
Environmental Register

January 2014 - Number 715

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

Deanna Glosser, Chairman

Board Members:

Jennifer A. Burke, Jerome D. O'Leary, and Carrie Zalewski

Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620
(312) 814-6032 TDD

Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8500

Web Site: <http://www.ipcb.state.il.us>

Letter from the Chairman

In January, the Board took action on two rulemakings that generated public interest and comment. Below, these recent rulemakings are summarized. As always, information about these proceedings is available through the Clerk's Office Online (COOL) at our Web site at www.ipcb.state.il.us.



On January 23, 2014, the Board adopted second notice opinion and order in Procedural Rules for Alternative Thermal Effluent Limitations Under Section 316(a) of the Clean Water Act: Proposed New 35 Ill. Adm. Code Part 106, Subpart K and Amended Section 304.141(c) (R13-20). The Illinois Environmental Protection Agency (IEPA) proposed the rulemaking to establish procedural rules for petitions requesting alternative thermal effluent limitations under the federal Clean Water Act. Specifically, the proposal will provide procedural rules for establishing alternative thermal effluent limitations under Section 316(a) of the CWA and 35 Ill. Adm. Code 304.141.

On January 23, 2014, the Board ruled on a motion for emergency rules in Emergency Rulemaking Regarding Regulation of Coke/Coal Bulk Terminals: New 35 Ill. Adm. Code 213 (R14-20) filed by IEPA on January 16, 2014. After reviewing 34 public comments and IEPA's proposal, the Board found that IEPA's proposed emergency rules did not meet the statutory test for an "emergency". Specifically, the Board found that IEPA failed to prove "that a situation exists which reasonably constitutes a threat to the public interest, safety or welfare". However, the Board will continue with IEPA's proposal under the general rulemaking process. IEPA's proposal imposed additional Statewide requirements on the handling of coke and coal, including petroleum coke or "petcoke", at bulk terminals and other specified facilities. With its proposed emergency rules, IEPA sought to require numerous immediate measures, including road paving; dust suppression systems; setbacks, containment of stormwater; and disposal of any coke or coal that has been on-site for more than one year.

As I announced last month, the Board has been reviewing its agenda for Board meetings and will be implementing changes beginning in February. The Board is streamlining the agenda and will be placing on the agenda only items that the Board will be taking action on at its meetings. Items not yet ripe for decision or that the Board does not anticipate ruling on will no longer appear on the agenda. The Board will continue to list all new cases, even the cases in which the Board does not adopt written orders. Any questions about the new agenda should be addressed to the Clerk's office.

Please visit the Board website at www.ipcb.state.il.us for information on the rulemakings listed above as well as other Board rulemaking dockets and contested cases.

Sincerely,

A handwritten signature in cursive script that reads "Deanna Glosser".

Deanna Glosser, Ph.D.
Chairman

Inside This Issue:

RULEMAKING UPDATE	P. 1
BOARD ACTIONS	P. 2
NEW CASES	P. 9
BOARD CALENDAR	P. 11
RESTRICTED STATUS/CRITICAL REVIEW	P. 12

Rulemaking Update

Board Rejects Emergency Rules for Coke/Coal Bulk Terminals, but Proceeds with Proposal under General Rulemaking Procedures, R14-20

The Board, on January 23, 2014, rejected proposed emergency rules that would have imposed additional Statewide requirements on the handling of coke and coal, including petroleum coke or “petcoke,” at bulk terminals and other specified facilities. The Illinois Environmental Protection Agency (IEPA), on January 16, 2014, filed the emergency rulemaking, docketed as In the Matter of: Emergency Rulemaking Regarding Regulation of Coke/Coal Bulk Terminals: New 35 Ill. Adm. Code 213, R14-20. With its proposed emergency rules, IEPA sought to require numerous immediate measures, including road paving; dust suppression systems; setbacks, containment of stormwater; and disposal of any coke or coal that has been on-site for more than one year.

The Board allowed for responses to the proposal and allowed IEPA the opportunity to reply. The Board received 34 comments. After careful consideration of the record, the Board determined that it could not adopt IEPA’s proposed emergency rules because the statutory test for an “emergency” had not been met. Specifically, the Board found that IEPA failed to prove “that a situation exists which reasonably constitutes a threat to the public interest, safety or welfare” (415 ILCS 5/27(c) (2012)). However, the Board will continue with IEPA’s proposal under the general rulemaking process.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board’s Web site and may be downloaded from the Web without charge. Hard copies may be obtained from the Clerk’s Office upon payment of reproduction fees as prescribed by Section 6 of the Freedom of Information Act (5 ILCS 140/6) at the following address: Pollution Control Board, James R. Thompson Center, 100 W. Randolph Street, Suite 11-500, Chicago, IL 60601.

For more information, contact Marie Tipsord at 312-814-4925 or marie.tipsord@illinois.gov.

Board Adopts Second-Notice Proposal of Procedural Rules for Requesting Alternative Thermal Effluent Limitations, R13-20

The Board, on January 23, 2014, adopted a second-notice opinion and order in a rulemaking to establish procedural rules for petitions requesting alternative thermal effluent limitations under the federal Clean Water Act (CWA). The proposed second-notice rules are now subject to review by the Joint Committee on Administrative Rules. The rulemaking proposal was filed with the Board on June 21, 2013, by the Illinois Environmental Protection Agency and docketed as In the Matter of: Procedural Rules for Alternative Thermal Effluent Limitations Under Section 316(a) of the Clean Water Act: Proposed New 35 Ill. Adm. Code Part 106, Subpart K and Amended Section 304.141(c), R13-20.

