ESG Watts, Inc. v. Illinois Pollution Control Board*, No. 4-98-0229. The Fourth District agreed with the Board that the matter should be dismissed since ESG Watts failed to name all parties of record as party respondents in the appeal as required by Illinois Supreme Court Rule 335(a) (155 Ill. 2d R. 335) and Section 3-113 of the Administrative Review Law (735 ILCS 5/3-113).

In May 1996, the State of Illinois (State) filed a complaint before the Board against ESG Watts. The State alleged that ESG Watts' Sangamon Valley Landfill violated certain sections of the Environmental Protection Act (Act) (415 ILCS 5/1 *et seq.* (1996)) and corresponding Board regulations pertaining to the proper funding for closure and post-closure care of the landfill. The Board issued an order on February 19, 1998, finding ESG Watts in violation of the Act and Board rules, and imposing a penalty of \$256,000, as well as \$2,400 in attorney fees. See *People v. ESG Watts, Inc.* (February 19, 1998), PCB 96-237.

ESG Watts appealed the Board's decision to the Illinois Appellate Court challenging the amount of the penalty. However, in its petition to the court, ESG Watts named only the Board as a party respondent and failed to name the State as a party respondent. As a result, the Board moved to dismiss the petition arguing that the court lacked jurisdiction due to ESG Watts' failure to name as respondents all parties of record.

As a threshold issue, ESG Watts requested that the court strike the Board's motion to dismiss due to a recent supervisory order issued by the Illinois Supreme Court on December 2, 1998, pertaining to two matters before the Third District Appellate Court. In the two matters before it, the Third District dismissed the appeals for lack of jurisdiction because ESG Watts failed to name all necessary parties to the administrative review proceedings as required by Illinois Supreme Court Rule 335 (155 Ill. 2d R. 335) and Sections 3-107 and 3-113 of the Administrative Review Law (735 ILCS 5/3-107, 113). See ESG Watts, Inc. v. Illinois Pollution Control Board, Nos. 3-98-0231 and 3-98-0385 (November 1998); see also People v. ESG Watts, Inc. (February 5, 1998), PCB 96-107 and People v. ESG Watts, Inc. (April 16, 1998), PCB 96-233. ESG Watts filed a petition for leave to appeal before the Illinois Supreme Court, but the court denied ESG Watts' leave to appeal. However, the Illinois Supreme Court issued a supervisory order which directed the Third District to vacate its orders in the two appeals (Nos. 3-98-0231 and 3-98-0385). The Illinois Supreme Court further ordered the Third District to address the appeals on the merits. The parties are presently briefing those appeals pursuant to the schedule established by the Third District Appellate Court.

Oral argument was held before the Fourth District on January 19, 1999, at which time arguments concerning both the jurisdictional issues and the merits of the appeal were heard. Finding that the Illinois Supreme Court's December 2, 1998 supervisory order did not constitute legal precedent guiding its disposition of the Board's motion to dismiss, the Fourth District granted the Board's motion to dismiss. The court determined that Illinois Supreme Court Rule 335(a) (155 Ill. 2d R. 335(a)) and the Administrative Review Law (735 ILCS 5/3-101 *et seq.* (1996)) required ESG Watts to name the State as a party respondent. Relying on McGaughy v. Illinois Human Rights Commission, 165 Ill. 2d 1, 6-7, 649 N.E.2d 404, 407 (1995), the court stated that appellate courts have the capability to exercise special statutory jurisdiction when they review decisions from administrative agencies. Additionally, the court reasoned that it must strictly adhere to the prescribed procedures when considering its jurisdictional limits and power as well as a party's remedy under a specific statute. Pursuant to McGaughy, the appellate court concluded that it must dismiss a petition for review if the party seeking review fails to comply with the statutory procedures in filing the matter before the court.

For these jurisdictional reasons, the Fourth District Appellate Court dismissed ESG Watts, Inc. v. Illinois Pollution Control Board, No. 4-98-0229, for administrative review. Justice Robert J. Steigmann wrote the decision for the court and Justices Rita B. Garman and Sue E. Myerscough concurred. On March 2, 1999, the Board received ESG Watts' affidavit of intent to appeal to the Illinois Supreme Court.



**SECOND DISTRICT APPELLATE COURT DISMISSES APPEAL IN M. SALEEM CHOUDRY V. ILLINOIS POLLUTION CONTROL BOARD (No. 2-98-1164), AC 97-13**

On January 26, 1999, the Second District Appellate Court, in an Illinois Supreme Court Rule 23 order (155 Ill. 2d R. 23), dismissed this action because M. Saleem Choudry (Choudry) failed to file a brief in support of his appeal. On September 5, 1998, Choudry filed a petition for appeal of an August 6, 1998 Board decision. In its August 6, 1998 decision, the Board found that Choudry violated Section 21(p)(1) and (4) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (4) (1996)) and ordered Choudry to pay a civil penalty of \$1,000. The Board also ordered Choudry to pay hearing costs to the Board in the amount of \$1,270 and to the County of DuPage in the amount of \$1,379.

