

Exhibit 3

From: [Guy, Jeff](#)
To: [EPA.PublicHearingCom](#)
Bcc: [Alfredo Romo](#); [Amy Genender](#); [Amy Genender Feltheimer](#); [Andrew Del Giudice](#); [Andy Daglas](#); [ANN M. ZWICK](#); [Brian Cavanaugh](#); [Carolyn A. Marsh](#); [Chalres Stark](#); [Christopher O"Hara](#); [Cynthia Strickland](#); [Elihu K Blanks](#); [Emma Cullnan](#); [Erik Wallenius](#); [Gina Ramirez](#); [Haley McKeever](#); [James Kinney](#); [Jocelyn Rangel](#); [John Ashenden](#); [Jordan Diab](#); [Juan Rojas](#); [Keith Harley](#); [Kiana Courtney](#); [Lara Compton](#); [Mark Velez](#); [Maxwell Evans](#); [Meleah Geertsma](#); [Nick Radakovich](#); [Nicolette Cooke](#); [Olga Bautista](#); [Peggy Salazar](#); [Richard L. Martinez, Jr.](#); [Robert Adolfson](#); [Rose Joshua](#); [Terry Herlihy](#); [Thomas Ward](#)
Subject: General III, LLC Public Hearing
Date: Thursday, May 14, 2020 10:31:00 AM
Attachments: [Connection Instructions.pdf](#)
[image001.png](#)

Good morning,

Attached are more detailed **connection instructions** for today's public hearing. The connection instructions, in addition to the Agency's opening/closing statements, can be found at the following link: <https://www2.illinois.gov/epa/public-notice/boa-notice/Pages/default.aspx> under General III LLC.

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
Office of Community Relations
(217) 785-8724
Jeff.Guy@illinois.gov



EXHIBIT 3

R 009483

Webex Event Information:

Date: Thursday, May 14, 2020

Times: 1:30 pm CST and 6:00 pm CST

Event Number: 804 080 241

Event Password: cWpHgfRA248

Access to the hearing:

You may connect to the hearing by computer or telephone. You may log in or call in beginning from 1:15 pm for the afternoon session or 5:45 pm for the evening session or anytime during the hearings. You will automatically be muted upon entry into the hearing.

By computer:

1. Click this link. This will take you to the Webex webpage for the hearing.

<https://illinois.webex.com/illinois/onstage/g.php?MTID=ede15d1e3bc40793e54ad27332af9805d>

2. Enter your information (name and email address) and click the “Join Now” button. You may be prompted for an Event Number or Event Password, shown above.
3. An audio connection is required. The best option for connecting is to use the “Call Me” option. From the “Select Audio Connection”, drop down, select “Call Me”. Input or select your telephone number.

By smartphone browser or other electronic device:

1. Click this link
<https://illinois.webex.com/illinois/onstage/g.php?MTID=ede15d1e3bc40793e54ad27332af9805d>
2. Click “Join”
3. You will be prompted to download/install Cisco Webex mobile app
4. Once the app has installed click the above link again
5. Enter your name and email address and press “Join”

By Dial-in phone:

1. Call +1-312-535-8110
2. You will be prompted to enter the access code or meeting number. Enter the event number 804 080 241 and then press the pound sign.
3. You will be prompted to enter your attendee I.D. number. You do not need to enter a number just **press the pound sign.**

Tips:

- Find a quiet location with a power source for your device.
- Close all background applications or browser sessions even if you are not using them.
- Reduce distractions and practice good meeting etiquette.

Device Options:

- Non-smartphone cellular (mobile) phones or landlines provide an audio-only experience.
- Smartphone, iPad or Tablets use the Webex mobile application.
- Laptop or desktop computer user should download the desktop application.

Exhibit 1

From: [Guy, Jeff](#)
To: [EPA.PublicHearingCom](#)
Bcc: [Alfredo Romo](#); [Amy Genender](#); [Amy Genender Feltheimer](#); [Andrew Del Giudice](#); [Andy Daglas](#); [ANN M. ZWICK](#); [Brian Cavanaugh](#); [Carolyn A. Marsh](#); [Chalres Stark](#); [Christopher O"Hara](#); [Cynthia Strickland](#); [Elihu K Blanks](#); [Emma Cullnan](#); [Erik Wallenius](#); [Gina Ramirez](#); [Haley McKeever](#); [James Kinney](#); [Jocelyn Rangel](#); [John Ashenden](#); [Jordan Diab](#); [Juan Rojas](#); [Keith Harley](#); [Kiana Courtney](#); [Lara Compton](#); [Mark Velez](#); [Maxwell Evans](#); [Meleah Geertsma](#); [Nick Radakovich](#); [Nicolette Cooke](#); [Olga Bautista](#); [Peggy Salazar](#); [Richard L. Martinez, Jr.](#); [Robert Adolfsen](#); [Rose Joshua](#); [Terry Herlihy](#); [Thomas Ward](#)
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Good morning,

Attached are more detailed connection instructions for today's public hearing. The connection instructions, in addition to the **Agency's opening/closing statements**, can be found at the following link: <https://www2.illinois.gov/epa/public-notice/boa-notice/Pages/default.aspx> under General III LLC.

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov



Opening Statements
Illinois EPA Hearing Officer
General III, LLC Public Hearing
May 14, 2020
1:30 pm & 6:00 pm (CST)

EXHIBIT 1

Please press record. Good [afternoon/evening]. The current time is _____. On behalf of the Illinois EPA Director, John Kim, I'd like to welcome you to today's hearing. My name is Jeff Guy, and I am the Agency hearing officer. Before we get started, I would like to say that we appreciate your time today and we look forward to receiving your comments. Over the last several days, I have been in contact with many of you by phone or email and I know you are eager to be heard. After the Agency's opening statements, we will begin taking your comments. If you should run into connection or audio issues during this hearing, please attempt to reconnect.

Please note that the Agency has prepared opening and closing statements that will be included with the public record and posted on our web page in the same place where the hearing notice, draft permit, and other documents have been posted.

At this time, please mute your cell phones and other electronic devices. I am going to take a moment to identify certain speakers to make sure they are connected. If I call your name, please unmute yourself and state "I am on the line".

Identification of unidentified speakers

This is an informational hearing being held pursuant to Agency procedures for permit and closure plan hearings, which can be found at 35 Illinois Administrative Code Part 166, Subpart A. These regulations are available on the Illinois Pollution Control Board website at

pcb.illinois.gov. My purpose as the hearing officer is to ensure that this hearing runs properly and according to these rules.

This is not a contested case hearing. Rather, this is an informational hearing in the matter of a construction permit for a scrap metal recycling plant. We are holding this hearing for the purpose of accepting comments from the public concerning this permit prior to making a final decision. The Agency has made available documents for public review that outline the major permit terms and conditions that are the subject of this hearing. Those documents are available on the Agency's public notices webpage.

On September 25, 2019, General III, LLC submitted a construction permit application to construct and operate a scrap metal recycling facility to be located at 11600 South Burley Avenue in Chicago, Illinois, which would relocate their existing operation of General II, LLC at 1909 North Clifton Avenue in Chicago, Illinois. This plant is required to obtain an air pollution control construction permit prior to beginning construction because it is a new emission source.

The Illinois EPA has reviewed the permit application and made a preliminary determination that the application meets the standards for issuance and has prepared a draft permit for public review and comment. However, before issuance of the permit, the Agency is holding a public comment period to provide an opportunity for the public to understand and comment on this proposed action. We will fully consider and respond to all significant public comments and may make changes to the permit based upon the comments.

The Agency is accepting written public comments on the draft permit during the comment period. As indicated in the public notice, written comments should be received no later than midnight June 13, 2020 and should be submitted to EPA.PublicHearingCom@Illinois.gov or to

the Illinois EPA, attention Jeff Guy, Hearing Officer, P.O. Box 19276, 1021 North Grand Avenue, Springfield, Illinois 62974-9276. If a comment is e-mailed, please include “General III, LLC” in the subject line of the e-mail. We anticipate making a final decision in this matter by June 25, 2020.

Now I would like to explain how this hearing will proceed. First, we will have all Agency staff introduce themselves and identify their responsibilities within the Agency. Then a few of our staff will provide a brief overview of information we believe is relevant to today’s proceeding. This will be followed by additional instructions from me on how we will be taking public comments.

Today’s hearing will be recorded, and the recording will be included as part of the public record. We will post the recording on our web page in the same place where the hearing notice, draft permit, and other documents associated with the proceeding have been posted.

Written comments are given the same consideration as oral comments made during this hearing and may be submitted to us at any time during the comment period, which ends June 13, 2020. Although we will continue to accept comments through that date, today is the only time that we will accept oral comments.

Agency staff will be available to answer questions if those answers are readily available, but if the question calls for additional research or is too complicated for a quick answer, they may respond by deferring the response to the responsiveness summary, which will be available on the Agency’s public notice web page. The responsiveness summary will be prepared by the Agency as part of the hearing record and will include a summary of all the views, significant comments, criticisms, and suggestions, whether written or oral, submitted at the hearing or during the time

the hearing record was open. The responsiveness summary will also provide a statement of the Agency's final action. All speakers and those that submit written comments during the comment period will be notified of the final decision in this matter and of the availability of the responsiveness summary.

As the hearing officer, I intend to treat everyone in a respectful manner, and I ask that Illinois EPA staff and the public please do the same. Please do not argue or engage in prolonged discussions with Agency staff, and please keep your comments related to issues involved with this permit. In addition, please avoid unnecessary repetition. Once a single point is made, it makes no difference if that same point is made once or a dozen times. It will be considered, and it will be responded to in the responsiveness summary. If you have lengthy comments, please consider giving only a summary of those comments and then submitting the entirety of your comments to the Agency before the end of the comment period and I will ensure that they are included in the hearing record. While the record is open, all comments, documents, and data will be placed into the hearing record as exhibits.

At this time, Agency staff will introduce themselves and then make brief statements. Afterwards, we will begin taking comments from the public.

Agency statements

As a reminder, all participants are muted automatically. We will unmute only the current speaker – one at a time. When it is your turn to speak, I will call your name. However, please wait for me to ask you to proceed before starting. When it is your turn to speak, please ensure

that you are un-muted and then state your name and affiliation for the record. For example, you may indicate that you are a resident or a concerned citizen. For the benefit of creating an accurate record, please spell your last name. Please limit your comments to five minutes each.

Public comments

That concludes our public comment session. Thank you for your participation in today's public hearing. If you did not present oral comments today but still wish to comment, please submit your written comments to the Agency as directed in the public notice. The public notice can be accessed at the Illinois EPA web page. Written comments will be included in the record and reviewed by the Agency as the responsiveness summary is prepared.

The record in this matter closes on June 13, 2020. Please send your written comments to the attention of Jeff Guy, as indicated in the public notice. The repository of documents for the permitting action is available at Illinois EPA's office. You can obtain those through a FOIA request to the Agency. This can be done through our website. You can also contact the Agency if you need help with this request. Thank you for your participation today. The current time is _____ and this hearing is adjourned.



Exhibit 19

**Hearing Order
General III, LLC**

On March 30, 2020, the Illinois Environmental Protection Agency (“Illinois EPA”) posted a Public Notice (entitled “Notice of Comment Period and Public Hearing”) for General III, LLC. General III, LLC has applied to the Illinois EPA Bureau of Air for a permit to construct a scrap metal recycling facility proposed to be located at 11600 South Burley Avenue in Chicago, Illinois. The Public Notice was posted on the Illinois EPA website at <https://www2.illinois.gov/epa/public-notice/Pages/general-notice.aspx>.

The Public Notice provided information related to the public hearing, which was conducted on May 14, 2020, and to information regarding the associated public comment period. Notably, the Public Notice observed that the Illinois EPA will accept written public comments on the draft permit during the comment period no later than midnight, June 13, 2020. Based on a recent inquiry concerning this time requirement, a clarification is warranted.

The date in the Public Notice for the submission of comments stems from the applicable regulations, which generally provides for closure of the record 30 days after the date of the hearing. [35 Ill. Adm. Code 166.191]. In the event of a time requirement (such as this one involving the date of record closure) that is set for a Saturday or Sunday, the time within which such action must be performed is extended by operation of law to the following Monday. [5 ILCS 70/Section 1.11]. For this reason, public comments must be submitted no later than midnight on Monday, June 15, 2020. Written comments must be submitted to epa.publichearingcom@illinois.gov, Jeff.Guy@illinois.gov, or Illinois EPA, Attn: Jeff Guy, Hearing Officer, PO Box 19276, 1021 North Grand Avenue, Springfield, Illinois 62794-9276 **no later than midnight, Monday, June 15, 2020.**

Jeffrey J. Guy, Illinois EPA Hearing Officer
Office of Community Relation

Date: 6/3/20

From: [Guy, Jeff](#)
To: [EPA.PublicHearingCom](#)
Subject: Due date of GIII comments
Date: Wednesday, June 3, 2020 11:41:36 AM
Attachments: [Exhibit 104 Hearing Order.pdf](#)
[image001.png](#)

From: Guy, Jeff
Sent: Wednesday, June 3, 2020 11:39 AM
To: Geertsma, Meleah <mgeertsma@nrdc.org>
Subject: RE: Due date of GIII comments

Ms. Geertsma,

Please see the attached document, which can be found at the link provided below, in regards to the comment period deadline.

<https://www2.illinois.gov/epa/public-notices/boa-notices/Pages/default.aspx>

Thanks,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
Office of Community Relations
(217) 785-8724
Jeff.Guy@illinois.gov



From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Tuesday, June 2, 2020 8:53 AM
To: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: [External] Re: Due date of GIII comments

Thanks Jeff - will IEPA be sending out an updated notice with the Monday deadline?

From: Guy, Jeff <Jeff.Guy@Illinois.gov>
Sent: Tuesday, June 2, 2020 8:42 AM
To: Geertsma, Meleah <mgeertsma@nrdc.org>
Subject: Due date of GIII comments

Ms. Geertsma,

Regarding General III, LLC, written comments may be submitted by Monday, June 15, 2020 as the end of comment period falls on a Saturday (June 13, 2020).

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov



From: Geertsma, Meleah <mgeertsma@nrdc.org>

Sent: Friday, May 29, 2020 1:58 PM

To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>

Subject: [External] Due date of GIII comments?

Hi Chris - can you confirm the due date for comments on the proposed GIII permit? The noticed date of June 13 falls on a Saturday, so does the date get bumped to that Monday, June 15?

Thanks,

Meleah

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

WEBVTT

Exhibit 102

1

00:00:07.044 --> 00:00:21.234

Well, good afternoon, the current time is one thirty one PM and behalf of the Illinois director. John Kim I'd like to welcome you to. Today's hearing. My name is Jeff guy, and I'm an agency hearing officer before we get started.

2

00:00:21.234 --> 00:00:31.405

I'd like to say that we appreciate your time today and we look forward to receiving your comments over the last several days. I've been in contact with many of you on the phone or email and I know you're eager to be heard.

3

00:00:32.310 --> 00:00:35.634

So, after the agencies opening statements, so we'll begin to take your comments.

4

00:00:36.534 --> 00:00:38.664

If you should run into connection or audio issues,

5

00:00:38.664 --> 00:00:39.325

during the steering,

6

00:00:39.325 --> 00:00:40.554

please attempt to reconnect,

7

00:00:41.695 --> 00:00:42.115

please know,

8

00:00:42.115 --> 00:00:57.054

that the agency has prepared opening and closing statements that will be included with the public record and posted on our Web page in the same place where they're hearing notice draft permit and other documents have been posted at this time please mute your cellphones and other electronic

9

00:00:57.054 --> 00:00:57.685

devices.

10

00:00:58.645 --> 00:01:08.454

We're going to take us a few moments here to identify certain speakers to make sure they are connected. If I call your name. Please unmute yourself in stage. I'm on the line.

11

00:01:17.844 --> 00:01:19.405

Gina Ramirez.

12

00:01:24.924 --> 00:01:26.245

Gina Ramirez.

13

00:01:31.674 --> 00:01:38.665

Robert, and also Robert Patterson.

14

00:01:42.894 --> 00:01:43.644

Malia.

15

00:01:51.390 --> 00:01:52.109

Malia.

16

00:01:56.935 --> 00:02:01.015

Jordan online.

17

00:02:02.965 --> 00:02:13.555

You get, thank you, Andy Douglas time on the line.

18

00:02:17.784 --> 00:02:21.594

Can you say that again? Andy? Yes. I'm on the line. Thank you.

19

00:02:23.490 --> 00:02:35.754

To get that one more time. Sorry we're having a bit of a technical glitch
one more time. Andy. Are you on the line? Sorry? Yes. Hello. Can you
hear me?

20

00:02:37.740 --> 00:02:43.944

Okay I am on the line I'm on by phone. Okay. Thank you. We got Thank you.

21

00:02:47.395 --> 00:02:55.854

And Brian cabinets, Brian catalogue.

22

00:03:00.479 --> 00:03:02.514

Okay, and Christopher here.

23

00:03:06.354 --> 00:03:07.104

Christopher O.

24

00:03:07.104 --> 00:03:14.189

Hara though,

25

00:03:23.245 --> 00:03:26.094

and Damon Watson.

26

00:03:31.349 --> 00:03:45.835

Okay. We're gonna go ahead and get started. This is an informational hearing being held pursuant to agency procedures for permit and closure plan hearing, which can be found at thirty five, Illinois administrative code part one sixty six part.

27

00:03:45.835 --> 00:03:46.134

A,

28

00:03:47.064 --> 00:03:59.724

these regulations are available on the Illinois pollution control board websites at that goes my purpose as a hearing officer is to ensure this hearing runs properly and according to these rules,

29

00:04:00.685 --> 00:04:02.604

this is not a contested case tearing.

30

00:04:02.724 --> 00:04:15.564

Rather this is an informational hearing, and the matter other construction permit for a scrap metal recycling plan. We're holding a sharing for the purpose of accepting comments from the public concerning this permit prior to making a final decision.

31

00:04:16.375 --> 00:04:28.194

The agency has made available documents for public review. That outlines the major permit terms and conditions that are the subject of this hearing and those documents are available on the agencies. Public notice web page.

32

00:04:29.514 --> 00:04:30.384

On September twenty,

33

00:04:30.384 --> 00:04:30.685

fifth,

34

00:04:30.685 --> 00:04:31.165

two thousand,

35

00:04:31.165 --> 00:04:32.154

nineteen general,

36

00:04:32.154 --> 00:04:41.095

three LLC submitted construction from an application to construct and operate a scrap metal recycling facility to be located at one one,

37

00:04:41.095 --> 00:04:41.425

six,

38

00:04:41.425 --> 00:04:41.694

zero,

39

00:04:41.694 --> 00:04:42.175

zero,

40

00:04:42.204 --> 00:04:42.625

South,

41

00:04:42.654 --> 00:04:43.855

early Avenue in Chicago,

42

00:04:43.855 --> 00:04:44.365

Illinois,

43

00:04:45.024 --> 00:04:49.134

which would relocate their existing operation of general to LLC.

44

00:04:49.500 --> 00:05:03.024

At night, no, nine North clicked an avenue in Chicago. This plan is required to obtain an air pollution control construction from it prior to beginning construction because it is a new emission source.

45

00:05:04.074 --> 00:05:16.134

The Illinois EPA has reviewed the permit application and made a preliminary determination that the application meets the standards for issuance and is prepared to draft permit for public review and comment.

46

00:05:17.514 --> 00:05:27.745

However, before issue on stuff, the permit, the agency is holding a public comment period to provide an opportunity for the public to understand in comment on this proposed action.

47

00:05:29.125 --> 00:05:42.774

We will fully consider and respond to all significant public comments and may make changes to the permit based upon the comments. The agencies accepting written public comments on the draft from it. During the comment period.

48

00:05:43.764 --> 00:05:47.694

As indicated in the public notice written comments should be received no,

49

00:05:47.694 --> 00:05:48.595

later than midnight,

50

00:05:48.595 --> 00:05:48.954
June,

51
00:05:48.954 --> 00:05:49.555
thirteen,

52
00:05:49.584 --> 00:05:50.574
two thousand twenty,

53
00:05:51.295 --> 00:06:00.774
and should be submitted to EPA dot public hearing com at Illinois dot
goes again.

54
00:06:00.774 --> 00:06:06.654
That's dot public hearing com at Illinois dot. Gov.

55
00:06:07.620 --> 00:06:08.245
Or two,

56
00:06:08.245 --> 00:06:14.970
the Illinois attention Jeff guy hearing officer PO Box one,

57
00:06:14.964 --> 00:06:15.264
nine,

58
00:06:15.264 --> 00:06:15.504
two,

59
00:06:15.504 --> 00:06:15.834
seven,

60
00:06:15.834 --> 00:06:16.285
six,

61
00:06:16.855 --> 00:06:17.095
ten,

62
00:06:17.095 --> 00:06:17.634
twenty one,

63
00:06:17.634 --> 00:06:18.595
North grand Avenue,

64
00:06:18.805 --> 00:06:19.375
Springfield,

65

00:06:19.375 --> 00:06:19.915
Illinois,

66

00:06:20.725 --> 00:06:21.504
six to nine,

67

00:06:21.504 --> 00:06:21.774
seven,

68

00:06:21.774 --> 00:06:23.185
four dash nine,

69

00:06:23.185 --> 00:06:23.365
two,

70

00:06:23.365 --> 00:06:23.665
seven,

71

00:06:23.665 --> 00:06:24.175
six.

72

00:06:25.524 --> 00:06:37.045
If a comment is email, please include general, three LLC in the subject
line of the email. We anticipate making a final decision this matter
by June twenty, fifth, two thousand and twenty.

73

00:06:39.204 --> 00:06:48.204
Now, I'd like to explain how this hearing will proceed first. We'll have
agency staff, introduce themselves and identify the responsibilities
within the agency.

74

00:06:49.014 --> 00:06:55.014
Then a few of our staff will provide a brief overview of information we
believe is relevant to today's proceeding.

75

00:06:55.944 --> 00:07:07.194
This will be followed by additional instructions for me on how we will
begin taking public comments. Today's hearing will be recorded and the
recording will be included as part of the public record.

76

00:07:08.095 --> 00:07:14.214
We will post the recording on our Web page in the same place where the
hearing noticed draft from it and other documents.

77

00:07:15.175 --> 00:07:28.584

Have been posted written comments are given the same consideration is oral comments made during this hearing, and maybe submitted at anytime, during the comment period, which again and June thirteen th, two thousand point.

78

00:07:29.725 --> 00:07:42.535

Although we will continue to accept comments through that date today, is the only time that we will accept oral comments agency staff here, with me, will be available to answer questions if those questions are readily available.

79

00:07:43.615 --> 00:07:55.555

But, if the question calls for additional research, or is too complicated for a quick answer, they may respond by deferring the response to the responsible summary, which will be available on the agencies public notice, web page.

80

00:07:56.394 --> 00:08:09.535

This summary will be prepared by the agency as part of the hearing record and we'll include a summary of all the views, significant comments, criticisms and suggestions written or oral submitted at the hearing.

81

00:08:09.985 --> 00:08:13.014

Or during the time the hearing record is open.

82

00:08:14.485 --> 00:08:18.475

The response in the summary will also provide a statement of the agencies final action.

83

00:08:19.884 --> 00:08:33.475

All speakers, and those that submit written comments during the comment, period will be notified of the final decision in this matter and the availability of the response. In the summary as a hearing officer, I intend to treat everyone in a respectful manner.

84

00:08:33.534 --> 00:08:47.394

And I asked that the Illinois staff, and the public please do the same please do not argue, or engage in pro, long discussions with agency staff, and please keep for comments related to issues, involved with this permit in addition.

85

00:08:47.394 --> 00:09:00.144

Please avoid unnecessary repetition. Once a single point. Is made it makes no difference at that point is made once or a dozen times it will be considered, and it will be responded to in the responsiveness summary.

86

00:09:01.465 --> 00:09:12.595

If you had long comments, please consider giving only a summary of those comments and then submitting the entirety of your comments to the

agency before the end of the comment period. And I will ensure that they are included.

87

00:09:13.764 --> 00:09:15.054

In the official hearing record,

88

00:09:16.225 --> 00:09:17.274

while this record is open,

89

00:09:17.274 --> 00:09:30.715

all comments documents and data will be placed into the hearing records exhibits at this time agency staff will introduce themselves and then make Bree statements after that we'll begin taking comments from the public.

90

00:09:31.080 --> 00:09:43.375

Yeah. Brad for us office community relations this is Rob blaming.

91

00:09:43.710 --> 00:09:53.695

I'm one of the agency's lawyers with the division of legal counsel, and I work with the bureau their permit section in permitting and other licensing matter.

92

00:09:57.325 --> 00:10:02.845

This is the agency Spanish translator, any community relations coordinator.

93

00:10:08.605 --> 00:10:23.125

Remember I'm a burner on a farm, and I was in the federal reinforces a permit a permit section. Good afternoon. My name is Bob.

94

00:10:23.154 --> 00:10:36.654

Ernest, I'm the manager of the fairly enforceable data operating permit unit within the ACA view of air permit section. I will now provide a brief overview of permitting and of the permit.

95

00:10:36.654 --> 00:10:38.304

That is the subject of this year.

96

00:10:39.774 --> 00:10:46.284

Generally permits are required and no one way prior to construction and operation of a mission units and air pollution,

97

00:10:46.284 --> 00:10:50.934

controlling with the permit program and permit issued there under,

98

00:10:51.205 --> 00:11:01.075

provide a consistent and systematic way of ensuring that air emission sources are built and operated in compliance with a flexible state and federal air pollution,

99

00:11:01.075 --> 00:11:01.615

control,

100

00:11:01.615 --> 00:11:06.684

laws and regulations in the permit and a permit application.

101

00:11:07.524 --> 00:11:21.804

The owner requires a description of the emission source and emission units proposed for construction, the list of types, and amounts of contaminants that will be added and a description of the emission controlling equipment to be utilized.

102

00:11:22.585 --> 00:11:32.725

This information is used to determine whether the admission source can comply with standards adopted by the Illinois pollution and control board and the United States,

103

00:11:32.725 --> 00:11:34.914

environmental protection agency you are,

104

00:11:37.044 --> 00:11:39.024

and it's review of an application.

105

00:11:39.054 --> 00:11:41.695

The owner EPA has no choice legally.

106

00:11:41.725 --> 00:11:44.004

But the issue of construction permits to us,

107

00:11:44.004 --> 00:11:48.115

or if the source will be in compliance with all state and federal air,

108

00:11:48.115 --> 00:11:48.654

pollution,

109

00:11:48.654 --> 00:11:49.705

control regulations,

110

00:11:51.205 --> 00:11:52.495

to ensure compliance,

111

00:11:52.495 --> 00:12:02.634

the only establishes conditions in the permit or requirements that the source must conditions may restrict such things as the number of hours of operation.

112

00:12:03.115 --> 00:12:11.965

The amount and type of materials use or the operating and control practices, use by us stores, conditions within the permit.

113

00:12:11.995 --> 00:12:24.804

May also include requirements for testing parametric, mind, trying record, keeping and reporting to demonstrate that restrictions are in fact, being met failure to comply with conditions subjects.

114

00:12:24.804 --> 00:12:37.735

The source to the risk of enforcement that may include fines or other penalties additional tools for insuring complying compliance include agency review of reports.

115

00:12:37.764 --> 00:12:52.465

That is sources obligated to submit an onsite inspections of stores. For example, a source must report submissions to the each year, and must promptly report any deviation from permit requirements.

116

00:12:53.304 --> 00:13:07.254

These reports are reviewed by the Illinois to assess compliant the Illinois EPA also, periodically visits the stores to confirm compliance for observation about operations and review of source records.

117

00:13:08.125 --> 00:13:18.024

The problems are identified by either review of source reports or direct observation. Corrective measures will be required and legal action maybe pursue.

118

00:13:19.134 --> 00:13:31.044

In this proposed, permit, the new facility will be authorized to receive respectable materials, such as end of life vehicle, use appliances and metals scrap to be shredded and process.

119

00:13:32.004 --> 00:13:41.965

The permit requires that the emission from the Strider be control that control train consists up and shouldn't capture foot with reperformate.

120

00:13:42.024 --> 00:13:51.924

That is inside metal said a sight clone roll, media filter, a regenerative thermal advertiser and a scrub.

121

00:13:52.674 --> 00:14:00.024

The permit further requires inspection of the air pollution control equipment, and a log of controlling equipment operation.

122

00:14:00.955 --> 00:14:02.065

The permit places,

123

00:14:02.065 --> 00:14:13.615

Lemme admissions from the app operations and requires testing of PM dam two point five metal to date,

124

00:14:14.904 --> 00:14:22.735

led opacity and allies high to determine emissions from the source.

125

00:14:23.365 --> 00:14:32.485

Also the permit calls for parametric monitoring this monitoring addresses scriber pH, differential pressure and flow rate.

126

00:14:32.845 --> 00:14:46.164

And oxidize or combustion chamber temperature, and the permit calls for record, keeping and report in addition to the generally applicable, flexible, statutory and regulatory requirements.

127

00:14:46.585 --> 00:14:59.845

The required this version model limitations on days and hours of operation, based on the modeling operation and emission limitations for all operations. At the side.

128

00:15:00.534 --> 00:15:12.144

A fugitive emissions control plan for storage files, roadways, material processing and transfer and a maintenance plan for the shredder concludes my opening remarks.

129

00:15:13.945 --> 00:15:23.125

Thanks, Bob and just for some clarification, we're only taking a roll call on folks that we can identify in our systems.

130

00:15:23.125 --> 00:15:32.394

So, for example, Mark, we have, you lined up a speaker number two and Laura Compton will be number one followed by Mark and then Gina Ramirez.

131

00:15:35.605 --> 00:15:50.274

So, just as a reminder everyone is muted automatically. And then we will unmute only the current speaker just one at a time. When it is, your turn to speak, I will call your name, but wait for me to ask you to proceed before you start your comments.

132

00:15:50.455 --> 00:15:58.345

And when it's your turn to speak, just ensure that your your devices unmuted state, your name and affiliation for the record.

133

00:15:59.394 --> 00:16:10.884

And you may indicate that you're a resident or a concerns citizen, for example, and for the benefit of our official record, please spell your last name and please limit your comments to five minutes each.

134

00:16:11.820 --> 00:16:24.565

So, again, our first speaker will be Laura and Laura. Are you on the line? I'm here. Can you hear me? We can go ahead.

135

00:16:27.115 --> 00:16:27.684

Bye. Thanks.

136

00:16:32.154 --> 00:16:42.294

To follow the directions. My name is Lara. The O. P. O. or anything else that I needed to add in there.

137

00:16:44.544 --> 00:16:57.355

I think that's good. What is your affiliation? Sounds good. I'll go ahead. Thank you. For the opportunity to speak today. I'm more content, and I'm an eleven year resident of Chicago's forty Third Ward.

138

00:16:57.955 --> 00:17:01.195

A member of the North Branch, and most importantly a month.

139

00:17:02.725 --> 00:17:12.954

Add a current neighbour to general iron I implore you to not grant this serial the opportunity to poison and endanger yet another Chicago communion.

140

00:17:13.704 --> 00:17:25.644

In addition, I ask that you shut the correct facility down and how it can prove it is operating within complete compliant on the north side. General iron is not a good neighbor.

141

00:17:26.069 --> 00:17:40.345

It doesn't abide by the rules and regulations of the city, nor the EPA, for at least twenty years numerous residents pep out, ranging from noxious mouse and explosion to littering street.

142

00:17:40.859 --> 00:17:48.535

Sidewalks in playground. Hours of operations are not adhered to workers walk our streets and gas masks.

143

00:17:48.775 --> 00:18:01.944

Picking up particulate matter, and putting it into mislabeled metal canister and a fine layer of desk can be seen on everything from card to windowsills to playground equipment.

144

00:18:02.785 --> 00:18:17.214

People have recorded smells as far away as the six, six and a L station and fluff as far away as the Linkin Park zoo but you don't have to take my word for it. Or my neighbors on March.