Specifically, the proposal will provide procedures for establishing alternative thermal effluent limitations under Section 316(a) of the CWA and 35 Ill. Adm. Code 304.141. The proposal adds a new Subpart K to the Board’s procedural rules in Part 106 and updates Section 304.141(c).

The Board held two public hearings in this rulemaking.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board’s Web site and may be downloaded from the Web without charge. Hard copies may be obtained from the Clerk’s Office upon payment of reproduction fees as prescribed by Section 6 of the Freedom of Information Act (5

ILCS 140/6) at the following address: Pollution Control Board, James R. Thompson Center, 100 W. Randolph Street, Suite 11-500, Chicago, IL 60601.

For more information, contact Daniel Robertson at 312-814-6931 or daniel.robertson@illinois.gov.

Board Adopts Amendments “Identical in Substance” to USEPA Revisions under Safe Drinking Water Act (SDWA), R14-18

The Board, on January 23, 2014, adopted amendments to Illinois regulations that are “identical in substance” to drinking water regulations adopted by the United States Environmental Protection Agency (USEPA) under SDWA. The Board amended the Illinois drinking water regulations in response to three USPEA actions that occurred during the first half of calendar year 2013: (1) the February 13, 2013 Revised Total Coliform Rule (RTCR); and (2) the May 31, 2013 summary approval of “alternative equivalent” methods for drinking water monitoring, (3) which USEPA corrected on June 21, 2013. The Board will file the adopted amendments with the Office of the Secretary of State and cause the adopted amendments to be published in the *Illinois Register*. The rulemaking is docketed as SDWA Update, USEPA Amendments (January 1, 2013 through June 30, 2013), R14-8.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board’s Web site and may be downloaded from the Web without charge. Hard copies may be obtained from the Clerk’s Office upon payment of reproduction fees as prescribed by Section 6 of the Freedom of Information Act [5 ILCS 140/6] at the following address: Pollution Control Board, James R. Thompson Center, 100 W. Randolph Street, Suite 11-500, Chicago, IL 60601.

For more information, contact Michael McCambridge at 312-814-6924 or michael.mccambridge@illinois.gov.

Board Actions

January 9, 2014 Via videoconference Springfield and Chicago, Illinois

Administrative Citations

- | | | |
|-----------------|--|-----|
| AC 12-22 | <u>IEPA v. Terry L. Young</u> – In response to a joint stipulation and proposed settlement agreement in this administrative citation action involving a Clay County facility, the Board found that respondent had violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2012)) and ordered respondent to pay a civil penalty of \$1,500. The Board also granted the parties’ joint motion to dismiss respondents’ petition for review. To effectuate the parties’ intent that respondent pay a total civil penalty of \$1,500, the Board on its own motion, dismissed the alleged violation of Section 21(p)(7) of the Act (415 ILCS 5/21(p)(7) (2012)). | 4-0 |
| AC 14-17 | <u>County of Vermilion, Illinois v. Marian and Russell Herbold</u> – The Board entered a final opinion and order denying respondents’ request to vacate the Board’s November 7, 2013 opinion and order finding that respondents violated Sections 21(p)(1) and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(7) (2012)), and ordered respondents to pay a civil penalty of \$3,000. | 4-0 |

AC 14-26	<u>IEPA v. Northwind RAS, LLC</u> – The Board found that this Winnebago County respondent violated Sections 21(p)(1) and 21(p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(7) (2012)), and ordered respondent to pay a civil penalty of \$3,000.	4-0
AC 14-27	<u>IEPA v. Steven and Anthony Sohn</u> – The Board accepted respondents’ petition for review involving a Pike County facility, but directed respondent to file an amended petition to cure deficiencies.	4-0
AC 14-28	<u>IEPA v. Doc’s Recycling, LLC</u> – The Board found that this Wayne County respondent violated Sections 21(p)(1), (p)(3), and 55(k)(1) of the Act (415 ILCS 5/21(p)(1), (p)(3), and 55(k)(1) (2012)), and ordered respondent to pay a civil penalty of \$4,500.	4-0
AC 14-30	<u>IEPA v. Donald Meyer</u> – The Board granted complainant’s motion for voluntary dismissal of this administrative citation and closed the docket.	4-0