On December 7, 1998, the court ordered Choudry to file a brief in support of his appeal by January 8, 1999, stating that if Choudry failed to do so, the court would dismiss the petition for appeal. The dismissal order was entered on January 26, 1999.



**FIFTH DISTRICT APPELLATE COURT AFFIRMS BOARD DECISION IN CITIZENS OPPOSED TO ADDITIONAL LANDFILLS V. GREATER EGYPT REGIONAL ENVIRONMENTAL COMPLEX (No. 5-97-1037), PCB 97-233**

On March 29, 1999, the Fifth District Appellate Court, in an order issued pursuant to Illinois Supreme Court Rule 23 (155 Ill. 2d R. 23), affirmed the Board's decision in Citizens Opposed to Additional Landfills v. Greater Egypt Regional Environmental Complex (November 6, 1997), PCB 97-233.

In its November 6, 1997 decision, the Board affirmed the site location suitability approval for a pollution control facility granted by the Perry County Board (Perry County) to the Greater Egypt Regional Environmental Complex (GERE) under Section 39.2 of the Environmental Protection Act (Act) (415 ILCS 5/39.2 (1996)). Citizens Opposed to Additional Landfills (COAL) and Harvey Pitt (Pitt) appealed the landfill siting decision granted by Perry County to GERE.

The decision by the Board in docket PCB 97-233 resolved an appeal of the decision of Perry County after this matter was remanded to it by Board order in docket PCB 97-29 (see Citizens Opposed to Additional Landfills v. Greater Egypt Regional Environmental Complex (December 5, 1996), PCB 97-29) for the purpose of curing fundamental fairness issues caused by *ex parte* contacts between GERE and the attorneys for Perry County. The Board in docket PCB 97-233 affirmed Perry County's decision over COAL's and Pitt's challenges to jurisdiction, fundamental fairness, and the adequacy of GERE's demonstration of compliance with the criteria set forth at Section 39.2 of the Act.

The jurisdictional challenge involved the issue of whether GERE had properly sent notice to adjoining landowners under Section 39.2(b) of the Act in circumstances where it used the authentic tax records of the Perry County treasurer, but where these records did not contain current addresses. The Fifth District affirmed its earlier ruling in Bishop v. Pollution Control Board, 235 Ill. App. 3d 925, 601 N.E.2d 310 (5th Dist. 1992), finding that notice was proper, despite the fact that actual no-

tice was not given to all landowners. The appellate court found that all fundamental fairness issues had been waived; these were the fundamental fairness issues addressed in docket PCB 97-29 and cured on remand, and an evidentiary issue not raised by COAL before the Board. As to GERE's compliance with the criteria set forth at Section 39.2 of the Act, the appellate court found that Perry County's decision was not against the manifest weight of the evidence.

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## BOARD ACTIONS

**MARCH 4, 1999**

**CHICAGO, ILLINOIS**

### RULEMAKINGS

**R99-8** In the Matter of: Permitting Procedures for the Lake Michigan Basin: 35 Ill. Adm. Code 301 and 309.141 - The Board adopted a first-notice opinion and order in this proposed rulemaking to amend the Board's water regulations. **Vote: 7-0**

**R99-19** In the Matter of: Regulated Recharge Area Designation, Durand, Winnebago County - The Board denied petitioner's motion to reconsider. **Vote: 5-1 | Board Member Kezelis abstained | Board Member McFawn dissented**

### ADMINISTRATIVE CITATIONS

**AC 99-20** IEPA v. Lawrence County Disposal Centre, Inc., S&S Grading of Illinois, Inc., and Gary McLaren - The Board by its own motion reconsidered and vacated its February 18, 1999 order in this matter. The Board issued a new order which incorporated portions of the previous order and dismissed all allegations against Lawrence County Disposal Centre, Inc. **Vote: 7-0**

**AC 99-29** IEPA v. BFI Waste Systems of North America, Inc. - The Board found that this Rock Island County respondent violated Sections 21(o)(5) and 21(o)(12) of the Environmental Protection Act (415 ILCS 5/21(o)(5), 21(o)(12) (1996)) and ordered respondent to pay a civil penalty of \$1,000. **Vote: 7-0**

**AC 99-30** IEPA v. Streator Area Landfill, Inc. - The Board found that this Livingston County respondent violated Section 21(o)(12) of the Environmental Protection Act (415 ILCS 5/21(o)(12) (1996)) and ordered respondent to pay a civil penalty of \$500. **Vote: 7-0**

**AC 99-32** IEPA v. Roland Ransom III - The Board granted the Illinois Environmental Protection Agency's motion to withdraw this administrative citation. **Vote: 7-0**