145

00:18:17.214 --> 00:18:30.204

Twelve twenty, twenty, that's just a few weeks ago. Guys, as our city was making its initial plans to address the coven, nineteen pandemic, a Chicago Department of health, environmental inspector.

146

00:18:30.450 --> 00:18:42.595

Responded to a citizens complaint here's what this engineer had to say, an inspection log number one, one, two, zero, eight. That would be a quote.

147

00:18:42.984 --> 00:18:51.444

I could not fully inhale nor could I keep my eyes open at this location when leaving the area after the inspection.

148

00:18:51.474 --> 00:18:56.934

I could feel my nose robbing and check discomfort and quote,

149

00:18:57.805 --> 00:19:01.019

in addition to public health inspector senators,

150

00:19:01.015 --> 00:19:07.224

Durbin and duckworth have also sent you letters raising concerns about this operation,

151

00:19:07.255 --> 00:19:11.365

and then moved to the new location as mentioned earlier.

152

00:19:11.424 --> 00:19:20.694

I'm a mom. I'm a mom trying to raise my eight year old daughter and son in the city. I love, and just like many families on the North and South Side of Chicago.

153

00:19:20.964 --> 00:19:22.555

I'm struggling with that decision,

154

00:19:22.555 --> 00:19:31.075

because our city continues to empower and embolden known pollutants rather than curb their behavior and listen to the advocate,

155

00:19:31.434 --> 00:19:33.714
like neighbors for environmental justice,

156

00:19:34.164 --> 00:19:34.855
little village,

157

00:19:34.855 --> 00:19:36.684
environmental justice organization,

158

00:19:36.714 --> 00:19:37.855
and clean the North print.

159

00:19:38.694 --> 00:19:51.234
General has proven time and time again that they cannot will not adhere
to the rules and regulations the, and the city of Chicago set. Why do
you think this time will be different?

160

00:19:56.220 --> 00:20:04.974
Thank you for your comments with Compton our next speaker is Mark villas.
Who will be followed by Gina Ramirez?

161

00:20:06.595 --> 00:20:19.494
Mark are you there? Yeah. So okay. Go ahead and proceed here. Yes, sir.
Laura.

162

00:20:21.535 --> 00:20:30.144
Good afternoon everyone my name is Mark. I am a proud lifelong resident
of Chicago's East Side neighborhood.

163

00:20:30.744 --> 00:20:41.214
My family lived on the southeast side of Chicago over seventy years so I
want to thank the for giving me the opportunity to voice my opinion
today.

164

00:20:42.115 --> 00:20:46.015
I decided to speak out for all those in my community who chants,

165

00:20:46.075 --> 00:20:58.404
for are afraid to the side is approximately eighty percent Hispanic and I
haven't seen and any information come out in Spanish.

166

00:20:58.404 --> 00:20:58.855
So,

167

00:20:58.855 --> 00:21:04.134

many of our non English speaking residents are completely in the dark
commerce issue,

168

00:21:04.769 --> 00:21:17.964

but rest assured that I speak for every single resident of Chicago beside
neighborhood saying that we are firmly opposed to general iron moving
into our neighborhood,

169

00:21:18.865 --> 00:21:22.134

even in the midst of beholding nineteen pandemic hours,

170

00:21:22.164 --> 00:21:25.494

able to gather more than two thousand signatures,

171

00:21:25.585 --> 00:21:37.134

which from a local residents protesting this operation moving into our
neighborhood is the neighborhood that most people have never heard of,

172

00:21:37.555 --> 00:21:38.785

either in Chicago,

173

00:21:39.174 --> 00:21:46.134

and from the track record of thirty businesses that have been allowed to
operate here besides the neighborhood,

174

00:21:46.134 --> 00:21:49.944

and the city of Chicago is not care about whatsoever.

175

00:21:51.055 --> 00:21:59.994

Within one mile other location and discussion today we have Roman bar,
right across the street.

176

00:22:00.805 --> 00:22:13.404

And this is our local part and if the corona virus wasn't terrorizing the
entire country right now, this park would be filled with families
under these siders. Gather here.

177

00:22:13.404 --> 00:22:17.904

Every weekend watch their kids for there are five baseball,

178

00:22:17.904 --> 00:22:21.025

diamond and ice skating rink football,

179

00:22:21.265 --> 00:22:32.305

the soccer field playground sprinkler for kids to play in and drinking
problems also process St George Washington high score.

180

00:22:32.545 --> 00:22:40.315

George Washington, elementary school announce yada grammar school within a mile away. William.

181

00:22:40.315 --> 00:22:51.654

W, powers for preserve, which happens to be my favorite part of living on the side, but unfortunately, not any of the production or the fishermen away.

182

00:22:52.200 --> 00:22:56.575

First of all the solution created from the surrounding industrial businesses,

183

00:22:57.295 --> 00:23:08.305

and not have a reputation as bad as the one that you're trying to allow to look into our neighborhood in the past few years along.

184

00:23:08.575 --> 00:23:15.144

I have three levels has died from cancer. My rose just one month ago.

185

00:23:15.984 --> 00:23:27.865

I know the relatives were related to each other. The only linking factor was that we all live on the side on top of this our last count.

186

00:23:27.894 --> 00:23:42.055

How many family members and friends, and the neighborhood have passed away from cancer are currently battling cancer other illnesses attributed to living in a polluted area.

187

00:23:42.660 --> 00:23:48.174

The only common denominator is that all these people or guilty,

188

00:23:48.174 --> 00:23:52.255

or living on the side and yet here we are,

189

00:23:52.315 --> 00:24:00.775

we're inches away from the island yet another company to move in and destroy the neighborhood that I will Illinois.

190

00:24:00.775 --> 00:24:07.464

Mpa adopted the terms environmental justice and environment until equity.

191

00:24:08.065 --> 00:24:22.795

I'm begging anyone who has the power to stop this project from happening Stefan and see that as an violation of both environmental justice and environmental equity

192

00:24:23.664 --> 00:24:25.194

reserve management group.

193

00:24:26.335 --> 00:24:38.095

General iron is bragging to us about their enclose trader their suction, their high efficiency filters, the solar panels, air monitoring technologies.

194

00:24:38.634 --> 00:24:41.605

There are two million dollar thermal oven.

195

00:24:42.325 --> 00:24:55.704

This means nothing to us. We don't care about this. We don't want your promises. We have no desire to negotiate. We have enough solution.

196

00:24:55.914 --> 00:25:05.634

We do not need anymore. If this company is not safer, we can part it is not base or the East side.

197

00:25:07.464 --> 00:25:09.654

Please Laurie,

198

00:25:09.654 --> 00:25:09.984

like,

199

00:25:09.984 --> 00:25:11.845

for governor,

200

00:25:13.734 --> 00:25:25.585

Illinois please step up and put your money where your mouth is just because we are Hispanic does not mean we deserve to be Chicago dumping ground.

201

00:25:26.424 --> 00:25:29.424

Thank you. Thank you.

202

00:25:31.464 --> 00:25:39.144

And for the record Mr. is your name spelled? V. L. E. Z your last name?

203

00:25:40.704 --> 00:25:49.615

Thank you at this time we're gonna try to identify a few more speakers. So please hold for a second.

204

00:26:02.519 --> 00:26:05.605

So, Robert eight Olson.

205

00:26:06.450 --> 00:26:11.484

Are you there, Robert? Eight elson.

206

00:26:17.759 --> 00:26:32.065

Brian cabinets Christopher. O. Hara. Okay.

207

00:26:32.694 --> 00:26:40.974

We're gonna go ahead and proceed. Our next speaker will be Gina Ramirez and please spell your last name for the record and then you can begin Gina.

208

00:26:43.884 --> 00:26:46.134

Hi, this is Gina for me.

209

00:26:48.025 --> 00:27:01.404

Yes, we can. Okay. Amazing. She never Maris. R. A. M. I are very easy. I'm a lifelong resident of the southeast side.

210

00:27:01.795 --> 00:27:05.575

I'm also a member of this southeast side coalition to the impact Coke.

211

00:27:06.509 --> 00:27:19.674

I first would like to say that I'm very disappointed that I must participate in the virtual public hearing during this unprecedented pandemic. This entire process is rushed in places, an unnecessary burden on our community.

212

00:27:21.174 --> 00:27:24.984

Fugitive dust auto, fluff, loud, freaking noises.

213

00:27:25.440 --> 00:27:38.065

These will be the words I'll be using to describe my neighborhood if this term is approved these descriptors will be additions to the others that I already currently use a file odors, manganese and PETCO.

214

00:27:38.815 --> 00:27:51.265

The Southeast side has been a sacrifice zone for decades the applicants reputation as a notorious violator of rules and regulations. Terrifies me. This is enough to neighbour.

215

00:27:51.265 --> 00:28:04.615

Anyone in the world should have to live amongst especially my community that faces more health problems like as mind cancer. We have been told that this will be a state of the art facility and so welcome them with open arms.

216

00:28:04.950 --> 00:28:14.095

But what you're really asking us is to put our family's health on the line with empty words and promises and that is not right for fire too long.

217

00:28:14.095 --> 00:28:24.025

We have seen the first hand of a station that occurs when we left companies regulate themselves. We have lost loved ones in early ages to illness.

218

00:28:24.355 --> 00:28:38.035

We avoid certain streets because of heavy track traffic, and spend hours at meetings. Like this one advocating for our lives. I am sick and tired of the industry taking over our livelihoods, destroying our house in this neighborhood.

219

00:28:39.204 --> 00:28:52.974

My five year old son deserves the same opportunities and access to help this other children. And the city they continue concentration of polluting industries in this neighborhood is wrong and downright racist for my family sake.

220

00:28:53.005 --> 00:29:06.535

And for all future generations of this neighborhood, I'm asking you to do your job and protect us and active another company a permit to poison us. Thank you. Thank you Gina.

221

00:29:06.744 --> 00:29:18.414

Appreciate your comments and next will be Malia. Are you on the line?

222

00:29:27.025 --> 00:29:30.865

Maria, I'm muted by the host. I can't.

223

00:29:32.035 --> 00:29:46.674

We can hear you, everyone's on mute until it's their turn to speak. So your next go ahead and proceed. Please you can hear me. Yes, ma'am. Okay. Thanks. Very much. My name is g. E. R. T. S. M.

224

00:29:46.674 --> 00:29:53.664

A. and I am a senior attorney with the natural resources, defense councils, environmental justice team based in Chicago.

225

00:29:54.474 --> 00:30:05.125

I'm here today on behalf of and its three million members, and advocacy activists nationwide, roughly ten thousand members, and activists in the city of Chicago.

226

00:30:05.125 --> 00:30:20.065

Several of whom live a short distance from the site of the proposed new metal shredding facility has represented southeast side members for a

number of years to address a range of facilities that have gone under regulated and then have debated

227

00:30:20.065 --> 00:30:23.664

enforcement and has a longstanding partnership with the South,

228

00:30:23.694 --> 00:30:24.174

Southeast,

229

00:30:24.204 --> 00:30:25.494

environmental task force,

230

00:30:25.585 --> 00:30:28.434

and the Southeast sided coalition to ban textbooks,

231

00:30:29.035 --> 00:30:36.055

we're partnering with coalition on in depth written comments that we will be submitting to the agency.

232

00:30:36.055 --> 00:30:41.605

By the deadline in Jen. Today I'm raising several high level comments at this hearing.

233

00:30:42.839 --> 00:30:49.615

First, the tiering does not provide a meaningful opportunity for public participation due to the emergency conditions.

234

00:30:55.164 --> 00:31:08.815

This virus prevents many members of the disadvantage community from having to help the time the bandwidth, the financial means and even the computer or Internet resources to hear or learn about the proposal.

235

00:31:08.815 --> 00:31:22.884

Let alone to participate in a virtual hearing. I myself am only able to participate because my husband and I have flexible employment and I have to jump off as soon as I'm done to go take care of my son who is five years old in at home with me.

236

00:31:24.204 --> 00:31:31.194

Second due to the code, nineteen emergency, and it's particularly devastating impacts on low income communities of color.

237

00:31:31.765 --> 00:31:46.285

We disproportionately bear the burden of solution, racism and others, socio economic disadvantage in our society, the Illinois and the governor's office to determine that the permitting action should not move forward at this time.

238

00:31:47.394 --> 00:31:47.934

Third,

239

00:31:48.684 --> 00:32:03.535

that the applicant had failed to describing his materials and the agency and failed to consider the cumulative and disparate impact of permitting a new source of heavy metals and other toxic air water and pollutants in this already overburden environmental

240

00:32:03.535 --> 00:32:04.494

justice community,

241

00:32:04.944 --> 00:32:11.934

which has among the highest monitored levels of airborne metals in the entire state fourth,

242

00:32:11.964 --> 00:32:16.494

the applicant has failed to describe and the agency of sales consider the long,

243

00:32:16.494 --> 00:32:20.785

and largely unresolved track record of his environmental violation.

244

00:32:20.815 --> 00:32:27.355

The business is involved in bringing the proposed new source of toxic pollution to this environmental justice community,

245

00:32:27.924 --> 00:32:32.605

including likely violations that have not been investigated by agencies and notice,

246

00:32:32.634 --> 00:32:37.045

or adjudicated violations for the same types of operations that are being proposed.

247

00:32:37.075 --> 00:32:48.984

Here. This that the applicant has sailed to describing its materials, and the agency has failed to consider the proposed new source along with the four to five other sources already located.

248

00:32:48.984 --> 00:33:00.595

That's up early, a single source for air permitting purposes. The failing to evaluate the true impact of this proposed comment on the community, or hold the full source accountable for meeting stringent standards.

249

00:33:01.345 --> 00:33:12.265

Say that the applicant has failed to describe and its materials, and the agency has failed to consider an accurate estimation of the emissions from the many sources of pollution at the proposed new facility.

250

00:33:12.684 --> 00:33:18.025

Instead, assuming unrealistic levels of control that experience shows they have not.

251

00:33:18.025 --> 00:33:32.065

And cannot meet, and lastly, that the agencies he has once again written a permit, that is largely unenforceable due to the subjectiveness of it's supposed to control obligations and the lack of objective measures for demonstrating compliance.

252

00:33:32.694 --> 00:33:47.515

And I will notice somebody who was deeply involved in combating the PEC Coke clouds envelope this community. This is tech Coke all over again for these reasons and more that we will layout in a written comments should not move forward with this permit at this time.

253

00:33:48.029 --> 00:33:56.275

If does persistent proceeding during the state of emergency it should it should deny the permit for these reasons. Thank you.

254

00:33:59.095 --> 00:34:13.824

Thank you Mr. Smith and next us, we will have Jordan followed by Andy Douglas and I sorry I'm sorry if I mispronounce anybody's name are you ready? Jordan? Are you there?

255

00:34:18.025 --> 00:34:19.135

Give me one second. Mr.

256

00:34:21.744 --> 00:34:22.014

Number.

257

00:34:25.980 --> 00:34:33.355

Okay can you hear us? Yep. Can you hear me? Yep, go ahead. Not important.

258

00:34:33.954 --> 00:34:48.264

Last name is David concerned citizen and current general, iron neighbor and Lincoln Park. I like the voice by strong opposition to general irons pending permit as well as their continue operation.

259

00:34:48.445 --> 00:34:59.275

In addition. I'd like to ask two brief questions at the end of my comment. I previously operated a business, two blocks away from general iron with forty plus employees.

260

00:34:59.699 --> 00:35:06.235

Most of my employees over a span of two years experience, negative health consequences, particular respiratory effects.

261

00:35:07.284 --> 00:35:09.565

I'm here to note to everyone,

262

00:35:09.655 --> 00:35:10.704

for that defects,

263

00:35:10.735 --> 00:35:13.135

general irons operations are real,

264

00:35:13.945 --> 00:35:17.335

it impactful to individuals has been noted previously,

265

00:35:17.335 --> 00:35:26.695

Jay has been a serial bilayer V P roles and all feature permits and regulations should be expected to be ignored as evidenced by prior behavior.

266

00:35:27.119 --> 00:35:38.844

Their business model is premise, but by and large and operating in violation of EPA guidelines and budget, any fees are fine. If any simply as the cost of doing business. Today's Chicago Tribune.

267

00:35:38.844 --> 00:35:45.594

An article is a disgrace knowing that Chicago is one of the few major cities. Where solution is increasing during the pandemic.

268

00:35:46.735 --> 00:35:55.675

My two questions for the group, if they would feel them would be one, how has jazz long history of violations been considered when evaluating the permit into what changes?

269

00:35:55.795 --> 00:36:03.175

And permitting or monitoring has been, has been made since the Crawford, coal fire plant in little, little village disaster.

270

00:36:03.264 --> 00:36:11.994

Most recently, can we have a slow down just a little bit and can you can you go ahead and read your first question again? Please for Jordan.

271

00:36:12.835 --> 00:36:25.914

How has general irons long history of violations been considered when evaluating their permit into what changes to permitting and monitoring had been made since the Crawford coalfire disaster in the little village neighborhood.

272

00:36:32.034 --> 00:36:40.974

Well, this is Rob layman again. I'm one of the agency lawyers, and I'll be glad to answer your first question.

273

00:36:41.844 --> 00:36:49.735

The second question may be one that we can have someone else here address or respond to,

274

00:36:49.735 --> 00:36:55.885

in writing as to how we've considered,

275

00:36:55.885 --> 00:37:01.614

or whether we've considered past exchanges or other violations.

276

00:37:02.664 --> 00:37:03.894

We have not done.

277

00:37:03.894 --> 00:37:04.284

So,

278

00:37:04.315 --> 00:37:06.594

as part of this permit proceeding,

279

00:37:07.074 --> 00:37:08.184

and the reason for that,

280

00:37:08.184 --> 00:37:20.784

is that our purview and reviewing a permit application it's pretty much constrained to what's contained within a permit application.

281

00:37:20.784 --> 00:37:21.414

And it's,

282

00:37:21.835 --> 00:37:22.675

it's pretty much,

283

00:37:22.704 --> 00:37:30.985

just addressing whether or not there are operational or design capabilities that are,

284

00:37:31.164 --> 00:37:33.414

that are set out in a in a project that,

285

00:37:34.465 --> 00:37:34.704

you know,

286

00:37:34.704 --> 00:37:38.514

whether those will may applicable requirements.

287

00:37:39.474 --> 00:37:48.114

We cannot review or consider violations at another facility.

288

00:37:48.114 --> 00:37:56.244

As in the case of G, three here having a previous operation to Clifton Avenue address.

289

00:37:57.264 --> 00:38:07.885

The reason for that boils down essentially to case law that our courts have developed in the past and interpreting the Environmental Protection Act.

290

00:38:08.755 --> 00:38:23.605

That case law has directed the agency to assure that we can find our review to just matters of the application and not to compliant for enforcement considerations. There are a couple of limited exceptions to that.

291

00:38:23.605 --> 00:38:29.784

But by and large, that is the that is the rule that we are are controlled by.

292

00:38:32.545 --> 00:38:47.005

Then this is bread for us excuse me relations and I'll the attempt to address your second question that is, you know, we'll respond to all these fully in our response to the summary.

293

00:38:47.275 --> 00:38:57.235

So the, they issues that occurred at the floor proper power plant was not a permitting a transaction.

294

00:38:57.324 --> 00:38:58.585

And it,

295

00:38:58.585 --> 00:39:05.574

as we're dealing with here at the hearing and stage eight was a situation,

296

00:39:05.574 --> 00:39:12.864

which ultimately resulted in action by agency among other agencies.

297

00:39:13.914 --> 00:39:15.684

But it wasn't a permit transaction.

298

00:39:15.684 --> 00:39:19.434

This is a permit transaction in permit transactions is Rob,

299

00:39:19.465 --> 00:39:23.545

just described we receive an application,

300

00:39:23.545 --> 00:39:32.994

and we review it and against the applicable laws and regulations and our decision.

301

00:39:34.105 --> 00:39:41.514

It has to be based on that. We have instances like this.

302

00:39:42.324 --> 00:39:52.405

I added taken sensitive measures to to to look at additional.

303

00:39:54.119 --> 00:40:01.764

The additional enhancements to a draft permit and one of the reasons that we have the hearing is beyond the written comment,

304

00:40:01.764 --> 00:40:07.110

period is to solicit additional comments that may,

305

00:40:08.514 --> 00:40:08.994

you know,

306

00:40:09.054 --> 00:40:17.784

may enhance the permits into that end that you have comments where you're sticking.

307

00:40:19.735 --> 00:40:25.764

You know, you're, you're, you're seeking enhancements to the permits. We welcome those comments.

308

00:40:30.175 --> 00:40:33.445

Thank you, George, thank you. Very. Thank you for your responses. I just would note.

309

00:40:33.445 --> 00:40:33.655

Sorry,

310

00:40:34.135 --> 00:40:41.005

I don't think I have any minutes left is if a building general contractor violates building codes,

311

00:40:41.034 --> 00:40:46.795

habitually their licenses often revoked as a result prevents them from seeking future permit,

312

00:40:47.039 --> 00:40:49.494

regardless of the kinda case law.

313

00:40:49.494 --> 00:40:57.414

So I appreciate that comment. But I think the position is taking device common sense. I appreciate your time. Thank you for hearing these comments.

314

00:40:59.815 --> 00:41:08.215

Hey, thanks, Jordan and our next speaker is Andy. Dad was give me one. Second. Andy.

315

00:41:14.034 --> 00:41:15.264

Okay, Andy are you there?

316

00:41:20.514 --> 00:41:34.074

Well, hold on please say Andy are you there? Yes. So, can you hear me if I can? Okay. Yes. Hi. My name is Andy. Douglas.

317

00:41:35.065 --> 00:41:36.864

G. L. A. S.

318

00:41:39.625 --> 00:41:54.324

And I am here as a member of the executive committee of the Chicago group of this Sierra club I am here to comment on behalf of the secure club that, for the reasons elucidated by so many previous speakers.

319

00:41:54.505 --> 00:41:58.885

We oppose the operation of general lion on the East side,

320

00:41:59.514 --> 00:42:02.364

its track record its size,

321

00:42:02.364 --> 00:42:10.105

and its risk of pollution make it far to great a risk to site that close to high schools to parks to neighborhoods.

322

00:42:10.829 --> 00:42:22.704

And particularly any community that has been overburden by a long track record of heavy pollution. The on permit identifies. This is an environmental justice community.

323

00:42:23.460 --> 00:42:33.144

But it does not seem is this that has changed it all the standard for considering allowing another polluting industry into the neighborhood.

324

00:42:33.655 --> 00:42:44.934

And I volunteered, so I confess, I was not aware of the point just raised that in such considerations, you can only consider what the applicant says on their permit.

325

00:42:45.445 --> 00:42:54.505

And I, per speaking, personally, at this point, must confess that strikes me is completely contrary to the public interest.

326

00:42:55.110 --> 00:43:05.664

If any applicant only knows that they have to tell you what they want to what you want to hear, and you need to hear what is even the purpose of, of listening to the people who will be affected.

327

00:43:06.179 --> 00:43:18.175

You say that if there is a pattern of violating codes are violating their permits that it may impact their future permits but that doesn't help the people who have harmed by their seasons in the meantime.

328

00:43:18.505 --> 00:43:32.905

And I think there's enough reason to believe that even operating under the best of conditions, this facility will create a, an unacceptable risk of solutions to the public health of the community that has been overburden by pollution.

329

00:43:35.219 --> 00:43:46.045

I'm not sure if it will count for anything at this point based on what we've heard, but on behalf of the hero club, we also would oppose any consideration of this project going forward.

330

00:43:47.094 --> 00:43:51.985

Thank you for your time, thank you for your comments. Mr. Douglas.

331

00:43:53.065 --> 00:44:07.494

Our next speaker will be Olga one moment over. Okay.

332

00:44:08.574 --> 00:44:20.875

Please proceed hello? Hello? Miss about Easter? Yes, this is putting your.

333

00:44:22.554 --> 00:44:36.684

Before I start, I just want to address an issue. I'm getting many text messages and phone calls and emails from community members that are unable to log in.

334

00:44:36.715 --> 00:44:39.445

That are not able to log in, using their computers.

335

00:44:39.804 --> 00:44:54.324

Who don't have cell phones are not able to log in even with their cell phones don't have space to download and map that is needed to participate on this call because they are not able to afford extra space on their

336

00:44:54.324 --> 00:44:54.894

phones.

337

00:44:55.644 --> 00:44:58.255

And I'm very outreach.

338

00:44:58.315 --> 00:44:58.824

Right now,

339

00:44:58.855 --> 00:45:13.434

that this hearing is allowed to continue giving the tremendous amount of of glitches and accessibility of this

340

00:45:13.434 --> 00:45:15.625

process to the folks,

341

00:45:16.284 --> 00:45:24.594

the residence of the community where this company's planning to move to and they're not able to participate in this process.

342

00:45:25.164 --> 00:45:29.155

And I want to ask you Brad, I've known you for a long time.

343

00:45:29.155 --> 00:45:42.204

You've been coming to the neighborhood I'm pleading with, you two go back and think about another process another way to create a equitable participation.

344

00:45:42.204 --> 00:45:50.454

I mean, that is your job and they have a duty to our community to continue working with us in a ways that are going to be.

345

00:45:51.534 --> 00:46:03.894

Equitable and right now this process, as it stands, it is not acceptable is not helping. We have people right now who are hearing impaired and are not able to participate.

346

00:46:04.614 --> 00:46:07.644

And I don't think that this has been thought through enough.

347

00:46:07.644 --> 00:46:19.644

It feels to me like, it's being rushed and I want to I want you to comment on my question and my concerns right now before I give my statement.

348

00:46:22.764 --> 00:46:24.804

Okay. So, again, this is brand for us.

349

00:46:24.835 --> 00:46:29.815

And I appreciate those comments all that certainly,

350

00:46:29.994 --> 00:46:38.304

we have a do we've set up the process so that there a variety of ways that people can participate,

351

00:46:38.605 --> 00:46:40.675

not just through the computer,

352

00:46:40.704 --> 00:46:42.684

or even through the cellphone,

353

00:46:42.684 --> 00:46:45.114

but just a normal phone and,

354

00:46:46.224 --> 00:46:48.835

and we've also tried,

355

00:46:49.824 --> 00:46:50.125

you know,

356

00:46:50.125 --> 00:46:53.875

we've set up the process such that if someone has,

357

00:46:54.085 --> 00:46:54.474

let's say,

358

00:46:54.474 --> 00:47:07.074

let's limited minutes on a cellphone and that's the way they were planning to participate that they could contact the hearing officer and to establish a specific time to make their comments.

359

00:47:07.105 --> 00:47:16.644

Because we do want to hear everyone's comments, but I do appreciate the feedback and I, I do appreciate your kind words.

360

00:47:16.769 --> 00:47:21.864

And I do want to work with you, we always wanna work with the community.

361

00:47:23.275 --> 00:47:24.144

And then,

362

00:47:25.105 --> 00:47:27.025

I guess just as an aside,

363

00:47:27.025 --> 00:47:31.914

since you mentioned about hearing impaired,

364

00:47:32.280 --> 00:47:33.175

we do,

365

00:47:34.014 --> 00:47:34.405

you know,

366

00:47:34.434 --> 00:47:34.735

we,

367

00:47:34.885 --> 00:47:43.974

we do request that specifically in our notice that if people need those services that they contact us prior to the hearing.

368

00:47:43.974 --> 00:47:48.204

So that we can make that available. And we did, I get a request to that end.

369

00:47:49.735 --> 00:47:50.784

Apart from that,

370

00:47:51.204 --> 00:48:06.054

there's also somebody else had mentioned that this information is not in Spanish and we have a lot of people who speak Spanish and we're also in the middle of a pandemic when people are right

371

00:48:06.054 --> 00:48:11.065

now are just struggling to get by and they need to address,

372

00:48:11.094 --> 00:48:11.394

like,

373

00:48:11.545 --> 00:48:15.534
they're the most basic of needs,

374

00:48:15.835 --> 00:48:17.304
which is housing,

375

00:48:17.849 --> 00:48:19.014
which is food,

376

00:48:19.795 --> 00:48:25.344
which is healthcare and in a situation,

377

00:48:25.344 --> 00:48:26.695
like we are right now,

378

00:48:27.625 --> 00:48:33.480
this is take this is not a priority for people who are caring for folks
who are say,

379

00:48:33.505 --> 00:48:33.954
who have,

380

00:48:34.434 --> 00:48:34.675
like,

381

00:48:34.675 --> 00:48:38.965
my family are living arrangement has been completely disrupted,

382

00:48:39.269 --> 00:48:47.815
because my husband is an essential worker and those considerations that
you have made for the community.

383

00:48:48.264 --> 00:49:03.175
I just want to go on record saying that it is not enough and I'm asking
you to reevaluate this process to extended to translate material into
Spanish to work with the elected officials and the

384

00:49:03.175 --> 00:49:04.105
state level.

385

00:49:04.434 --> 00:49:14.545
And then the city levels to get the information out to our community
members who are going to be impacted if this move from dinner in from
the north side to the South side.

386

00:49:15.175 --> 00:49:25.375

Continues and that's my question right now just for you to evaluate this process, will you will you connect with our elected officials?

387

00:49:25.675 --> 00:49:34.735

Because our older woman has not put out any information about this hearing to her constituents because she's also been impacted.

388

00:49:34.764 --> 00:49:48.355

She has staff members who are a sick with the disease staff members who have lost their partners to this disease and she is overburden.

389

00:49:48.505 --> 00:49:56.275

So, so I think that it is only fair for our community to be able to get a process.

390

00:49:56.304 --> 00:50:08.485

That is gonna be able to meet all their needs also, you know, us, Brett, you could call us and tell us how can we make this more efficient how, you know, you know, you know, Peggy, you know, what?

391

00:50:08.514 --> 00:50:19.045

You can ask us what are the needs, but we never got their Conrad. And this is really unfortunate, because we have a lot of people. Like, I haven't seen them getting teams.

392

00:50:19.045 --> 00:50:29.875

It's really hard for me to even focus on my comments right now, because I'm trying to do it something that you should be doing and I could have been working with you all of us. Leah. Gina.

393

00:50:30.474 --> 00:50:41.005

Keith Harley, Nancy, a little bit more, has a week's of all have been working with you to be able to make this process a process that is equitable. And that is not what that's not what's happening here.

394

00:50:48.445 --> 00:50:52.074

Thank you. Okay. Do you do you have any remaining?

395

00:50:52.855 --> 00:51:05.514

Yeah, but I want to know if you will consider extending this process and making an adjustment to your timeline so that you can allow a real equity and robust participation for people in my community.

396

00:51:07.675 --> 00:51:11.244

I, this is brand again for the record.

397

00:51:12.985 --> 00:51:24.534

I don't think that that's something I can answer today, but certainly, I, we can talk after that, you know, we can internally discuss the request.

398

00:51:24.534 --> 00:51:34.614

I, I consider that a comment on the record that we need to respond to. Okay, thank you Brad. I appreciate you.

399

00:51:35.184 --> 00:51:48.534

And I will send you my cell phone number, although you probably saw it at the bottom of my emails that I was sending you right now. So my statement, my name is all about style. My last name was spelled.

400

00:51:50.934 --> 00:52:01.735

I am a community leader in the southeast side of Chicago. I have been working on issues of environmental justice, environmental racism, equitable land, use, permitting and zoning for many years.

401

00:52:02.094 --> 00:52:06.355

I'm in urban planner with the aligns for the Great Lakes concentrating my work on.

402

00:52:06.835 --> 00:52:12.175

The Kelly river, I'm a board member of the Southeast environmental task force.

403

00:52:12.295 --> 00:52:23.574

I was a leader in the community that an, an organization called the southeast side coalition to ban peck hope that thought the removal of the petroleum coal piles from our community.

404

00:52:24.054 --> 00:52:34.704

I was also my, I cut my teeth and environmental justice working to stop the relocation of a call guest vacation plan for moving to an area.

405

00:52:34.704 --> 00:52:49.614

Very close to the site the general iron wants to relocate and I'm called it my statements, you know right right. Now, I'm concerned, because we have an opportunity to stop a problem before it becomes.