Adjudicatory Cases

PCB 12-53	<u>A & H Implement Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 UST Appeal
PCB 13-28	<u>People of the State of Illinois v. Atkinson Landfill Company</u> – The Board denied respondent’s motion to strike or dismiss the first amended complaint. The Board also granted in part and denied in part complainant’s motion to strike respondent’s Section 2-619 (a)(9) motion and affidavits, granted complainant’s motion for leave to file a surreply, and denied complainant’s motion for leave to file a reply.	4-0 W-E
PCB 14-1	<u>Chatham BP, LLC v. IEPA</u> – Regarding the rejection of petitioner’s site investigation plan, the Board granted petitioner’s motion for summary judgment and denied respondent’s cross-motion for summary judgment, reversing the IEPA’s rejection of the plan in this underground storage tank appeal. Regarding drum disposal costs, the Board denied the parties’ cross-motions for summary judgment, and directed the parties to hearing.	4-0 UST Appeal
PCB 14-34	<u>Maurice Whisenhunt v. Jeff Moore</u> – The Board found the complaint was frivolous in this citizen’s enforcement action involving a Jefferson County facility, but allowed complainant to file an amended complaint to cure deficiencies.	4-0 N-E, Citizens
PCB 14-61	<u>ExxonMobil Oil Corporation, Mobile Source Air Toxics Phase II - Fractionator, Joliet Refinery v. IEPA</u> – The Board found and certified that specified facilities of ExxonMobil Oil Corporation located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-62	<u>Marathon Petroleum Company, LP, Mobile source Air Toxics Phase II - Benzene Extraction Unit, Robinson Refinery v. IEPA</u> – The Board found and certified that specified facilities of Marathon Petroleum Company, LP located in Crawford County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-63	<u>Suncoke Energy, Inc., Lime Spray Dryer Absorber, Fabric Filter Baghouse Systems, Afterburner Tunnel System for Heat Recovery Steam Ovens, and Other Coal Handling Control Measures for Heat Recovery Coke Plant v.</u>	4-0 T-C, A

IEPA – The Board found and certified that specified facilities of SunCoke Energy, Inc. located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).

PCB 14-64	<u>Western Grain Marketing, LLC, Cyclone Baghouses, Rushville Grain Elevator v. IEPA</u> – The Board found and certified that specified facilities of Western Grain Marketing, LLC located in McDonough County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-65	<u>WRB Refining, LLC, Sulfur Removal from Coker LPG v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-66	<u>WRB Refining, LLC, Mobile Source Air Toxics Phase II, Benzene Reduction Unit v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-67	<u>WRB Refining, LLC, Ultralow NOx Burners for Heaters H-4 & H-5 of Catalytic Reformer No. 3 v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-68	<u>Midwest Generation, LLC, Low NOx Over-fire Air System for Joliet Station No. 9, Unit No. 6, Boiler No. 5 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-69	<u>Midwest Generation, LLC, Fabric Filter Dust Collector System for Joliet Station No. 9, Unit No. 6, Breaker Building v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-70	<u>Midwest Generation, LLC, Fabric Filter Dust Collector System for Joliet Station No. 29, Units No. 7 & 8 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-71	<u>Midwest Generation, LLC, Low NOx Burner System with Over-fire Air System for Joliet Station No. 29, Unit No. 7, v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-72	<u>Midwest Generation, LLC, Low NOx Burner System with separated Over-fire Air System for Joliet Station No. 29, Unit No. 8 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC	4-0 T-C, A

located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).

PCB 14-73	<u>Midwest Generation, LLC, Low NOx Over-fire Air Systems for Powerton Station, Unit No. 5, Boilers No. 51 & 52 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Tazewell County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-74	<u>Midwest Generation, LLC, Low NOx Over-fire Air System for Powerton Station, Unit No. 6, Boiler No. 61 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Tazewell County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-75	<u>Midwest Generation, LLC, Wet Dust Extractor System for Powerton Station v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Tazewell County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-76	<u>Midwest Generation, LLC, Electrostatic Precipitator for Waukegan Station, Unit No. 7 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Lake County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-77	<u>Midwest Generation, LLC, Fabric Filter Dust Collector System for Waukegan Station, Breaker Building v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Lake County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-78	<u>Midwest Generation, LLC, Low NOx Burner System with Separated Over-fire Air System for Waukegan Station, Unit No. 7 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Lake County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-79	<u>Midwest Generation, LLC, Electrostatic Precipitator for Will County Station, Unit No. 4 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-80	<u>Midwest Generation, LLC, Low NOx Burner System with Separated Over-fire Air System for Will County Station, Unit No. 3 v. IEPA</u> – The Board found and certified that specified facilities of Midwest Generation, LLC located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A

PCB 14-82	<u>United States Steel Corporation, Low NOx Burners v. IEPA</u> – The Board found and certified that specified facilities of United States Steel Corporation located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-83	<u>WRB Refining, LLC, Dual Pump Seals, Pump Fugitive Emissions Program v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-85	<u>WRB Refining, LLC, NOx Analyzer Systems for Boiler Nos. 15, 16, & 17, Fuel Gas Boilers v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-86	<u>WRB Refining, LLC, Dual Pump Seals, New Units' Project v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-87	<u>WRB Refining, LLC, MACT II Compliance Project for Fluid Catalytic Cracking Unit No. 1 v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-88	<u>WRB Refining, LLC, Return to Service and Additional Tie-in Projects, Flare Gas Recovery Compressor v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-89	<u>WRB Refining, LLC, Sewer Master Box Cover Repairs v. IEPA</u> – The Board found and certified that specified facilities of WRB Refining, LLC located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-90	<u>Saint Gobain Container, Inc., Catalyst-Embedded Ceramic Filter system for Glass Furnace Exhaust v. IEPA</u> – The Board found and certified that specified facilities of Saint Gobain Containers, Inc. located in Cook County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A