### ADJUDICATORY CASES

#### DECISIONS

**PCB 99-65** People of the State of Illinois v. Cheetah Cartage, Inc. - The Board granted relief from the hearing requirement of Section 31(c)(2) of the Environmental Protection Act (415 ILCS 5/31(c)(2) (1996)), accepted a stipulation and settlement agreement in this land enforcement action involving a Kane County facility, ordered respondent to pay a civil penalty of \$500, and to cease and desist from further violations. **Vote: 7-0**

#### MOTIONS AND OTHER MATTERS

**PCB 95-143** Gordon Krautsack v. Bhogilal Patel, an individual, Subhash Patel, an individual, Electronic Interconnect, Inc., and Electronic Interconnect Corporation - The Board granted the joint motions for waiver from hearing requirement and for voluntary dismissal. **Vote: 7-0**

**PCB 98-90** People of the State of Illinois v. Marathon Oil Company - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land and water enforcement action against a Crawford County facility, the Board ordered publication of the required newspaper notice. **Vote: 7-0**

**PCB 98-116** L. Keller Oil Properties, Inc. v. Office of the State Fire Marshal - The Board granted petitioner's motion for voluntary dismissal of this underground storage tank appeal involving an Effingham County facility. **Vote: 7-0**

**PCB 99-69** Land and Lakes Company v. Randolph County Board of Commissioners - The Board granted petitioner's motion to supplement the record. No action was taken on the petition to intervene by Kenneth Heine and Dora Spinney. **Vote: 7-0**

**PCB 99-84** Yesley Service Company v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this Randolph County facility. **Vote: 7-0**

**PCB 99-86** McWane, Inc. v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility. **Vote: 7-0**

**PCB 99-112** People of the State of Illinois v. Bi-Petro and Timberlake Transportation and Transfer, Inc. - The Board granted respondent's motion for extension of time. **Vote: 7-0**

**PCB 99-113** Midwest Illinois Auto Truck Plaza v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a Bond County facility. **Vote: 7-0**

**PCB 99-114** Minnesota Mining and Manufacturing Company v. IEPA - The Board accepted for hearing this petition requesting a variance involving a Cook County facility. **Vote: 7-0**

**PCB 99-115** General Electric Company v. IEPA - The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of a LaSalle County facility. **Vote: 7-0**

**PCB 99-116** Rivinius Inc. v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a Woodford County facility. **Vote: 7-0**

**PCB 99-117** Aramark Services, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Kane County facility. **Vote: 7-0**

**PCB 99-118** Becks Auto Sales v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Fayette County facility. **Vote: 7-0**

**PCB 99-119** Gold Coast Oil Company v. IEPA - The Board granted petitioner's motion for voluntary dismissal of this underground storage tank appeal involving a Morgan County facility. **Vote: 7-0**

**PCB 99-121** Loewen Group International, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility. **Vote: 7-0**

**PCB 99-122** Central C & D Recycling, Inc. v. IEPA - The Board accepted for hearing this permit appeal involving a St. Clair County facility. **Vote: 7-0**

**PCB 99-123** Commonwealth Edison Company v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a Will County facility. **Vote: 7-0**

**PCB 99-124** Commonwealth Edison Company v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility. **Vote: 7-0**

**PCB 99-126** 477, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility. **Vote: 7-0**

**PCB 99-127** Ted Harrison Oil Company v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cass County facility. **Vote: 7-0**

**PCB 99-128** Mecon Industries, Inc. v. IEPA - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility. **Vote: 7-0**

**PCB 99-129** Montgomery Ward & Company, Inc. v. IEPA - The Board accepted for hearing this underground storage tank appeal involving a Cook County facility. **Vote: 7-0**

**MARCH 18, 1999**

**CHICAGO, ILLINOIS**

## RULEMAKINGS

**R99-4** In the Matter of: Wastewater Pretreatment Update, USEPA Regulations (January 1, 1998 through June 30, 1998) - The Board adopted a final opinion and order in this "identical-in-substance" rulemaking to amend the Board's wastewater pretreatment regulations. **Vote: 6-0**

**R99-10** In the Matter of: Hospital/Medical/Infectious Waste Incinerators: Adoption of 35 Ill. Adm. Code 229 - The Board adopted a second-notice opinion and order in this proposed rulemaking to amend the Board's air regulations. **Vote: 6-0**

## ADJUSTED STANDARDS

**AS 98-6** In the Matter of: Petition of Wood River Refining Company, a Division of Equilon Enterprises LLC, f/k/a Shell Wood River Refining Company for an Adjusted Standard from 35 Ill. Adm. Code 725.213 and 725.321 - The Board granted this Madison County facility an adjusted standard, subject to conditions, from the hazardous waste requirements found at 35 Ill. Adm. Code 725.213 and 725.321. **Vote: 6-0**

## ADMINISTRATIVE CITATIONS

**AC 99-33** IEPA v. Randy Davis - The Board found that this Scott County respondent violated Sections 21(p)(1) and 21(p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(3) (1996)) and ordered respondent to pay a civil penalty of \$1,000. **Vote: 6-0**

