

# ILLINOIS POLLUTION CONTROL BOARD

## MEETING MINUTES

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**March 6, 2014**

**11:00 a.m.**

### **Videoconference**

#### **Chicago**

100 W. Randolph Street  
Chicago, IL  
Room 11-512

**And**

#### **Springfield**

1021 N. Grand Avenue East  
Springfield, IL  
Conference Room 1244 N, First Floor

### **ANNOUNCEMENTS**

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Chairman Glosser welcomed members of the public and staff. Chairman Glosser announced that the Board's agenda for today has been reformatted and streamlined. Generally, the only items on this and future agendas are cases on which the Board will be taking action at today's meeting or for which status reports on cases will be provided. Items not yet ripe for decision or that the Board does not anticipate ruling on will no longer appear on the agenda. The Board continues to list all new cases in each agenda packet, even the cases in which the Board does not adopt written orders.

### **ROLL CALL**

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

### **APPROVAL OF MINUTES**

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The minutes of the February 20, 2014 open meeting were approved by a vote of 4-0.

### **PUBLIC REMARKS**

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None

## RULEMAKINGS

<p><b>R08-9(D)</b></p>	<p><u>In The Matter of: Water Quality Standards and Effluent Limitations for the Chicago Area Waterway System (CAWS) and the Lower Des Plaines River: Proposed Amendments to 35 Ill. Adm. Code 301, 302, 303 and 304</u>  <u>(Water)</u> – The Board declined the Illinois Environmental Protection Agency’s (IEPA) request to open a new subdocket in this proceeding to address the water quality standards for chlorides in the Chicago Area Waterway System and the Lower Des Plaines River. The Board directed the hearing officer to establish a comment period to allow participants to provide final pre-first notice comments on the IEPA’s proposed water quality standards.</p>	<p>4-0</p>
<p><b>R14-9</b></p>	<p><u>In the Matter of: Proposed Amendments to Primary Drinking Water Standards: 35 Ill. Adm. Code 611.490</u>  <u>(Water)</u> – The Board adopted a second notice opinion and order in this rulemaking to amend the Board’s primary drinking water regulations.</p>	<p>4-0</p>

## ADJUSTED STANDARDS

None

## ADMINISTRATIVE CITATIONS

None

## ADJUDICATORY CASES

<p><b>PCB 13-15</b></p>	<p><u>Sierra Club, Environmental Law and Policy Center, Prairie Rivers Network, and Citizens Against Ruining the Environment v. Midwest Generation</u>  (Water-Enforcement, Citizens) – No action taken.</p>	
<p><b>PCB 13-27</b></p>	<p><u>Sierra Club v. Midwest Generation, LLC</u>  (Air-Enforcement, Citizens)– No action taken.</p>	

<b>PCB 14-41</b>	<u>Amerenenergy Resources Generating Company v. IEPA</u> (Land-Permit Appeal) – No action taken.	
<b>PCB 14-103</b>	<u>Metropolitan Water Reclamation District of Greater Chicago</u> ( <u>Calumet Plant, NPDES Permit No. IL0028061</u> ) v. <u>Illinois</u> <u>Environmental Protection Agency</u> (Water-Permit Appeal, NPDES) – The Board accepted for hearing this National Pollutant Discharge Elimination Program permit appeal involving a Cook County facility.	4-0
<b>PCB 14-104</b>	<u>Metropolitan Water Reclamation District of Greater Chicago</u> ( <u>O'Brien Plant, NPDES Permit No. IL0028088</u> ) v. <u>Illinois</u> <u>Environmental Protection Agency</u> (Water-Permit Appeal, NPDES) – The Board accepted for hearing this National Pollutant Discharge Elimination Program permit appeal involving a Cook County facility.	4-0
<b>PCB 14-106</b>	<u>Prairie Rivers Network, Natural Resources Defense Council,</u> <u>Sierra Club, Environmental Law &amp; Policy Center, Friends of</u> <u>Chicago River, and Gulf Restoration Network v. Illinois</u> <u>Environmental Protection Agency and Metropolitan Water</u> <u>Reclamation District of Greater Chicago (O'Brien Plant, Permit</u> <u>No. 28088)</u> (Water-Permit Appeal, NPDES, 3 <sup>rd</sup> Party) – The Board granted the IEPA's agreed motion to consolidate PCB 14-106, PCB 14-107, and PCB 14-108.	4-0
<b>PCB 14-107</b>	<u>Prairie Rivers Network, Natural Resources Defense Council,</u> <u>Sierra Club, Environmental Law &amp; Policy Center, Friends of</u> <u>Chicago River, and Gulf Restoration Network v. Illinois</u> <u>Environmental Protection Agency and Metropolitan Water</u> <u>Reclamation District of Greater Chicago (Calumet Plant, Permit</u> <u>No. 28061)</u> (Water-Permit Appeals, NPDES, 3 <sup>rd</sup> Party) – The Board granted IEPA's agreed motion to consolidate PCB 14-106, PCB 14-107, and PCB 14-108.	4-0

<b>PCB 14-108</b>	<u>Prairie Rivers Network, Natural Resources Defense Council, Sierra Club, Environmental Law &amp; Policy Center, Friends of Chicago River, and Gulf Restoration Network v. Illinois Environmental Protection Agency and Metropolitan Water Reclamation District of Greater Chicago (Stickney Plant, Permit No. 28053)</u> (Water-Permit Appeal, NPDES, 3 <sup>rd</sup> Party) – The Board granted the IEPA’s agreed motion to consolidate PCB 14-106, PCB 14-107, and PCB 14-108.	4-0
<b>PCB 14-109</b>	<u>Greenfield &amp; Greenfield Gold Dust, LLC v. IEPA</u> (UST-Permit Appeal, 90-Day Extension) – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of a Coles County facility.	4-0
<b>PCB 14-110</b>	<u>KCBX Terminals Company v. IEPA</u> (Air, Permit Appeal) – The Board accepted for hearing this permit appeal involving a Cook County facility. The Board reserved ruling on the motion to supplement the petition.	4-0
<b>PCB 14-111</b>	<u>Sanitary District of Decatur v. IEPA</u> (Water-Variance) – The Board accepted for hearing this request for variance involving a Macon County facility, without ruling on the sufficiency of the petition. The Board granted petitioner’s motion to incorporate the entire PCB 09-125 record and a waiver of the requirement to submit four copies of the material to be incorporated.	4-0

**CASES PENDING DECISION**

None

**OTHER ITEMS**

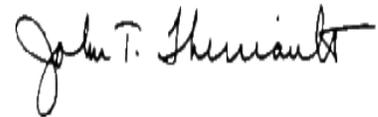
	Chairman’s motion to add a location to already scheduled Board meetings at 11:00 am on April 3, 2014, May 1, 2014, and June 5, 2014 was withdrawn.	
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## ADJOURNMENT

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Moved and seconded, by a vote of 4-0, Chairman Glosser adjourned the meeting at 11:10 a.m.

I, John T. Therriault, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on March 20, 2014, by a vote of 4-0.



John T. Therriault, Clerk  
Illinois Pollution Control Board