January 23, 2014 Chicago, Illinois

Rulemakings

- R13-20** In the Matter of: Procedural Rules for Alternative Thermal Effluent Limitations Under Section 316(a) of the Clean Water Act: Proposed New 35 Ill. Adm. Code Part 106, Subpart K and Amended Section 304.141(c) – The Board adopted a second notice opinion and order in this rulemaking to amend the Board’s water pollution control regulations. 4-0
Water
- R14-8** SDWA Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s drinking water regulations. 4-0
Water
- R14-20** In the Matter of: Emergency Rulemaking Regarding Regulation of Coke/Coal Bulk Terminals; New 35 Ill. Adm. Code Part 213 – Chairman Glosser informed the audience that the Board would be recessing at 11:30 am for further deliberation as to this matter only, to reconvene at 2:00 pm. The Board denied the Illinois Environmental Protection Agency’s (IEPA) motion to adopt an emergency rule. However, the Board will proceed with the IEPA’s proposal under Section 27 of the Environmental Protection Act (415 ILCS 5/27 (2012)) as a general rulemaking to address the public health and environmental concerns raised by IEPA. 4-0
Air

Adjusted Standard

- AS 13-4** In the Matter of: Petition of Brickyard Disposal & Recycling, Inc. Pursuant to 35 Ill. Adm. Code 814.402(b)(3) – The Board denied petitioner’s request for an adjusted standard. 4-0
Land
- AS 14-1** In the Matter of: Petition of Southern Illinois Power Cooperative Under 304.141(c) for Alternative Thermal Standards, Marion Generating Station – The Board dismissed this request for an adjusted standard for failure to timely file a certificate of publication. Because the Board dismissed this action, the Board found moot the Illinois Environmental Protection Agency’s motion for an extension of time to file a responsive pleading . 4-0
Water

Adjudicatory Cases

- PCB 05-199** People of the State of Illinois v. Champion Environmental Services, Inc – The Board granted complainant’s motion for summary judgment, finding that respondent violated Sections 9(a) and 9.1(d) of the Act (415 ILCS 5/9(a) and 9.1(d) (2012)), and Section 201.141 of the Board’s air rules (35 Ill. Adm. Code 201.141). The Board also found that respondent violated Sections 61.145(c)(1), 61.145(c)(6), and 61.150(b)(1) of the federal NESHAPS (40 C.F.R. §61.145(c)(1), §61.145(c)(6), §61.150(b)(1)). The Board ordered respondent to pay a civil penalty of \$34,000 and to cease and desist from further violations. 4-0
A-E
- PCB 09-93** Ameren Energy Generating Company and Gibson City Power Plant v. IEPA – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal. 4-0
A-PA, CAAPP

PCB 09-99	<u>Union Electric Company d/b/a AmerenUE and Goose Creek Power Plant v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 A-PA, CAAPP
PCB 11-25	<u>Estate of Gerald D. Slightom v. IEPA</u> – The Board denied petitioner’s motion for reconsideration of the Board’s November 7, 2013 order.	4-0 UST-PA
PCB 13-15	<u>Sierra Club, Environmental Law and Policy Center, Prairie Rivers Network, and Citizens Against Ruining the Environment v. Midwest Generation</u> – The Board accepted for hearing this water enforcement action concerning facilities located in Tazewell, Lake, Will and Kendall Counties.	4-0 W-E, Citizens
PCB 14-26	<u>Jaswinder Sadhu v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Lake County facility.	4-0 UST-PA
PCB 14-40	<u>People of the State of Illinois v. St. Elizabeth's Hospital of the Hospital Sisters of the Third Order of St. Francis</u> – In this land enforcement action concerning a St. Clair County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2012)), accepted a stipulation and settlement agreement, and ordered the respondent to pay a total civil penalty of \$10,000.00, and to cease and desist from further violations.	4-0 L-E
PCB 14-84	<u>WRB Refining, LLC, Storage Tank Upgrades v. IEPA</u> – The Board found and certified that specified Storage Tank Upgrades of WRB Refining, LLC (WRB) located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)). The Board denied WRB’s request for certification of fire protection systems. The granted WRB until February 27, 2014 to file a request for hearing or to supplement the record with the Clerk of the Board.	4-0 T-C, A
PCB 14-91	<u>Trevor Dunn Farms v. IEPA</u> – The Board found and certified that specified facilities of Trevor Dunn Farms located in Mercer County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, W
PCB 14-92	<u>Equistar Chemicals, LP Regenerative Thermal Oxidizer v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-93	<u>Equistar Chemicals, LP Sour Seal Oil System Project v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-94	<u>Equistar Chemicals, LP Ultrasonic Steam Flow Meter and Control Valve, Ethylene Flare Device v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A

PCB 14-95	<u>Equistar Chemicals, LP Benzene Stripper Truck Vent Project v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-96	<u>Equistar Chemicals, LP Internal Floating Roof System, Propionaldehyde Storage Tank v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-97	<u>Equistar Chemicals, LP Leaking Detection and Repair Project, Low Density Polyethylene Compressors v. IEPA</u> – The Board found and certified that specified facilities of Equistar Chemicals, LP located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-98	<u>Marathon Petroleum Company, LP, Flare Header Project, Low Pressure Flare System No. 84F-104 v. IEPA</u> – The Board found and certified that specified facilities of Marathon Petroleum Company, LP located in Crawford County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2012)).	4-0 T-C, A
PCB 14-99	<u>Timber Creek Homes, Inc. v. Village of Round Lake Park, Round Lake Park Village Board and Groot Industries, Inc.</u> – The Board accepted for hearing this pollution control facility siting appeal involving a Lake County facility.	4-0 S-App, 3d P
PCB 14-100	<u>People of the State of Illinois v. Wess Whittaker, d/b/a Whittaker Auto Salvage</u> – The Board accepted for hearing this water enforcement action concerning a facility located in LaSalle County.	4-0 W-E

New Cases

January 9, 2014 Board Meeting

14-91 Trevor Dunn Farms v. IEPA – No action taken.