## ADJUDICATORY CASES

### **MOTIONS AND OTHER MATTERS**

**PCB 97-54** People of the State of Illinois v. Capital Engineering & Manufacturing Company - Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land and water enforcement action against a Cook County facility, the Board ordered publication of the required newspaper notice. **Vote: 6-0**

**PCB 98-114** David Mulvain v. Village of Durand - The Board granted in part and denied in part complainant's motion for summary judgment. The remaining issues in this water enforcement action involving a Winnebago County facility will be addressed at hearing. **Vote: 6-0**

**PCB 99-69** Land and Lakes Company v. Randolph County Board of Commissioners - The Board denied the petition to intervene by Kenneth Heine and Dora Spinney, but allowed them to file briefs as amicus curiae. **Vote: 6-0**

**PCB 99-87** Jeff's Service 76 v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this Kane County facility. **Vote: 6-0**

**PCB 99-88** Naperville Radiator Services v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this DuPage County facility. **Vote: 6-0**

**PCB 99-101** Thiele Transportation v. IEPA - Having previously granted a request for a 90-day extension, the Board dismissed the matter because no underground storage tank appeal was timely filed on behalf of this Lake County facility. **Vote: 6-0**

**PCB 99-130** Waste Professionals, Inc. d/b/a Pekin Landfill v. IEPA - The Board accepted for hearing, this permit appeal involving a Tazewell County facility, and consolidated it with PCB 99-108 involving the same facility. **Vote: 6-0**

**PCB 99-131** Dynachem, Inc. v. IEPA - In this permit appeal involving a Vermilion County facility the Board struck and dismissed the challenge to a Resource Conservation Recovery Act permit as untimely filed, but accepted for hearing a request for a determination concerning an National Pollutant Discharge Effluent System permit. **Vote: 6-0**

# NEW CASES

## MARCH 4, 1999

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**99-86 McWane, Inc. v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility.

**99-113 Midwest Illinois Auto Truck Plaza v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a Bond County facility.

**99-114 Minnesota Mining and Manufacturing Company v. IEPA** - The Board accepted for hearing this petition requesting a variance involving a Cook County facility.

**99-115 General Electric Company v. IEPA** - The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of a LaSalle County facility.

**99-116 Rivinius Inc. v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a Woodford County facility.

**99-117 Aramark Services, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Kane County facility.

**99-118 Becks Auto Sales v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Fayette County facility.

**99-119 Gold Coast Oil Company v. IEPA** - The Board granted petitioner's motion for voluntary dismissal of this underground storage tank appeal involving a Morgan County facility.

**99-120 People of the State of Illinois v. Wood River Refining Company, a division of Equilon Enterprises L.L.C.** - The Board accepted for hearing this air enforcement action against a Madison County facility.

**99-121 Loewen Group International, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**99-122 Central C & D Recycling, Inc. v. IEPA** - The Board accepted for hearing this permit appeal involving a St. Clair County facility.

**99-123 Commonwealth Edison Company v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a Will County facility.

**99-124 Commonwealth Edison Company v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a DuPage County facility.

**99-125 Terrence G. Graf, Joe and Marcella Graf v. Valiquet, Inc., Emerald Landscaping and CPK Landscaping** - The Board held for a later duplicitous/frivolous determination this citizens' noise enforcement action involving a Cook County facility.

**99-126 477, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**99-127 Ted Harrison Oil Company v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cass County facility.

**99-128 Meccon Industries, Inc. v. IEPA** - The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Cook County facility.

**99-129 Montgomery Ward & Company, Inc. v. IEPA** - The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.

**AC 99-34 Montgomery County v. Envotech-Illinois, Inc.** - The Board accepted an administrative citation against this Montgomery County respondent.

**AC 99-35 IEPA v. Laidlaw Waste Systems, Inc. and Carl Ball III** - The Board accepted an administrative citation against these Coles County respondents.

## MARCH 18, 1999

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**99-130 Waste Professionals, Inc. d/b/a Pekin Landfill v. IEPA** - The Board accepted for hearing, this permit appeal involving a Tazewell County facility, and consolidated it with PCB 99-108 involving the same facility.

**99-131 Dynachem, Inc. v. IEPA** - In this permit appeal involving a Vermilion County facility the Board struck and dismissed the challenge to a Resource Conservation Recovery Act permit as untimely filed, but accepted for hearing a request for a determination concerning an National Pollutant Discharge Effluent System permit.

