



# IPCB

Illinois Pollution Control Board

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## REGULAR BOARD MEETING MINUTES

**July 6, 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 Papadimitriu welcomed members of the public and staff. Chairman Papadimitriu then introduced recently appointed Board Member Brenda Carter.

### **ROLL CALL**

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The Clerk of the Board called the roll. Five Board Members answered present.

### **PUBLIC REMARKS**

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None.

### **APPROVAL OF MINUTES**

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The minutes of the June 22, 2017 Regular Board Meeting were approved by a vote of 4-0. Member Carter abstained.

## RULEMAKINGS


## ADJUSTED STANDARDS

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## ADMINISTRATIVE CITATIONS


## ADJUDICATORY CASES

<b>PCB 06-74</b>	<u>Dynegy Midwest Generation, LLC (Wood River Power Station) v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 Carter abstained
<b>PCB 07-101</b>	<u>Midwest Generation, LLC - Powerton Generating Station v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 Carter abstained
<b>PCB 08-23</b>	<u>Midwest Generating, LLC, Powerton Generating Station v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 Carter abstained
<b>PCB 09-6</b>	<u>Dynegy Midwest Generation, LLC (Wood River Power Station) v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 Carter abstained
<b>PCB 10-61 PCB 11-2 (cons.)</b>	<u>People of the State of Illinois v. Freeman United Coal Mining Company, LLC and Springfield Coal Company, LLC</u> <u>Environmental Law and Policy Center v Freeman United Coal Mining Company, LLC and Springfield Coal Company, LLC</u> (Water – Enforcement) – Upon receipt of a proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in these consolidated water enforcement actions involving a facility located in McDonough and Schuyler Counties, the Board ordered publication of the required newspaper notice.	3-0 Carter and Santos abstained
<b>PCB 13-13</b>	<u>Dynegy Midwest Generation, LLC (Wood River Power Station) v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 Carter abstained

<p><b>PCB 14-106</b>  <b>PCB 14-107</b>  <b>PCB 14-108</b>  (cons.)</p>	<p><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</u>  (O'Brien Plant, Permit No. 28088)  (Calumet Plant, Permit No. 28088)  (Stickney Plant, Permit No. 28053) (Water – Permit Appeal, NPDES, Third Party) – The Board granted petitioners' motion for voluntary dismissal of these consolidated permit appeals.</p>	<p>3-0  Carter  and  Santos  abstained</p>
<p><b>PCB 14-111</b></p>	<p><u>Sanitary District of Decatur v. IEPA</u> (Time-Limited WQS) – No action taken.</p>	
<p><b>PCB 17-45</b></p>	<p><u>People of the State of Illinois v. Magna Tax Service Co., Inc.</u> (Land– Enforcement) – No action taken.</p>	
<p><b>PCB 17-78</b></p>	<p><u>Limkemann Swine, LLC v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Limkemann Swine, LLC located in Hancock 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>4-0  Carter  abstained</p>
<p><b>PCB 17-81</b></p>	<p><u>Ponds Edge, LLC v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Ponds Edge, LLC located in Hancock 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>4-0  Carter  abstained</p>
<p><b>PCB 17-84</b></p>	<p><u>Illico Independent Oil Company v. IEPA</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a site in Peoria County.</p>	<p>4-0  Carter  abstained</p>
<p><b>PCB 17-85</b></p>	<p><u>Flikkema Farms v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Flikkema Farms located in Carroll 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>4-0  Carter  abstained</p>

<b>PCB 17-86</b>	<u>Double L Farms Partnership v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Double L Farms Partnership located in Iroquois County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	4-0 Carter abstained
<b>PCB 17-87</b>	<u>Knapp Oil Company v. IEPA</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a site in Massac County.	4-0 Carter abstained

**OTHER ITEMS**

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**NEW BUSINESS**

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**ADJOURNMENT**

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

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on July 26, 2017, by a vote of 5-0.



Don Anthony Brown, Clerk  
Illinois Pollution Control Board