14-92 Equistar Chemicals, LP Regenerative Thermal Oxidizer v. IEPA – No action taken.

14-93 Equistar Chemicals, LP Sour Seal Oil System Project v. IEPA – No action taken.

14-94 Equistar Chemicals, LP Ultrasonic Steam Flow Meter and Control Valve, Ethylene Flare Device v. IEPA – No action taken.

14-95 Equistar Chemicals, LP Benzene Stripper Truck Vent Project v. IEPA – No action taken.

14-96 Equistar Chemicals, LP Internal Floating Roof System, Propionaldehyde Storage Tank v. IEPA – No action taken.

14-97 Equistar Chemicals, LP Leaking Detection and Repair Project, Low Density Polyethylene Compressors v. IEPA – No action taken.

14-98 Marathon Petroleum Company, LP, Flare Header Project, Low Pressure Flare System No. 84F-104 v. IEPA – No action taken.

R14-11 UIC Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-12 RCRA Subtitle D (Municipal Solid Waste Landfill) USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-13 RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-14 UST Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-15 Wastewater Pretreatment Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-16 Definition of VOM Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-17 National Ambient Air Quality Standards, USEPA Regulations (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

R14-18 SDWA Update, USEPA Amendments (July 1, 2013 through December 31, 2013) – The Board reserved this docket for a routine update to make the Board rules “identical in substance” to United States Environmental Protection Agency rules adopted during the update period.

January 23, 2014

14-99 Timber Creek Homes, Inc. v. Village of Round Lake Park, Round Lake Park Village Board and Groot Industries, Inc. – The Board accepted for hearing this pollution control facility siting appeal involving a Lake County facility.

14-100 People of the State of Illinois v. Wess Whittaker, d/b/a Whittaker Auto Salvage – The Board accepted for hearing this water enforcement action concerning a facility located in LaSalle County.

R14-20 In the Matter of: Emergency Rulemaking Regarding Regulation of Coke/Coal Bulk Terminals; New 35 Ill. Adm. Code Part 213 – Chairman Glosser informed the audience that the Board would be recessing at 11:30 am for further deliberation as to this matter only, to reconvene at 2:00 pm. The Board denied the Illinois Environmental Protection Agency’s (IEPA) motion to adopt an emergency rule. However, the Board will proceed with the IEPA’s proposal under Section 27 of the Environmental Protection Act (415 ILCS 5/27 (2012)) as a general rulemaking to address the public health and environmental concerns raised by IEPA.

Calendar

<p>2/6/2014 11:00 AM</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago And Pollution Control Board Hearing Room 1021 N. Grand Avenue East Room 2012 N Springfield</p>
<p>2/20/2014 11:00 AM</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>James R. Thompson Center 100 W. Randolph Street Chicago</p>
<p>2/26/2014 11:00 AM</p>	<p>R14-10</p>	<p><u>In the Matter of: Coal combustion Waste (CCW) Ash Ponds and Surface Impoundments at Power Generating Facilities: Proposed new 35 Ill. Adm. Code 841</u></p> <p>(Continues until complete or through February 27, 2014)</p>	<p>Illinois EPA Sangamo Room 1021 N. Grand Avenue E (North Entrance) Springfield</p>
<p>3/6/2014 11:00 AM</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago And Pollution Control Board Hearing Room 1021 N. Grand Avenue East Springfield</p>
<p>3/20/2014 11:00 AM</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>James R. Thompson Center 100 W. Randolph Street Chicago</p>
<p>4/3/2014 11:00 am</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>James R. Thompson Center 100 W. Randolph Street Chicago</p>
<p>4/17/2014 11:00 am</p>	<p>Illinois Pollution Control Board Meeting</p>		<p>James R. Thompson Center 100 W. Randolph Street Chicago</p>

Illinois Environmental Protection Agency
Division of Public Water Supplies
Restricted Status List - Public Water Supplies