406

00:52:50.454 --> 00:53:01.525

And I realized, and I understand because the limitations to this process that even though we're making these statements very little is gonna be able to impact.

407

00:53:01.525 --> 00:53:16.014

So now I'm asking that we try to look at what the public health impacts are of the relocation of general iron also and how that can inform the current,

408

00:53:16.469 --> 00:53:20.724

the state of Illinois regulations when addressing this kind of premise.

409

00:53:22.195 --> 00:53:32.545

You have an opportunity to do that. The governor has an opportunity to call this what it is an environmental racism issue to stop it to evaluate this process and.

410

00:53:33.054 --> 00:53:33.835

And session,

411

00:53:33.864 --> 00:53:48.144

and we know that the state legislature is going back into session and I would ask that the make and the director of the please make

412

00:53:50.034 --> 00:54:05.005

a move to protect our community speak up for us as the state legislatures being opened up again and make this a priority so that we don't have issues down the road that are going to

413

00:54:05.244 --> 00:54:17.275

cause harm to people in our neighborhood or already overburden by this situation that we live in along the industrial corridor here on the river.

414

00:54:19.795 --> 00:54:23.784

We, I, I'm asking for a moratorium.

415

00:54:23.815 --> 00:54:36.804

I'm asking for the to hold whoever, hold the process so that we can have a moratorium on permitting during this pandemic.

416

00:54:37.079 --> 00:54:51.804

That is the only thing that will really be able to help protect us. These permit transactions. Right now, during this pandemic are really uncalled for you all have the duty to protect the residents of this community.

417

00:54:53.155 --> 00:54:57.565

And I, I'm really concerned that.

418

00:55:00.114 --> 00:55:05.905

We've been hearing about general iron being sold to another company R. M.

419

00:55:05.905 --> 00:55:20.155

g who has one of the worst track records for metal shredder in the entire country and that this, the general Ion is going through this process right now with the intention of selling their company.

420

00:55:20.514 --> 00:55:23.364

And as I'm doing the work right now,

421

00:55:23.909 --> 00:55:30.894

with the regarding the industrial quarter modernization initiative along the river,

422

00:55:31.315 --> 00:55:37.195

and we started to do research with our partners at Metropolitan planning Council,

423

00:55:37.554 --> 00:55:39.655

and an advisory committee,

424

00:55:39.655 --> 00:55:54.594

that is made up of community members and leaders from the southeast side one thing that we have found it extremely difficult is to is to keep track of these companies as they're changing names as they have violations with this with the state.

425

00:55:54.954 --> 00:56:09.505

And then they merge and change names with other companies and trying to keep track of that. There's not a single place that we can turn to right now to be able to get a clear picture of the kind of missions that are happening in our community.

426

00:56:09.534 --> 00:56:15.894

Everything on the website that is available to us is in PDF form. We can't search it.

427

00:56:16.195 --> 00:56:20.815

It is extremely time consuming and I'm sure you guys are having issues with it as well.

428

00:56:21.144 --> 00:56:32.635

And these are all the, the kind of things that I would hope that could be addressed during a moratorium when we're when we go back if we have a more.

429

00:56:33.204 --> 00:56:42.505

And then we can go back to permitting and zoning based on the information that we gather there. Are foundations out there then we'll fund this work.

430

00:56:42.750 --> 00:56:48.655

We just need to be asking the right questions and have the plans to go into the right research.

431

00:56:48.655 --> 00:56:57.925

Because right now it is absolutely unconscionable for the state of Illinois to continue permitting under these conditions given that.

432

00:56:57.925 --> 00:57:09.655

We have a pandemic, and also knowing that the city is not up to test to protect the community based on the what happened in little village with Hilco.

433

00:57:09.894 --> 00:57:18.204

I mean, it was like, little village was bombed in this and that is unacceptable. So, we need you to step up.

434

00:57:18.204 --> 00:57:31.795

We need the state of Illinois and the, and the governor to step up and do what they have to do to protect us. Because the city of Chicago is falling far behind the ball and they're not able to do it.

435

00:57:32.784 --> 00:57:44.875

Those are my comments. Okay. Thank you. Ma'am for your comments. Appreciate that. And at this time we're gonna take about a three minute break and we will reconvene here shortly.

436

00:58:55.440 --> 00:58:59.125

Okay, we have gone through most of our common our speakers today.

437

00:58:59.184 --> 00:59:13.675

However, there are three identified speakers that are there's three registered speakers that we still are trying to identify and we're gonna go through one more time and ask if you're on the line first is Robert eight Olson.

438

00:59:14.340 --> 00:59:19.764

Are you on the line? Robert? Robert eight elson.

439

00:59:27.295 --> 00:59:39.269

Thank you. Okay. How about Brian? Kevin, are you on the line, Brian?

440

00:59:51.864 --> 00:59:52.344

Thank you.

441

00:59:53.550 --> 01:00:02.244

And Christopher Christopher O hare Christopher O Hara.

442

01:00:08.670 --> 01:00:11.215

Hey, please hold the line for a few more minutes. Thank you.

443

01:01:41.335 --> 01:01:49.644

Okay, we're going to attempt to try to find these three identified speakers one last time. So we're gonna mute. Everybody's line.

444

01:01:50.755 --> 01:02:01.135

And we are going to try to find a Robert eight also, try our hardest to continue. And Robert eight. All sorry.

445

01:02:07.405 --> 01:02:16.224

If you could please mute your your devices, please and only on mute. If I call your name, that'd be really helpful. We have quite a few people on the line.

446

01:02:17.784 --> 01:02:23.184

We're helping you live in the power.

447

01:02:28.675 --> 01:02:33.744

Well, that concludes our public comment session. Thank you for your participation. Today's public hearing.

448

01:02:34.764 --> 01:02:36.684

If you did not present oral comments today,

449

01:02:36.684 --> 01:02:37.885

but still was to comment,

450

01:02:37.914 --> 01:02:42.175

please submit your written comments to the agency as directed in the public notice,

451

01:02:42.715 --> 01:02:51.474

the public notice can be accessed at the web page written comments will be included in the official record and reviewed by the agency as a response,

452

01:02:51.474 --> 01:02:53.994

and the summary is prepared the record,

453

01:02:53.994 --> 01:02:55.974

and this matter closes on June thirteen th,

454

01:02:56.005 --> 01:03:00.804

two thousand twenty please send your written comments to the attention of
Jeff guy as indicated,

455

01:03:00.804 --> 01:03:01.735
in the public notice,

456

01:03:02.219 --> 01:03:07.434
the repository of documents for the permitting action is available and
Illinois office,

457

01:03:07.974 --> 01:03:11.184
you can obtain those through a foyer request to the agency.

458

01:03:11.364 --> 01:03:17.275
This can be done through our website. You can also contact the agency if
you need help with this request.

459

01:03:18.119 --> 01:03:21.625
Thank you for your participation today and this hearing is adjourned.

460

01:03:37.375 --> 01:03:51.264
Good evening, the current time at six o'clock PM on behalf of the
Illinois director. John Kim I'd like to welcome you. Today's hearing
my name is Jeff guy, and I'm the agency hearing officer before we get
started.

461

01:03:51.264 --> 01:04:02.034
I would like to say that we appreciate your time today we look forward to
receiving your comments over the last several days I've been in
contact with many of you by phone an email and I know you are eager to
be heard.

462

01:04:02.724 --> 01:04:13.914
So, after the agencies opening statements, we will begin taking your
comments if you should run into audio connections or other technical
difficulties during the hearing, please attempt to reconnect.

463

01:04:15.894 --> 01:04:27.505
Please note that the agency has prepared opening and closing statements
that will be included with the public record and posted on our Web
page in the same place where the hearing notice draft permit another
documents have been posted.

464

01:04:29.190 --> 01:04:34.405
At this time, I'm going to take a moment to identify certain speakers to
make sure they are connected.

465

01:04:35.369 --> 01:04:47.574

If I call your name, please state I'm on the line this is on a roll call for everyone. It's just to identify certain registered speakers who connected, in a way in which we cannot see their names. So please had some patients.

466

01:04:48.085 --> 01:04:58.105

And again, what I call your name simply state I'm on one Cynthia, strictly.

467

01:05:05.039 --> 01:05:06.235

Cynthia strictly.

468

01:05:11.340 --> 01:05:16.704

It will circle back Deanna Courtney.

469

01:05:22.855 --> 01:05:30.655

Yeah, Alfredo Romo.

470

01:05:33.360 --> 01:05:33.630

Okay,

471

01:05:42.775 --> 01:05:43.255

Jenny,

472

01:05:44.394 --> 01:05:52.585

I'm on the line say that four times they,

473

01:05:52.585 --> 01:05:53.514

I'm on the line.

474

01:05:55.315 --> 01:05:58.824

I'm on the line. Okay.

475

01:06:00.210 --> 01:06:13.855

Karina Rhonda? Yeah. For.

476

01:06:17.969 --> 01:06:26.065

Christopher, okay, okay we will circle back later to see if we can identify those speakers.

477

01:06:28.105 --> 01:06:34.074

This is an informational hearing being held pursuant to agency procedures for permit and closure plan hearings,

478

01:06:34.769 --> 01:06:36.715

which can be found at thirty five,

479

01:06:36.744 --> 01:06:37.135

Illinois,

480

01:06:37.135 --> 01:06:40.045

administrative code part one sixty six some part a,

481

01:06:40.885 --> 01:06:55.164

these regulations are available on the Illinois and control board website at PCB that Illinois dot my purpose as a hearing officer is to ensure that this hearing runs properly and according to those rules,

482

01:06:56.065 --> 01:07:04.914

this is not a contested case herring rather this is an informational hearing and the matter of the construction permit for a scrap metal recycling plan.

483

01:07:05.485 --> 01:07:12.775

We're holding this hearing for the purpose of accepting comments from the public concerning this permit prior to making a final decision.

484

01:07:13.675 --> 01:07:28.554

The agency is made available documents for public review, the outline, the major permit terms and conditions that are the subject of this hearing and those documents are available on the agency public notice on September twenty fifth of two thousand.

485

01:07:28.554 --> 01:07:29.605

Nineteen general,

486

01:07:29.635 --> 01:07:38.875

three LLC submitted a construction permit application to construct and operate a scrap metal recycling facility to be located at one one,

487

01:07:39.025 --> 01:07:39.264

six,

488

01:07:39.295 --> 01:07:39.625

zero,

489

01:07:39.625 --> 01:07:39.954

zero,

490

01:07:39.954 --> 01:07:40.284

South,

491

01:07:40.315 --> 01:07:41.065
early Avenue,

492
01:07:41.454 --> 01:07:42.085
Chicago,

493
01:07:42.715 --> 01:07:46.675
which would relocate their existing operation of general to LLC.

494
01:07:47.155 --> 01:07:59.394
At one, nine, zero, nine, North Clifton Avenue and Chicago, this plan is required to obtain an air pollution control construction permit prior to begin and construction because it is a new emission source.

495
01:08:00.474 --> 01:08:11.094
The Illinois has reviewed the permit application and made a preliminary determination that the application needs to standards for issuance and it's prepared a draft permit for public review and comment.

496
01:08:12.414 --> 01:08:21.204
However, before issuance of the permit, the agency is holding a public comment, period to provide an opportunity for the public to understand and comment on this proposed action.

497
01:08:22.225 --> 01:08:36.715
We will fully consider and respond to all significant public comments and may make changes to the permit based upon the comments. The agencies accepting, written, public comments, on the draft permit during the comment period as indicated in our public notice.

498
01:08:36.744 --> 01:08:51.625
Written comments should be received. No, later than midnight, June, thirteen th, two thousand twenty, and should be submitted to EPA the public hearing com at Illinois dot or to my attention.

499
01:08:51.654 --> 01:09:04.375
Jeff guy hearing officer PO, Box one, nine, two, seven, six, ten, twenty one North grand Avenue, Springfield, Illinois, six to nine, seven, four Dash, nine, two, seven, six.

500
01:09:05.395 --> 01:09:16.104
If a comment is email, please include general, three LLC in a subject line. The Illinois anticipates making a final decision this matter by June twenty, fifth, two thousand and twenty.

501
01:09:17.545 --> 01:09:27.534
Now, I would like to explain how this hearing will proceed first. We will have the agency staff here with me introduce themselves and and identify their responsibilities within the agency.

502

01:09:28.314 --> 01:09:40.225

Then a few of them will provide a brief overview of information we believe is relevant to today's proceeding. This will be followed by additional instructions from me on how we will be taking comments.

503

01:09:41.814 --> 01:09:49.104

This is Brad for us office of community relations. Good evening. My name is Rob. Layman.

504

01:09:49.194 --> 01:09:57.715

I'm a lawyer for our division legal counsel, and I work with the Bureau of air permit section, and both permitting another licensing matter.

505

01:10:03.444 --> 01:10:09.984

Good evening my name is I am the agency Spanish translator, and, and also community relations coordinator.

506

01:10:17.064 --> 01:10:26.454

This is the no permanent analyst with bureau over premise section. Good evening. My name is Bob.

507

01:10:27.024 --> 01:10:35.965

I'm the manager of the fairly enforceable state operating permit within the bureau air permit, and after just a little bit more information we'll have, Bob.

508

01:10:36.295 --> 01:10:44.784

Give you some more information, a brief overview, but I just wanted to inform you that today's hearing will be recorded and that recording will be included as a part of our public record.

509

01:10:45.324 --> 01:10:53.364

We'll post that recording on a web page in the same place where the hearing noticed draft permit and other documents are located written comments are given.

510

01:10:53.364 --> 01:11:08.305

The same consideration is oral comments, made and during this hearing and maybe submitted us at any time during the comment period. Which, again, ends June thirteen, th, two thousand twenty, although we will continue to accept comments written comments through that day.

511

01:11:08.305 --> 01:11:16.614

Today is the only time we will accept oral comments agency staff here will be available to answer questions if those answers are readily available.

512

01:11:17.154 --> 01:11:29.244

But if the question calls for additional research or too complicated, for a quick answer, they may respond by deferring the response to the response in the summary, which will be available on the agencies. Public notice web page.

513

01:11:30.085 --> 01:11:39.475

This summary will be prepared by agency staff as part of the hearing record and we'll include a summary of all of use significant comments, criticism and suggestions.

514

01:11:40.045 --> 01:11:45.895

Written or oral submitted at the hearing, or during the time the hearing record is open.

515

01:11:46.795 --> 01:11:57.715

The response in this summary will also provide statements of the agency, spinal action, all speakers, and those that submit written comments during the comment, period will be notified the final decision on this matter.

516

01:11:58.135 --> 01:12:09.984

And the availability of the response of the summary as a hearing officer, I intended treat everyone in a respectful manner. I asked that Illinois staff and the public please do the same.

517

01:12:10.734 --> 01:12:23.484

Please do not argue, or engage in prolong discussions with our staff and please keep your comments related to issues involved with this permit in addition please avoid unnecessary repetition. Once the single point is made.

518

01:12:23.484 --> 01:12:30.654

It makes no difference if that point is made once or a dozen times, it will be considered and it will be responded to in response. In the summary.

519

01:12:31.284 --> 01:12:40.465

If you have longer comments, please consider giving only a summary of those comments, and then submitting the entirety of her comments to the agency before the end of the comment period.

520

01:12:40.524 --> 01:12:54.475

And I will ensure that they are included as part of the official hearing record, while the records open all comments documents, and data will be placed into the hearing records exhibits at this time. We're gonna have Bob. Go ahead and give a a brief overview.

521

01:12:55.164 --> 01:13:05.904

That is responsibilities here generally permits are required in Illinois, prior to construction and operation of emission units in air pollution controlled.

522

01:13:06.805 --> 01:13:19.854

Permit program and permit issued there under provided consistent and systematic way of ensuring that air pollution sources are built and operate and compliance with applicable state and federal air pollution,

523

01:13:19.854 --> 01:13:23.994

control laws and regulations and a permit application.

524

01:13:23.994 --> 01:13:38.034

The Illinois requires a description of the emissions or intermission unit proposed for construction, a list of types, and amounts of contaminant. That will be added and a description of the emission control equipment to be utilized.

525

01:13:38.845 --> 01:13:53.725

This information is used to determine whether the emission source can comply with standards adopted by the Illinois pollution control board and United States, environmental protection agency, and its review and application.

526

01:13:53.725 --> 01:14:08.484

And the owner has no choice legally. But to issue, a construction permit to a source, the source will be in compliance with all state and federal air, pollution, control regulations, to ensure compliance. The only establishes conditions.

527

01:14:08.484 --> 01:14:16.404

And the permit a requirements that the source must file conditions may restrict such things as the number of hours of operation,

528

01:14:16.739 --> 01:14:24.715

the amount and type the materials you or the operating and control practices used by a scores conditions within the permit.

529

01:14:24.744 --> 01:14:33.954

May also include requirements for testing. Parametric monitoring record, keeping and reporting to demonstrate that restrictions are, in fact being met.

530

01:14:34.619 --> 01:14:47.335

Failure to comply with conditions subject, the sources, the risk of enforcement that may include fines and other penalties additional tools for ensuring compliance include agent.

531

01:14:47.364 --> 01:14:52.704

The review of reports that sources obligated to submit an onsite inspection of,

532

01:14:53.819 --> 01:14:54.654

for example,

533

01:14:54.715 --> 01:15:02.694

a source must report intermissions to the each year and must promptly report any deviation from permit requirements.

534

01:15:03.324 --> 01:15:16.614

These report are reviewed by the Illinois to assess compliance. The Illinois, EPA also periodically visits the source to confirm compliance through observation of operations and review of source records.

535

01:15:17.484 --> 01:15:23.364

The problems are identified by either review a source report, or direct observation.

536

01:15:23.515 --> 01:15:33.595

Corrective measures will be required and legal action may be pursued in this proposed permit the new facility would be authorized to receive recyclable material,

537

01:15:33.595 --> 01:15:40.494

such as and vehicle use appliances and metals scrap to be shredded and process.

538

01:15:41.154 --> 01:15:44.755

The permit requires that the emissions from the trader be controlled,

539

01:15:45.385 --> 01:15:52.015

that control train consists of an emission capture hood with Robert rates that is inside metal chap,

540

01:15:52.614 --> 01:15:54.385

aside clone roll,

541

01:15:54.385 --> 01:15:56.635

media filter or generative,

542

01:15:56.725 --> 01:15:59.755

thermal oxidize or and a pack that SCR,

543

01:16:00.539 --> 01:16:04.284

the permit further requires inspection of the air pollution controlling,

544

01:16:05.279 --> 01:16:07.765

and a lot of control equipment operation,

545

01:16:09.175 --> 01:16:14.755

the permit places limits on emissions from the operations and requires testing of PM.

546

01:16:15.239 --> 01:16:29.154

D*** sat PM two point five metals. So two SEO led opacity and hotline, hydrogen, higher elegance to determine emissions from the stores.

547

01:16:30.055 --> 01:16:30.534

Also,

548

01:16:30.564 --> 01:16:35.395

the permit calls for parametric monitoring this monitoring addresses,

549

01:16:35.574 --> 01:16:36.685

discover pH,

550

01:16:36.960 --> 01:16:45.685

differential pressure and flow right and oxidize or combustion chamber temperature and the permit calls for record keeping and reporting.

551

01:16:47.034 --> 01:16:51.654

In addition to the generally applicable statutory and regulatory requirements.

552

01:16:51.654 --> 01:17:04.225

The Illinois, EPA required dispersion, modeling limitation on days an hours of operation based on the modeling operation and emission limits were all operations at the site.

553

01:17:04.914 --> 01:17:16.045

A fugitive of the missions control plan for piles roadway, material processing and transfer and a maintenance plan for the shredder. That concludes my opening remarks.

554

01:17:17.395 --> 01:17:31.074

Well, thanks, Bob and before we get started, we just have three registered speakers that we need to attempt to identify. So, if I call your name again, please state. I'm on the line Amy gender.

555

01:17:40.524 --> 01:17:53.725

Cynthia, strictly Cynthia Strickland. Christopher oh, yes. I'm on the line.

556

01:17:56.244 --> 01:18:03.774

Thank you. Sir. As a reminder.

557

01:18:03.805 --> 01:18:13.585

Everyone is muted automatically and we will unmute only the current speaker just a one at a time when it's your Turner speak, I will call your name. However, please.

558

01:18:13.585 --> 01:18:23.034

Wait for me to ask you to proceed before you start when it's your turn to speak Please ensure that you state your full name and affiliation for the record.

559

01:18:23.845 --> 01:18:34.435

For example, you may indicate that your resident or concerns citizen for the benefit of creating an accurate record. Please spell your last name also limit your comments to five minutes. Each please.

560

01:18:35.460 --> 01:18:48.564

So, our first speaker is Charles stark stark. Please proceed. Please proceed.

561

01:18:50.305 --> 01:19:00.564

Thank you. Very much. My name is Charles. Stark. The last name is spelled. S. T. A. R. K. and I am a concerned citizen.

562

01:19:02.125 --> 01:19:14.725

I teach biology at George Washington High school, which is located at the intersection of one hundred, fourteenth street and Avenue. Oh, I'm here to express concern about the emissions being permitted by the scrap metal recycling plan.

563

01:19:15.385 --> 01:19:19.164

I'm concerned about this plans proximity to and direction from the school.

564

01:19:20.039 --> 01:19:28.854

The proposed plant will be built less than three quarters of a mile as a crow flies southwest of George, Washington, high school and George Washington, elementary school.

565

01:19:29.725 --> 01:19:40.345

As acknowledged in the air dispersion modeling protocol to assess metal emissions impacts, which is document our point one seven, four to one dash seven point one in section.

566

01:19:40.345 --> 01:19:48.625

Three point eight quote, the prevailing wind direction at the proposing
g, three site is from the Southwest to the Northeast unquote.

567

01:19:49.314 --> 01:19:55.734

This means that a majority of the plant submissions will be blown towards
George, Washington, high school and George Washington, elementary
school.

568

01:19:56.574 --> 01:20:04.404

Over the past few weeks, my students, and I have been learning about
sources a particulate matter in the potential health effects that come
from exposure to PM ten PM.

569

01:20:04.404 --> 01:20:05.244

Two point five,

570

01:20:06.055 --> 01:20:10.164

according to an article on the EPA website titled particulate matter of
basics,

571

01:20:10.590 --> 01:20:11.069

quote,

572

01:20:11.095 --> 01:20:13.734

some articles less than ten micrometers in diameter,

573

01:20:13.795 --> 01:20:24.475

and get deep into your lungs and some may even get into your bloodstream
of these particles less than two point five micro meters in diameter
also known as fine particles or PM two point five,

574

01:20:24.750 --> 01:20:27.024

what was the greatest risk to health unquote?

575

01:20:27.595 --> 01:20:38.185

The CDC centers for Disease Control article and titled particle pollution
states that particle pollution has been linked to eye irritation lung
and throat irritation trouble breathing.

576

01:20:38.425 --> 01:20:44.425

And lung cancer, and it is particularly bother some of the people with
lung diseases, like asthma and to children.

577

01:20:45.385 --> 01:20:50.154

A student of mine shared a story recently about her struggles with Asma
during software practices,

578

01:20:50.579 --> 01:21:02.454

the softball team frequently practices outside of the school and row and park running as a regular part of their practice routine and the student has been required to use her inhaler during practice on multiple occasions I think of the students,

579

01:21:02.515 --> 01:21:07.284

as I imagine additional particulate matter of being blown towards the school from this proposed scrap metal,

580

01:21:07.284 --> 01:21:08.095

recycling plan.

581

01:21:09.175 --> 01:21:19.765

The current permit for this plan predicts total emissions. A PM tend to be around four tons per year predicts emissions of PM two point five to be about zero point six, five, tons per year.

582

01:21:20.064 --> 01:21:34.585

And it allows for a total of sixteen point six, eight tons of particulate matter states that these are legally acceptable levels. In particulate matter emissions, from the perspective of a teacher who works regularly works in the downwind path of these admissions.

583

01:21:34.765 --> 01:21:48.954

It sounds like an awful lot of particulate matter to be breathing in, though, from the perspective of my student, who already struggles with as my during softball practice. It sounds like one and a half additional tons of particulate matter each month to try and manage. Additionally.

584

01:21:48.984 --> 01:21:56.755

None of these numbers take into account. The particular matter that will inevitably come from the increase vehicle and truck traffic produced by delivery vehicles.

585

01:21:57.595 --> 01:22:11.994

Well, the EPA has said that these are acceptable levels from this one source. I would like to ask the to not just consider the emissions from this one location, but instead add these admissions to the total amount that the neighbors of each side and the students and George Washington High School will be exposed to.

586

01:22:12.659 --> 01:22:26.364

If we didn't think of the environments surrounding the facility in the school as a bathtub, the proposal emissions are only adding to a bathtub that is already full of emissions from other sources nearby from. There's little to nothing being done to empty the top.

587

01:22:27.234 --> 01:22:41.845

I've already cited the air dispersion modeling protocol documents in that same section and associates are asking the EPA to allow them to not count commission collected that the Washington High School air monitoring station on days when the windows not blowing from the Southwest.

588

01:22:42.354 --> 01:22:45.234

They are apparently worry that they will get blamed for emissions. That are not.

589

01:22:45.234 --> 01:22:58.045

There's in the meantime, go students of George Washington High School are still getting exposed to particulate matter and other emissions like, manganese their lungs and bodies do not respond to any differently to the emissions just because they come from somewhere else.

590

01:22:59.215 --> 01:23:12.085

I hope I've made it clear that I'm not in favor of this permit. I would like to ask the EPA to consider a more holistic approach when it assessing the impacts of the missions on this community. That is already placed under large amounts of stress from other major emission sources.

591

01:23:12.479 --> 01:23:14.935

Finally I have two questions one.

592

01:23:14.965 --> 01:23:18.895

How may I get access to the readings taken from the air monitoring station at George,

593

01:23:18.895 --> 01:23:19.345

Washington,

594

01:23:19.345 --> 01:23:31.104

high school and to what is the best way to maintain a direct line of communication with EPA officials in the event that potential emissions are being viewed from this facility.

595

01:23:32.305 --> 01:23:46.824

That is all I have to say, thank you very much. So, to your two questions well, I'll start with the first. This is brand for us office community relation my contact information.

596

01:23:50.515 --> 01:24:02.364

And and in, in various places on our website. So it's pretty easy. Okay. Thank you. Grant up for us at Illinois code.

597

01:24:02.845 --> 01:24:10.854

And that's the way to do that. Now there to, to get any data out of the agency.

598

01:24:11.935 --> 01:24:22.074

They you, you can contact me and I can help you navigate your way through our, to our record to unit and requesting that information.

599

01:24:25.435 --> 01:24:30.024

Can you I'm sorry can you can you repeat that again to get access to the air monitoring station?

600

01:24:30.085 --> 01:24:31.645

Where do I find that but I would,

601

01:24:31.854 --> 01:24:32.574

I mean,

602

01:24:32.574 --> 01:24:33.354

the,

603

01:24:33.449 --> 01:24:33.835

you know,

604

01:24:33.835 --> 01:24:43.585

the the way our records unit our record unit is the is the section of our agency that responds to requests for information,

605

01:24:43.585 --> 01:24:47.484

because they have the information and so he oh,

606

01:24:47.484 --> 01:24:49.164

it's it's a foyer request,

607

01:24:49.164 --> 01:24:49.944

but if you,

608

01:24:50.335 --> 01:24:53.484

I need assistance in navigating that process,

609

01:24:53.484 --> 01:24:55.494

certainly contact me and I'll,

610

01:24:55.614 --> 01:24:56.664

I'll do,

611

01:24:56.694 --> 01:24:57.085

you know,

612

01:24:57.114 --> 01:24:57.414

I'll,

613

01:24:57.475 --> 01:24:59.064

I'll help you navigate that process.

614

01:24:59.095 --> 01:25:00.085

If that sounds familiar.

615

01:25:02.725 --> 01:25:15.625

Thank you and then I know that I'm not supposed to you requested. I don't add things, but I did did generate another question for me since you are in the process. You say, you can alter how things are put how reporting is done in the permit?

616

01:25:15.899 --> 01:25:29.574

Is there any way that we could request direct reporting? Like, could could I, as a member of the public and staff at George, Washington High School request those, those reporting numbers from the company regarding emissions.

617

01:25:30.954 --> 01:25:45.864

I, I would consider that a comment into the record. Yeah. Cause you can see it's doing kinda, period is open and we, we are actively soliciting your comments and and that would be a comment for the record.

618

01:25:45.864 --> 01:25:46.164

Sure.

619

01:25:47.364 --> 01:26:01.345

I appreciate that. Okay. Thank you. Mr. start. And at this time, our next speaker is gonna be piano. Courtney is hold on. One.

620

01:26:01.345 --> 01:26:05.064

Second can okay whenever you're ready please proceed.

621

01:26:07.015 --> 01:26:20.484

Thank you for this opportunity to speak my name is Karen. A Courtney last name is C. O. U. R. T. and E. Y, and I'm an associate attorney at the environmental law policy center.

622

01:26:21.564 --> 01:26:27.685

In addition to today's comments, we will also be providing written comments by the deadline.

623

01:26:29.064 --> 01:26:43.135

So, one of our projects at is working with community members to gather air quality data around the city of Chicago. We use mobile monitors that have been tested against the and measure particulate matter.

624

01:26:43.135 --> 01:26:55.975

So specifically TM one, two point, five and ten and we begin monitoring in the North Branch area around this time, the current general, iron facility, because of the numerous complaints about the facility.

625

01:26:56.364 --> 01:27:10.314

And the air quality there, we also have baseline data near the area to which the applicant is currently moving our data around the current general iron facility show that air quality in that area is unhealthy.

626

01:27:10.795 --> 01:27:14.725

This facility would be moving to a neighborhood that by IJ start.

627

01:27:14.755 --> 01:27:20.189

Illinois environmental justice map that mapping tool measures,

628

01:27:20.694 --> 01:27:23.154

this area as an environmental justice community,

629

01:27:23.185 --> 01:27:27.444

based on both minority status and income that community also,

630

01:27:27.444 --> 01:27:32.244

according to screen tool is in.

631

01:27:32.875 --> 01:27:47.364

At least the ninety second percentile in the state of Illinois for exposure to PM the Illinois legislature has also recognize that the principal of environmental justice requires that know segment of the population,

632

01:27:47.364 --> 01:27:48.385

regardless of race,

633

01:27:48.654 --> 01:27:55.404

national origin age or income should bear disproportionately high or adverse effects.

634

01:27:55.435 --> 01:28:07.194

Environmental pollution, moving this facility does just that accordingly six sections of the Illinois environmental protection act will likely be violated. If this permit is granted.

635

01:28:08.574 --> 01:28:13.284

This applicant has a history of violations, some of which have yet to be resolved.

636

01:28:13.859 --> 01:28:27.354

There's an investigation by there's a history of complaints against facility and it is questionable, whether the proposed controls are feasible given the facilities current operations, a demonstration and escalate explanation of such.

637

01:28:27.385 --> 01:28:41.725

Does not appear to be in the record this also further raises the question of whether the permit limitations can actually be enforced with these controls given that the facility is quote, moving is existing. It's its existing operations.

638

01:28:42.805 --> 01:28:56.154

The applicant, and this permit also fails to consider the cumulative impact on the community to which the facility is moving in addition to the history of pollution in this area. There are also at least six nearby permitted to facilities.

639

01:28:56.154 --> 01:29:07.675

That will continue to negatively impact. The health of the residents in this community department, and the applicant failed to take into account the impacts of our vulnerable populations given that there are nearby schools and parks.

640

01:29:09.354 --> 01:29:14.845

In addition, Illinois, EPA has environmental justice policy in this policy States.

641

01:29:15.204 --> 01:29:27.805

That Illinois is committed to protecting the health of citizens of Illinois and its environment, and to protect environmental equity in the administration of its program. To the extent that it may do. So, legally and practically.