**CALENDAR OF MEETINGS  
AND HEARINGS**

**APRIL**

**12** ♦ 9:30 am -- PCB 97-234/  
Antonio D.H. Nam v. Kikon Suh

James R. Thompson Center  
100 W. Randolph Street  
Suite 8-033  
Chicago, IL

**13** ♦ 9:30 am -- PCB 97-234/  
Antonio D.H. Nam v. Kikon Suh

James R. Thompson Center  
100 W. Randolph Street  
Suite 8-033  
Chicago, IL

**15** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**15** ♦ 1:30 pm -- AS 99-4/Petition  
of Sun Chemical Corporation for  
Adjusted Standard from 35 Ill. Adm.  
Code 218.626(b)

James R. Thompson Center  
100 W. Randolph Street  
Room 11-512  
Chicago, IL

**19** ♦ 9:30 am -- PCB 99-38/  
Lawrence C. Sweda v. Outboard Marine  
Corporation and the City of Waukegan

Lake County Courthouse  
Room 301  
18 North County Street  
Waukegan, IL

**20** ♦ 9:30 am -- PCB 99-38/  
Lawrence C. Sweda v. Outboard Marine  
Corporation and the City of Waukegan

Lake County Courthouse  
Room 301  
18 North County Street  
Waukegan, IL

**MAY**

**6** ♦ 11:30 am  
**Illinois Pollution Control Board  
Meeting | Springfield, IL**

**20** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**JUNE**

**3** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**17** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**JULY**

**8** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**22** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**AUGUST**

**5** ♦ 11:30 am  
**Illinois Pollution Control Board  
Meeting | Springfield, IL**

**19** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**SEPTEMBER**

**9** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**23** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**OCTOBER**

**7** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting**

James R. Thompson Center  
100 W. Randolph Street  
Suite 2-025  
Chicago, IL

**21** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**NOVEMBER**

**4** ♦ 11:30 am  
**Illinois Pollution Control Board  
Meeting | Springfield, IL**

**18** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**DECEMBER**

**2** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

**16** ♦ 10:30 am  
**Illinois Pollution Control Board  
Meeting | Chicago, IL**

All Chicago Board Meetings will be held at the James R. Thompson Center, 100 W. Randolph Street, Suite 9-040 unless otherwise noted.

All Springfield Board Meetings will be held at 600 S. Second Street, Hearing Room 403 unless otherwise noted.

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 April 1, 1999.

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

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Acorn Acres Sbdv (Lake Co - 0975020)	2	Inadequate Pres Tank	250	12/16/83
Alden Long Grove Nursing Center(Lake Co - 0971090)	2	Inadequate Pres Tank	204	06/15/93
Ashley (Washington Co - 1890100)	6	Trihalomethane	825	06/15/92
Bahl Wtr Corp (Jo Daviess Co - 0855200)	1	Inadequate Pres Storage	700	12/15/93
Belmont-Highwood PWD (DuPage Co - 0435180)	2	Trichloroethylene	498	09/16/93
Biggsville (Henderson Co - 0710050)	5	Adjusted Gross Alpha	350	03/15/98
Blue & Gold Hmownrs Assn (Winnebago Co - 2015250)	1	Inad Pres Tank & Source of Supply	170	06/17/83
Blue Mound (Macon Co - 1150100)	4	Nitrate	1,165	03/15/97
Bonnie Lane Water Supply (Kendall Co - 0930010)	2	Inadequate Pres Tank	49	09/16/93
Bradford (Stark Co - 1750050)	1	Gross Alpha	650	06/15/98
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85
Bryant (Fulton Co - 0570200)	5	Gross Alpha	310	03/15/98
Buck Lake Ests Sbdv (DeKalb Co - 0375100)	1	Inadequate Pres Tank	200	09/14/84
Buckingham (Kankakee Co - 0910250)	2	Inadequate Pres Tank	330	03/17/89
Byron Woods Sbdv (Rock Island Co - 1610070)	1	Arsenic	150	03/15/98
Campus (Livingston Co - 1050050)	4	Inadequate Pres Tank	230	03/20/81
Carroll Hts Utl Cmpny (Carroll Co - 0155200)	1	Inadequate Pres Tank	80	03/20/81
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Chester (Randolph Co - 1570100)	6	Total Trihalomethane	5,300	12/15/98
Claremont Hls Sbdv (McHenry Co - 1115080)	2	Inadequate Pres Tank	330	03/15/96
Clearview Sbdv (Will Co - 1975360)	2	Inadequate Pres Tank	420	01/13/82
Coffeen (Montgomery Co - 1350150)	5	Trihalomethane	800	03/17/92
Community Srvc Corp (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Coyne Cntr Coop (Rock Island Co - 1615150)	1	Inadequate Pres Tank	150	12/15/97
Cropsey Cmnty Wtr (McLean Co - 1135150)	4	Inadequate Pres Tank	60	03/20/81
Crystal Clear Wtr Cmpny (McHenry Co - 1115150)	2	Inadequate Pres Tank	900	09/16/88
Crystal Hts Assn (McHenry Co - 1115100)	2	Inadequate Pres Tank	93	06/17/96
Ctzns Liberty Ridge Dvn (DuPage Co - 0435650)	2	Inadequate Pres Tank	2,510	03/15/94
D and R Apts (Champaign Co - 0190030)	4	Inadequate Pres Tank	26	09/16/93