JANUARY 2014

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
ALTERNATIVE BEHAVIOR TREATMENT CENTER - IL0977189	2	INADEQUATE PRESSURE TANK	50	6/15/1988
ARLINGTON REHABILITATION LIVING CENTER - IL0971110	2	INADEQUATE HYDRO STORAGE	180	12/1/2003
BAHL WATER CORP - IL0855200	1	INADEQUATE PRESSURE TANK	700	12/15/1993
BELMONT WATER INC – IL0755150	4	EXCEEDING MCL FOR ARSENIC	200	6/15/2012
BIGGSVILLE – IL0710050	5	EXCEEDANCES OF GROSS ALPHA AND COMBINED RADIUM MCL'S	350	4/1/2010
BRADLEY HEIGHTS SUBDIVISION - IL2015050	1	INADEQUATE PRESSURE TANK	192	9/13/1985
BUDA – IL0110100	1	EXCEEDING THE MCL FOR COMBINED RADIUM	600	6/15/2012
BUFFALO HOLLOW FARMS WATER ASSOCIATION – IL1430080	5	INADEQUATE PRESSURE STORAGE	44	6/16S/2008
CARROLL HEIGHTS UTILITIES COMPANY - IL0155200	1	INADEQUATE PRESSURE TANK	96	3/20/1981
CENTURY PINES APARTMENTS - IL0150020	1	INADEQUATE PRESSURE TANK	50	12/14/1990
COOKSVILLE - IL1130400	4	TTHM & HALOACIDIC ACIDS	300	9/15/2005
COYNE CNTR COOP - IL1615150	1	INADEQUATE PRESSURE TANK	150	12/15/1997
CROPSEY COMMUNITY WATER - IL1135150	4	INADEQUATE PRESSURE TANK	31	3/20/1981
CRYSTAL CLEAR WATER COMPANY - IL1115150	2	INADEQUATE GROUND STORAGE AND PRESSURE TANK	885	9/16/1988
CUTLER – IL1450050	7	EXCEEDING THE COMBINED MCL FOR RADIUM	676	6/15/2012
DE KALB UNIV DVL CORP - IL0375148	1	INADEQUATE PRESSURE TANK	1050	12/16/1992
DELAND – IL1470200	4	EXCEEDING THE MAXIMUM CONTAMINANT LEVEL (MCL) FOR ARSENIC	475	3/16/2012
EAST END WATER ASSOCIATION - IL1610140	1	INADEQUATE STORAGE	40	3/15/2002

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
		CAPACITY		
EAST MORELAND WATER CORPORATION - IL1975640	2	INADEQUATE PRESSURE TANK	135	3/15/1996
EDELSTEIN WATER COOPERATIVE – IL1435150	5	EXCEEDING THE MCL's FOR COMBINED RADIUM & GROSS ALPHA PARTICLE ACTIVITY	125	10/1/2010
ELIZABETHTOWN – IL0690100	7	UNSAFE SOURCE	348	6/15/2012
EVERGREEN VILLAGE SUBDIVISION - IL1615310	1	INADEQUATE PRESSURE TANK	130	3/20/1981
EXETER-MERRITT WATER COOP – IL1710010	5	INADEQUATE STORAGE CAPACITY	765	9/15/2013
FAIR ACRES SUBDIVISION - IL1975680	2	INADEQUATE PRESSURE TANK	156	10/19/1981
FOREST LAKE ADDITION –LAKE CO PW IL0975500	2	INADEQUATE PRESSURE TANK	204	12/16/1983
FRWRD-SKYLINE PLANT - IL0895030	2	INADEQUATE PRESSURE TANK	700	9/19/1986
GREAT OAKS AND BEACON HILLS APARTMENTS - IL2015488	1	INADEQUATE PRESSURE TANK	2420	12/17/1982
GREEN MEADOW ESTATES OF ROCKFORD, LLC – IL2015495	1	INADEQUATE GROUND AND HYDRO- PNEUMATIC STORAGE	970	6/15/2012
HETTICK - IL1170500	5	TRICHALOMETHANE	182	6/15/2002
HIGHLAND SUBDIVISION - IL0895530	2	INADEQUATE PRESSURE TANK	60	9/16/1983
HILLVIEW SUBDIVISION - IL1975800	2	INADEQUATE PRESSURE TANK	100	3/15/1985
INGALLS PARK SUBDIVISION - IL1975880	2	INADEQUATE PRESSURE TANK	745	9/16/1983
LAKE LYNWOOD WATER SYSTEM - IL0735330	1	INADEQUATE PRESSURE TANK	75	8/31/1981
LARCHMONT SUBDIVISION - IL2015290	1	INADEQUATE PRESSURE TANK	64	6/17/1983
LARSON COURT APARTMENTS - IL1615728	1	INADEQUATE PRESSURE TANK	58	1/14/1982
LEGEND LAKES WATER ASSOCIATION - IL2015300	1	INADEQUATE PRESSURE TANK	283	3/14/1991
LIBERTY PARK HOMEOWNERS ASSOCIATION - IL0435600	2	INADEQUATE GROUND STORAGE CAPACITY	837	9/17/1992
LINDENWOOD WATER ASSOCIATION - IL1415300	1	INADEQUATE PRESSURE TANK	50	1/13/1982
LISBON NORTH, INC. - IL0631000	2	INADEQUATE PRESSURE TANK	30	9/14/1990
LONDON MILLS - IL0574620	5	INADEQUATE PRESSURE	447	12/14/1984