642

01:29:28.404 --> 01:29:31.225

But granting a permit for this facility,

643

01:29:31.225 --> 01:29:32.935

which has a track record of solution,

644

01:29:32.965 --> 01:29:34.885

and disregarding environmental laws,

645

01:29:35.005 --> 01:29:36.685
inconsistent with this policy,

646

01:29:37.050 --> 01:29:43.435
environmental equity is not moving a new violator to an area of
environmental justice concern.

647

01:29:44.154 --> 01:29:44.755
So,

648

01:29:45.265 --> 01:29:56.034
we are concerned about that and also concerned about whether this process
actually adequately allows for public participation outside of a
pandemic,

649

01:29:56.454 --> 01:29:59.425
limiting public hearing to an online form,

650

01:29:59.425 --> 01:30:06.534
is a hindrance to public participation for those who don't have broadband
with to participate it.

651

01:30:06.534 --> 01:30:13.045
Also, in the spirit of an actual public hearing, we don't see any
visually that would otherwise be present.

652

01:30:13.284 --> 01:30:24.625
We don't see the number of people and support or post your position body
language and emotion can either be conveyed as well as as well over
the phone or over computer.

653

01:30:25.255 --> 01:30:34.404
But now that we're in a pandemic, people are even more limited by in
their ability to participate more than just those technological
reasons.

654

01:30:34.739 --> 01:30:47.784
Accordingly the timeline for this process should be extended to ensure
that the public has the ability to adequately participate. And lastly,
it's also concerning to learn that during the first hearing earlier.

655

01:30:47.784 --> 01:30:59.095
Today that there were people who did not receive access information about
this hearing and Spanish and knowing that. This is a community with a
significant population of Spanish speakers. It's very troubling.

656

01:30:59.935 --> 01:31:12.055

If this is the case, there should be another hearing to allow participation in this process. And not just limit their comments to writing and so I actually wanted to end with a question about that.

657

01:31:12.324 --> 01:31:22.795

So, are we currently being translated into Spanish now? Or is it just the option for Spanish speakers to be translated into English when they comment.

658

01:31:25.824 --> 01:31:27.625

Yep, we did that.

659

01:31:27.864 --> 01:31:28.255

So,

660

01:31:28.524 --> 01:31:29.664

within the notice,

661

01:31:29.755 --> 01:31:38.154

we requested that we always request that people contact us if they need various services,

662

01:31:38.154 --> 01:31:40.435

including Spanish translation,

663

01:31:41.125 --> 01:31:46.975

and we were not contacted prior to the hearing.

664

01:31:47.185 --> 01:31:59.125

So she's none the less. We do have a Spanish translator here in the with us. Yes. People would like to make their comments in Spanish.

665

01:32:00.595 --> 01:32:12.835

So just sorry to clarify, so we're not. So, my current words aren't being translate into so there's no, English Spanish is just Spanish English. We did not receive a request for that. Okay.

666

01:32:13.734 --> 01:32:17.935

It just hasn't been for the record. This is Brad for us.

667

01:32:18.595 --> 01:32:18.864

Yeah,

668

01:32:19.765 --> 01:32:27.805

I think you also had this we've had this conversation just also at other public meetings,

669

01:32:28.524 --> 01:32:39.444

especially in Waukegan and other neighborhoods that that primarily speak Spanish and the coal ash hearings,

670

01:32:39.444 --> 01:32:40.015

for example,

671

01:32:40.015 --> 01:32:40.975

or public meetings,

672

01:32:40.975 --> 01:32:41.725

for example.

673

01:32:42.534 --> 01:32:54.895

So it's just getting it also flagging that. I understand that it's in the notice, but if people don't primarily speak English and they're not seeing it in Spanish, then they're not going to know.

674

01:33:03.984 --> 01:33:17.305

Okay, yeah, so thank you. I thought I thought that it's, it's a comment.

It was a question in the beginning, but it's also just to call it to be added to the, to the record.

675

01:33:20.095 --> 01:33:23.215

Okay, well well, thank you for that. This is Rob layman.

676

01:33:24.954 --> 01:33:39.654

I wanted to also addressed one of the other things that you hadn't mentioned in your comments and it tends to shove it dovetails with what was said my a couple of

677

01:33:39.654 --> 01:33:43.645

folks earlier in our afternoon session and it may in fact,

678

01:33:43.734 --> 01:33:48.534

dovetail with what a few other the other speakers may may say,

679

01:33:48.534 --> 01:33:49.255

in their comment,

680

01:33:50.699 --> 01:34:01.645

we very much appreciate the concern that has been expressed to us here at the agency about holding an informational hearing and a public comment,

681

01:34:01.645 --> 01:34:07.704

period in the midst of recent event the current public health crisis,

682

01:34:08.215 --> 01:34:09.265

as everyone knows.

683

01:34:10.585 --> 01:34:21.324

It's affecting all of us, it certainly seems more significant and pressing than the day to day things that usually hold our attention whether it's in the workplace in our home and neighborhood.

684

01:34:22.255 --> 01:34:35.244

On the other hand, the state government is still functioning a beard and then some new new ways, and some in different way, but state agencies, like, ours still possess the same basic responsibilities.

685

01:34:35.244 --> 01:34:44.005

And April May and program as we've had in the past. A pandemic haven't changed. This I might, I also added.

686

01:34:44.274 --> 01:34:53.604

The regulations under, which we evaluate per many requests are still in place as well, which included requirement that we act in a timely matter on the permit application.

687

01:34:54.449 --> 01:35:08.574

The for applications involving state construction permits were obligated to act within a certain amount of time. In this case. The initial, ninety days provided for in section. Thirty nine.

688

01:35:08.574 --> 01:35:12.385

A of the act was waved by the applicant late last year,

689

01:35:12.835 --> 01:35:13.944

and in fact,

690

01:35:13.944 --> 01:35:16.645

two times since then at present,

691

01:35:17.154 --> 01:35:20.095

the decision deadline runs to June,

692

01:35:20.095 --> 01:35:20.904

the twenty fifth,

693

01:35:21.414 --> 01:35:27.024

and the applicant will not weigh this decision beyond that day.

694

01:35:27.895 --> 01:35:41.994

Now, our failure to take action on the permit by that date would result in the issuance of permit by default. This would mean that g three would have a legal defence and essence protecting it from having to obtain a construction permit.

695

01:35:42.685 --> 01:35:52.494

And it would also mean that the condition to the graph permit, which included various testing monitoring record, keeping, or reporting requirements would not be put into place for the fourth.

696

01:35:52.975 --> 01:36:06.595

So, for obvious reasons, we try to avoid a permit issue in by default and and one last thing I guess it's it's true. And Brad had mentioned this a little bit I think earlier in our afternoon session, it's true.

697

01:36:06.595 --> 01:36:08.185

What we're doing is a departure.

698

01:36:08.635 --> 01:36:22.975

From the type of hearing venue that we've had in the past, but we believe that the procedural rules for our hearings, which are found at thirty five. I don't know, administrative code part one, sixty, six we believe they accommodate for this type of a hearing.

699

01:36:23.454 --> 01:36:24.295

And this is,

700

01:36:24.295 --> 01:36:28.284

because the purpose of any hearing informational,

701

01:36:28.284 --> 01:36:29.005

or otherwise,

702

01:36:29.310 --> 01:36:32.335

which is to enable the agency to communicate with the public,

703

01:36:32.725 --> 01:36:35.904

and to receive comments or questions about a draft permitting action,

704

01:36:36.414 --> 01:36:37.555

we believe it matters,

705

01:36:37.555 --> 01:36:40.135

conveniently in this new venue as it is.

706

01:36:40.135 --> 01:36:51.385

And the older one, and even in the absence of a pandemic, it is very likely that we would have moved in the direction of this type of format due to its relative ease and availability for public use.

707

01:36:52.015 --> 01:37:03.925

Now, that's not to say that we won't have an occasional glitch or technical issue, but we are hopeful that we can work through those things as they arise. And again, thank you. Thank you very much for your comment.

708

01:37:05.039 --> 01:37:13.675

Thank you Bob for, or sign up a, thank you for explaining that Rob and.

709

01:37:15.564 --> 01:37:19.375

Yeah, just wanted to thank you for the opportunity to comment you bet.

710

01:37:21.715 --> 01:37:35.005

Okay, Cana, I appreciate your comments and we're gonna move on to our next speaker who is on Roja. Ron are you there? Yes.

711

01:37:35.814 --> 01:37:45.595

Hi there ever having me pronounced her name. No, that's great. My name is one row has a last name R OJ yes, I'm a new resident.

712

01:37:45.625 --> 01:37:59.755

The East side just moved here at the start of twenty, twenty, and I'm a student at the University of Chicago, and have lived in Chicago most of my life and the only my comments is actually pointing to one of Illinois is on comments.

713

01:38:00.060 --> 01:38:08.935

So, on the Illinois website, you can find a page that describes the southeast side of Chicago, including the ISA neighborhood as environmentally overburden.

714

01:38:08.935 --> 01:38:19.345

So that's a quote, environmentally overburden the website also notes that residents and activists have thought for action that has produced real improvements in the air quality in real time.

715

01:38:19.944 --> 01:38:33.295

And so my comment is that the, the EPA should consider that adding these types of solutions. Industrial pollutants will go back on that progress. That has been made in the past five or six years.

716

01:38:33.779 --> 01:38:38.395

So, I hope that it was clear that I'm against the, the issuance of this treatment. Thank you.

717

01:38:40.524 --> 01:38:54.925

Thank you for your comments. Our next speaker will be Alfredo Ramo followed by Peggy Salazar. Alfredo. Please proceed. Thank you. Thank you. For this time. My name is Frito.

718

01:38:55.104 --> 01:39:00.324

Romo. My last name is R. O. ammo and I'm with non neighbors for environmental justice.

719

01:39:02.125 --> 01:39:13.944

I am opposed to this to this permit in granting general iron, this particular permit to pollute at the new location of eleven, six hundred, South, early Avenue on the southeast side.

720

01:39:15.175 --> 01:39:23.395

The website states it is committed to insuring clean air for Illinois citizens in the environment. Yeah.

721

01:39:23.395 --> 01:39:24.864

Based on the IJ screen,

722

01:39:24.864 --> 01:39:28.914

you report I ran this afternoon from the website,

723

01:39:28.914 --> 01:39:43.734

it states that the current area where general iron is requesting a permit and isn't the eighty seven percentile on the national scale for air toxic cancer risk and it also states that it's eighty nine eighty nine

724

01:39:44.364 --> 01:39:47.694

a percentile on the national scale for air toxins.

725

01:39:47.694 --> 01:39:54.595

Respiratory has her now, this is a community of eighty one percent minority and forty, forty five percent low income.

726

01:39:55.375 --> 01:40:02.814

And my question is, what is the doing to address environmental health disparities and, you know, these social and equity.

727

01:40:04.074 --> 01:40:14.545

You know, that's one of the biggest concerns that we do have is as far as environmental justice organizations, and communities are heavily impacted by the thirty fooders.

728

01:40:15.145 --> 01:40:15.564

So,

729

01:40:16.524 --> 01:40:20.034

how can the continue to to allow heavy pollutants,

730

01:40:20.034 --> 01:40:34.585

like gender iron to continue to an equitably and negatively impact the health of residents of the Southeast and it seems that this permitting process just feels rushed and not thoroughly evaluated or

731

01:40:34.585 --> 01:40:35.064

assess,

732

01:40:35.095 --> 01:40:37.465

especially during the current covet crisis,

733

01:40:39.385 --> 01:40:49.104

so I would also like to point out that it's imperative to look at the trajectory and the historical violations in general irons past practices.

734

01:40:49.675 --> 01:40:55.555

And if this company was a threat and hazard to the public at the North Branch site,

735

01:40:56.064 --> 01:40:56.664

in an area,

736

01:40:56.664 --> 01:41:01.345

what a twenty two percentile of an international scale for air toxins cancer,

737

01:41:02.244 --> 01:41:06.595

a sixty percent percentile on the national scale for air tax's,

738

01:41:06.595 --> 01:41:08.635

respiratory hazard in a community of seven,

739

01:41:08.694 --> 01:41:16.135

seventy six percent white and eighty three percent of fluids then it also is a threat to the southeast side in general.

740

01:41:16.135 --> 01:41:29.364

Iran should not be granted a permit. And so I would like to point out that, you know, that we strongly feel that this is an environmental racism. And this is unacceptable.

741

01:41:33.265 --> 01:41:47.484

Alright, well well, thank you for your for your comments on your your question. I think I can address at least a couple aspects of what of what your your question dealt with. The first would be the.

742

01:41:48.715 --> 01:41:59.454

I I don't think we can say, at least here at the agency, I I don't think we can say that we believe the permitting application or the review process was rushed.

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01:42:01.045 --> 01:42:01.404

We,

744

01:42:01.435 --> 01:42:02.965

it may seem that way,

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01:42:02.965 --> 01:42:03.385

perhaps,

746

01:42:03.414 --> 01:42:11.454

because the public had only received notice of this a month and a half or so ago,

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01:42:11.904 --> 01:42:13.795

but for the most part,

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01:42:14.064 --> 01:42:19.345

this application came in house and late September of last year and so there's,

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01:42:19.375 --> 01:42:33.564

there's been ample time for agency staff to address the issue relevant to it and and to develop the permit as well as some as well as some other enhancements that we made

750

01:42:34.255 --> 01:42:34.914

to the thing.

751

01:42:36.234 --> 01:42:47.664

And the other thing, which really your your question dealt more broadly with adverse impact. We evaluated then an earlier.

752

01:42:49.795 --> 01:42:53.274

Person an earlier commenter had noted this,

753

01:42:53.664 --> 01:42:57.835
that we evaluated the impact of the G,

754

01:42:57.835 --> 01:43:06.954
three facility by way of a dispersion modeling analysis that was
performed by g three's consultant and it was audited by our agency
modeling analyst.

755

01:43:08.005 --> 01:43:18.085
This modeling analysis is not a requirement. If you will of the statutory
or regulatory obligation on the part of the company, and by that, I
mean, it was a request by the agency.

756

01:43:19.135 --> 01:43:28.614
It was exercise as a matter of our discretion to evaluate the impact of
certain pollutants, primarily lead and manganese emissions from the
project.

757

01:43:28.975 --> 01:43:35.635
And we, we acknowledge that it is in an area that has been subject to
pass and ongoing concerns for those pollutants.

758

01:43:36.895 --> 01:43:38.935
I'm going to be painting with a broad brush here,

759

01:43:38.935 --> 01:43:40.494
but I,

760

01:43:40.494 --> 01:43:49.404
I wanna keep it short because we've got other commenters to get to but
the results of the modeling show that the health standards evaluated
by,

761

01:43:49.404 --> 01:43:53.425
including the two thousand and eight leg standard that set out in the in
the next,

762

01:43:53.545 --> 01:44:00.204
and by the way that's an acronym for the national ambient air quality
standards that,

763

01:44:00.295 --> 01:44:04.704
that shows that for those health Sanders evaluated the facility,

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01:44:04.704 --> 01:44:09.715

we're not call recurrent contribute to violation or treatment of those standards.

765

01:44:11.034 --> 01:44:19.614

And by the way that if you haven't already found it, it is on our website in our as a repository document.

766

01:44:21.024 --> 01:44:26.635

And so you can, you can certainly view that there and and digest it. If you will.

767

01:44:29.755 --> 01:44:43.675

If I may add just another additional comment onto your answer, I think that one of the biggest concerns that we do have is that these, these dirty fooders are coming in what they request of a one year construction apartment.

768

01:44:43.975 --> 01:44:49.854

And then they're also seeking a five year operating permit, or perhaps a ten year permit, or even a lifetime permit.

769

01:44:50.130 --> 01:45:05.125

So, when it comes to, you know, these thirty coming in, and all these type of elements, I, I think it's also very prudent to to, to, to understand that we need more than just one public hearing, you know, we need more notification.

770

01:45:05.125 --> 01:45:17.215

We, we need more community input, so that, you know, the residents are really fully aware as to what's coming into their back yards. So, once again, I, I appreciate the time. I appreciate your answer.

771

01:45:17.515 --> 01:45:31.765

But I will hope that the continue to really, you know, you know, do some review in regards to their standards as to how these businesses are really impacting these vulnerable communities.

772

01:45:32.814 --> 01:45:42.295

Thank you for your time. Thank you for your comments and concerns. Mr. Roma our next speaker is a South Salazar.

773

01:45:43.225 --> 01:45:49.824

When you're ready, please proceed. Yes, my name is Peggy Salazar. F. A. L. A.

774

01:45:50.305 --> 01:45:55.045

I am the executive director of the Southeast environmental task force,

775

01:45:55.045 --> 01:45:56.335
but more importantly,

776

01:45:56.694 --> 01:46:00.354
I am a lifelong resident of the southeast side of Chicago,

777

01:46:00.654 --> 01:46:03.024
and I have seen how,

778

01:46:03.055 --> 01:46:07.854
when our area was starting to clean up with the steel mills leaving,

779

01:46:08.215 --> 01:46:14.425
how long that is being reversed by the continued placement of these kinds
of operations here,

780

01:46:14.425 --> 01:46:16.074
and it's very concerning to me,

781

01:46:16.645 --> 01:46:22.164
because I just don't think that it's fair and we know that it's,

782

01:46:22.439 --> 01:46:24.654
we're being overly burden by this stuff.

783

01:46:25.284 --> 01:46:33.354
But, in any case, I also want to say that I think this meeting is unjust
and it's also an insult to our community.

784

01:46:33.505 --> 01:46:44.425
These are no doubt extraordinary times for all our communities primary
concern, though, at this time is dealing with the challenges and
threats to the pandemic.

785

01:46:45.024 --> 01:46:45.444
So,

786

01:46:45.444 --> 01:46:51.685
to expect our community to operate in a business as usual manner,

787

01:46:52.465 --> 01:46:57.715
just demonstrates the total disregard for communities like ours also,

788

01:46:57.715 --> 01:47:11.185

at the Southeast environmental task force is extremely concerned about the awarding of this construction permit to companies that have a track record of multiple environmental violations and all of them.

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01:47:11.520 --> 01:47:12.805

Related to the mission,

790

01:47:13.555 --> 01:47:17.095

the agreements that are made on paper with this permits,

791

01:47:17.784 --> 01:47:19.074

haven't been proven,

792

01:47:19.795 --> 01:47:34.494

and a concerning to us when these agreements and self reporting are going to be made by to pushes people in the neighborhood that's already overwhelmed by the number of existing existing mind you

793

01:47:35.664 --> 01:47:37.164

scrap middle operations,

794

01:47:37.225 --> 01:47:38.244

the excuse that.

795

01:47:38.244 --> 01:47:46.465

This is a new operation. Doesn't hold water with the operation is going to be run by the same people who committed those violation.

796

01:47:47.725 --> 01:47:57.685

So a recent article, and the tribute pointed out that Chicago, in spite of this shutdown continues to have dirty air, high PM level.

797

01:47:57.835 --> 01:48:07.404

They attributed this high PM readings to emissions and manufacturing. So, with the emissions are coming from diesel trucks.

798

01:48:08.545 --> 01:48:20.725

So, why are diesel trucks included in the permits somehow knowing that this company's going to be adding six hundred more trucks to our street every day.

799

01:48:21.505 --> 01:48:33.864

So, in addition to the trucks that are here already, this is extremely concerning to us. It means that we will never have clean air. We're never going to be given that opportunity to have clean here.

800

01:48:34.435 --> 01:48:42.654

And so, once again, how do you give how, how can we be comfortable with the permit? That is only addressing part of the picture.

801

01:48:44.755 --> 01:48:59.154

So, what we're asking is that you do not give this permit and given that. We already have the existing operations that I mentioned previously, given that there's going to be seven new warehouses coming into the neighborhood.

802

01:48:59.154 --> 01:49:10.944

That will be adding who knows how many more trucks to our street and given that the north side residence we're able to move this operation out of their community.

803

01:49:11.545 --> 01:49:16.614

We should be able as Southside residents to prevent it from coming into our community.

804

01:49:17.095 --> 01:49:17.274

So,

805

01:49:17.274 --> 01:49:18.114

we're asking that the,

806

01:49:18.805 --> 01:49:22.375

not not grant this permits,

807

01:49:22.795 --> 01:49:27.414

and also in regards to that modeling and talking about manganese,

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01:49:27.960 --> 01:49:30.925

it was the air monitoring that was being done it,

809

01:49:30.925 --> 01:49:35.814

Washington High school that first alerted us to the main issue.

810

01:49:36.204 --> 01:49:47.064

But no one has ever assured us that that manganese was not also coming from our end who is currently operating scrap metal.

811

01:49:48.204 --> 01:50:00.625

Operator at the early Avenue address, so, without that assurance, I surely am not convinced that modeling is going to make that bigger different. And so we really just don't want this operation in our community.

812

01:50:01.854 --> 01:50:04.975

And it's just not like I said, healthy for us.

813

01:50:05.005 --> 01:50:06.685

We're trying to clean up the area,

814

01:50:07.104 --> 01:50:11.784

and the really should be responsible for protecting us,

815

01:50:12.204 --> 01:50:21.444

especially given the situation we're looking to the agency that is to protect us to do just that Thank you.

816

01:50:24.564 --> 01:50:37.314

Thank you Peggy. Appreciate your comments. Our next speaker will be Joslin wrangle. Followed by Caroline marsh and then James. Kenny Jocelyn please proceed.

817

01:50:38.484 --> 01:50:50.454

I'm here is Jocelyn wrangle last name R. A. and g I am a concerned citizen and I am in opposition of this permit being issued to general iron.

818

01:50:51.505 --> 01:51:03.505

I am also a lifelong resident, the in the southeast side of Chicago, I will do my best to be concise. I promise the hole will be greater than the sum of its parts. In regards to my comment. I'm also a registered nurse.

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01:51:03.835 --> 01:51:12.625

I was honored to work in our local community hospital for five years, and then had the privilege to work as a transport team nurse for the most recent years of my nursing career.

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01:51:13.524 --> 01:51:16.494

While I work in our community or an intensive care unit,

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01:51:16.824 --> 01:51:25.135

I provided for our local patient population and noted an extremely large amount of residents who suffered from multiple comorbidities such as emphysema,

822

01:51:26.244 --> 01:51:26.965

lung cancer,

823

01:51:26.965 --> 01:51:27.654

diabetes,

824

01:51:27.685 --> 01:51:30.055
debilitating strokes and cardiac conditions.

825

01:51:30.354 --> 01:51:44.604
I noticed so many of our youth patient population presented with asthma, environmental allergies and autism spectrum disorders. I remember a pulmonologist remark to me at the nurses station, that this was the sick zip code in Chicago that he had ever worked in.

826

01:51:45.055 --> 01:51:52.734
It wasn't until I began working as a transport team nurse, visiting vast areas of the Chicago land region that I realized something disheartening.

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01:51:53.125 --> 01:51:56.095
The health issues that our residents face are the exception,

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01:51:56.095 --> 01:51:57.895
and not every community in the city,

829

01:51:57.895 --> 01:52:08.215
and region is inundated with the multiple medical that the residents of the southeast side experience it seems that simply living here can be a death sentence for our citizens.

830

01:52:08.604 --> 01:52:16.975
While my professional credentials are not uncommon. What is unusual is that the fact that I've had to give the same introduction and explain my experience as a local nurse?

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01:52:16.975 --> 01:52:18.295
Not once not twice,

832

01:52:18.295 --> 01:52:19.164
not three times,

833

01:52:19.524 --> 01:52:20.635
but multiple times,

834

01:52:20.635 --> 01:52:30.234
in the last few years each time at a public hearing our meeting each one regarding a new environmental disaster in the making a possible threat to our environmental safety and well,

835

01:52:30.234 --> 01:52:36.354
being here in our community at one point it was a public meeting for manganese exposure and containment another point.

836

01:52:36.354 --> 01:52:43.015

It was a public meeting to speak out against an asphalt crushing company coming moving directly across the street from residential homes.

837

01:52:43.524 --> 01:52:58.194

Another time it was across, it was to speak at a public hearing for a CBS expansion that was slated to be built in addition to an already existing CDs containment in our area that currently houses, toxic slugs stretch from the time at river.

838

01:52:58.885 --> 01:53:13.675

Our community has had to pick up and fight and see the local landfill, which collects garbage for the entire Chicago area that it's not expanded again. And again, over and over our people have been fighting for a temporary reprieve against the cost slot and environmental threat.

839

01:53:14.034 --> 01:53:26.635

That our community has been victim to well, our past has been one of industry and productivity. The remnants of those years have left our areas slow to recover. It's simply unacceptable to continue the destination or land.

840

01:53:27.204 --> 01:53:37.345

We refused to give in to the notion that our area is only worthy of development that pollutes and destroys our community, which is so close to the lake. So close to waterways.

841

01:53:37.435 --> 01:53:49.314

So close to so many acres of wetlands and open green space and so close to highway access points. We realize this area is very much viable. Most importantly, it is a community that has shown on measurable resiliency.

842

01:53:49.854 --> 01:54:04.194

Just ask any one of our multi generational residents who lived here, just as our parents lived here. My parents grandparents, and I live here those of us that have worked in this community and loved every aspect of being part of this community acids that issue this permit.

843

01:54:04.765 --> 01:54:18.954

Unfortunately, we've come to learn time and time again that we cannot trust our elected officials to be our advocate in regards to environmental justice when our city council, and those at city hall continue to let a minuscule find when similar operations act egregiously.

844

01:54:19.284 --> 01:54:32.515

These corporations have learned that they can literally pay fine every single day of every year, and still stay in business. It's unfair, but

they can literally work the cost of fees and fines into their annual operating budget without ever having to change the way.

845

01:54:32.515 --> 01:54:45.564

They well, we realize we cannot trust our city government to be there for us when there's no measurable budget allocation in place for an increase in the amount of environment, inspectors, or any meaningful enforcement.

846

01:54:45.774 --> 01:54:50.095

And so many of the promises that we've received in regards to environment have gone unfulfilled.

847

01:54:50.454 --> 01:55:02.125

We also realize that when companies like general, iron hired, expensive lobbying firms who donate thousands of dollars to politicians, including our very own older woman who in turn readily accepts those donations.

848

01:55:02.125 --> 01:55:14.784

We realize, we cannot instill confidence and even our local representative ability to advocate for our community, she, in fact, lobby for the tax incentive that allow general iron strategic partner to continue to operate.

849

01:55:15.175 --> 01:55:25.645

I personally find it disheartening that our current older woman neglect to advertises public comment session in advance, nor does she formally advocate for Spanish translation for our community members to my knowledge.

850

01:55:26.335 --> 01:55:38.965

So, at this point, our last hope is, for the to be a beacon of light and hope to our area, while there are principles of environmental justice for the southeast side of Chicago outline, as you received in the email attachments from pastor, rich Martinez.

851

01:55:39.324 --> 01:55:54.175

Unfortunately, many of us do not feel the general iron in any way shape, or form will abide by those principles and guidelines as a community. We have not seen any type of proposed community benefits agreement, or collaborative effort from general, iron to community members and leaders.

852

01:55:54.654 --> 01:56:07.675

If past behavior is a predictor of future behavior, the violations that have been stacked against general, iron some as recently as March of this year, many from simply as recent as December, twenty, nineteen, we can plainly.

853

01:56:07.675 --> 01:56:13.045

See, general iron has no intention of operating as ethical stewards of our community environment.

854

01:56:13.645 --> 01:56:17.784

We are asking those of you at the to simply denied denied,

855

01:56:17.784 --> 01:56:18.864

deny any,

856

01:56:18.864 --> 01:56:20.965

and all operating permits that you were able to,

857

01:56:21.385 --> 01:56:28.765

and to do anything within your power to prevent general iron from relocating and operating their business of pollution here in our neighborhood,

858

01:56:29.005 --> 01:56:33.774

which has already suffered so much so much environmental abuse throughout the past decade.

859

01:56:34.199 --> 01:56:43.854

We asked that you put yourselves in our shoes and to uphold the kind of standards you would want for the community in, which you live to approve a company that would add pollution in an area.

860

01:56:43.854 --> 01:56:53.305

Like, ours would be moral on a regular day, but to allow additional pollution during a time when we're experiencing a longterm respiratory pandemic is unconscionable.

861

01:56:54.204 --> 01:57:02.034

Thank you for the time to comment I have no questions at this time. Thank you very much this triangle.

862

01:57:02.760 --> 01:57:11.994

Our next speaker will be Caroline marsh followed by James Kenny, and then corrina Carolyn?

863

01:57:12.475 --> 01:57:22.255

Please proceed, Caroline are you on the line?

864

01:57:25.050 --> 01:57:29.814

Please ensure that you are self muted and please proceed with your comments.

865

01:57:35.244 --> 01:57:42.954

Okay, we'll circle back to Carolyn and we will continue with the Mr. Kenny. Mr. Kenny hold on one second. Please.

866

01:57:47.635 --> 01:57:48.295

Fifty five.

867

01:57:54.449 --> 01:57:55.914

Mr. Kenny please proceed.

868

01:58:07.465 --> 01:58:22.375

These other people so, final things. Mr. can we have you? Mr. Kenny? I'm sorry can we have you start over? We, we didn't. Have you on mute just yet? Go ahead and start. Okay. My name is can you hear me?

869

01:58:23.125 --> 01:58:29.725

Yep, we can hear you. Thank you. Okay, my name is James Kinney. K. I. N. E.

870

01:58:29.755 --> 01:58:44.364

Y, I just want to say, I'm nowhere near as elegant as these other people, but anyway, I just have a couple of concerns first of all. I understand that.

871

01:58:44.364 --> 01:58:46.765

This is a post industrial spot,

872

01:58:47.574 --> 01:58:47.875

you know,

873

01:58:47.875 --> 01:58:49.015

the southeast side,

874

01:58:49.555 --> 01:58:55.944

and we're covered with brown fields down here and we do have a working river down here,

875

01:58:55.944 --> 01:58:59.814

which makes it convenient for these kind of businesses.

876

01:59:01.074 --> 01:59:10.314

And we're also like they said, eighty percent Hispanic, and I, and and black, and and they're easy.

877

01:59:11.484 --> 01:59:16.524

We're an easy community to take advantage of when it comes to dirty industries coming down here.

878

01:59:18.774 --> 01:59:30.895

The, when I first heard about general wire, and I actually went down there to see what the operation looked like and I couldn't believe it I thought I was working in walking into the nineteenth century.

879

01:59:31.494 --> 01:59:43.645

And then I came back and I and I brought some residents down with me, and they couldn't believe it themselves. We don't want this down here.

880

01:59:45.265 --> 02:00:00.055

And I, and I think one of the couple of reasons is that they want the pollution that they were throwing off from their shredder. The it was incredible.

881

02:00:01.104 --> 02:00:16.045

And we don't want that down here. I mean, we have enough people down here that are sick with lung issues and and heart issues. Oh, yeah. And one of my biggest concerns is the George Washington High school.

882

02:00:16.854 --> 02:00:17.274

Yeah.

883

02:00:17.274 --> 02:00:17.574

And,

884

02:00:17.664 --> 02:00:18.024

like,

885

02:00:18.024 --> 02:00:29.095

the teacher said first one he had on the primarily the wind is coming from the Southwest in North Northwest,

886

02:00:29.154 --> 02:00:34.194

and it's gonna hit these kids and they don't they don't deserve that.

887

02:00:36.024 --> 02:00:40.824

The anyway. I'm against. I'm against some getting a permit.

888

02:00:41.130 --> 02:00:51.385

And the other thing too is that I, I heard that this arms is they're operating without a permit, or they did for a long time.

889

02:00:51.414 --> 02:00:59.034

I mean, if that's true then, you know, what kind of what kind of a good player are they in this thing?

890

02:00:59.425 --> 02:01:00.444

The other thing is,

891

02:01:01.585 --> 02:01:02.965

like I said before the,

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02:01:03.895 --> 02:01:04.135

you know,

893

02:01:04.135 --> 02:01:10.015

I observe the the C*** coming from general iron and it was,

894

02:01:11.755 --> 02:01:18.505

it was unbelievable and we don't need to sit down here on the other point that they're trying to sell this thing to us on.

895

02:01:18.505 --> 02:01:32.095

Is that it's they talk about a state of the art facility shredder and then we ask them about it and they say, no, you can't see the prince. You can't see the, you know, the drawing or the design or anything like that.