# ENVIRONMENTAL REGISTER

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Deering Oaks Sbdv (McHenry Co - 1115200)	2	Inadequate Pres Tank	60	12/17/82
DeKalb Univ Dvl Corp (DeKalb Co - 0375148)	1	Inadequate Pres Tank	950	12/16/92
DeWitt Cnty NH (DeWitt Co - 0395129)	4	Inadequate Pres Tank	80	06/17/83
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dorchester (Macoupin Co - 1170250)	5	Trihalomethane	480	09/16/96
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81
Eagerville (Macoupin Co - 1170300)	5	Trihalomethane	187	09/16/96
East Moreland Wtr Assn (Will Co - 1975600)	2	Inadequate Pres Tank	753	03/20/81
East Moreland Wtr Corp (Will Co - 1975640)	2	Inadequate Pres Tank	135	03/15/96
Echo Lake Wtr Sys Block 7 (Lake Co - 0975820)	2	Inadequate Pres Tank	48	09/16/83
Edelstein (Peoria Co - 1435150)	5	Adjusted Gross Alpha	125	03/15/98
Ellis Grove (Randolph Co - 1570200)	6	Trihalomethane	720	12/16/96
Elm Oak Mutual Wtr Syst (Lake Co - 0975736)	2	Inad Pres Tank	45	06/13/86
Emmett Utl Inc (McDonough Co - 1095200)	5	Inadequate Pres Tank	39	12/17/82
Evergreen Vlg Sbdv (Rock Island Co - 1615310)	1	Inadequate Pres Tank	250	03/20/81
Fahnstock Court Sbdv (Peoria Co - 1435200)	5	Inadequate Pres Tank	30	05/25/81
Fair Acres Sbdv (Will Co - 1975680)	2	Inadequate Pres Tank	185	10/19/81
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwrd-Skyline Cpy (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/86
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Glasford (Peoria Co - 1430350)	5	Adjusted Gross Alpha	1,115	12/15/97
Glenkirk Campus North (Lake Co - 0977189)	2	Inadequate Pres Tank	64	06/15/88
Glenkirk Campus South (Lake Co - 0977199)	2	Inadequate Pres Tank	36	06/15/88
Good Shepherd Mnr (Kankakee Co - 0915189)	2	Inadequate Pres Tank	140	03/17/89
Great Oaks&Beacon Hls Apts(Winnebago Co-2015488)	1	Inadequate Pres Tank	943	12/17/82
Greenwood Outback (LaSalle Co - 0990080)	1	Inad Hydropneumatic Storage		12/15/98
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Hettick (Macoupin Co - 1170500)	5	Atrazine	250	03/15/99
Highland Lake Sbdv (Lake Co - 0975750)	2	Inadequate Pres Tank	294	03/20/81
Highland Sbdv (Kane Co - 0895530)	2	Inadequate Pres Tank	50	09/16/83
Hillview Sbdv (Will Co - 1975800)	2	Inadequate Pres Tank	99	03/15/85
Hull (Pike Co - 1490350)	5	Tetrachloroethylene	529	03/15/97
Huntley Cmnty Sbdv (Will Co - 1975840)	2	Inadequate Pres Tank	48	03/16/84
Hutsonville (Crawford Co - 0330100)	4	Nitrate	650	03/15/98
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Island Lake Wtr Cmpny (Lake Co - 0975080)	2	Iron	2,250	06/15/90
Joy (Mercer County - 1310100)	1	Inadequate Source	495	09/16/96
Kaho PWD (Macoupin Co - 1170030)	5	Trihalomethane	847	03/15/98
Knoxville (Knox Co - 0950300)	5	Adjusted Gross Alpha	3,243	03/15/98

