



# IPC

Illinois Pollution Control Board

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## REGULAR BOARD MEETING MINUTES

**June 8, 2017**

**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**

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Chairman Papadimitriou welcomed members of the public and staff.

### **ROLL CALL**

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The Clerk of the Board called the roll. Four Board Members answered present. Those Board Members granted by a vote of 4-0 the Chairman's motion to allow Member Santos to participate by phone pursuant to Section 7(a)(i) of the Open Meetings Act, because of "personal illness."

### **PUBLIC REMARKS**

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None.

### **APPROVAL OF MINUTES**

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The minutes of the May 18, 2017 Regular Board Meeting and Brown Bag Lunch Seminar and the June 1, 2017 Brown Bag Lunch Seminar were approved by a vote of 5-0.

**RULEMAKINGS**

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**ADJUSTED STANDARDS**

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**ADMINISTRATIVE CITATIONS**

<b>AC 17-15</b>	<u>IEPA v. SREG Pinewood MHC, LLC.</u> – The Board granted complainant’s motion to withdraw the administrative citation and closed the docket.	5-0
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**ADJUDICATORY CASES**

<b>PCB 06-65</b>	<u>Electric Energy, Incorporated v. IEPA (Air – Permit Appeal)</u> – The Board granted the parties’ joint motion, lifting the stay of the uncontested conditions of petitioner’s CAAPP permit and remanding that permit to respondent to incorporate the parties’ negotiated modifications.	5-0
<b>PCB 15-169</b>	<u>Norm Creveling v. IEPA (UST Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this UST appeal.	5-0

<p><b>PCB 16-14</b>  <b>PCB 16-15</b>  <b>PCB 16-16</b>  <b>PCB 16-17</b>  <b>PCB 16-18</b>  <b>PCB 16-20</b>  <b>PCB 16-21</b>  <b>PCB 16-22</b>  <b>PCB 16-23</b>  <b>PCB 16-25</b>  <b>PCB 16-26</b>  <b>PCB 16-27</b>  <b>PCB 16-29</b></p> <p><b>PCB 16-30</b>  <b>PCB 16-31</b>  <b>PCB 16-33</b>  (cons.)</p>	<p><u>Village of Homewood, Homewood, Illinois v. IEPA</u>  <u>Village of Orland Park, Orland Park, Illinois v. IEPA</u>  <u>Village of Midlothian, Midlothian, Illinois v. IEPA</u>  <u>Village of Tinley Park, Tinley Park, Illinois v. IEPA</u>  <u>ExxonMobil Oil Corporation v. IEPA</u>  <u>Village of Wilmette v. IEPA</u>  <u>City of Country Club Hills, Country Club Hills, Illinois v. IEPA</u>  <u>Noramco-Chicago, Inc. v. IEPA</u>  <u>Flint Hills Resources Joliet, LLC (Chloride Standard) v. IEPA</u>  <u>City of Evanston v. IEPA</u>  <u>Village of Skokie v. IEPA</u>  <u>Illinois Department of Transportation v. IEPA</u>  <u>Metropolitan Water Reclamation District of Greater Chicago v. IEPA (Chloride Standards)</u>  <u>Village of Richton Park v. IEPA</u>  <u>Village of Lincolnwood v. IEPA</u>  <u>City of Oak Forest, Oak Forest, IL v. IEPA</u>  (Time-Limited WQS) – The Board granted the Illinois EPA’s motion for clarification and clarified the class of dischargers potentially covered by a chloride TLWQS by including the narrative definition for the “CAWS watershed” and the map filed as part of IEPA’s March 16, 2017 response The Board also found the pending variance petitions not in substantial compliance with 40 C.F.R. § 131.14, and directed petitioners to file compliant amended petitions by the deadline established in the Board’s April 12, 2017 order.</p>	<p>4-0  Santos  abstained</p>
<p><b>PCB 17-48</b></p>	<p><u>Modern Drop Forge Company, LLC v. IEPA (UST Appeal)</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 Cook County facility.</p>	<p>5-0</p>
<p><b>PCB 17-67</b></p>	<p><u>Marathon Petroleum Company LP v. IEPA (Water – Tax Certification)</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 (2016)).</p>	<p>5-0</p>
<p><b>PCB 17-68</b></p>	<p><u>Special K Hog Farm v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Special K Hog Farm located in McLean County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).</p>	<p>5-0</p>

<b>PCB 17-69</b>	<u>Cramer Cattle Feeding v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Cramer Cattle Feeding 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 (2016)).	5-0
<b>PCB 17-70</b>	<u>Darren Brown v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Darren Brown located in Putnam County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	5-0
<b>PCB 17-71</b>	<u>Ty Stead Farms v. IEPA</u> (Water – Tax Certification) – Based on the Agency’s recommendation to deny a tax certificate for portions of Ty Stead Farm’s facilities located in Mercer County, the Board notified Ty Stead Farms that it may file a petition to contest the Agency’s recommendation to deny tax certification in part within 35 days after the Agency served the recommendation on Ty Stead Farms. The Board advised that absent a timely petition, the Board may deny certification in part based solely on the Agency’s recommendation. The Board did not rule on certification of any of the specified facilities.	5-0
<b>PCB 17-72</b>	<u>WSB, LLC v. IEPA</u> (Water – Tax Certification) – Based on the Agency’s recommendation to deny a tax certificate for portions of WSB, LLC’s facilities located in Mercer County, the Board notified WSB, LLC that it may file a petition to contest the Agency’s recommendation to deny tax certification in part within 35 days after the Agency served the recommendation on WSB, LLC. The Board advised that absent a timely petition, the Board may deny certification in part based solely on the Agency’s recommendation. The Board did not rule on certification of any of the specified facilities.	5-0
<b>PCB 17-73</b>	<u>Grigsby Protein Realty II, Inc. v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Grigsby Protein Realty II, Inc. located in Cass County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	5-0

<b>PCB 17-76</b>	<u>People of the State of Illinois v. Peabody Coulterville Mining, LLC, a Delaware limited liability company</u> (Water – Enforcement) – Upon receipt of a complaint accompanied by a proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in this water enforcement action involving a Randolph County facility, the Board accepted the complaint and ordered publication of the required newspaper notice.	5-0
<b>PCB 17-77</b>	<u>IL Pit Stop, LLC. v. IEPA</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a site in Hamilton County.	5-0

**OTHER ITEMS**

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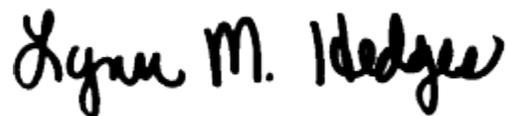
**NEW BUSINESS**

**ADJOURNMENT**

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Moved and seconded, by a vote of 5-0, Chairman Papadimitriou adjourned the Regular Board Meeting.

I, Lynn Hedges, Acting Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on June 22, 2017, by a vote of 5-0.



Lynn Hedges, Acting Clerk  
Illinois Pollution Control Board