896

02:01:33.539 --> 02:01:45.715

So, I, I, you know, when, when you start doing stuff like that, then there's a question of trust. Those are my comments. Thanks. Okay. Thank you so much. Mr. can you appreciate that?

897

02:01:47.364 --> 02:01:51.295

Our next speaker is corrina and Rosa.

898

02:01:52.375 --> 02:02:07.194

And when you're ready to proceed, please. Go ahead. Hello? Hello can you hear me? We can. Thank you. Thank you. Good evening. My name is CORINA. That's P. E. D.

899

02:02:07.944 --> 02:02:15.864

A. A. I'm a resident of East side, and my family has lived in this community for more than fifty years.

900

02:02:16.109 --> 02:02:25.704

My parents and uncles cousins that parents in God's children along with hundreds of friends are proud to call the East side their home.

901

02:02:26.635 --> 02:02:32.064

And they also asked me to come today to testify, because several of them, we're not able to do.

902

02:02:32.064 --> 02:02:46.824

So, I am testifying today, because I strongly object to the issuance of a permit to general iron for their proposed facility, which would be less than a mile from my home and my parents home.

903

02:02:48.295 --> 02:03:02.664

I must first state that I am completely apart that the is even considering granting any permits during this time of pandemic. The fact is that this process it's severely flawed.

904

02:03:03.295 --> 02:03:11.904

And this public hearing was completely and accessible to community residence. It excludes poor people who do not have access.

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02:03:12.295 --> 02:03:14.515

So this type of technology,

906

02:03:15.175 --> 02:03:17.454

it excluded Spanish speaking residents,

907

02:03:17.545 --> 02:03:29.694

many of whom did not even know the public hearing was occurring and not seen a flyer in their native language and it creates unnecessary obstacles for those residents that are hearing impaired.

908

02:03:30.564 --> 02:03:45.534

How ironic is it that those residence that will be the most impacted are also the ones most excluded from the public hearing the year is two thousand and twenty and I have to say that there is no excuse for

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02:03:45.534 --> 02:03:47.154

not having a more robust,

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02:03:47.904 --> 02:03:50.064

fair and accessible public hearing,

911

02:03:50.515 --> 02:04:01.824

especially when the proposal facility could have a major health impact and the lives of so many and I've been listening to both the afternoon and the evenings hearing public hearing.

912

02:04:02.244 --> 02:04:15.895

And I've heard them multiple things that have have been, used to explain that that people could have come on. And and there's somebody who would translate. But it is a very difficult process. That has been set up.

913

02:04:15.954 --> 02:04:27.774

It took me several times to be able to access and get on correctly. And I have several family members that would have loved to testify and unfortunately cannot because of these obstacles.

914

02:04:28.734 --> 02:04:37.704

The proposal facility is just a few blocks from my home is, as I've mentioned where my elderly parents, and my two children currently live.

915

02:04:38.154 --> 02:04:48.505

It is across the street from a local high school and elementary school and park thousands of people, elderly people in young children live in homes near that site.

916

02:04:48.715 --> 02:04:57.145

And I'm frightened that they're health and quality of life will be substantially impacted. My research into general iron shows.

917

02:04:57.175 --> 02:05:08.364

That they have violated both state and federal environmental regulations numerous time indicating that they care more about their profit and human life.

918

02:05:10.015 --> 02:05:13.885

It's unknown fact in the city of Chicago,

919

02:05:13.914 --> 02:05:28.795

but especially to the that our community has had to bear the burden of companies like Bell and while terminals wreaking havoc on our environment and public health we

920

02:05:28.795 --> 02:05:33.805

already are amongst the most polluted words in the city and the high rates of,

921

02:05:33.835 --> 02:05:46.015

as my cancer are indicative of the environmental racism our family have had to enter as a parent of two children and the caregiver of two elderly residents.

922

02:05:46.074 --> 02:05:58.824

I strongly urge you to deny general in the permit and prioritize the health and lives of this community. I asked you to please to explain to us.

923

02:05:59.635 --> 02:06:11.335

How the takes the fact that general iron has repeatedly violated the law for so many years into account when considering this permit. So that's one question that I have.

924

02:06:15.024 --> 02:06:26.755

Okay. Do you want us to stop and answer that one for you right now? Yes. Please. Okay. I can probably respond to that and I'll try to be short.

925

02:06:26.880 --> 02:06:35.484

I had mentioned something along the same lines in response to a question earlier this afternoon.

926

02:06:36.654 --> 02:06:49.255

Our permit review is pretty much confined to issues that relate to whether or not the emission unit or the equipment that a force is gonna be using, wants to constructed that.

927

02:06:49.255 --> 02:06:57.864

It has the, the design and the operational capabilities of achieving compliance with the rules and regulations.

928

02:06:59.454 --> 02:07:05.664

The flip side of that is that if if there are allegations,

929

02:07:05.664 --> 02:07:06.175

or there,

930

02:07:06.204 --> 02:07:07.045

there's a belief,

931

02:07:07.045 --> 02:07:07.404

my,

932

02:07:07.465 --> 02:07:08.064

my phone,

933

02:07:08.125 --> 02:07:10.914

or even even the agency or other government authority,

934

02:07:11.725 --> 02:07:17.005

or even ongoing investigations about allegations by that force,

935

02:07:17.935 --> 02:07:19.435

or someone affiliated with it.

936

02:07:19.645 --> 02:07:21.895

We can't take that into account.

937

02:07:22.885 --> 02:07:26.515

In our permitting review, there are limited exceptions.

938

02:07:26.515 --> 02:07:27.114

For instance,

939

02:07:27.145 --> 02:07:29.965

if there was an adjudicated matter,

940

02:07:30.685 --> 02:07:31.314

in other words,

941

02:07:31.314 --> 02:07:38.784

if if if I force that we're permitting for a construction permit at that facility,

942

02:07:38.784 --> 02:07:41.064

that existed at the time had,

943

02:07:42.024 --> 02:07:56.784

cause some kind of a problem had been sued for and had either entered into a consent order a consent decree or had an order by a court we could in that context,

944

02:07:56.814 --> 02:08:00.534

taken to account those violations.

945

02:08:00.534 --> 02:08:10.284

If you will because they would have been proven or acknowledged if you will. And and we could craft a permit with a conditions. That would reflect that.

946

02:08:11.215 --> 02:08:22.734

But for the most part, we, we cannot go beyond the purview that's required by a by law. Which which tells you or should tell folks.

947

02:08:22.734 --> 02:08:36.534

I guess the, the permitting program isn't the place for those types of consideration. The, the way the Environmental Protection Act was written. And certainly, the way has been interpreted over the years.

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02:08:37.314 --> 02:08:37.585

And,

949

02:08:37.585 --> 02:08:38.274
and by years,

950
02:08:38.274 --> 02:08:38.784
I mean,

951
02:08:39.145 --> 02:08:40.585
for the last two or three decades,

952
02:08:41.694 --> 02:08:46.675
the emphasis is on compliance and enforcement programs to address those,

953
02:08:46.734 --> 02:08:51.625
those types of whether they're intractable issues that have happened,

954
02:08:51.685 --> 02:08:52.045
you know,

955
02:08:52.045 --> 02:08:58.074
for years and years and years or whether it is simply something that is
of significant nature that just came up last week.

956
02:08:59.274 --> 02:09:13.194
We, we have a hard time by way of our enabling authority to address those
issues in any kind of a permitting exercise. Again. The focus has to
be make that part of a compliance and enforcement program.

957
02:09:13.194 --> 02:09:13.854
If you will,

958
02:09:14.064 --> 02:09:16.045
or or citizen enforcement,

959
02:09:16.074 --> 02:09:18.204
or other governmental authorities,

960
02:09:18.204 --> 02:09:19.734
whether it's definitely in Chicago,

961
02:09:20.005 --> 02:09:23.215
whether it's or others,

962
02:09:24.505 --> 02:09:25.585
a p,

963

02:09:25.585 --> 02:09:26.425
that issue up,

964
02:09:26.425 --> 02:09:30.024
if you will on on the enforcement front,

965
02:09:30.055 --> 02:09:31.555
rather than on the permitting where,

966
02:09:31.585 --> 02:09:34.494
where we lack the ability to do a,

967
02:09:34.524 --> 02:09:34.885
certainly,

968
02:09:34.885 --> 02:09:41.664
as much about it as what you would otherwise you you had another
question,

969
02:09:41.664 --> 02:09:41.965
I believe.

970
02:09:42.715 --> 02:09:57.055
Yes. So, let me make sure that I get the response. Correct the, your
response correct? So you cannot take the fact that they have violated
better several state and federal regulations into account.

971
02:09:57.329 --> 02:10:02.935
During the permit process that is not in your jurisdiction. It would have
to be other agency.

972
02:10:04.375 --> 02:10:04.914
No,

973
02:10:05.125 --> 02:10:05.364
no,

974
02:10:05.364 --> 02:10:10.944
I didn't I didn't mean that it's not not that is with another agency with
another,

975
02:10:11.185 --> 02:10:12.805
with another program if you will,

976
02:10:13.824 --> 02:10:19.345
it needs to be addressed by way of inspections by either the agency,

977

02:10:19.375 --> 02:10:19.795

by,

978

02:10:20.515 --> 02:10:24.654

by the city of Chicago by other governmental authorities to conduct
inspection,

979

02:10:24.954 --> 02:10:30.595

and then to address issues of non compliance through a Pre enforcement
process,

980

02:10:30.595 --> 02:10:32.244

or through an enforcement process and,

981

02:10:32.244 --> 02:10:35.604

and that entails suing someone in essence,

982

02:10:36.055 --> 02:10:43.135

I'm referring a matter to the attorney general's office for the local
state Attorney's office for prostitution.

983

02:10:44.005 --> 02:10:58.555

And it can also include citizens coming together either individually, or,
you know, collectively, bringing a lawsuit on their own that is
authorized my, the Environmental Protection act as well.

984

02:11:00.024 --> 02:11:05.935

So then we'd have to essentially wait until if they get the permit wait
til,

985

02:11:05.935 --> 02:11:09.984

they are not in compliance or our really well,

986

02:11:10.524 --> 02:11:12.204

in the yes,

987

02:11:12.204 --> 02:11:13.225

and in the case of G,

988

02:11:13.225 --> 02:11:13.494

three,

989

02:11:13.494 --> 02:11:16.164

you would have to wait for them to be constructed at a,

990

02:11:16.435 --> 02:11:27.954

at the new facility and now that's not to say that you you should have been or or had to have waited for enforcement actions to occur or or what have you at the,

991

02:11:28.015 --> 02:11:29.454

at the existing facility.

992

02:11:30.234 --> 02:11:33.715

Okay, okay, thank you for clarifying that.

993

02:11:35.185 --> 02:11:49.045

The other question that I had was, if you all had an indication of, I've heard the testimony that people prior to me, I have given, but do you have an estimate of how many trucks we will see at that facility?

994

02:11:49.194 --> 02:11:49.975

Daily,

995

02:11:52.135 --> 02:11:56.635

and whether the admissions of those trucks are being considered in this,

996

02:11:56.635 --> 02:12:04.225

permit to answer your question.

997

02:12:04.944 --> 02:12:14.274

I'm not sure if we've had an indication of how many trucks that may have been addressed in there. What we call future operating programs.

998

02:12:15.534 --> 02:12:29.604

However, we do not consider the emissions from the engines from the tracks and our permitting decision. We only consider the emissions from stationary sources in our decision.

999

02:12:30.265 --> 02:12:31.135

This is Barbara.

1000

02:12:34.704 --> 02:12:36.055

Thank you for your response,

1001

02:12:38.274 --> 02:12:41.814

so in hearing the responses to both of these questions,

1002

02:12:41.845 --> 02:12:44.454

and the testimony that has been given before me,

1003

02:12:45.085 --> 02:12:49.824

I cannot I cannot stress enough how myself,

1004

02:12:49.944 --> 02:12:51.265

my family members,

1005

02:12:51.685 --> 02:13:01.164

and so many of the residents many hoof home of have already sign the petition saying they oppose this facility to be open.

1006

02:13:01.555 --> 02:13:16.255

We all urge you to not grant this permit. We continuously have been dealing with the beer environmental problems and air pollution problems in this area.

1007

02:13:16.494 --> 02:13:22.914

Granting this facility is essentially a death sentence on this community and furthermore,

1008

02:13:22.914 --> 02:13:32.095

I urge that the implement an immediate moratorium and that give any permits out while this pandemic rages through our community.

1009

02:13:32.545 --> 02:13:43.675

It is ludicrous to think that this public hearing could be fair and accessible at a time when families are just trying to figure out how to put food on their table or pay the rent.

1010

02:13:45.685 --> 02:13:49.404

Thank you for taking the time to listen again.

1011

02:13:49.435 --> 02:14:00.774

I strongly hope that you are count all these testimonies into account, and you prioritize the house of Illinois residence in particular the E side residence.

1012

02:14:01.104 --> 02:14:15.145

And prioritize that help over profits. Thank you. Thank you so much. And Raza, the next speaker will be. E Elo.

1013

02:14:15.385 --> 02:14:26.154

I'm sorry if I mispronounce the last name the first name blanks. The LA can s, followed by Christopher. O hare Brian Kevin all Damon Watson miles Vance.

1014

02:14:26.154 --> 02:14:39.534

And Rachel Vance, I just wanted to give a let everybody know still possibly on the line that we haven't forgot about do we, we have a, we have you on the list to speak. So, is there a Eli? Who blank?

1015

02:14:40.795 --> 02:14:53.274

Yes, I'm here. Can you hear me? Can you confirm it? You can hear me. Yes, we can hear you, sir. Thank you. Good. Outstanding. Okay. My name is Ella blank. B. L. A. N. K. F.

1016

02:14:54.864 --> 02:15:07.914

I am attending this meeting because I saw it advertised on on our call though. Black club isn't online. It's an online publication I didn't know about it beforehand.

1017

02:15:09.175 --> 02:15:17.784

I am also representing my community, an organization called or the management committee organization, where? Inside his house? Sure.

1018

02:15:18.090 --> 02:15:27.265

So we're not exactly that, but we will be impacted by the, by the pollution by, by the pollutants.

1019

02:15:27.715 --> 02:15:42.564

I have four points and several questions from from my community Thank you for the time and the ability to speak here number one, we don't want these looters in our community.

1020

02:15:45.805 --> 02:15:58.680

Because our communities really don't have the economic ability to fight this company. Our committees have a history of high Asma.

1021

02:15:58.885 --> 02:16:03.654

It's been written in papers at least ten years ago. I've been living here for I believe it all my life.

1022

02:16:03.654 --> 02:16:18.475

And and I've heard about the community down there in the hundred, they have high, I have a lot of asthma, because of the pollutants that come off the garbage samples, but they are the for plant, the other steel mills over there. Then you'll put another on top of that, and destroy lives, Illinois.

1023

02:16:18.654 --> 02:16:26.784

We deserve better for the tax money that we pay for our property tax sales tax and our income tax and don't forget the excess taxes that we pay.

1024

02:16:26.784 --> 02:16:35.184

I mean, we pay it the highest text rates in this country, and we should get protection for the millions that we paper to live here.

1025

02:16:38.065 --> 02:16:49.885

My second point is the charge is to protect the health welfare and quality of life, consistent with the social and economic needs of the state.

1026

02:16:49.885 --> 02:16:50.395

You are in those,

1027

02:16:50.395 --> 02:16:51.985

because you because you worked at the EPA,

1028

02:16:52.915 --> 02:17:06.444

but insuring the plant operates operate clean production upgrades cleanly or that pays for all the communal tax liabilities

1029

02:17:08.184 --> 02:17:11.635

that we contributor society.

1030

02:17:12.239 --> 02:17:26.514

But have taken away because of the quiet light that's take away from us because of it damage to our quality of life in our community. If that makes sense, it makes it in my mind.

1031

02:17:26.694 --> 02:17:36.954

It makes sense when you, when you can consider it, they have a track record. I used to live in Logan square after came back up here, Chicago.

1032

02:17:37.284 --> 02:17:42.084

I left a little square for seven, maybe, seven, eight years.

1033

02:17:42.084 --> 02:17:43.825

Maybe I used to bypass this,

1034

02:17:43.825 --> 02:17:44.094

this,

1035

02:17:44.094 --> 02:17:54.024

this this place I think it's Armitage welcome to the trader Joe's to get groceries in a ticket back home the truck that the truck traffic,

1036

02:17:54.024 --> 02:17:54.295

the,

1037

02:17:55.735 --> 02:18:00.354

the size of the other place intimate in the community.

1038

02:18:01.405 --> 02:18:13.045

Lincoln where Lincoln park has economic ability and resource to push it out and that was over here where we may not have that power to push them so much.

1039

02:18:14.514 --> 02:18:27.805

So as to I want us to get three and go to port and take a lot of time. My comment, or what I want you to what we're asking is, can we, this is my question.

1040

02:18:28.500 --> 02:18:40.825

Can we place an independent third party, environmental auditor in charge of reporting environmental effects to our community directly to us? Not that we don't trust you.

1041

02:18:42.030 --> 02:18:42.510

But,

1042

02:18:43.225 --> 02:18:43.645

you know,

1043

02:18:44.454 --> 02:18:45.625

the powerhouse that,

1044

02:18:45.625 --> 02:18:45.805

that,

1045

02:18:45.834 --> 02:18:47.575

that this is still male may have,

1046

02:18:47.815 --> 02:18:48.805

could influence you,

1047

02:18:49.200 --> 02:18:50.065

but third party,

1048

02:18:50.065 --> 02:18:53.034

they may not be able to influence that report to us that the reports,

1049

02:18:53.245 --> 02:19:07.284

whether good or bad can they directly report kind of third party be a pointed to to report to the community that that's my question before I go to my community members questions.

1050

02:19:10.225 --> 02:19:10.495

Well,

1051

02:19:10.495 --> 02:19:11.844

this is Rob lame and again,

1052

02:19:11.844 --> 02:19:16.825

I'm one of the agency lawyers and if I understand your your question correctly,

1053

02:19:17.545 --> 02:19:17.784

I,

1054

02:19:17.784 --> 02:19:23.725

I don't think we could make that happen at the agency level or as part of the,

1055

02:19:23.754 --> 02:19:25.735

the content of the of the permit.

1056

02:19:26.604 --> 02:19:38.485

Something like that. Would likely take a legislative mandate, or some kind of a anathema to our enabling legislation again that that would be the Environmental Protection Act.

1057

02:19:43.260 --> 02:19:56.934

Okay, so you so you're saying we have to go, we have to go the political route to get to get to get third party recording agency to tell us good for the bed that comes from the, from, from this from this up on this quarter.

1058

02:19:58.584 --> 02:20:10.495

Yeah, I, I, I believe that would be our I believe that would be our respond. Okay, fair enough. Thank you. I'm sorry, this is this is bread for us. I just add onto that.

1059

02:20:10.495 --> 02:20:10.975

I mean,

1060

02:20:11.004 --> 02:20:12.534

to your direct question,

1061

02:20:12.565 --> 02:20:17.065

Rob's answer is is correct and appropriate the,

1062

02:20:17.905 --> 02:20:18.565
you know,

1063
02:20:19.104 --> 02:20:20.004
the their,

1064
02:20:20.034 --> 02:20:25.764
our record keeping and reporting requirements in any permits.

1065
02:20:25.825 --> 02:20:38.934
And those are, he, they have to certify that those are true and accurate.
And, and the documents that they have to submit to the agency are
available to the public.

1066
02:20:41.399 --> 02:20:53.575
Dial that's not directly on point the question you're answering, but
there are documents available to you that are the companies compliance
records.

1067
02:20:55.075 --> 02:21:09.264
So so so following up on my Thank you for your answer. I appreciate it
following up on my, on my question. How do we know that you can't be
influenced by this economic power house?

1068
02:21:15.534 --> 02:21:25.764
Yeah, I guess I, I would say this is Rob again. I would say that you may
not.

1069
02:21:27.415 --> 02:21:42.024
And that's why we have a permitting program that that attempts to provide
a structure by which facilities have to operate consistent with the
rules and

1070
02:21:42.024 --> 02:21:43.614
regulations that govern them.

1071
02:21:43.975 --> 02:21:45.684
And then on top of that,

1072
02:21:45.684 --> 02:21:48.295
we add the various reporting record,

1073
02:21:48.295 --> 02:21:50.545
keeping the monitoring,

1074
02:21:50.545 --> 02:21:55.944

and the likes of documentation that come into our possession by way of
our field staff,

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02:21:55.975 --> 02:21:59.784

or by way of reporting that they have to give to us,

1076

02:22:01.434 --> 02:22:02.604

at least that way.

1077

02:22:04.194 --> 02:22:17.754

That type of information that typically would assure compliance at a, a
particular permitted source that type of information is readily
available to the public through the, the freedom of Information Act.

1078

02:22:18.420 --> 02:22:33.264

Okay, I understand. And thank you for your for your input. I don't mean
to insult the Illinois Department of health of environmental
protection, but I had to ask the question for public for public
record.

1079

02:22:33.715 --> 02:22:43.944

So from my coming from my community, I have two questions. The first one
is, I guess my question would be why is this plant?

1080

02:22:43.975 --> 02:22:56.965

Not acceptable in Lincoln Park, but it is down here. This is Brad for us
date again.

1081

02:22:56.995 --> 02:23:09.084

He's been not sure if this came up as a answer previously or not but, you
know, zoning and local land use decisions are not the purview of the
States.

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02:23:09.114 --> 02:23:15.174

That that authority is invested in the look in in the local decision
makers.

1083

02:23:15.264 --> 02:23:29.155

And, you know, that's that's where that authority arrests on determining
the location and appropriateness of any zodiac land use decision.

1084

02:23:30.090 --> 02:23:44.934

Okay, so so so so so the person who asked that questions listening to us
right now, so you best you just said it's the city's purview to decide
what what area zone for perfect perfect for this factory.

1085

02:23:46.405 --> 02:24:00.235

But, second, I don't wanna speak for you, but I'm interpreting what you just said. Is that right? Yeah the city makes zoning decisions. Okay. Right. I wasn't clear that you guys want me said I don't want the words email.

1086

02:24:01.284 --> 02:24:02.514

The second question is,

1087

02:24:03.415 --> 02:24:04.104

how do you,

1088

02:24:04.194 --> 02:24:06.235

how does the way our comment,

1089

02:24:06.930 --> 02:24:07.795

for example,

1090

02:24:07.795 --> 02:24:22.225

one hundred percent of our comments if one hundred percent comments are fully opposed to this permit will the EPA not grant the permit to the business if the permit is given then how do we deal with the I deal with the

1091

02:24:22.885 --> 02:24:25.584

consequences of it as Lincoln Park?

1092

02:24:25.584 --> 02:24:39.354

Did I get those two questions? So so oh, go ahead. I was just also try break it down the number one. If everybody on the on these two calls is saying, no, we don't want it.

1093

02:24:39.385 --> 02:24:50.545

How, how does the way that against whatever, other, whatever other considerations that has been given the permit. Okay. So this is Brad again.

1094

02:24:50.875 --> 02:24:59.215

And so I, I think is just alluded to in his opening statement, or maybe it came right out and said in his opening statement.

1095

02:24:59.575 --> 02:25:01.315

It it just comments,

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02:25:01.555 --> 02:25:01.795

so we,

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02:25:01.825 --> 02:25:11.604

we we have to base our decisions based on the law in the regulation and comments that are strictly of I,

1098

02:25:12.534 --> 02:25:16.795

I support the project or I oppose the project there.

1099

02:25:16.854 --> 02:25:20.875

There's no way for us to account for those in our current review,

1100

02:25:21.385 --> 02:25:21.985

it's per,

1101

02:25:22.014 --> 02:25:33.745

it's comments based on whether or not a facility does or does not meet the environmental regulations and then suggestions on enhancements,

1102

02:25:33.745 --> 02:25:45.264

which we may be able to consider those and regularly do try to take them into account when it comes to our permit decisions.

1103

02:25:45.264 --> 02:25:59.424

Okay. Okay. So so the, the, the answer, the second question that they that he raised, I don't we deal with the consequences of the permit. That's a political move.

1104

02:25:59.934 --> 02:26:09.895

When we get the reports from you guys, we show it to our all them and we show it to our, our state representative and they do the political or whatever.

1105

02:26:09.924 --> 02:26:23.305

The, the maneuvers are to well, find them and push them out. We should, which can be a long drawn out process. So, with that, I want to speak for.

1106

02:26:24.594 --> 02:26:30.475

A large part of the South Southeast Chicago with a large part of my region of the Southeast Chicago,

1107

02:26:31.135 --> 02:26:35.995

Grand cross and South Shore chat them with,

1108

02:26:35.995 --> 02:26:45.834

on such we will I was told directly we do not want this in our community because of its health effect.

1109

02:26:46.319 --> 02:26:59.815

Is history and it's insult to to to our community, assuming that we don't have the ability to fight back yeah, that's that's my kind of thinking here in about.

1110

02:27:01.614 --> 02:27:09.475

Okay, thank you. Mr. blanks. I appreciate your your comments and concerns and our next speaker is Christopher. O. hare.

1111

02:27:10.674 --> 02:27:22.524

Followed by Brian. Kevin and Damon. Watson. So Christopher please proceed. Yeah, I mean, I can you hear me? Yes, we can. Thank you.

1112

02:27:24.805 --> 02:27:34.614

I think Jeff for plugging me into this because I have some issues on the first time. You had your call earlier in the day, and I always want to appreciate due diligence where it's appropriate.

1113

02:27:37.645 --> 02:27:37.885

Yeah,

1114

02:27:37.885 --> 02:27:41.965

I was gonna say that I have a kind of a more even mind on this,

1115

02:27:42.444 --> 02:27:54.745

but I do like to see precautions put into place I can speak earlier to what some people set about the city being involved with why I just gotta move from Lincoln Park I've seen story coverage on this.

1116

02:27:54.864 --> 02:28:07.704

Sure. It was a, but a lot of the reasons why it had to get moved this because, and the automatic privilege that Brad Hopkins put into play for Lincoln yards, which piggybacked off to funds.

1117

02:28:08.094 --> 02:28:22.495

And now it's like a, is a very fluent community. And maybe they were allowed to resolve a whole area of the city, just because it happens to be close to the river, which is Chicago's version of ocean from property. So I've, it's.

1118

02:28:23.430 --> 02:28:35.004

Since that this can continue in Chicago, if people know pressure argument, and especially now is taking a little bit of a step on this. But I, I do believe that it will continue.

1119

02:28:35.334 --> 02:28:49.135

And it will one person on the phone mentioned that you live in Logan Square. It not only creates gentrification and beautification, but it also creates great displacement in our city. I didn't wanna mention.

1120

02:28:50.100 --> 02:28:59.364

The fact that, in here, I asked some questions I've seen some things in here that actually look like legitimate concerns, but I haven't heard them talked about on the phone.

1121

02:28:59.875 --> 02:29:13.614

Maybe briefly alluded to when it comes to something called floss, which is actually more like fugitive dust. I'm curious to how at the plant site that's located.

1122

02:29:13.645 --> 02:29:26.034

Well, will these be asset roads or will these be dirt roads that may stir up even more pollution mixed in with trucks maybe bringing in and out. So that's a direct question.

1123

02:29:31.045 --> 02:29:32.694

Okay, thank you for that question.

1124

02:29:36.235 --> 02:29:46.469

Or to have Bob with the permit section, my understanding from what was submitted as part of the, the future of operating arena. Yeah.

1125

02:29:46.465 --> 02:30:01.104

And is that and discussions with with three that they have a portion of rows on their property that that are paid and that

1126

02:30:01.405 --> 02:30:03.805

there are also roads that they use,

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02:30:03.805 --> 02:30:09.204

which they do not own that are unpaid but they're,

1128

02:30:09.235 --> 02:30:10.674

they're gravel roads.

1129

02:30:11.934 --> 02:30:23.545

Yeah, they tried to my understanding is try to fill some of the potholes with various materials, which is as follows rock.

1130

02:30:26.489 --> 02:30:32.454

And those are not their roads, it's not their obligation to maintain those rows.

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02:30:32.454 --> 02:30:35.395

But the ones that are within their property,

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02:30:35.395 --> 02:30:44.934

my understanding is that under the future of test plan that we require in the permit they have to do various things,

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02:30:44.934 --> 02:30:47.815

such as sweep on periodically.

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02:30:48.475 --> 02:31:03.055

And they also were some of the onsite unpaid roads, they have to either wet them with water or or chemical dust.

1135

02:31:05.485 --> 02:31:16.104

And then the other thing is, I, I, it may stay in the future to plan again. I'm not completely familiar with that, and we may have to answer some of us in the response of the operating.

1136

02:31:16.500 --> 02:31:30.569

But the future plan should also spell out other restrictions, like, limits on on the speed of the tracks going across the property. Yeah.

1137

02:31:30.565 --> 02:31:39.504

And also the permit, by the way does limit the hours that they may have the trucks run in and out of the property.

1138

02:31:41.639 --> 02:31:53.424

So that's that's another consideration restriction we put on stores and perfect. Okay. Thank you. By the way for the record. My name is Christopher.

1139

02:31:53.454 --> 02:32:06.594

O Hara and that's all apostrophe on the net large member. But I do sometimes do some ad hoc work for the program called Chicago documentaries, which is above a city bureau.

1140

02:32:07.469 --> 02:32:16.614

So I do know that some environmental cases make it all the way to the Illinois pollution control board because I've covered some of those meetings as well.

1141

02:32:18.114 --> 02:32:31.704

I do think that you guys need to offer another way to do this virtually with maybe a little bit more intention on how to make it public just because I had to find out about this through only through W.

1142

02:32:31.795 --> 02:32:45.834

W and block club. I know it's on the site now, you can always say it's open for availability, but I think given the time that we're at now, I think extra promotion of meetings is duly needed.

1143

02:32:45.954 --> 02:32:48.444
So it's not just a critique of the.

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02:32:49.854 --> 02:32:50.215
I don't know.

1145

02:32:50.815 --> 02:32:51.295
So,

1146

02:32:51.444 --> 02:32:54.834
and I do think so with the fact,

1147

02:32:54.834 --> 02:33:04.135
that earlier mentioned some people were mentioning how legislative things
would have to change until our state assembly is meeting,

1148

02:33:05.424 --> 02:33:08.274
even virtually beyond just work groups.

1149

02:33:08.665 --> 02:33:17.155
I think that maybe you don't slow down the entire process.

1150

02:33:17.155 --> 02:33:26.545
But you do make it more intentional and more chance for public
interaction, because I think you don't want to go into a neighborhood
with a built in ad. The serial.

1151

02:33:28.045 --> 02:33:42.565
Relationship because I know we can park wasn't always that way, but when
they changed the neighborhood quite a bit, they are sometimes using
their own environmental standards and sometimes pushing stories out
there.

1152

02:33:42.870 --> 02:33:56.694
Like, one I was on Facebook was definitely but showing when the plan was
on fire in, in trying to make people believe that was their typical
output. So I wouldn't quite call it fake news, but it's definitely
misleading.

1153

02:33:57.540 --> 02:33:58.170
So,

1154

02:33:58.495 --> 02:33:58.704
I,

1155

02:33:58.704 --> 02:34:13.674

I do think that's important and I'm also wondering since I thought I heard someone from the mentioned something about how the permit

1156

02:34:13.674 --> 02:34:14.815
process works.

1157

02:34:15.985 --> 02:34:30.954
There are some equipment that are supposed to be Levy from Lincoln Park. I'm curious to know how the permit process works. With existing equipment, you particularly discover that may or may, I don't know the age of or the maintenance up.

1158

02:34:38.395 --> 02:34:39.745
This the Fibernet side again,

1159

02:34:39.745 --> 02:34:45.895
with the permit section to remove a piece of equipment from a property,

1160

02:34:46.014 --> 02:34:47.965
we would not require a permit,

1161

02:34:47.995 --> 02:34:53.274
but to relocate that same piece of equipment to a,

1162

02:34:53.334 --> 02:34:55.915
a new piece of property does require a program.