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
		TANK		
LYNN WATER ASSOCIATION INC - IL0735100	1	INADEQUATE PRESSURE TANK	100	3/15/1995
LYNNWOOD WATER CORPORATION - IL0995336	1	INADEQUATE PRESSURE TANK	110	3/18/1983
M C L W SYSTEM, INC. - IL1315150	1	INADEQUATE SOURCE	98	3/20/1981
MAEYSTOWN – IL1330200	6	EXCEEDING THE MCL FOR NITRATE	230	6/15/2012
MALTA – IL0370350	1	INADEQUATE STORAGE (NO AUTO-START GENERATOR)	1175	6/15/2012
METCALF – IL0450250	4	COLIFORM BACTERIA PRESENT IN SOURCE WATER	213	4/1/2013
MOUND PWD - IL1635050	6	INADEQUATE PLANT CAPACITY	2200	6/17/1996
NORTH HENDERSON – IL1310300	1	INADEQUATE HYDROPNEUMATIC STORAGE	184	7/1/2011
NORTHWEST BELMONT IMPRV ASSN - IL0435900	2	INADEQUATE PRESSURE TANK	78	9/29/1981
OAKLANE SUBDIVISION – IL0995250	1	EXCEEDING THE COMBINED RADIUM MCL	60	6/15/2012
OAK RIDGE SD - IL2035300	1	INADEQUATE PRESSURE TANK	240	3/20/1981
OSCO MUTUAL WATER SUPPLY COMPANY, INC. - IL0735200	1	INADEQUATE PRESSURE TANK	115	12/15/1989
PANAMA - IL0054720	6	TTHM, DBP, INAD STORAGE	380	1/1/2006
PERCY – IL1570350	6	COLIFORM BACTERIA PRESENT IN SOURCE WATER	925	12/16/2012
PORTS SULLIVAN LAKE OWNERS ASSOCIATION - IL0971160	2	INADEQUATE PRESSURE TANK	293	6/15/1999
PRAIRIE RIDGE ASSOCIATION - IL1115730	2	INADEQUATE PRESSURE TANK	130	10/1/2004
PRAIRIE ROAD PUMP ASSOCIATION- IL2015100	1	INADEQUATE STORAGE	150	1/1/2006
RANSOM – IL0990900	1	EXCEEDING MCL FOR COMBINED RADIUM	483	6/15/2012
SHAWNITA TRC WATER ASSOCIATION - IL1977690	2	INADEQUATE PRESSURE TANK	125	9/17/1992
SILVIS HEIGHTS WATER CORP - IL1615750	1	INADEQUATE HYDRO STORAGE	1600	12/1/2003
STRATFORD WEST APARTMENTS - IL1095200	5	INADEQUATE PRESSURE TANK	39	12/17/1982
SUBURBAN HEIGHTS SUBDIVISION - IL1615800	1	INADEQUATE PRESSURE TANK	82	12/16/1983
SUNNY HILL ESTATES SUBDIVISION - IL0735300	1	INADEQUATE PRESSURE	525	6/15/2000

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
		TANK		
SUNNYLAND SUBDIVISION - IL1977730	2	INADEQUATE PRESSURE TANK	350	9/16/1983
SWEDONA WATER ASSOCIATION - IL1315200	1	INADEQUATE PRESSURE TANK	157	6/15/1990
SYLVAN LAKE 1ST SUBDIVISION - IL0977100	2	INADEQUATE PRESSURE TANK	210	6/14/1991
TOWNERS SUBDIVISION - IL0977250	2	INADEQUATE PRESSURE TANK	210	1/14/1982
UTL INC-LAKE HOLIDAY - IL0995200	1	INAD SOURCE & TREATMENT PLT	5460	9/15/1998
UTL INC-NORTHERN HILLS UTILITIES COMPANY - IL1775050	1	INADEQUATE PRESSURE TANK	500	3/15/1996
UTL INC-WALK-UP WOODS WATER COMPANY - IL1115800	2	INADEQUATE PRESSURE TANK	654	12/17/1982
VALLEY VIEW SUBDIVISION – IL2030010	1	INADEQUATE HYDROPNEUMATIC STORAGE	100	6/15/2012
WIENEN ESTATES - IL0850030	1	INADEQUATE PRESSURE TANK	70	12/15/1997
WONDER LAKE WATER COMPANY - IL1115750	2	INADEQUATE PRESSURE TANK	1442	6/16/1994

WATER SYSTEMS REMOVED FROM PREVIOUS LIST:

*** DENOTES ADDED WATER SUPPLIES**

**** THESE PUBLIC WATER SUPPLIES OBTAIN WATER FROM ANNA-JONESBORO WATER COMMISSION – (IL1815050)
WHICH LACKS EXISTING TREATMENT CAPACITY.**

****** CHANGE NATURE OF PROBLEM**

Illinois Environmental Protection Agency
Division of Public Water Supplies
Critical Review List - Public Water Supplies