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Lake Lynwood Wtr Sys (Henry Co - 0735330)	1	Inadequate Pres Tank	98	08/31/81
Lakeview Sbdv (Whiteside Co - 1955150)	1	Inadequate Pres Tank	146	03/20/81
Larchmont Sbdv (Winnebago Co - 2015290)	1	Inadequate Pres Tank	106	06/17/83
Larson Court Rentals (Rock Island Co - 1615728)	1	Inadequate Pres Tank	48	01/14/82
Legend Lakes Wtr Assn (Winnebago Co - 2015300)	1	Inadequate Pres Tank	225	03/14/91
Lemon Street Wl Cmpny Inc (Rock Island Co-1615550)	1	Inadequate Pres Tank	470	03/20/81
Liberty Park Homeowners Assn (DuPage Co - 0435600)	2	Inadequate Pres Tank	1,092	09/17/92
Lindenwood Wtr Assn (Ogle Co - 1415300)	1	Inadequate Pres Tank	50	01/13/82
Lisbon North Inc (Grundy Co - 0631000)	2	Inadequate Pres Tank	30	09/14/90
Little Swan Lake Sndst (Warren Co - 1875050)	5	Inad Hydropneumatic Storage	250	03/15/98
London Mills (Fulton Co - 0574620)	5	Inadequate Pres Tank	670	12/14/84
Lynn Cntr (Henry Co - 0735100)	1	Inadequate Pres Tank	147	03/15/95
Lynnwood Water Corp (LaSalle Co - 0995336)	1	Inadequate Pres Tank	114	03/18/83
M C L W Sys Inc (Mercer Co - 1315150)	1	Inadequate Source	100	03/20/81
Maple Hill Imprv Assn (DuPage Co - 0435800)	2	Inad Pres Tank & Trichloroethylene	234	08/31/81
Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)	6	Inadequate Pres Tank	39	03/20/81
Mapleton (Peoria Co - 1430500)	5	Adjusted Gross Alpha	350	03/15/98
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
McHenry Shores (McHenry Co - 1115020)	2	Iron	1,460	06/13/97
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Mount Gilead Shlcrhm (Greene Co - 0615129)	6	Inadequate Pres Tank	28	09/16/83
Mount Olive (Macoupin Co - 1170700)	5	Total Trihalomethane	2,150	12/15/98
Northwest Belmont Imprv Assn (DuPage Co - 0435900)	2	Inadequate Pres Tank	115	09/29/81
Oak Ridge Sndst (Woodford Co - 2035300)	1	Inadequate Pres Tank	240	03/20/81
Oakview Avenue Wtrwks Inc (Will Co - 1977210)	2	Inadequate Pres Tank	350	03/20/81
Olivet Nazarene College (Kankakee Co - 0915279)	2	Inadequate Pres Tank	1,450	03/15/94
Opheim PWS (Henry Co - 0735150)	1	Inadequate Pres Tank	150	06/18/82
Osco Mutual Wtr Supply Cpy Inc (Henry Co-0735200)	1	Inadequate Pres Tank	115	12/15/89
Park Road Wtr Assn (Will Co - 1977330)	2	Inadequate Pres Tank	60	12/17/82
Park View Wtr Corp (Kane Co - 0895500)	2	Inadequate Pres Tank	150	12/17/82
Patoka (Marion Co - 1210400)	6	Inadequate Plant Capacity	731	03/15/97
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Princeville (Peoria Co - 1430750)	5	Adjusted Gross Alpha	1,815	12/15/97
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Ledges Wtr Assoc(Rock Island Co-1615670)	1	Inadequate Pres Tank	475	03/20/81
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
Save Site (St Clair Co - 1635289)	6	Trihalomethane	375	06/15/92
Sawyerville (Macoupin Co - 1170850)	5	Trihalomethane	570	09/15/98
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81

# ENVIRONMENTAL REGISTER

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Shawnta Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92
Shipman (Macoupin Co - 1170950)	5	Trihalomethane	675	12/16/96
Silvis Heights Wtr Corp (Rock Island Co - 1615750)	1	Inadequate Pres Tank	1,680	03/20/82
Skyview Estates (Kankakee Co - 0915526)	2	Inadequate Pres Tank	65	09/14/84
Sorento (Bond Co - 0050300)	6	Trihalomethane	750	09/16/96
Spring Creek Wtr Assn (Macoupin Co - 1175450)	5	Trihalomethane	60	09/16/96
St Charles Cmsn Wlfnd 3 (DuPage Co - 0437040)	2	Inadequate Pres Tank	30	12/15/89
Staunton Res Rd Wtr (Macoupin Co - 1175250)	5	Trihalomethane	70	12/16/96
Sturm Sbdv (Lake Co - 0977010)	2	Inadequate Pres Tank	63	03/16/84
Suburban Heights Sbdv (Rock Island Co - 1615800)	1	Inadequate Pres Tank	114	12/16/83
Summit Homeowners Assn (Lake Co - 0975280)	2	Inadequate Pres Tank	48	03/16/84
Sunnyland Sbdv (Will Co - 1977730)	2	Inadequate Pres Tank	350	09/16/83
Swedona Wtr Assn (Mercer Co - 1315200)	1	Inadequate Pres Tank	100	06/15/90
Sylvan Lake 1st Sbdv (Lake Co - 0977100)	2	Inadequate Pres Tank	210	06/14/91
Taylor Springs (Montgomery Co - 1350650)	5	Trihalomethane	650	09/15/98
Towners Sbdv (Lake Co - 0977250)	2	Inadequate Pres Tank	238	01/14/82
Trivoli PWD (Peoria Co - 1435510)	5	Inadequate Pres Tank	350	06/17/83
Turkey Hollow Well Corp (Rock Island Co - 1615686)	1	Inadequate Pres Tank	32	06/18/82
Utl Inc Lake Holiday (LaSalle Co - 0995200)	1	Inad Source & Treat Plt	4,908	09/15/98
Utl Inc Northern Hls Utl Co(Stephenson Co-1775050)	1	Inadequate Pres Tank	290	03/15/96
Utl Inc Walk-Up Woods Wtr Co(McHenry Co - 1115800)	2	Inadequate Pres Tank	763	12/17/82
Wermes Sbdv (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
West Salem (Edwards Co - 0470200)	7	Inadequate Treatment Plant	1,058	03/15/99
West Shoreland Sbdv (Lake Co - 0977050)	2	Inadequate Pres Tank	220	06/14/91
Westfield (Clark Co - 0230200)	4	Inadequate Water Source	700	06/15/93
White City (Macoupin Co - 1171150)	5	Trihalomethane	280	12/16/96
Wienen Estates (Jo Daviess Co - 0850030)	1	Inadequate Pres Tank	70	12/15/97
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
Woodland Hts Ests Sbdv (Peoria Co - 1435760)	5	Inadequate Pres Tank	245	03/20/81
Woodsmoke Ranch Assn (LaSalle Co - 0990030)	1	Inad Pres Tank	350	06/15/90
Yates City (Knox Co - 0950700)	5	Adjusted Gross Alpha	850	03/15/98
York Cntr Coop (DuPage Co - 0437550)	2	Inadequate Pres Tank	240	06/15/88
2nd Street Wtr Assn (Lake Co - 0971140)	2	Indaquate Pres Tank	33	12/15/95

## PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Bartmann Health Care Center (Logan Co-1075169)  
 Benld (Macoupin Co - 1170050)  
 Coulterville (Randolph Co - 1570150)  
 Long Creek Twsp PWS (Macon Co - 1155150)  
 Mount Clare (Macoupin Co - 1170650)  
 Prairie View Wtr Assn (Tazewell Co - 1795900)  
 Scribner Street Sbdv (Will Co - 1977660)

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 April 1, 1999.

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

<u>NAME OF PUBLIC WATER SUPPLY/COUNTY FACILITY #</u>	<u>EPA RGN</u>	<u>NATURE OF PROBLEM</u>	<u>POP SERVED</u>	<u>LISTING DATE</u>
Bayles Lake Lot Owners Assn (Iroquois Co - 0755110)	4	Inad Hydropneumatic Storage	442	03/15/98
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Browning (Schuyler Co - 1690050)	5	Inadequate Source	495	03/15/98
Ctzns Chickasaw Hills Div (Will Co - 1975320)	2	Low System Pressure	7,700	09/17/92
Clayton Camp Point Wtr Cmsn (Adams Co - 0015200)	5	Inad Pumping Capacity	1,200	09/15/98
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
Columbia (Monroe Co - 1330050)	6	Inad Pumping Capacity	5,893	03/15/98
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Dieterich (Effingham Co - 0490150)	4	Inadequate Source	568	03/15/94
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
Hardin (Calhoun Co - 0130200)	6	Low System Pressure	1,175	11/25/81
Highland Hills Sndst (DuPage Co - 0435560)	2	Inadequate Pres Tank	1,100	09/17/92
Homer (Champaign Co - 0190300)	4	Inadequate Source	1,300	03/15/94
Kincaid (Christian Co - 0210250)	5	Plant Capacity	2,640	06/14/85
Lee (Lee Co - 1034600)	1	Inad Hydropneumatic Storage	350	03/15/98
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Mechanicsburg Buffalo Wtr (Sangamon Co - 1675150)	5	Inadequate Source	1,030	03/15/98
Pearl (Pike Co - 1490650)	5	Inadequate Pres Tank	322	09/17/82
Pheasant Knolls Sbdv (Lake Co - 0970290)	2	Inad Hydropneumatic Storage	130	09/15/98
Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
South Highway PWD (Jackson Co - 0775400)	7	Low System Pressure	8,189	06/15/92
Stockton (Jo Daviess Co - 0850450)	1	Low System Pressure	1,900	06/15/84
Sumner (Lawrence Co - 1010300)	7	Low System Pressure	1,553	12/13/85
Tower Ridge Sbdv (Rock Island Co - 1615780)	1	Inadequate Pres Tank	70	03/15/94
Utl Inc Lake Marian Wtr Corp (Kane Co - 0895200)	2	Low Sys Pres & Inad Pres Storage	800	09/14/84
Walnut Hill (Marion Co - 1210600)	6	Low System Pressure	1,200	06/14/85
West Liberty-Dundas Wtr Dst (Richland Co-1595050)	7	Low System Pressure & Inadequate Source	693	12/14/84
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

None.

THE ILLINOIS POLLUTION CONTROL BOARD (IPCB) IS AN INDEPENDENT SEVEN-MEMBER BOARD WHICH ADOPTS THE ENVIRONMENTAL CONTROL STANDARDS FOR THE STATE OF ILLINOIS AND RULES ON ENFORCEMENT ACTIONS AND OTHER ENVIRONMENTAL DISPUTES.

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