1163

02:34:56.965 --> 02:34:57.354
So,

1164

02:34:57.415 --> 02:35:07.045
in case of the we know for a fact that the is one of the pieces being relocated from the north to the South,

1165

02:35:09.204 --> 02:35:13.375
I'm not sure and we may have to address this in the response of the summary as well,

1166

02:35:13.434 --> 02:35:15.354
whether this bever's part of the piece.

1167

02:35:17.940 --> 02:35:32.934
I I was getting it. It is Yeah Yeah. Discovery is one of the pieces of equipment that has been going from from the north side to the southeast side. And that is good news.

1168

02:35:33.625 --> 02:35:37.135

I'm also wondering. Would you? I heard earlier.

1169

02:35:37.135 --> 02:35:40.075

That information from testing is available,

1170

02:35:40.645 --> 02:35:53.905

but hasn't been standards of how frequent those testing results would be available into what venues what would it be like a nice quarterly or is it more like upon request or annually?

1171

02:35:56.575 --> 02:36:10.854

A backburner tied again from the permit section the construction permit will require a one time task and that has to take place we have to draft permit

1172

02:36:11.514 --> 02:36:14.155

within sixty days after the date,

1173

02:36:14.665 --> 02:36:17.875

a raw materials first processed in the shredder.

1174

02:36:19.735 --> 02:36:27.864

We do have provisions in in our rules that our agency can request another test at at any other time.

1175

02:36:28.405 --> 02:36:42.204

And in addition us, EPA can also request afraid to perform testing. Thank you for your answer. I think my last question is gonna be.

1176

02:36:43.915 --> 02:36:45.415

I'm just wondering how.

1177

02:36:47.934 --> 02:37:02.784

Let me see, I'll put this other chemicals. You guys deal with that Pre date the EPA similar to the pot cover up that happened. Then I believe the movie dark waters was based on. Are there chemicals you don't have to report that?

1178

02:37:02.784 --> 02:37:12.024

You're dealing with? His father was from a section.

1179

02:37:12.024 --> 02:37:21.084

I'm not aware of any chemicals that would be a consider hazard air pollutants. That are not required to be recorded.

1180

02:37:23.575 --> 02:37:30.145

So, hazards, air, pollutants and section one, twelve B of the Clean Air Act.

1181

02:37:32.459 --> 02:37:34.975

And there's about a hundred and eighty six of now.

1182

02:37:38.159 --> 02:37:50.725

So so, so I just have clear clarification on what I think you said to your knowledge there is no grandfathered chemicals. They ones that would exist that wouldn't be against standards that you're aware of.

1183

02:37:52.709 --> 02:38:03.715

No, alright, thank you. And I, I do want to thank everyone involved with this process again. No, I do strongly urge that again. The.

1184

02:38:05.069 --> 02:38:17.305

Buy in of your look of your location that you're moving to. That's potentially you do engage in public in different ways. And I do realize that.

1185

02:38:18.565 --> 02:38:31.885

You, I think our area does need to have some industry because right now with a pandemic. It certainly shows how often when you're service based economy that something needs to be manufactured.

1186

02:38:32.575 --> 02:38:46.465

I agree that it needs to be done in a safe way, but if we continue to bring all of the manufacturing to countries, that don't really measure anything with a certain standard. I don't think we're.

1187

02:38:47.610 --> 02:38:48.504

It's almost like,

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02:38:48.504 --> 02:38:50.215

you're just shipping a way to problem,

1189

02:38:50.215 --> 02:39:03.084

rather than actually trying to work with the companies at hand and I don't think that's a that's a very short answer and anything that happens in the world will eventually reach back to you.

1190

02:39:04.375 --> 02:39:07.045

I do have one request well,

1191

02:39:07.045 --> 02:39:12.385

this call be available per transcript,

1192

02:39:12.415 --> 02:39:14.184
not only to the people on here,

1193

02:39:14.184 --> 02:39:20.905
but potentially on a website that people in some notification that people
can find it in a public venue.

1194

02:39:22.319 --> 02:39:24.024
So this is Brad again,

1195

02:39:24.024 --> 02:39:24.385
the,

1196

02:39:24.684 --> 02:39:36.059
the recording of this hearing will be posted to the agencies website in
the same location that the other documents are,

1197

02:39:36.084 --> 02:39:37.375
where we are found.

1198

02:39:39.389 --> 02:39:47.784
Thank you. And I know a lot of people mentioned demographics from the
southeast side. I live in Uptown, but I know people live in South
Shore.

1199

02:39:47.784 --> 02:39:58.645
So I, I do say, yes, you do have to pay attention to what environment
does and it does affect you dramatically, which why I'm asking the
questions. I'm asking, but keep in mind.

1200

02:39:58.645 --> 02:40:12.655
There's a lot of empty lots around there, a lot of people out of work. So
I would hope that I know that you guys are relocating and you probably
have existing jobs. But I would hope people in that community would
have a chance to work there as well.

1201

02:40:13.674 --> 02:40:21.114
And thank you for your time, and I appreciate it Thank you. Mr. ohare I
appreciate your comments.

1202

02:40:21.774 --> 02:40:36.715
Our next speaker will be Brian followed by David Watson miles Vance and
Rachel Vance. So Brian please proceed. Hey, guys can, How's my audio?
Can you hear me? Yeah, sound good.

1203

02:40:36.715 --> 02:40:51.354
Thanks. Great. Yeah. Good. Good. I'd like to thank the members of the
committee and the members of the community for their time on the call

this this evening. I think all the comments have been great. Very well thought and put together.

1204

02:40:52.704 --> 02:41:04.465

You know, I'd sort of like to start on the north side resident for the past few years. Can we sorry to interrupt? Can we have you spell spell your last name? Please for the absolutely. Yeah.

1205

02:41:04.555 --> 02:41:15.684

So, I have no affiliation with any environmental or advocacy group on the other side. Either. My last name is Kevin. Rca V. A, and a.

1206

02:41:17.969 --> 02:41:25.075

Thanks yeah, absolutely. And yeah, so I like, I mentioned them in North Side resident. I recently moved here two years ago from New York.

1207

02:41:26.094 --> 02:41:40.434

I just like to say, you know, I'm not necessarily I'm not a scientist by any stretch and most certainly agree with the comments made by Mr. stark at the beginning of the call and also the comments made by MS. Salazar, which I think we're very, very on points.

1208

02:41:41.545 --> 02:41:53.844

I go for walks routinely in the area with my six year old daughter, and with my eighteen month old outside here in the, you know, to that extent I definitely disagree with the comments made by Mr.

1209

02:41:53.844 --> 02:42:05.424

ohare just previously about the extent of the pollution in Lincoln Park. I think it's severe the contaminants in the air palpable when we go outside. It's just it's overwhelming.

1210

02:42:05.424 --> 02:42:15.204

I mean, the smell so I think this is an antiquated business. I don't think it's welcome on the North or South side. I don't think it has any place within city limits.

1211

02:42:16.225 --> 02:42:24.864

I think businesses like these in support of businesses like these is hurting communities of all types, informally objects to the permit.

1212

02:42:25.344 --> 02:42:40.225

And with that, I just a few questions if I could, you know, I'd like to ask about the pollution mitigates at the new facility versus the old. What's being done at the new facility compared with? What's being done in Lincoln Park?

1213

02:42:40.465 --> 02:42:44.754

Presently that would give the residents of the South Side sort of, peace of mind in that respect.

1214

02:42:48.114 --> 02:42:55.135

Thank you for your question, and I think we're gonna have Bob answer that one. Yeah Yeah.

1215

02:42:55.194 --> 02:43:06.745

As I mentioned in my opening Barber and say with the permit section, as I mentioned in my opening statement, the metal shredder will.

1216

02:43:09.594 --> 02:43:12.774

Their control system will just of a.

1217

02:43:13.795 --> 02:43:20.485

Mission capture thought with Robert drapes and now be located inside of metal thread shed.

1218

02:43:22.315 --> 02:43:30.385

They will also have a site clone a roll media filter, a thermal oxidize or an impact that's proper.

1219

02:43:32.094 --> 02:43:45.415

Many of the equipment is similar to what it is already existing at at the general to site on the north side. I believe that the capture system.

1220

02:43:45.750 --> 02:43:52.825

It's a slightly better than than what's currently is in place that at the general to side.

1221

02:43:53.844 --> 02:44:07.704

And the shredder is is gonna be a brand new shredder versus the shredder at the at the key. Okay. So it sounds like functionally equip equivalent equipment at the new site, compared with the old as far as pollution. But against is that correct?

1222

02:44:08.725 --> 02:44:20.485

The capture system is, is that upgraded? Okay. And then this is being a big the facility is being constructed on the elements. Is that is that right?

1223

02:44:22.495 --> 02:44:33.834

It's being a, the property of the river. Okay. Okay. And that is that area has a history of industrial solutions that is that a correct statement?

1224

02:44:37.950 --> 02:44:51.325

This is, this is Brad. I, it's historically a plan manufacturing district in the city. Okay. Yeah.

1225

02:44:51.325 --> 02:44:51.504

No,

1226

02:44:51.504 --> 02:44:53.784

I appreciate those comments and,

1227

02:44:54.264 --> 02:44:54.594

you know,

1228

02:44:54.684 --> 02:44:58.405

we'd like to explore that further and appreciate the research that,

1229

02:44:58.645 --> 02:44:58.825

you know,

1230

02:44:58.825 --> 02:45:01.045

the former speakers put into the call and your time,

1231

02:45:01.434 --> 02:45:01.584

you know,

1232

02:45:01.584 --> 02:45:06.805

people from the and putting this together and being on the call this evening.

1233

02:45:06.805 --> 02:45:21.745

So, thank you very much, just like a file, my formal objection, and hope everyone has a great evening. Thank you. Thank you. Mr Kevin I appreciate that. Our next speaker will be David Watson followed by miles Vance and then Rachel danced.

1234

02:45:22.614 --> 02:45:23.125

Damon.

1235

02:45:24.174 --> 02:45:37.524

Please proceed? Yes. Can you hear me can thank you sir. Great. Great. One thing I always like to do is to be sure that I'm a fairly unique person.

1236

02:45:37.555 --> 02:45:38.545

But tonight,

1237

02:45:38.850 --> 02:45:40.645

I don't think I get to be that guy,

1238

02:45:43.045 --> 02:45:43.284

you know,

1239

02:45:43.284 --> 02:45:43.495

like,

1240

02:45:43.495 --> 02:45:46.885

everybody else is saying I'm,

1241

02:45:47.034 --> 02:45:58.614

I'm representing in and as I speak to you and very much so certain that we do not support this at all.

1242

02:46:04.674 --> 02:46:13.975

I'm basically just presenting the questions on behalf of the, and and as, you know, a report from my committee has already gone out.

1243

02:46:14.364 --> 02:46:20.155

And I think that some of you have seen it now, I'm putting the bottom line upfront for you.

1244

02:46:21.895 --> 02:46:31.674

This application is directly, contradicts the prevailing policy above Chicago and Illinois.

1245

02:46:32.965 --> 02:46:46.885

Our federal and state agencies refer to the pandemic as the state of war and the idea of granting this permit effectively encourages.

1246

02:46:47.454 --> 02:46:56.155

I encourage as a general client to ally with other pollutants to provide aid and comfort to the end that being dependent.

1247

02:46:59.215 --> 02:47:11.395

Corona virus Z is a respiratory illness, you know, this the symptoms include a cough, you're sore chills muscle pains.

1248

02:47:13.254 --> 02:47:16.225

This is the west of Chicago,

1249

02:47:18.114 --> 02:47:19.584

they have these clusters,

1250

02:47:20.069 --> 02:47:20.399

a,

1251

02:47:20.485 --> 02:47:21.204

of plant,

1252

02:47:21.774 --> 02:47:25.614

numerous large facilities with within about six hundred feet,

1253

02:47:26.485 --> 02:47:27.415

sensitive areas,

1254

02:47:27.415 --> 02:47:28.614

such as parts,

1255

02:47:28.854 --> 02:47:29.545

hospitals,

1256

02:47:29.545 --> 02:47:30.114

clinics,

1257

02:47:30.114 --> 02:47:31.315

charts and that kind of thing.

1258

02:47:31.854 --> 02:47:39.024

And and that's where where where this new company he's planning on going.

1259

02:47:43.315 --> 02:47:44.305

According to my,

1260

02:47:44.334 --> 02:47:45.444

to my research,

1261

02:47:47.094 --> 02:47:53.125

there's at least eighteen companies like this one and the Southwest side,

1262

02:47:53.934 --> 02:47:58.465

and about fifteen in Southeast now,

1263

02:47:58.465 --> 02:47:59.934

going back to the growing virus.

1264

02:48:00.534 --> 02:48:07.825

You know, that it attacks Pre, existing medical conditions, particularly cancer as that kind of thing.

1265

02:48:09.264 --> 02:48:16.674

And we know that South the South sort of neighborhood where this where
the new company is planning on going,

1266

02:48:18.325 --> 02:48:28.645

it actually leads and Chicago's top five neighborhoods that were struck
by death for clone advice.

1267

02:48:30.264 --> 02:48:41.424

So point here, is that the point is that that.

1268

02:48:42.805 --> 02:48:52.045

We have it, we obviously see a link between this environmental injustice
and promote a virus use death.

1269

02:48:53.155 --> 02:49:07.854

Because this kind of pollution that this company brings about, and
apparently people have seen that in their history. They've done this
before and looking at the cluster of similar companies in Chicago.

1270

02:49:07.885 --> 02:49:10.524

They've been doing it and it's been doing it for a while.

1271

02:49:10.854 --> 02:49:20.065

They've created these conditions that cause the cause these Pre existing
medical conditions,

1272

02:49:21.024 --> 02:49:28.704

the intern gets to be exploited by cologne virus and leads to these
disproportionate depth that we see right now.

1273

02:49:32.514 --> 02:49:41.995

But he's seen that the has brought an action. Remember, I was talking
about the, the cluster of these of these, these type companies.

1274

02:49:43.225 --> 02:49:48.504

The has brought an action against one of and they were,

1275

02:49:48.565 --> 02:49:53.215

they were using the a hammer mill shredder and apparently,

1276

02:49:53.215 --> 02:49:59.034

according to the report that hammer mills shredder is a significant
source of the fugitive,

1277

02:49:59.065 --> 02:50:02.665

particularly emission specifically.

1278

02:50:02.934 --> 02:50:06.385

There were several back to back violations.

1279

02:50:07.465 --> 02:50:14.065

Which in which the fugitive particulate matter was emitted from that
Hamer Hamer,

1280

02:50:14.065 --> 02:50:14.815

most shredder,

1281

02:50:15.625 --> 02:50:20.364

which in turn the admissions that they then crossed over into,

1282

02:50:20.395 --> 02:50:23.034

into public areas of off of his own property.

1283

02:50:25.225 --> 02:50:40.135

And we also know that Chicago has had to deal with fires. That were
caused by auto shreds. So now you have general iron come comes along
and they're seeking permission to engage in the same type of business.

1284

02:50:41.844 --> 02:50:43.075

With the same cluster,

1285

02:50:44.334 --> 02:50:46.254

using the same equipment,

1286

02:50:46.254 --> 02:50:47.094

and the Hamels,

1287

02:50:47.905 --> 02:50:49.254

which caused the pollution,

1288

02:50:50.245 --> 02:50:57.024

the hammer mills that they plan to use as well the auto traders that
brought files have an auto shred.

1289

02:50:58.555 --> 02:51:09.715

And all of this is within six miles of the senior living resident,
they're already has suffered eleven deaths due to pandemic.

1290

02:51:10.045 --> 02:51:19.284

Again they are in the business, they create the, the conditions, the
environmental conditions.

1291

02:51:20.395 --> 02:51:31.614

That keeps people vulnerable to Cron virus. Thank you. But with this application, I'm assuming.

1292

02:51:32.784 --> 02:51:47.155

That they think, or are there, we are supposed to believe they're while they're coming in asking to do the same thing with, with the same group of people with the same equipment, they will be a different or better result.

1293

02:51:50.245 --> 02:51:51.145

We also,

1294

02:51:51.475 --> 02:51:51.684

yeah,

1295

02:51:51.684 --> 02:51:52.465

we we have,

1296

02:51:52.495 --> 02:51:53.034

we've had,

1297

02:51:53.995 --> 02:51:54.264

we were,

1298

02:51:54.264 --> 02:52:04.764

at several cases around the country that have reported problems similar all over the all over the all over the country,

1299

02:52:04.825 --> 02:52:09.204

the same types of problems every time dealing with these types of companies.

1300

02:52:10.915 --> 02:52:14.125

I've seen reports of admissions,

1301

02:52:14.155 --> 02:52:14.575

read,

1302

02:52:14.575 --> 02:52:14.995

smoke,

1303

02:52:15.385 --> 02:52:15.924

smoke,

1304

02:52:16.104 --> 02:52:17.125

explosion,

1305

02:52:17.575 --> 02:52:18.295

fires,

1306

02:52:18.864 --> 02:52:20.514

in terms of health children,

1307

02:52:20.514 --> 02:52:23.034

developing breathing troubles,

1308

02:52:23.784 --> 02:52:27.834

asthma and sometimes you have even cancer.

1309

02:52:29.905 --> 02:52:36.864

So the end of recognizes a clear link connecting environmental pollution.

1310

02:52:37.555 --> 02:52:37.975

So,

1311

02:52:38.004 --> 02:52:39.684

these Pre existing conditions,

1312

02:52:40.045 --> 02:52:41.875

then to the,

1313

02:52:41.934 --> 02:52:46.614

the less resistance to clone advice and then,

1314

02:52:46.614 --> 02:52:47.125

ultimately,

1315

02:52:47.125 --> 02:52:47.545

death,

1316

02:52:49.045 --> 02:52:50.395

environmental pollution,

1317

02:52:50.514 --> 02:52:55.104

diminished public health in Corona virus fatalities are all connected.

1318

02:52:55.524 --> 02:53:01.854

But now, that being said, I now have a question, there's an unresolved question here.

1319

02:53:04.495 --> 02:53:15.834

Why is it that these companies are coming to the Southeast and Southwest again eighteen in one area,

1320

02:53:16.315 --> 02:53:21.114

and this team and another you would have thought that the industry is saturate.

1321

02:53:21.534 --> 02:53:25.315

There's only so much script in one area that needs to be cut.

1322

02:53:26.754 --> 02:53:32.995

I would like to know why these companies are going to these areas.

1323

02:53:34.680 --> 02:53:48.895

Because it's exploiting the people effects that is the people that push them and in those health conditions, which is actually the whole point of all this social isolation.

1324

02:53:49.584 --> 02:54:00.534

So, while everybody's trying to do this social isolation thing, here, it comes this company which gas is, they get into your home where you're trying to socially isolate.

1325

02:54:01.524 --> 02:54:09.325

I guess you said, you actually have less chance of getting sick, just dealing with regular people, but that's the thing we're trying to avoid.

1326

02:54:09.594 --> 02:54:23.334

So is is very similar to watching a fish, you know, to take a fish and throw it in the water to save his life. But then to poison the water and dashboards, like, dealing with this C*** no company, they poison the one.

1327

02:54:24.745 --> 02:54:37.165

But, again, why are they coming to this particular area? I'd like to know if there is some kind of tax break if there's a, some kind of incentive of some sort I don't know.

1328

02:54:37.165 --> 02:54:46.674

And I'm not trying to suggest anything the various, it's just, you know, a real actual business question why are they attracted to those particular areas?

1329

02:54:47.665 --> 02:54:56.454

And that's all I have to say this is Brad. It was a do you want me to respond to that? Please please?

1330

02:54:56.604 --> 02:54:56.844

Yeah,

1331

02:54:57.325 --> 02:54:57.805

so I,

1332

02:54:57.805 --> 02:54:57.834

I,

1333

02:54:57.834 --> 02:54:58.405

I mean,

1334

02:54:58.434 --> 02:55:01.614

I really the only response I have to that is what,

1335

02:55:01.915 --> 02:55:04.764

basically what I said before about the zoning,

1336

02:55:05.129 --> 02:55:05.639

we,

1337

02:55:05.665 --> 02:55:07.854

as an agency at the state level,

1338

02:55:08.250 --> 02:55:15.145

don't determine where facilities are going to go nor do we get into,

1339

02:55:15.354 --> 02:55:15.655

you know,

1340

02:55:15.985 --> 02:55:21.805

at we don't get into financing of facilities or or anything of that,

1341

02:55:21.864 --> 02:55:28.825

or we have no role in the determination of where facilities are located.

1342

02:55:31.735 --> 02:55:40.165

I wasn't suggesting that you did I I apologize if I gave that impression

I was merely asking literally a question,

1343

02:55:40.165 --> 02:55:41.094

I think suggested,

1344

02:55:42.774 --> 02:55:57.594

because it just seemed suspicious to me that so many of these same types of companies engaging the exact same business would go to the exact same area where you would think there would

1345

02:55:57.594 --> 02:55:58.975

be so much competition that,

1346

02:55:59.034 --> 02:55:59.334

you know,

1347

02:55:59.334 --> 02:55:59.815

that they,

1348

02:55:59.844 --> 02:56:01.045

they could not do that.

1349

02:56:03.145 --> 02:56:09.174

And there just has to be to me some kind of reason, and it's not just Chicago. This is this is nationwide.

1350

02:56:09.174 --> 02:56:19.014

I'm not saying it, but just focusing on this issues right here in Chicago I just want to know what may this company decide to take that area?

1351

02:56:19.944 --> 02:56:24.954

Why why that one not anywhere else now and that's as well like.

1352

02:56:26.040 --> 02:56:38.725

So I, I guess, yeah, I guess just to clarify my statement is, since we don't deal with that we just don't have that information for you. So, I mean, you were asking us and I don't I don't have that.

1353

02:56:38.784 --> 02:56:49.704

I, that's the information that we ever received. Okay, and just just to make sure that I was clear. Where are you where are you following the points?

1354

02:56:49.704 --> 02:57:01.524

I was just trying to make no, in terms of linking corona virus, the policies that we're trying to keep it to affect how this is undermining the state and local policies. I just want to make sure that I'm clear as I speak to.

1355

02:57:04.405 --> 02:57:18.864

Yeah, so we understand Thank you so much. Okay. We appreciate all your
your comments. Mr. Watson. Okay. Come up. I'm sorry do you have any
other additional comments? Sir? No, I was just saying, thank you.

1356

02:57:19.590 --> 02:57:21.895

Okay. I didn't I didn't hear what you said. Thank you.

1357

02:57:21.895 --> 02:57:27.655

So much our next speaker is miles Vance and Rachel Lance,

1358

02:57:27.655 --> 02:57:29.635

but before we finish up with those two,

1359

02:57:29.635 --> 02:57:37.405

I want to double check to see if there's a several Unidentified speakers
that are possibly still with us that were registered to speak.

1360

02:57:37.829 --> 02:57:43.225

So, if I call your name, we please say I'm on the line. Give me one
second.

1361

02:57:59.370 --> 02:58:08.485

Okay, Amy gender argue with that. Amy janitor.

1362

02:58:10.920 --> 02:58:17.364

Okay, Cynthia stricklin Cynthia.

1363

02:58:19.735 --> 02:58:33.024

And Andrew Dell guidance Andrew no guy this are you on the line?

1364

02:58:34.045 --> 02:58:38.215

How do you feel about it? I'm not sure if you're saying my end.

1365

02:58:39.594 --> 02:58:43.405

Oh, I'm sorry. Is it D. L. G. I. U. D.

1366

02:58:45.120 --> 02:58:47.754

No, no, no. Okay.

1367

02:58:49.465 --> 02:58:53.034

And lastly, is there a Caroline March available?

1368

02:58:55.795 --> 02:59:08.424

Carolyn, okay, it doesn't appear that they're with us anymore they were
registered to speak, so we're gonna move on to our last two speakers
miles Vance and Rachel Vance.

1369

02:59:10.170 --> 02:59:25.165

I mean, here miles are you there? Actually hold on one second. Please.

Hi, this is, this is my advice the a.

1370

02:59:25.165 --> 02:59:31.825

N. E. yeah. Alright.

1371

02:59:33.385 --> 02:59:47.125

So, from what I hear is that the permit process is completely up to them, just submitting some information and you guys approving it as they say they're gonna meet the standard. So, I was getting ready all day to be some sort of emotional play to you.

1372

02:59:47.725 --> 02:59:57.864

If you Republicans, he would probably approve the permit. Anyways. If you're Democrat if you're an establishment Democrat, you would probably toe the line and see what the party officials think.

1373

02:59:57.864 --> 03:00:10.344

So, Lori thinks that you should approve this, it will get approved and if you're progressive, then you probably care about people and you don't care about the money are the three hundred jobs you care about the thousands of people in the.

1374

03:00:11.069 --> 03:00:20.575

Neighborhood, and then that are then the many other people that live in the neighborhood that don't come out to let, you know, that they live in the neighborhood.

1375

03:00:22.135 --> 03:00:36.235

So eighty percent of the neighborhood is Hispanic, and we all know, I don't have to ask, why are they moving to the neighborhood? Because they're getting tax breaks. They want it to be manufacturing. You get it, they come here because it's easy to pollute here and get away with it.

1376

03:00:36.264 --> 03:00:47.034

Because every, once in a while, Republican will be an office of Governor, and he'll just approve the wiping away of all power. You guys probably been through administration after administration.

1377

03:00:47.034 --> 03:01:01.674

That's your career people I don't know any of you, but that's that's politics and that's reality. Your Democrats when we work. So I get that. And from what I hear, you're saying, well, it's gonna either approve or not approve based off of the application.

1378

03:01:01.735 --> 03:01:12.504

Yes. We're not going to pollute. Okay you're approved in sixty days.

We're gonna test remember sixty days week. We're gonna test so probably lower their production that day.

1379

03:01:12.924 --> 03:01:20.514

I wanna request on the public record that you guys test them every week. I want. I'm probably going to.

1380

03:01:20.514 --> 03:01:34.915

I'm going to personally gonna have to go advocate my alderman, my mayor, my legislators, my governor to say, hey, why is the only one testing? Can we get some laws that get things tested? Can we get more monitoring stations in the law? I get that.

1381

03:01:34.915 --> 03:01:37.645

You guys are telling us to go become more progressive activists.

1382

03:01:39.444 --> 03:01:51.924

In the streets, but it's a pandemic so I'm just gonna make a couple more comments. I don't have to play with you or tell you anything, but I'm gonna make a couple more comments.

1383

03:01:51.954 --> 03:01:59.004

Then I'm gonna ask a series of questions and you can feel free to write them down transcribe them reply to them written. Cause.

1384

03:01:59.454 --> 03:02:08.934

I heard everything you said about, you know, if it's based off of the permit qualifying them or not, I just will have some issues with the other laws in place.

1385

03:02:09.354 --> 03:02:09.895

So,

1386

03:02:10.555 --> 03:02:10.915

you know,

1387

03:02:10.944 --> 03:02:11.575

severe,

1388

03:02:11.604 --> 03:02:22.555

acute respiratory syndrome that SARS and that's what we have right now with Colvin acute needs to be on top of so we have pollution that's killing our people with asthma,

1389

03:02:22.854 --> 03:02:23.575

cancer,

1390

03:02:23.875 --> 03:02:24.655

liver damage,

1391

03:02:24.684 --> 03:02:29.274

brain damage all kinds of oxygen level damages we can cause sleep apnea,

1392

03:02:29.485 --> 03:02:36.024

weight gain disease malnutrition and that ultimately talking about death here.

1393

03:02:36.565 --> 03:02:50.514

So you could be talking to a dead, man. If you'll be talking to all these people that die in ten years cancer, the children have learning disabilities. You're gonna be paying for that. You know, it's just an approval process.

1394

03:02:50.514 --> 03:03:03.565

I'm just putting it on record. That's what it is, is that you're willing the, the state I'm putting our record is willing to kill people s, general ire, submits the qualifications for a permit.

1395

03:03:04.254 --> 03:03:18.594

We can figure it out at sixty days if they don't violate the law that one day or every week if you're actually care about people and have a monitoring every week. I don't know if that's a legislative issue. I don't know if that's just an executive decision. That can be made by your boss.

1396

03:03:18.834 --> 03:03:27.565

Oh, we're gonna have testing every week. We're gonna put up ten, new monitoring stations. Miles is right we need to put more into the street. These people are important, but yes. What's important science.

1397

03:03:28.975 --> 03:03:35.065

Finding of data one time that's the same. You should be ashamed yourself if you think that's okay. And you can improve that.

1398

03:03:37.614 --> 03:03:51.354

You could be talking to dead people that's kinda sick and morbid. So we're talking about more mobility. Right? And if it's a statistic, it's just, you know, X, Y, Z guy but if you're talking to me and I could die, that's kinda sad.

1399

03:03:51.415 --> 03:03:54.864

You'll be talking to somebody like me that can be dead. So.

1400

03:03:56.545 --> 03:03:59.965

I just think is is there any traffic loss that from I,

1401

03:03:59.965 --> 03:04:14.065

that that would be basically a conflict of interest that would limit the amount of trucks on the street at a given point Avenue one and six are one hundred and sixty and Avenue O.

1402

03:04:14.305 --> 03:04:22.614

is one lane, so you'd have a X amount of trucks coming through on one way they said they're gonna fix up early. We'll see.

1403

03:04:24.114 --> 03:04:29.514

They said they're gonna fix up a bunch of other streets and have one hundred and thirty hundred and thirty be more accessible.

1404

03:04:29.575 --> 03:04:39.174

We'll see, but ten people wanted to stand on the corner of one hundred and six, and all they were completely shut down completely set down the operation in an hour.

1405

03:04:39.174 --> 03:04:50.274

You would see traffic backed up for two hours, and it wouldn't clear for three hours because the way it all bottlenecks at one hundred and sixteen every well, which is, by the way is a residential neighborhood.

1406

03:04:51.444 --> 03:05:04.284

So you're gonna talk about digital trucks were talking about vans. You're gonna be talking about independent companies coming by driving by do what they gotta do to get to the facility.

1407

03:05:04.885 --> 03:05:10.465

So, are there any laws that this permit would come in conflict with, with, for traffic?

1408

03:05:11.635 --> 03:05:20.424

Would there be any laws that come into conflict with students at the high school, in terms of child protective care services?

1409

03:05:20.995 --> 03:05:31.434

Children's welfare is it allowed preclude on children? There's a form and conscious neglect. It's a form of abuse. Are there any logs that are conflicting with?

1410

03:05:31.434 --> 03:05:37.495

That has there been any environmental impacts studies that go with the U. S.

1411

03:05:37.495 --> 03:05:48.415

Army Corps of engineers program that they're gonna clean the river and so we know that general iron is going to be put in particularly into the air and their facility.

1412

03:05:48.745 --> 03:05:58.254

But is there any mechanism for which they safely put the material onto the barges? Most of that degree is going to make it to the bars?

1413

03:05:58.434 --> 03:06:00.715

But some of it is going to go into the river,

1414

03:06:00.834 --> 03:06:15.114

because we are doing a judging project right now to get rid of material and the US Army Corps of engineers and POSTPONES there moving forward with the permit because of environments,

1415

03:06:15.114 --> 03:06:25.165

or worries that the solution is looking into the dirt into the soil into the neighborhoods and I just wanted to know if there would be any conflict,

1416

03:06:25.165 --> 03:06:33.024

the interest of moving forward with a new project while they're trying to figure out the environmental impacts of a current project that's on the federal level.

1417

03:06:33.385 --> 03:06:39.204

What I wanna be in contempt of federal law or federal decision that's postponed.

1418

03:06:40.254 --> 03:06:52.465

Probably even more, so because of the pandemic, but I get that you guys are working. I'm gonna be interested to see if you're actually in an office social distancing or if you guys are at home, working from home, like many other privileged people.

1419

03:06:52.854 --> 03:07:04.104

But so I just need to also say, how could you, somebody claim that this is a public forum?