JANUARY 2014

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
ANDALUSIA - IL1610050	1	INADEQUATE PRESSURE TANK	1050	12/1/2003
ANNA-JONESBORO WATER COMMISSION – IL1815050	7	LACKS EXISTING TREATMENT CAPACITY	36	7/1/2011
ANNA WATER COMMISSION – IL1810050	7	**	5750	7/1/2011
BEASON CHESTNUT PWD - IL1075150	5	INAD PLANT & SOURCE CAP	600	6/15/2004
CANTON – IL0570250	5	INSUFFICIENT TREATMENT CAPACITY	13932	3/15/2007
CEDARVILLE - IL1770050	1	EMERGENCY POWER	800	1/1/2006
COLUMBIA - IL1330050	6	INADEQUATE PUMPING CAPACITY	8365	3/15/1998
EDWARDSVILLE – IL1190250	5	INSUFFICIENT PLANT CAPACITY TO HANDLE PEAK SYSTEM WATER DEMAND	24,900	9/16/2008
ELIZABETH - IL0850150	1	LOW SYSTEM PRESSURE	682	6/15/1999
GALENA - IL0850200	1	LOW SYSTEM PRESSURE	3640	6/15/1999
GRIGGSVILLE – IL1490300	5	INADEQUATE TREATMENT PLANT CAPACITY	1259	10/1/2006
HOLIDAY SHORES SD - IL1195110	6	INADEQUATE STORAGE CAPACITY	3192	1/1/2006
IL AMERICAN-ALTON – IL1195150	6	APPROACHING WATER TREATMENT PLANT CAPACITY	51922	4/1/2009
IL AMERICAN-E ST. LOUIS - IL1635040	6	APPROACHING INADEQUATE STORAGE CAPACITY	155382	1/01/2011
JONESBORO PWS – IL1810250	7	**	1853	7/1/2011
LA SALLE - IL0990300	1	INAD PLANT & SOURCE CAPACITY	9700	11/1/2004
LACON - IL1230100	1	UNDERSIZED WATERMAINS	1979	1/1/2006
LICK CREEK PWD – IL1815100	7	**	1929	7/1/2011
MALDEN - IL0110550	1	UNDERSIZED WATERMAINS	370	1/1/2006
MASON CITY - IL1250350	5	INADEQUATE STORAGE CAPACITY	2558	1/1/2006
MATHERSVILLE - IL1310200	1	INADEQUATE SYSTEM PRESSURE	793	9/13/2000

<i>SYSTEM NAME</i>	<i>EPA RGN</i>	<i>NATURE OF PROBLEM</i>	<i>POP SERVED</i>	<i>LISTING DATE</i>
MC HENRY SHORES WATER COMPANY - IL1115020	2	LOW SYSTEM PRESSURE	1813	9/17/1992
MENDOTA – IL0990550	1	LOW SYSTEM PRESSURE	7272	10/1/2012
MITCHELLSVILLE PWD – IL1655200	7	LOW SYSTEM PRESSURE	1924	10/1/2012
SCALES MOUND - IL0850400	1	LOW SYSTEM PRESSURE	400	9/15/1997
SENECA - IL0991050	1	INADEQUATE PLANT CAPACITY AND UNDERSIZED WATER MAINS	2053	6/15/1999
SHAWNEE VALLEY PWD – IL1815550	7	**	952	7/1/2011
STOCKTON - IL0850450	1	LOW SYSTEM PRESSURE	1871	6/15/1984
SUMNER - IL1010300	7	LOW SYSTEM PRESSURE	1481	12/13/1985
UTL INC-LAKE MARIAN WATER CORPORATION - IL0895200	2	INAD PRES STORAGE & LOW SYS PRES	924	9/14/1984
WALNUT HILL - IL1210600	6	LOW SYSTEM PRESSURE	1470	6/14/1985
WHITE HALL – IL0610400	6	INADEQUATE STORAGE CAPACITY	2950	10/1/2012
WITT – IL1350850	5	INADEQUATE TREATMENT CAPACITY	991	3/17/2008

WATER SYSTEMS REMOVED FROM PREVIOUS LIST

JOY – IL1310100

*** DENOTES ADDED WATER SUPPLIES**

**** THESE PUBLIC WATER SUPPLIES OBTAIN WATER FROM ANNA-JONESBORO WATER COMMISSION (IL1815050) WHICH LACKS EXISTING TREATMENT CAPACITY.**

Restricted Status/Critical Review

The Environmental Protection Act prohibits the Agency from issuing a construction permit that will cause or extend a violation. A construction permit to expand the distribution system cannot be granted when a water supply has a maximum contaminant level or treatment technique violation, an inadequate source of raw water supply, inadequate treatment plant capacity, finished water storage or distribution system pressure. A Restricted Status List is published quarterly in the Illinois Pollution Control Board Environmental Register to notify those persons considering expansion of a water supply distribution system of that status before large sums of money have been spent on items such as land acquisition, financing and engineering fees. A companion Critical Review List is published concurrently with the Restricted Status List and has the water supplies that are approaching a point where the supply could be placed on Restricted Status. A permit application from a supply on Critical Review will be examined carefully to ensure that the proposed construction will not cause a violation. Restricted Status and Critical Review are presented as a combined list with the status of the water supply denoted as either RS

(Restricted Status) or CR (Critical Review). The current list reflects the status as of January 1, 2014. An asterisk, * , beside the water supply indicates public water supplies that have been added to the Restricted Status/Critical Review list since the previous publication.

Restricted Status List

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.

Critical Review List

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.

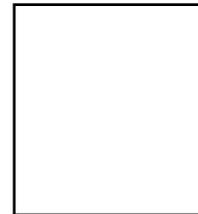
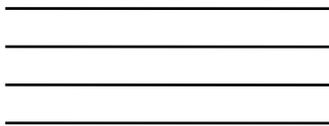
A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations that would place it on the Restricted Status List.

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.

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

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

-----CUT HERE-----



Illinois Pollution Control Board
Environmental Register Coordinator
1021 N. Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274