

ILLINOIS POLLUTION CONTROL BOARD
September 19, 2019

INGREDION INCORPORATED,)
)
 Petitioner,)
)
 v.) PCB 19-32
) (Time-Limited Water Quality Standard)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by C.M. Santos):

On July 26, 2018, Ingredion Incorporated (Ingredion) petitioned the Board for a time-limited water quality standard (TLWQS) for thermal discharges into the Chicago Sanitary & Ship Canal from its Argo Plant in Bedford Park, Cook County. On September 20, 2018, the Board found that Ingredion had timely filed its petition and that the temperature standard is stayed as to Ingredion. Ingredion Incorporated v. IEPA, PCB 19-32, slip op. at 1-2 (Sept. 20, 2018); see 35 Ill. Adm. Code 302.408. On July 25, 2019, the Board found that the petition substantially complied with applicable content requirements and directed the Illinois Environmental Protection Agency (IEPA) to file its recommendation by September 9, 2019. See 35 Ill. Adm. Code 104.545, 104.550.

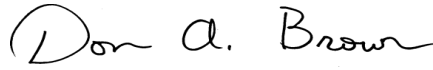
On September 9, 2019, IEPA and Ingredion jointly filed a motion requesting that the Board stay proceedings in this matter (Mot.). While IEPA reports that it “has been diligently reviewing the available information” but needs additional time. Mot. at 2. The Agency states that it cannot make an appropriate recommendation until it obtains temperature data regarding Ingredion’s thermal effluent for two more winter seasons. *Id.* IEPA notes that “the number of temperature exceedances was greatly reduced in 2018 and 2019, indicating that perhaps other factors have resulted in less need (or no need) for coverage under a TLWQS.” *Id.*

IEPA and Ingredion jointly request that the Board stay these proceedings for 18 months to March 10, 2021, so that additional temperature data can be obtained and analyzed. Mot. at 3. If the Board grants the stay, Ingredion will provide status reports every six months. *Id.* “The stay of the temperature water quality standard as to Ingredion should remain in effect during the stay.” *Id.*

The Board grants the joint motion to stay and stays these proceedings to March 10, 2021, or until the Board orders otherwise. The Board directs Ingredion during the stay to file every six months a status report on matter including the additional temperature data described in the joint motion. These reports must be filed with the Board on or before Tuesday, March 10, 2020; Thursday, September 10, 2020; and Wednesday, March 10, 2021. The stay of the temperature water quality standard remains in effect as to Ingredion during the stay.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 19, 2019 by a vote of 4-0.

A handwritten signature in cursive script that reads "Don A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Don A. Brown, Clerk
Illinois Pollution Control Board