1420

03:07:04.674 --> 03:07:19.014

I am paying an Internet service provider, a private company to be on the Internet right now to talk to you. So, it is not just public is a private entity, allowing me the privilege to use their service in return for money.

1421

03:07:19.584 --> 03:07:33.325

That is not public. I know I could use the phone then I can go ahead and probably pay the regular landline money to be on. I can go ahead and write a letter. I'll be paying the post office. That's traditional.

1422

03:07:33.774 --> 03:07:45.504

I get that will be probably an accepted form after being with the post office for a couple of hundred years. But what I don't get is that you're saying that you were gonna move to the digital format anyways.

1423

03:07:46.104 --> 03:08:00.504

So you're basically putting a call tax on anyone who wants to call in because they got to pay their service provider monthly. And I think for you to say it's free and it's open to the public. That's not true.

1424

03:08:00.985 --> 03:08:04.104

And you didn't use the pandemic as an excuse.

1425

03:08:04.350 --> 03:08:18.954

For why we're doing this you said, we're gonna do it anyways, because it's just kinda inferring that, you know, twenty first century media savvy. We're gonna move digital anyways. So when you're thinking about doing this in the future, I would want you to stress that.

1426

03:08:18.954 --> 03:08:30.204

It's because of the pandemic link link, because you can get away with same. It are now. But to say, you're gonna move digitally and public forums without even asking the citizens of Illinois, or the governor, or the legislator.

1427

03:08:30.204 --> 03:08:44.665

If you can do that, I think is just very brave and it's a paragraph. And it's an excuse for you that holding public forums. If we vote, we can stand and like to do a public forum. It's not smart.

1428

03:08:44.875 --> 03:08:57.684

I advocated against voting in public, so I'm not I'm not just saying this lightly, but there are options that if people are willing to take, you're standing in a group of people. You're probably not gonna say the same things as you.

1429

03:08:57.684 --> 03:09:05.665

If you're from the comfortable group. And in your house, there's a bunch of people looking at you. You might say something different. I don't know.

1430

03:09:05.995 --> 03:09:15.774

But the last thing I want to point out is that it is not, I don't speak Spanish, but I'm I was really offended that.

1431

03:09:16.020 --> 03:09:27.864

You guys would make the public notice in English expect people to know that notice exist without being in Spanish and then saying,

1432

03:09:27.985 --> 03:09:28.315

hey,

1433

03:09:28.315 --> 03:09:30.235

if you read the English notice,

1434

03:09:30.565 --> 03:09:32.125

you could ask for help to read.

1435

03:09:32.875 --> 03:09:38.424

This event tonight in Spanish well, who is helping the people read the notice.

1436

03:09:40.284 --> 03:09:44.965

It's not fair eight percent of the people. His neighborhood are Hispanic.

1437

03:09:44.965 --> 03:09:55.584

So that means a lot of people speak Spanish and I'm happy for it, but seems to pretend that that you put a notice out in English.

1438

03:09:55.614 --> 03:10:09.504

And then all of a sudden everybody who speaks Spanish, just read that then ask them to ask me for help even further. That's just appalling. It's it's borderline racist. It's bureaucratic for sure. It should be the same.

1439

03:10:10.045 --> 03:10:23.454

I'm gonna end my comments. I hopefully that you can answer all of the questions that I asked about the conflict of interest in logs with students minors words of the state to have to be taken care of, by the state.

1440

03:10:23.844 --> 03:10:37.944

Does the EPA have the right to override the rights of what custody of children in custody does the, because they they attend public school there they're in our neighborhoods, and we have to take care of them.

1441

03:10:38.784 --> 03:10:50.784

Does the E. P. A. have to here to? I that standards or can they just make a permit and say, well, you based off of what you said is good enough, we don't have to worry about that.

1442

03:10:51.030 --> 03:11:01.405

We don't have to worry about child protective services. We don't have to worry about the river and the US core of engineers all these things are putting on help, but we don't have to worry about it.

1443

03:11:01.555 --> 03:11:07.885

We have to just move forward from a deadline, or they get it by default. Okay.

1444

03:11:08.129 --> 03:11:16.465

So, I just need you guys to respond to all of that, and it's a lot. So you could probably do it in writing and that's acceptable for me. Thank you. Okay, thank you. Mr.

1445

03:11:16.465 --> 03:11:26.065

Vance, I appreciate those comments that will certainly provider response as part of our responsiveness summary as I mentioned in my opening remarks, which will be available on our website.

1446

03:11:27.325 --> 03:11:42.264

Posted where the public notice was that our next speaker is Rachel Vance. And if you just give me one second Rachel please proceed. Hey, Rachel Vance. Can you hear me?

1447

03:11:43.194 --> 03:11:57.534

I can excellent. Vance. V. A. N. C. E. I am a resident of the East side. My husband and I moved here six years ago. October twenty fourteen we purchased our dream home.

1448

03:11:57.625 --> 03:12:12.204

This neighborhood is absolutely amazing. There's access to hundreds of miles of bike trail. We're really close to the lake Michigan. We can walk there. Kelly met river is beautiful.

1449

03:12:13.405 --> 03:12:24.055

So many parks beautiful neighbors we're like, across the street from the school, there's actually several elementary schools here, and a very nice high school that my niece attends.

1450

03:12:24.594 --> 03:12:27.684

She lives with us too long with my five year old,

1451

03:12:28.254 --> 03:12:29.965

and my eighteen month old son,

1452

03:12:31.614 --> 03:12:34.495

a couple of years ago,

1453

03:12:35.395 --> 03:12:38.995

I had an opportunity to work with the EPA,

1454

03:12:39.174 --> 03:12:44.875

and they asked if they could test my property for and manganese.

1455

03:12:45.055 --> 03:12:47.305

There was an issue with a company.

1456

03:12:47.639 --> 03:13:02.334

Down the street, for me, a stage bell sage bone. Probably also got a permit issue to them from the EPA with regulations, but they blanketed our neighborhood with manganese for years.

1457

03:13:02.905 --> 03:13:13.284

And so I let them I was really excited to work with the, and I got my letter in October twenty, eighteen, which was four years after we purchased our dream home.

1458

03:13:13.709 --> 03:13:23.125

And it says that I have twelve times the amount of it in my yard. Then that is.

1459

03:13:25.975 --> 03:13:39.745

Removal management level, removal management level is four hundred milligrams per kilogram. My yard has four thousand, eight hundred milligrams per kilogram. Now it wasn't magazine.

1460

03:13:40.049 --> 03:13:53.034

So, the EPA couldn't clean it and they said that they would love to help, but they don't know which one of the dustin's of companies around here was responsible for destroying my land just during my dream home.

1461

03:13:53.784 --> 03:13:55.825

And so they weren't able to help either.

1462

03:13:56.395 --> 03:14:11.364

And I'm I'm afraid that if you let one more one more of these companies who have repeatedly to stop their neighbors to come into my neighborhood and continue to destroy

1463

03:14:11.364 --> 03:14:20.754

my property to threaten the life of my son and my to all the children and all the residents here,

1464

03:14:20.934 --> 03:14:21.204

I mean,

1465

03:14:21.204 --> 03:14:23.485
it's just not about jobs.

1466
03:14:24.114 --> 03:14:30.174
There are plenty and they could move somewhere. That isn't residential.

1467
03:14:30.295 --> 03:14:30.745
I mean,

1468
03:14:30.805 --> 03:14:36.625
I don't mind that they want to produce jobs and and do a service,

1469
03:14:37.045 --> 03:14:47.635
but this is a neighborhood and it really is literally across the street
from the school that my niece attend who has as much and my yard is
destroyed from countless years of this,

1470
03:14:47.694 --> 03:14:49.825
and I thought that we were improving,

1471
03:14:49.825 --> 03:14:52.735
but we just really can't afford to go back.

1472
03:14:53.245 --> 03:14:59.485
So I would like to formally state that I'm against this comment,

1473
03:15:00.024 --> 03:15:12.084
but I would like stricter regulations imposed that would severely limit
the amount of pollution that they're allowed to get away with,

1474
03:15:13.045 --> 03:15:15.954
to increased dramatically.

1475
03:15:15.985 --> 03:15:28.344
The amount of testing that we are doing independent testing. I don't want
just to this company to be responsible for recording their data. I
need someone outside of that company.

1476
03:15:28.795 --> 03:15:41.065
That can report to the public immediately in a style. That is almost like
a red alert. Hi. Yes. There's gonna be a problem. Please shut your
Windows, because that's the kind of neighborhood it is.

1477
03:15:41.395 --> 03:15:53.065
Sometimes we have down the streets over on torn, seven hundred and six
and some nights my house smells like there's a gas leak and I can't
have a nice breezy window open.

1478

03:15:53.575 --> 03:16:08.215

There's some nice when Cargill is refining something in it to feel their breath away, it's hard enough to breathe in this neighborhood without another and we just really appreciate you putting way more stricter regulations on them.

1479

03:16:08.245 --> 03:16:09.954

And that's all. I have to say, thank you.

1480

03:16:11.485 --> 03:16:21.475

Okay, thank you so much appreciate that. And our next speaker will be Caroline March hold the line one second.

1481

03:16:21.475 --> 03:16:29.754

Please Caroline feel free to proceed miss smart. Are you there?

1482

03:16:38.610 --> 03:16:52.944

Perhaps you may have self muted yourself this March. We can't hear you please check your device. Ms.

1483

03:16:52.944 --> 03:16:53.844

marsh are you there?

1484

03:16:58.920 --> 03:16:59.875

Hello MS. marsh.

1485

03:17:04.409 --> 03:17:16.524

It appears that you might be muting yourself. We'll go ahead and circle back to. We're gonna try one final time to identify three.

1486

03:17:17.905 --> 03:17:21.235

Registered speakers to see if they're on the line.

1487

03:17:28.614 --> 03:17:31.405

And Amy are you on the line Amy janitor?

1488

03:17:37.200 --> 03:17:46.495

Cynthia Strickland or Andrew Dell guidance.

1489

03:17:47.790 --> 03:17:52.020

Let's spell Andrew.

1490

03:17:55.079 --> 03:18:05.334

Okay, we'll try Carolyn marshal one last time. Caroline. Are you available Caroline?

1491

03:18:10.584 --> 03:18:12.715

Okay, let's go ahead. And.

1492

03:18:15.504 --> 03:18:24.354

We're gonna go ahead and conclude our public comment session. I just wanna say, I'm glad we're able to get some of our speakers that were registered to come in earlier.

1493

03:18:24.354 --> 03:18:38.094

Today at one thirty, we're able to get them into the six PM session and really appreciate everybody's comments and concerns this evening. And thank you very much for your participation if you didn't present oral comments.

1494

03:18:38.094 --> 03:18:39.354

But you still wish to comment.

1495

03:18:39.354 --> 03:18:53.934

Remember you can submit written comments to the agency is directed in the public notice, which can be accessed on our Web page written comments will be included in the record and received by the agency as responsiveness summary. I'm sorry.

1496

03:18:53.965 --> 03:19:06.565

And reviewed by the agency as responsiveness summary. Is prepared again, the record, and this matter closes on June thirteen th, two thousand. Twenty please send your written comments to the attention of myself.

1497

03:19:06.565 --> 03:19:15.655

Jeff guy as indicated in the public notice. The repository of documents for the permitting action is available and Illinois office.

1498

03:19:15.655 --> 03:19:30.145

And you can obtain those through a foyer request to the agency, which can be done through our website, or is Brad mentioned earlier. You can also contact the agency. If you need help, navigating this request again. Thank you so much for your participation today.

1499

03:19:30.444 --> 03:19:33.475

And this hearing is now adjourned, thank you.

List of people who made oral statements

General III, LLC Public Hearing May 14, 2020

1:30 pm & 6:00 pm (CST)

Illinois EPA White Oaks Conference Room

Name	1:30 pm Session	Contact Information
Lara Compton	Speaker 1	laracompton@gmail.com
Mark Velez	No. 2	mvelez1287@gmail.com
Gina Ramirez	No. 3	gramirez@nrdc.org
Meleah Geertsma	No. 4	mgeertsma@nrdc.org
Jordan Diab	No. 5	jordan.diab@gmail.com
Andy Daglas	No. 6	adaglas@gmail.com
Olga Bautista	No. 7	obautista58@gmail.com
Name	6:00 pm Session	Contact Information
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Miles Vance	No. 13	miles.vance.artist@gmail.com
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1:30 pm session: 7 speakers, 117 total participants

6:00 pm session: 14 speakers, 86 total participants

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List of people who made written statements or provided written submissions/exhibits

General III, LLC – through End of Comment Period (June 15, 2020)

1. Amy Genender	2. Edwin Gonzalez	3. Merrick O'Connell	4. Patrick Brown
5. Mark Velez	6. Gigi Buis	7. lresteviz@gmail.com	8. Melinda Keith-Singleton
9. Keith Harley	10. Ms. Robateau	11. Ceasar Rodriguez	12. Kim Stone
13. Thomas Ward	14. Carroll Ordas	15. Cristina Rodriguez	16. Craig Schuttenberg
17. John Ashenden	18. cfa04@comcast.net	19. Betty Jo Joy	20. William Bromer
21. Haley McKeever	22. Erik Ramirez	23. James and Angie Rodriguez	24. Carter O'Brien
25. Emma Cullnan	26. Arlene Ramos	27. Linda Young	28. Justin Hart
29. Andrew Del Giudice	30. Maria Valerio	31. John Stajcic	32. Edgar Lehr
33. Terry Herlihy Email	34. Nelly Martinez	35. Carolina Diaz Martinez	36. Savannah Hawkins
37. Nicolette Cooke Email	38. arturo.b.anaya@gmail.com	39. Adelina Avalos	40. Kevin Brubaker
41. Richard L. Martinez, Jr.	42. Mark Hagan	43. Ricardo DeLeon	44. Shirley Sutter
45. Tom Meyer Email	46. Kimberly Boreczky	47. Judith Andrade	48. Barbara Evans
49. Theodora Cunningham	50. Carlos Cerda	51. Terry Evans	52. Nick Epstein
53. Matt Kraemer	54. Pam Navarro	55. Wayne Garritano	56. Judith Nemes
57. Danielle Austin-Cano	58. Nancy Pacheco	59. Jennifer Walling	60. Mark Milby
61. Rose E. Joshua	62. Mary Esquivel	63. Mark Mitrovich	64. Kevin Lindemann
65. Pastor Matt Zemanick	66. ibamfxd@gmail.com	67. Sarah Eddy	68. Sara Kaplan
69. Michael Caldie	70. Gail Molinaro	71. Esther Allman	72. Grace Ramirez
73. Nancy Loeb	74. Diana Barthelemy	75. Annie Morse	76. Cheryl Henley
77. Lara Compton	78. John Tabares	79. Gail Brandys	80. Carla Womack
81. Eric Wallenius	82. Tony Paz	83. Janice Rodgers	84. Glen Moss
85. Ann Zwick	86. Herminia Vanna	87. Ryan Kannegiesser	88. Dennis Kreiner
89. Charles Stark	90. Jose Rodriguez	91. Cathy Felix	92. Ellen Craig
93. Cynthia Strickland	94. Nicholas Valdez	95. Mark Lundholm	96. Kimberly Rigger
97. Maxwell Evans	98. Joel Cortes	99. Matt Mitzen	100. Lawrence Friedman
101. Christopher O'Hara	102. Viviana Arellano	103. Henrietta Saunders	104. William Henggeler
105. Kiana Courtney	106. Damien M. Spaulding	107. Andrea Jakubas	108. Albert Legzdins
109. Pastor Richard Martinez	110. Rocio Ochoa	111. Nicholas Noe	112. Eileen Culkin
113. Meleah Geertsma	114. Deeana Mendoza	115. Kimberly Corn	116. Peter Sporn
117. Jordan Diab	118. Julio Ponce	119. Mary O'Connor	120. Maya Crystal
121. Juan Rojas	122. Sandra Leon	123. Elzbieta Pituch	124. Lewis Smith
125. Alfredo Romo	126. Aracely Galvan	127. Cristin Williams	128. Patricia Armstrong
129. Brian Cavanaugh	130. Maria Borja	131. n.s.231347839@p2a.co	132. Kathleen Hamill
133. Mautice Elion	134. Margaret Cortes	135. Jessica Niekrasz	136. Michaeline Hade
137. Gina Ramirez	138. Silvia Vaca	139. Eugene Wedoff	140. John Butler
141. Damon Watson	142. Angelica Delacruz	143. Lisa Albrecht	144. Sue Crothers
145. Peggy Salazar	146. L. Rachel McKinzie	147. V Evan	148. Lee Canel
149. Corina Pedraza	150. Rafael Razo	151. Ruth Kurczewski	152. Thomas Schmidt
153. Jocelyn Rangel	154. Jessica Chavarria	155. Carol Cooper	156. Maureen Kelleher
157. Elihu K Blanks	158. Elena Calvillo	159. Bruce Davidson	160. Rosemary Nash
161. Carolyn Marsh	162. Ana Sanchez	163. Drucker Sally	
164. Andy Daglas	165. Enriqueta Pacheco	166. Celeste Hammond	
167. Nick Radakovich	168. Joseph Aguilar	169. David O'Neill	
170. James Kinney	171. Bertha Aguilar	172. John Massman	
173. Mark Velez	174. Luis M. Alvarez	175. Glenn Reed	
176. Robert Adolfson	177. Rachel Roti	178. Janice Feinberg	
179. Miles Vance	180. Annamarie Garza	181. Kim Buclet	
182. Andres Villegas	183. Joann Podkul-Murphy	184. Gloria Picchetti	
185. Olga Bautista	186. Yolie Rangel	187. Marcia Stoll	
188. Brian Gabriel	189. Angel Avalos	190. Lenore Reeves	

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227.Monica.Brown.75182917@p2a.co	228.Barbara.Cornew.320943784@p2a.co
229.Tim.Fossa.93441577@p2a.co	230.Angela.Daidone.61050594@p2a.co
231.Norma.deYagcier.321058867@p2a.co	232.Corina.Lang.46753122@p2a.co
233.Ruth.Fast.321058759@p2a.co	234.Carole.Arett.74917840@p2a.co
235.Beth.Grunow.321053466@p2a.co	236.Sandra.Nickerson.320937754@p2a.co
237.Stacey.Doyle.321051909@p2a.co	238.Rosemary.Maziarz.320936539@p2a.co
239.Gwen.deVeer.321051783@p2a.co	240.Dana.Renninger.320934405@p2a.co
241.Jessica.Weninger.321049182@p2a.co	242.Howard.Ehrman.320934234@p2a.co
243.Jason.Woltman.321042909@p2a.co	244.Rev.Roberts.321396547@p2a.co
245.Eduardo.Diaz.321042512@p2a.co	246.Rachel.Havrelock.290634402@p2a.co
247.Graciela.Diaz.321040857@p2a.co	248.Veronica.Medina.321366540@p2a.co
249.Amber.Sullivan.321039318@p2a.co	250.Zhenya.Polozova.321430133@p2a.co
251.Carolee.Kokola.321036636@p2a.co	252.Angela.Baluk.132697192@p2a.co
253.Jaeda.Patton.321029625@p2a.co	254.Shane.Nodurft.28769224@p2a.co
255.Deloris.Lucas.321025719@p2a.co	256.Joseph.Zefran.33118905@p2a.co
257.Dawn.Silver.158672957@p2a.co	258.Julie.Nold.217390639@p2a.co
259.Gisela.Lopez.321014810@p2a.co	260.M.up.230608858@p2a.co
261.Cristina.Pepe.321012416@p2a.co	262.Christine.DelPriore.321027735@p2a.co
263.Jennifer.Bissell.16960800@p2a.co	264.Jennifer.Smith.229886609@p2a.co
265.Diane.libman.248987949@p2a.co	266.Brock.AuerbachLynn.68827397@p2a.co
267.Ira.GerardDiBenedetto.320999927@p2a.co	268.John.Ginger.103004543@p2a.co
269.Kendall.Granberry.158662570@p2a.co	270.Rita.McCabe.145872427@p2a.co
271.Rose.Panieri.272795468@p2a.co	272.Margarita Mendoza
273.Citlalli Garcia	274.Cenia Mendoza
275.Jessie.Gotsdiner.97289285@p2a.co	276.Nicole Kemerer
277.Rita Malfeo-Klein	278.Ann.Chen.321444868@p2a.co
279.Meryl.Domina.321456973@p2a.co	280.Richard.Stuckey.12564020@p2a.co
281.Emilia Garcia	282.Mark A. Weintraub
283.Liam.Kenny.321530484@p2a.co	284.David Ogulei (USEPA)
285.Rebecca.Brandtman.321543660@p2a.co	286.Charlie.Ryan.321546216@p2a.co
287.Robin Lam	288.William.Miller.107436234@p2a.co
289.Renée L. Grigorian	290.Nancy.Bennett.158591218@p2a.co
291.Saj.Gumidyala.321737034@p2a.co	292.Armand.Cann.321742209@p2a.co
293.Melissa.achettu.321765358@p2a.co	294.Shannon.Behan.321886039@p2a.co
295.Samantha.Abernethy.321896777@p2a.co	296.Stephanie.Bilotto.321913678@p2a.co
297.Erika.Sullivan.321923172@p2a.co	298.Charles.Nadler.321933234@p2a.co
299.Randy.Juras.36042429@p2a.co	300.Susan Sadlowski Garza
301.Zac Halden	302.Margaret Galka
303.Neighbors for Environmental Justice	304.Samira Hanessian
305.Jenna.Miller.321979900@p2a.co	306.Madison.Olivieri.322009941@p2a.co

307.Daniel Villarreal	308.Hal Tolin
309.Ellyn.Jung.322065480@p2a.co	310.Valarie.Fairchild.322066461@p2a.co
311.Ryan.Bailey.322070411@p2a.co	312.Mark.Kraemer.26231538@p2a.co
313.Hillary.Colby.322090617@p2a.co	314.Meredith.West.322095829@p2a.co
315.Jenny.Kendler.322100570@p2a.co	316.KAREN.NELSON.322107825@p2a.co
317.Timothea.Papas.322110740@p2a.co	318.Mickie.Weiss.322111172@p2a.co
319.Catharine.White.26329288@p2a.co	320.Wynne.Coplea.322117833@p2a.co
321.Georgia.Shankel.322128020@p2a.co	322.Catherine.Palivos.322135077@p2a.co
323.Mary.Shesgreen.8808114@p2a.co	324.Lynn.Schmitt.322141665@p2a.co
325.Michael.barkowski.322142754@p2a.co	326.Leticia.Cortez.322150287@p2a.co
327.Josh Ellis	328.John Pinion
329.Ted Stalnos	

Permit Section Opening Statement Exhibit 2

R 009624

From: [Guy, Jeff](#)
To: [EPA.PublicHearingCom](#)
Bcc: [Alfredo Romo](#); [Amy Genender](#); [Amy Genender Feltheimer](#); [Andrew Del Giudice](#); [Andy Daglas](#); [ANN M. ZWICK](#); [Brian Cavanaugh](#); [Carolyn A. Marsh](#); [Chalres Stark](#); [Christopher O"Hara](#); [Cynthia Strickland](#); [Elihu K Blanks](#); [Emma Cullnan](#); [Erik Wallenius](#); [Gina Ramirez](#); [Haley McKeever](#); [James Kinney](#); [Jocelyn Rangel](#); [John Ashenden](#); [Jordan Diab](#); [Juan Rojas](#); [Keith Harley](#); [Kiana Courtney](#); [Lara Compton](#); [Mark Velez](#); [Maxwell Evans](#); [Meleah Geertsma](#); [Nick Radakovich](#); [Nicolette Cooke](#); [Olga Bautista](#); [Peggy Salazar](#); [Richard L. Martinez, Jr.](#); [Robert Adolfsen](#); [Rose Joshua](#); [Terry Herlihy](#); [Thomas Ward](#)
Subject: General III, LLC Public Hearing
Date: Thursday, May 14, 2020 10:31:00 AM
Attachments: [Connection Instructions.pdf](#)
[image001.png](#)

Good morning,

Attached are more detailed connection instructions for today's public hearing. The connection instructions, in addition to the Agency's opening/closing statements, can be found at the following link: <https://www2.illinois.gov/epa/public-notices/boa-notices/Pages/default.aspx> under General III LLC.

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
Office of Community Relations
(217) 785-8724
Jeff.Guy@illinois.gov



Opening Statement

Good afternoon/evening. My name is Bob Bernoteit. I am the manager of the Federally Enforceable State Operating Permit unit, within the Illinois EPA Bureau of Air Permit Section. I will now provide a brief overview of permitting and of the permit that is the subject of this hearing.

Generally, permits are required in Illinois prior to construction and operation of emission units and air pollution control equipment. The permit program and permits issued thereunder provide a consistent and systematic way of ensuring that air emission sources are built and operated in compliance with applicable state and federal air pollution control laws and regulations.

In a permit application, the Illinois EPA requires: a description of the emission source and emission units proposed for construction, a list of types and amounts of the contaminants that will be emitted, and a description of the emission control equipment to be utilized. This information is used to determine whether the emission source can comply with standards adopted by the Illinois Pollution Control Board and the United States Environmental Protection Agency or USEPA.

In its review of an application, the Illinois EPA has no choice legally but to issue a construction permit to a source if the source will be in compliance with all state and federal air pollution control regulations.

To ensure compliance, the Illinois EPA establishes conditions in the permit or requirements that the source must follow. Conditions may restrict such things as the number of hours of operation, the amount and type of materials used, or the operating and control practices used by a source. Conditions within the permit may also include requirements for testing, parametric monitoring, record keeping, and reporting to demonstrate that restrictions are in fact being met. Failure to comply with conditions subjects a source to the risk of enforcement, that may include fines, and other penalties.

Additional tools for ensuring compliance include Agency review of reports that a source is obligated to submit and onsite inspections of sources. For example, a source must report its emissions to the Illinois EPA each year and must promptly report any deviation from permit requirements. These reports are reviewed by the Illinois EPA to assess compliance. The Illinois EPA also periodically visits a source to confirm compliance through observation of operations and review of source records. If problems are identified by either review of source reports or direct observation, corrective measures will be required and legal action may be pursued.

In this proposed permit, the new facility would be authorized to receive recyclable material such as end of life vehicles, used appliances, and metal scrap to be shredded and processed. The permit requires that the emissions from the shredder be controlled. That control train consists of an emission capture hood with rubber drapes that is inside a metal shed, a cyclone, roll media filter, a regenerative thermal oxidizer and a packed bed scrubber. The permit further requires inspection of the air pollution control equipment and a log of control equipment operation.

The permit places limits on emissions from the operations and requires testing of PM, PM10, PM2.5, metals, SO2, CO, lead, opacity, VOM, and halides/halogens to determine emissions from the source. Also, the permit calls for parametric monitoring. This monitoring addresses scrubber PH, temperature, differential pressure, and flow rate, and oxidizer combustion chamber temperature. And, the permit calls for record keeping and reporting.

In addition to the generally applicable statutory and regulatory requirements, the Illinois EPA required:

- Dispersion modeling
- Limitations on days and hours of operation based on the modeling
- Operation and emission limitations for all operations at the site
- A fugitive emissions control plan for piles, roadways, material processing and transfer
- A maintenance plan for the shredder

That concludes my opening remarks.

Layman, Robb

From: Pressnall, Chris
Sent: Tuesday, September 1, 2020 4:38 PM
To: Layman, Robb
Subject: FW: [External] General III: Request for Public Participation and Environmental Justice Analysis

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Pressnall, Chris
Sent: Thursday, October 31, 2019 12:51 PM
To: Harley, Keith <kharley@kentlaw.iit.edu>
Subject: RE: [External] General III: Request for Public Participation and Environmental Justice Analysis

Thanks Keith.

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Harley, Keith <kharley@kentlaw.iit.edu>
Sent: Wednesday, October 30, 2019 1:18 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] General III: Request for Public Participation and Environmental Justice Analysis

Hi Chris -

The attached letter is being sent to Director Kim today by the Southeast Environmental Task Force, my client, as well as the Chicago South East Side Coalition to Ban Petcoke and the Natural Resources Defense Council.

Thank you for assistance in making sure this request receives the Director's attention. If you, Director Kim and/or others at the IL EPA would like to discuss this matter, please feel free to contact me and I will coordinate with my co-counsel.

Keith Harley, Attorney for SETF
Chicago Legal Clinic, Inc.

211 W. Wacker, Suite 750
Chicago, IL 60606
(312) 726-2938

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October 30, 2019

John Kim, Director
Illinois Environmental Protection Agency
1021 Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Re: General III, LLC, 11600 S. Burley, Chicago, IL 60617: Request for an Environmental Justice Analysis, a Public Hearing and a Subsequent Written Comment Period

To the Director,

We are writing on behalf of the Southeast Environmental Task Force (“SETF”)¹ and the Chicago South East Side Coalition to Ban Petcoke², community-based organizations that are dedicated to the health, safety and welfare of the people who live, work and recreate in the Calumet region. We are also writing on behalf of the Natural Resources Defense Council (“NRDC”) and our thousands of members and activists in the City of Chicago, including those who reside on Chicago’s southeast side.³ For purposes of this letter, these groups will be referred to as the NGO coalition.

On October 1, 2019, the Illinois EPA distributed a notice that General III, LLC submitted a Construction Permit application to construct a scrap metal recycling facility at 11600 S. Burley, Chicago Illinois 60617. This facility would operate at this location with four existing, affiliated businesses – Reserve Marine Terminals, South Chicago Recycling, LLC, Napauk Salvage of Waupaca, LLC and RSR Partners, LLC doing business as Regency Technologies. General III, LLC, which is wholly owned by RMG Investment Group, will be a fifth RMG-related operation on the site. General III will be located on an approximately 23 acre portion of the site that extends from the intersection of 116th and Burley to the Calumet River. General III will purchase the "business and substantially all of the assets" of General Iron Industries, which currently processes 740,000 tons of scrap per year.

The NGO coalition is making a formal request that IL EPA incorporate a public hearing and a subsequent written comment period into its permitting activities. The NGO coalition is asking IL EPA to post current information during the duration of this permitting transaction on its document explorer website. Moreover, considering the characteristics of the immediately surrounding area, the NGO coalition is formally requesting IL EPA to conduct an environmental justice analysis as part of its permitting process.

There is a strong justification for an environmental justice analysis and for a full and complete opportunity for public participation. According to information derived from the demographic feature of U.S. EPA’s ECHO database, there are 68,947 people living within a three-mile radius of General III’s proposed facility. 49% of the people who live in that three-mile radius are Hispanic, and 30% are African American. The ECHO database also indicates that there are

¹ <http://setaskforce.org/>

² <https://www.facebook.com/SSCBP60617/>

³ <https://www.nrdc.org/>

26,624 households in this area as well as 19,051 minors younger than 18. Nearby residential communities include the East Side, South Deering and Hegewisch. The facility would operate immediately adjacent to the Calumet River. In addition, the facility is less than one mile from a school, Washington High School. This area scores above 90% in eleven categories assessed by U.S. EPA's EJ screening tool, including PM 2.5, diesel PM, NATA air toxics cancer risk, NATA respiratory hazard index, traffic proximity, lead paint indicator, superfund proximity, risk management plan proximity, hazardous waste proximity and wastewater discharge proximity.

The Southeast Environmental Task Force obtained a copy of General III's construction permit application through a FOIA request. After reviewing this application, the NGO coalition is concerned about the cumulative impact of this new facility in combination with the existing, affiliated facilities that already operate at this location. In light of the nearby residential neighborhoods and the existing environmental problems they face, the NGO coalition is concerned that this facility could cause and contribute to pollution that creates a significant, adverse and disproportionate impact on public health and safety, the use and enjoyment of property, children's health and environmental quality. The NGO coalition is concerned that new emissions produced by the facility are not accurately characterized, particularly in light of the use of outdoor storage piles.

