

ILLINOIS POLLUTION CONTROL BOARD

MEETING MINUTES



September 8, 2016

- Regular Board Meeting: 11:00 a.m.
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REGULAR BOARD MEETING MINUTES

September 8, 2016
11:00 a.m.

Videoconference

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

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

ANNOUNCEMENTS

Chairman Keenan welcomed members of the public and staff.

ROLL CALL

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

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the August 25, 2016 Regular Board Meeting and Brown Bag Lunch Seminar were approved by a vote of 4-0.

RULEMAKINGS

R17-9	<u>In The Matter of: Permit by Rule for Boilers: Amendments to 35 Ill. Adm. Code Parts 201 and 211</u> (Air) – The Board accepted for hearing the Illinois Environmental Protection Agency’s (Agency) proposal to amend the Board’s air pollution regulations and sent the proposal to first-notice publication without substantive review of its merits. The Board also granted the Agency’s motion to waive the requirement to file copies of materials proposed for incorporation by reference in this rulemaking.	4-0
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ADJUSTED STANDARD

ADMINISTRATIVE CITATIONS

ADJUDICATORY CASES

PCB 13-62	<u>United States Steel Corporation v. IEPA</u> (Air – Permit Appeal) – The Board denied petitioner’s motion to extend indefinitely the stay of this proceeding.	4-0
PCB 14-3	<u>Johns Manville v. Illinois Department of Transportation</u> (Land – Enforcement) – The Board granted petitioner’s motion to file a third amended complaint and accepted petitioner’s third amended complaint. The Board also granted respondent an additional four weeks to file its post-hearing brief.	4-0
PCB 15-85	<u>NRG Wholesale Generation LP (Aurora Station) v. IEPA</u> (Air – Permit Appeal, CAAPP) – The Board granted the joint motion to dismiss NRG Wholesale Generation LP as petitioner and substitute Aurora Generation, LLC as the new petitioner.	4-0
PCB 15-86	<u>NRG Rockford LLC and NRG Rockford II LLC v. IEPA</u> (Air – Permit Appeal, CAAPP) – The Board granted the motion of NRG Rockford LLC and NRG Rockford II LLC to change names to Rockford Power, LLC and Rockford Power II, LLC, respectively and amended the caption accordingly.	4-0
PCB 16-100	<u>Blake Leasing Company, LLC - Real Estate Series, as owner of Kirkland Quick Stop v. Illinois Environmental Protection Agency and Village of Kirkland</u> (Water Well Setback) – The Board granted petitioner’s motion to stay this proceeding until December 7, 2016.	4-0

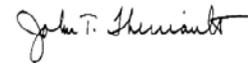
PCB 16-106	<u>Exelon Generation, LLC (Byron, Clinton, Dresden, and LaSalle stations) v. IEPA</u> (Air – Variance) – The Board granted petitioner’s petition for a variance from the Sulfur Content Rule (35 Ill. Adm. Code 214.161(b)(2)) as that provision applies to the diesel fuel used by the emergency equipment at petitioner’s Byron, Clinton, Dresden, and LaSalle nuclear power plants, subject to conditions.	4-0
PCB 17-5	<u>Metal Properties, LLC v. IEPA</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a site in Clinton County.	4-0

OTHER ITEMS

ADJOURNMENT

Moved and seconded, by a vote of 4-0, Chairman Keenan adjourned the Regular Board Meeting.

I, John T. Therriault, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on September 22, 2016, by a vote of 4-0.



John T. Therriault, Clerk
Illinois Pollution Control Board