IL EPA, as a federally funded entity, has a legal obligation to consider environmental justice issues in compliance with Title VI.⁴ As articulated in Title VI, recipients of federal funds have an affirmative obligation to ensure non-discrimination. Because IL EPA is a state agency that receives funding from a federal entity, the U.S. Environmental Protection Agency (U.S. EPA), it has a legal duty to ensure non-discrimination in this case.⁵ IL EPA will violate its legal responsibilities under Title VI if it allows the permitting of the facility in question without an environmental justice analysis, and without providing a full and complete opportunity for public participation. Because the area surrounding the proposed facility is disproportionately minority, it is exactly the type of area that is meant for protection under Title VI and Illinois environmental justice policies.

In the resolution of United States Environmental Protection Agency Administrative Complaint Number 13R-10-R5, IL EPA made a commitment to revise its environmental justice public participation policy "...so that permitting activities in areas identified as potential EJ communities will be given an appropriate level of outreach...". As part of its subsequently revised Environmental Justice Public Participation Policy, IL EPA identified a series of public participation initiatives that apply to "all permitting transactions." These commitments include:

1. providing early and meaningful public involvement throughout the permitting process;
2. making a determination of the appropriate outreach based on factors like the type of permit, potential impact of the project, type of source or level of interest;

⁴ "No person in the United States shall, on the ground of race, color or national origin, . . . be subjected to discrimination under any program or activity receiving Federal financial assistance." Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d.

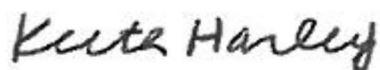
⁵ Illinois EPA's obligations also include the commitments it made to resolve three previous Title VI Complaints, which are documented at: <http://www.epa.illinois.gov/topics/environmentaljustice/grievances/index>

3. encouraging the permit applicant to meet with community stakeholders, to provide notice and information about the project or to develop a Community Relations Plan;
4. providing the community with information via mailed EJ notifications;
5. making and distributing fact sheets or project summaries;
6. developing and publishing a Public Notice;
7. conducting an informational meeting or a public hearing;
8. publishing a draft permit for public review;
9. conducting a public written comment period on the permit; and,
10. prior to issuing a permit, making an effort to make information available to residents in a timely and efficient manner.

There is a final factor that is important evidence of the need for public participation and an environmental justice analysis. This permitting process represents a vital juncture for IL EPA to provide public engagement to ensure that this facility operates in manner which meets federal, state and local environmental standards, and to take steps to avoid any significant, adverse and disproportionate effects that could occur. Consequently, there is a high degree of public interest regarding General III and IL EPA's permitting activities in relation to the proposed facility.

Thank you for your consideration of this request. Please contact us if you have any questions or comments. I look forward to your response.

Sincerely,



Keith Harley, Attorney for Southeast Environmental Task Force
Chicago Legal Clinic, Inc.
211 W. Wacker Drive, Suite 750
Chicago, IL 60606
Tel: (312) 726-2938
E-Mail: kharley@kentlaw.iit.edu

/s/ Nancy C. Loeb
Attorney for Chicago South East Side Coalition to Ban Petcoke
Clinical Associate Professor of Law
Director, Environmental Advocacy Clinic
Bluhm Legal Clinic
Northwestern Pritzker School of Law
375 East Chicago Avenue, Chicago, IL 60611-3069

Tel: 312-503-0052

E-Mail: n-loeb@northwestern.edu

/s/Meleah Geertsma

Senior Attorney, Natural Resources Defense Council

20 N. Wacker Drive, Suite 1600

Chicago, IL 60606

Tel: 312-651-7904

E-Mail: mgeertsma@nrdc.org

cc Chris Pressnall, Illinois EPA Environmental Justice Officer via E-Mail

Layman, Robb

From: Zwick, Ann M. <azwick@freeborn.com>
Sent: Monday, March 16, 2020 9:59 AM
To: Layman, Robb; Frost, Brad
Subject: [External] General III

Robb and Brad –

Following up on General III –

You should have received our response to address IEPA's questions about the ambient air boundary and metal HAP emissions from SCPM, as well as the final test results from the metal HAP emissions sampling at SCPM. We have also sent German and Bob our final comments to the draft permit.

I understand that IEPA staff may be telecommuting and that there may be delays, as a result. Can you please let me know when the materials will be reviewed and the public notice sent out?

Thanks. Ann

ANN M. ZWICK
Attorney at Law



(312) 360-6254 direct
(312) 952-1651 mobile
azwick@freeborn.com

Freeborn & Peters LLP
311 South Wacker Drive, Suite 3000
Chicago, IL 60606
www.freeborn.com

Layman, Robb

From: Kim, John J.
Sent: Tuesday, March 17, 2020 12:07 PM
To: Armitage, Julie; Frost, Brad; Roche, Laura
Cc: Layman, Robb; Pilapil, Ray
Subject: RE: General III

If they're going to withhold, we'll have to take appropriate action. Hopefully we'll have the benefit of some relief from the Gov's office that will work, but if we don't, then I agree – we can't let this default. Let's find out what we get from the Gov's office and see if we can't still work a waiver from them. I'm happy to call their management to try and pry something loose if that'll help.

But if we get nothing helpful on either front, we'll reconvene and weigh our options. Thanks.

From: Armitage, Julie <Julie.Armitage@Illinois.gov>
Sent: Monday, March 16, 2020 6:03 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Kim, John J. <John.J.Kim@Illinois.gov>; Roche, Laura <Laura.Roche@Illinois.Gov>
Cc: Layman, Robb <Robb.Layman@Illinois.gov>; Pilapil, Ray <Ray.Pilapil@Illinois.gov>
Subject: RE: General III

This is why we need the EO. She's going to attempt to withhold waiver. We cannot default.

From: Frost, Brad
Sent: Monday, March 16, 2020 5:03 PM
To: Armitage, Julie <Julie.Armitage@Illinois.gov>; Kim, John J. <John.J.Kim@Illinois.gov>; Roche, Laura <Laura.Roche@Illinois.Gov>
Cc: Layman, Robb <Robb.Layman@Illinois.gov>; Pilapil, Ray <Ray.Pilapil@Illinois.gov>
Subject: RE: General III

Talked to Ann. Communicated the below. While I didn't bring up, she stated that she can't give an extension w/o knowing plan going forward. She plans on sending an e-mail to Julie and John tomorrow to this end.

From: Armitage, Julie <Julie.Armitage@Illinois.gov>
Sent: Monday, March 16, 2020 2:06 PM
To: Kim, John J. <John.J.Kim@Illinois.gov>; Roche, Laura <Laura.Roche@Illinois.Gov>
Cc: Frost, Brad <Brad.Frost@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Pilapil, Ray <Ray.Pilapil@Illinois.gov>
Subject: RE: General III

We are in complete accord. I think Robb may be out. If so, then it'll either be Ray or Brad delivering the message. Thanks so much for quick attn to this.

From: Kim, John J.
Sent: Monday, March 16, 2020 1:58 PM
To: Armitage, Julie <Julie.Armitage@Illinois.gov>; Roche, Laura <Laura.Roche@Illinois.Gov>
Cc: Frost, Brad <Brad.Frost@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Pilapil, Ray

<Ray.Pilapil@Illinois.gov>

Subject: RE: General III

I think the message should be:

- We are aware of the company's continued desire to have this matter moved forward, and we are working on it as diligently as we can, while also taking note of current constraints due to the ongoing COVID-19 pandemic.
- Due to the uncertainty of the time during which state agencies, including ours, will be on reduced work load status, it would be inappropriate to schedule a public hearing at this time. Further, given the Governor's edicts on avoiding large group gatherings, setting a public hearing now – even if for the future – would send an untimely message. Similarly, scheduling a hearing when we know there may be a good chance it will need to be rescheduled would be unfair to the public and an unwise use of state resources at this time.
- We will continue to keep our attention on this issue and to the extent possible keep in communication with the applicant.

I'm not sure what more we can say at this point. I don't want us to extend ourselves in anything that resembles a false or uncommitted position.

From: Armitage, Julie <Julie.Armitage@Illinois.gov>

Sent: Monday, March 16, 2020 1:38 PM

To: Kim, John J. <John.J.Kim@Illinois.gov>; Roche, Laura <Laura.Roche@Illinois.Gov>

Cc: Frost, Brad <Brad.Frost@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Pilapil, Ray <Ray.Pilapil@Illinois.gov>

Subject: FW: General III

I am disinclined to schedule at this time. If this continues this transaction will either be on hold OR we may decide given current conditions to proceed w no hearing but only comment period. We owe Ann a reply. Just not sure what you would like that to be. Pls advise and then Robb or Brad or Ray could message it. thanks

From: Zwick, Ann M. <azwick@freeborn.com>

Sent: Monday, March 16, 2020 1:09 PM

To: Armitage, Julie <Julie.Armitage@Illinois.gov>

Subject: [External] RE: General III

Julie –

I am sharing an email that I sent to Robb and Brad. I understand that the staff may be working from home for a few weeks, which may cause some delay. We would greatly appreciate being kept apprised of the status of your review of the submittals from last week and the public hearing.

Can you schedule the hearing this week, with the caveat that it may have to be rescheduled pending the Governor's order on public meetings? As you know, there is great urgency for my client in having the permit issued.

Thanks Julie. Please let us know if you need any additional information.

Ann

ANN M. ZWICK

Attorney at Law

(312) 360-6254 direct

(312) 952-1651 mobile

azwick@freeborn.com

From: Zwick, Ann M.
Sent: Monday, March 16, 2020 9:59 AM
To: robb.layman@illinois.gov; brad.frost@illinois.gov
Subject: General III

Robb and Brad –

Following up on General III –

You should have received our response to address IEPA’s questions about the ambient air boundary and metal HAP emissions from SCPM, as well as the final test results from the metal HAP emissions sampling at SCPM. We have also sent German and Bob our final comments to the draft permit.

I understand that IEPA staff may be telecommuting and that there may be delays, as a result. Can you please let me know when the materials will be reviewed and the public notice sent out?

Thanks. Ann

ANN M. ZWICK
Attorney at Law



(312) 360-6254 direct
(312) 952-1651 mobile
azwick@freeborn.com

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311 South Wacker Drive, Suite 3000
Chicago, IL 60606
www.freeborn.com

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Layman, Robb

From: Bernoteit, Bob
Sent: Tuesday, March 17, 2020 1:23 PM
To: Kim, John J.
Cc: Layman, Robb; Frost, Brad; Pressnall, Chris; Armitage, Julie; Pilapil, Ray; Barria, German
Subject: RE: General III

John,

The application was received on September 25th. The applicant has given us two waivers for the statutory due date under Section 39(a) of the Act. The latest waiver will expire on March 24th. We have sent the applicant two draft permits to review and they have given us comments each time. The last set of comments were received last Thursday (3/12). The assigned permit analyst and I have reviewed the applicant's comments (we have accepted some of the comments and disagree and the other comments). We have not yet spoken with the applicant about the comments where we are not in agreement.

Barring a prolonged disagreement on the last comments on the draft permit, we are very close to finalizing it to a point where it is ready for public notice.

Bob Bernoteit
FESOP/State Permits Unit Manager,
Illinois EPA, Bureau of Air - Permit Section

From: Kim, John J. <John.J.Kim@Illinois.gov>
Sent: Tuesday, March 17, 2020 1:14 PM
To: Bernoteit, Bob <Bob.Bernoteit@Illinois.gov>
Cc: Layman, Robb <Robb.Layman@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: General III

Could you please send me the current status of the proposed permit transaction, in terms of dates, review, etc. Thanks.

John J. Kim
Director
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-9540
E-mail: john.j.kim@illinois.gov

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Layman, Robb

From: Kim, John J.
Sent: Tuesday, March 17, 2020 3:12 PM
To: Zwick, Ann M.; Armitage, Julie
Cc: Layman, Robb; Frost, Brad; Bernoteit, Bob; Pressnall, Chris
Subject: RE: General III

Ann,

Thank you for the e-mail. We're looking into this now and will be back in touch as quickly as possible. I appreciate your patience in this difficult time.

John

 John J. Kim
 Director
 Illinois Environmental Protection Agency
 1021 North Grand Avenue East
 P.O. Box 19276
 Springfield, IL 62794-9276
 (217) 782-9540
 E-mail: john.j.kim@illinois.gov

From: Zwick, Ann M. <azwick@freeborn.com>
Sent: Tuesday, March 17, 2020 12:56 PM
To: Armitage, Julie <Julie.Armitage@Illinois.gov>; Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Layman, Robb <Robb.Layman@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Bernoteit, Bob <Bob.Bernoteit@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] RE: General III

Julie and John –

I am writing to follow-up on my emails (see below) from yesterday about General III -

I spoke to Brad Frost late yesterday and he let me know that the IEPA cannot schedule a hearing yet, in light of the IDPH guidance and the Governor's Executive Order prohibiting gatherings over 50 people. The ban will be enforced for at least 8 weeks, consistent with CDC guidelines, and could be further limited to gatherings over 10 people. Given that we do not know when that ban will be lifted, we are requesting that the IEPA move forward with issuance of the construction permit, without holding a public hearing. In order to provide the public with information about the permit, we would propose that the IEPA issue the permit now with a detailed summary, recognizing that the public will be able to comment on the draft FESOP. In the alternative, IEPA could put a draft permit out for public notice and comment now. The IEPA could then address public comments in its responsiveness summary and issue the permit within 45-60 days.

As you know, the public hearing is discretionary. In view of the virus and uncertainties, there must be a reasonable balance between public participation and economic hardship to a regulated entity. In this case, there are significant consequences should this project not proceed in a timely manner. This scrap metal recycler will be a replacement for the existing General Iron facility. General Iron is the largest scrap metal recycler in the region. As we have discussed, General Iron is required to shut down its facility by December 31, 2020, pursuant to agreement with the City of Chicago. General III must start construction on this project now in order to meet that deadline. And, there is simply not enough existing capacity in the region to handle General Iron's throughput.

Here are just a few of the ramifications to the area and environment should construction not proceed:

- Scrap metal will become stockpiled, which can create a greater fire hazard throughout the area.
- Scrap metal may be sent to other facilities in the region, none of which have particulate or VOC controls. General Iron is currently the only scrap metal recycler in the Midwest with a filter and RTO. General III will be a state-of-the-art facility.
- Peddlers, who are predominately minorities, will be financially impaired and have to travel farther to reach a scrap metal facility.
- Marginally recyclable materials will get left behind. These materials may end up being disposed of in landfills or otherwise handled/disposed of improperly.
- General III and its 100+ employees, who are predominately minorities, will experience severe economic hardship.

My client would appreciate the opportunity to get on a call to discuss this matter further. This project has been thoroughly evaluated and modeled, well beyond any applicable IEPA requirement, and needs to move forward now.

We look forward to speaking with you.

Ann

ANN M. ZWICK

Attorney at Law

(312) 360-6254 office

(312) 952-1651 mobile

azwick@freeborn.com

From: Zwick, Ann M.

Sent: Monday, March 16, 2020 1:09 PM

To: julie.armitage@illinois.gov

Subject: RE: General III

Julie –

I am sharing an email that I sent to Robb and Brad. I understand that the staff may be working from home for a few weeks, which may cause some delay. We would greatly appreciate being kept apprised of the status of your review of the submittals from last week and the public hearing.

Can you schedule the hearing this week, with the caveat that it may have to be rescheduled pending the Governor's order on public meetings? As you know, there is great urgency for my client in having the permit issued.

Thanks Julie. Please let us know if you need any additional information.

Ann

ANN M. ZWICK

Attorney at Law
(312) 360-6254 direct
(312) 952-1651 mobile
azwick@freeborn.com

From: Zwick, Ann M.
Sent: Monday, March 16, 2020 9:59 AM
To: robb.layman@illinois.gov; brad.frost@illinois.gov
Subject: General III

Robb and Brad –

Following up on General III –

You should have received our response to address IEPA’s questions about the ambient air boundary and metal HAP emissions from SCPM, as well as the final test results from the metal HAP emissions sampling at SCPM. We have also sent German and Bob our final comments to the draft permit.

I understand that IEPA staff may be telecommuting and that there may be delays, as a result. Can you please let me know when the materials will be reviewed and the public notice sent out?

Thanks. Ann

ANN M. ZWICK
Attorney at Law



(312) 360-6254 direct
(312) 952-1651 mobile
azwick@freeborn.com

Freeborn & Peters LLP
311 South Wacker Drive, Suite 3000
Chicago, IL 60606
www.freeborn.com

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Layman, Robb

From: Pressnall, Chris
Sent: Thursday, March 19, 2020 12:05 PM
To: Kim, John J.
Cc: Armitage, Julie; Layman, Robb; Frost, Brad
Subject: RE: General III hearing

Sure thing.

Chris Pressnall

Environmental Justice Coordinator
 Illinois EPA

(217) 524-1284
 (217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Kim, John J. <John.J.Kim@Illinois.gov>
Sent: Thursday, March 19, 2020 12:03 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: RE: General III hearing

Chris,

Could you please contact Keith and let him know we're exploring all options, including something like the process/approach you described below, and gauge his reaction? Thanks.

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Thursday, March 19, 2020 11:35 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: General III hearing

John –

Here are some thoughts put together by Brad:

35 IAC 166 is not prescriptive to the venue for a hearing and nothing in the rule suggests that hearings must be in-person. That said, OCR believes that webex provides the capabilities needed to effectively conduct a public hearing. In the case of General III, OCR and OEJ recommend that an informational public hearing conducted in accordance with 35 IAC 166 subpart A be held and that the hearing itself be conducted via webex. Below is a proposed timeline for such a hearing. The timeline adheres to the traditional timeline of 166. Once a decision has been made, Chris, Robb and I would then inform the company and requestors of the plan and move to implement.

Monday, March 23, 2020: Publish notice of public hearing

Thursday, May 7, 2020: Webex public hearing – 2 sessions, one starting at 1 pm and one starting at 6:30 pm

Saturday, June 6, 2020: End of written comment period

Tuesday, June 30, 2020: Decision deadline (seek waiver until this date)

Importantly, attached is an email from Keith sent concerning this topic that was received shortly after our conversation on Tuesday so we did not have the benefit of adding his thoughts into the equation.

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284

(217) 785-8346 (fax)

chris.pressnall@illinois.gov

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Layman, Robb

From: Pilapil, Ray
Sent: Thursday, March 19, 2020 3:56 PM
To: Armitage, Julie; Bernoteit, Bob; Barria, German; Jones, Eric E.; Layman, Robb
Subject: FW: General III hearing
Attachments: [External] General III Public Participation Request

FYI

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Thursday, March 19, 2020 11:42 AM
To: Pilapil, Ray <Ray.Pilapil@Illinois.gov>; Guy, Jeff <Jeff.Guy@Illinois.gov>
Cc: Nifong, Heather <Heather.Nifong@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: FW: General III hearing

FYI

Chris Pressnall

Environmental Justice Coordinator
 Illinois EPA

(217) 524-1284
 (217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Thursday, March 19, 2020 11:35 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: General III hearing

John –

Here are some thoughts put together by Brad:

35 IAC 166 is not prescriptive to the venue for a hearing and nothing in the rule suggests that hearings must be in-person. That said, OCR believes that webex provides the capabilities needed to effectively conduct a public hearing. In the case of General III, OCR and OEJ recommend that an informational public hearing conducted in accordance with 35 IAC 166 subpart A be held and that the hearing itself be conducted via webex. Below is a proposed timeline for such a hearing. The timeline adheres to the traditional timeline of 166. Once a decision has been made, Chris, Robb and I would then inform the company and requestors of the plan and move to implement.

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Importantly, attached is an email from Keith sent concerning this topic that was received shortly after our conversation on Tuesday so we did not have the benefit of adding his thoughts into the equation.

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

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Layman, Robb

From: EXT Harley, Keith
Sent: Tuesday, March 17, 2020 3:34 PM
To: Pressnall, Chris; Frost, Brad
Cc: Geertsma, Meleah; Nancy Loeb
Subject: [External] General III Public Participation Request

Hi -

As you know, several organizations including SETF requested a public hearing and a written comment period related to the General III construction permit. On behalf of these organizations, I'm writing to inquire what effect coronavirus state/city policies will have on IL EPA's plans for the requested public hearing and a subsequent written comment period. I've spoken to SETF, NRDC and the Ban Petcoke Coalition members who still want an in-person public hearing and see no substitute for this as a venue for local residents to participate in this permitting process. At the same time, they see no alternative to delaying this until the current public health crisis is resolved and public gatherings are again safe for the community and IL EPA.

Thanks,

Keith Harley, Attorney for Southeast Environmental Task Force
Chicago Legal Clinic (312) 726-2938

Layman, Robb

From: Kim, John J.
Sent: Friday, March 20, 2020 2:29 PM
To: Armitage, Julie; Pilapil, Ray; Nifong, Heather; Frost, Brad; Pressnall, Chris; Layman, Robb
Cc: Roche, Laura; Rettig, Todd; Gunnarson, Charles W.
Subject: General III

I just spoke with Ann Zwick. Told her that, given present circumstances, we need a waiver to not force our hand before next week as that's not nearly enough time for us to figure out how best to move forward. I told her we need a minimum of 30 days, ideally 60 days. She pushed back as expected, and said perhaps one week would be something she could get. I told her if that's all they could provide, it wouldn't be meaningful and we'd have to seriously contemplate acting on the application by the deadline regardless. She said she would try to get as much time as she could and would get back to us. So, we'll see what she says, but we have simply run out of time on this current extension. I told her we need to hear from them before noon Monday so we have time to act if need be by the deadline.

John J. Kim
Director
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-9540
E-mail: john.j.kim@illinois.gov

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Layman, Robb

From: Vetterhoffer, Dana
Sent: Monday, March 23, 2020 3:41 PM
To: Armitage, Julie; Layman, Robb
Subject: RE:
Attachments: Re: Virtual Hearings

Attached is what I received from Brad/Jeff.

From: Vetterhoffer, Dana
Sent: Monday, March 23, 2020 3:38 PM
To: Armitage, Julie <Julie.Armitage@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject: RE:

[Redacted]

[Redacted]

[Redacted]

[Redacted]

From: Armitage, Julie <Julie.Armitage@Illinois.gov>
Sent: Monday, March 23, 2020 3:12 PM
To: Vetterhoffer, Dana <Dana.Vetterhoffer@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject:

[Redacted]

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Layman, Robb

From: Guy, Jeff
Sent: Monday, March 23, 2020 11:36 AM
To: Frost, Brad; Vetterhoffer, Dana
Cc: Nifong, Heather; Gunnarson, Charles W.
Subject: Re: Virtual Hearings

Ok, thanks Brad. I should have the memo finalized tomorrow afternoon or Wed. morning.

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Monday, March 23, 2020 11:29 AM
To: Guy, Jeff <Jeff.Guy@Illinois.gov>; Vetterhoffer, Dana <Dana.Vetterhoffer@Illinois.gov>
Cc: Nifong, Heather <Heather.Nifong@Illinois.gov>; Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>
Subject: Virtual Hearings

Jeff,

As I believe that we discussed earlier, once you have researched the capabilities, please draft up a memo on the capabilities and their applicability to 166. Then forward to Dana Vetterhoffer for review. Would like to have something back from Dana by the end of the week.

Dana, John asked me to have you review this memo prior to sending to him. We need to have some decisional basis in the next week.

Thanks,
Brad

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Layman, Robb

From: Frost, Brad
Sent: Tuesday, September 1, 2020 4:13 PM
To: Layman, Robb
Subject: FW: [External] General III Public Participation Request



From: Frost, Brad
Sent: Wednesday, March 25, 2020 3:24 PM
To: Harley, Keith <kharley@kentlaw.iit.edu>
Subject: RE: [External] General III Public Participation Request

Keith,

Please give me a call at your earliest convenience. It sounds like from the Legal Clinic voicemail that you may not be in the office, possibly working from home, and won't get a voicemail message quickly.

Thanks
Brad

Brad Frost
Manager, Office of Community Relations
217/782-7027



From: Harley, Keith <kharley@kentlaw.iit.edu>
Sent: Tuesday, March 17, 2020 3:34 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Cc: Geertsma, Meleah <mgeertsma@nrdc.org>; Nancy Loeb <n-loeb@northwestern.edu>
Subject: [External] General III Public Participation Request

Hi -

As you know, several organizations including SETF requested a public hearing and a written comment period related to the General III construction permit. On behalf of these organizations, I'm writing to inquire what effect coronavirus state/city policies will have on IL EPA's plans for the requested public hearing and a subsequent written comment period. I've spoken to SETF, NRDC and the Ban Petcoke Coalition members who still want an in-person public hearing and see no substitute for this as a venue for local residents to participate in this permitting process. At the same time, they see no alternative to delaying this until the current public health crisis is resolved and public gatherings are again safe for the community and IL EPA.

Thanks,

Keith Harley, Attorney for Southeast Environmental Task Force
Chicago Legal Clinic (312) 726-2938

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Layman, Robb

From: Frost, Brad
Sent: Tuesday, September 1, 2020 4:30 PM
To: Layman, Robb
Subject: FW: General III

From: Nifong, Heather <Heather.Nifong@Illinois.gov>
Sent: Wednesday, March 25, 2020 4:03 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: Re: General III

Thanks, Brad.

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Wednesday, March 25, 2020 3:59:33 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Nifong, Heather <Heather.Nifong@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: General III

Don't think you will, but in case you do get a call or e-mail, I called Keith Harley today and let him know that we are planning to move forward with a virtual hearing on General III. Keith was planning on informing SETF and others tomorrow or next day.

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Layman, Robb

From: Harley, Keith <kharley@kentlaw.iit.edu>
Sent: Wednesday, April 22, 2020 3:23 PM
To: Frost, Brad; Pressnall, Chris
Cc: Peggy Salazar
Subject: [External] General III Public Hearing

Hi -

Please be advised that I represent the Southeast Environmental Task Force. As you know, SETF and its community partners have placed the highest priority on public participation in IL EPA permitting transactions related to the General III facility, which would be co-located with several existing, related facilities at 11600 S. Burley in southeast Chicago.

SETF prides itself on being a responsible community partner with IL EPA when, as in the present case, it requests public participation. Specifically, SETF has played a central role in publicizing and facilitating public hearings with IL EPA over a 25+ year period. Even when it disagrees with IL EPA, SETF has been a good faith partner with IL EPA because its interests in public participation align with the Agency.

Unfortunately, SETF believes IL EPA's proposed virtual hearing for the General III air construction permit will not be successful. SETF cannot remedy the problems it foresees. It's concerned that large segments of the public will not be heard as part of this important permitting process.

Neither SETF's members nor other local residents have participated in this type of hearing. Many do not have the technology and/or technical capability to participate. SETF cannot provide training to remedy this problem because its office is closed and its leadership, members and local residents are required to be distant from one another. As a small non-profit, SETF is experiencing almost insurmountable complications to continue functioning, let alone to mount a major campaign to facilitate public participation in an unfamiliar venue.

Under these circumstances, SETF is concerned that a public hearing will suppress public participation, effectively exclude many potentially affected residents and skew the public record in favor of more sophisticated participants who may not represent community members and their interests. Even though I will prepare written comments on behalf of SETF, this is not a surrogate for the testimony of the full range of local residents who would participate in a traditional public hearing.

SETF acknowledges that you and other IL EPA personnel are working under very difficult circumstances due to the pandemic. Having said this, the legislators who mandated intractable permit decision deadlines were not contemplating a pandemic. Surely, the permit applicant wouldn't want to foreclose public participation or gain any advantage by virtue of a pandemic that no one could foresee. SETF believes there should be a moratorium on further permit proceedings in this case until the Governor concludes Illinois can return to in-person social interactions.

- Keith Harley

Layman, Robb

From: Frost, Brad
Sent: Tuesday, September 1, 2020 4:12 PM
To: Layman, Robb
Subject: FW: [External] General III Public Hearing

From: Frost, Brad
Sent: Wednesday, April 22, 2020 4:14 PM
To: Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Nifong, Heather <Heather.Nifong@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>; Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: FW: [External] General III Public Hearing

John,

See below e-mail from Keith Harley. The letter will become part of the hearing record. Chris and I will prepare a response and supply instructions on how to participate. To date we have received 4 requests to comment, seemingly all from the general public, and no other inquiries about format.

Brad

From: Harley, Keith <kharley@kentlaw.iit.edu>
Sent: Wednesday, April 22, 2020 3:23 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Peggy Salazar <peggy_setf@sbcglobal.net>
Subject: [External] General III Public Hearing

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- Keith Harley

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Layman, Robb

From: Sprague, Jeff
Sent: Tuesday, May 5, 2020 2:34 PM
To: Pressnall, Chris
Cc: Layman, Robb; Sprague, Jeff
Subject: RE: Question on General III documents

Chris,

I seem to recall having gone on-line and briefly viewing the spreadsheet, but I didn't download it. However, I may have downloaded it in conjunction with a different modeling project. I'll just have to do some searching to see if that's the case.

Jeff

Jeffrey Sprague
Modeling Unit, Manager
Air Quality Planning Section
Bureau of Air

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Tuesday, May 5, 2020 1:53 PM
To: Layman, Robb <Robb.Layman@Illinois.gov>; Sprague, Jeff <Jeff.Sprague@Illinois.gov>
Subject: FW: Question on General III documents

Thoughts on how to respond?

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Tuesday, May 5, 2020 1:24 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Sprague, Jeff <Jeff.Sprague@Illinois.gov>
Subject: [External] Question on General III documents

Hi Chris -

I'm wondering if you can help me find a document/file in the General III record. The attached set of emails references use of a TCEQ template for calculating stockpile emissions (see response to Jeff's question #6). Did the company provide the version of the spreadsheet that it used for these emissions estimates, and if so has it been provided to us either in the set of "repository documents" available online with the draft permit and/or in response to our FOIA request? My expert is asking for it (he seemed to think we don't have it yet and I'm

not quite sure what the spreadsheet would look like myself, if different from the emission tables included in the application).

(Also note that the link provided by the applicant to TCEQ's template seems to be dead.)

Cc'ing Jeff in case he's familiar with this spreadsheet.

Thanks so much,
Meleah

MELEAH GEERTSMA

Senior Attorney, Environmental Justice

NATURAL RESOURCES

DEFENSE COUNCIL

20 N. WACKER DRIVE, SUITE 1600

CHICAGO, IL 60606

T 312.651.7904

F 312.332.1908

mgeertsma@NRDC.ORG

NRDC.ORG

Please save paper.
Think before printing.

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Layman, Robb

From: Zwick, Ann M. <azwick@freeborn.com>
Sent: Monday, May 4, 2020 12:16 PM
To: Frost, Brad
Subject: [External] General III hearing

Hi Brad –

Is the IEPA going to record and post the Webex hearing? I was looking into recording it myself, but it appears that only the Host can record it.

<https://help.webex.com/en-us/n62735y/Record-a-Webex-Meeting>

<https://help.webex.com/en-us/n9r2sit/Download-Your-Webex-Recording>

Please let me know. Thanks!

Ann

ANN M. ZWICK
Attorney at Law



(312) 360-6254 office
(312) 952-1651 mobile
azwick@freeborn.com

Freeborn & Peters LLP
311 South Wacker Drive, Suite 3000
Chicago, IL 60606
www.freeborn.com

Layman, Robb

From: Sprague, Jeff
Sent: Tuesday, May 5, 2020 2:50 PM
To: Pressnall, Chris
Cc: Layman, Robb; Sprague, Jeff
Subject: FW: Modeling Protocol - General III, LLC
Attachments: 2019-11-21 GIII Modeling Protocol Revised Tables - Appendicies A & B.pdf

Chris,

I'm forwarding the email that included the link for the Texas website. It worked for me, so barring any transmission problems it should work for anyone else.

Jeff

Jeffrey Sprague
Modeling Unit, Manager
Air Quality Planning Section
Bureau of Air

From: John Pinion <jpinion@rka-inc.com>
Sent: Monday, November 25, 2019 9:36 AM
To: Sprague, Jeff <Jeff.Sprague@Illinois.gov>
Cc: Barria, German <German.Barria@Illinois.gov>; Bernoteit, Bob <Bob.Bernoteit@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject: [External] RE: Modeling Protocol - General III, LLC



Jeff,

Thank you for the prompt review of the modeling protocol. You will find our response ([in blue text below](#)) immediately following each of your

Please forward any comments or questions you have to my attention.

If you have any questions, please do not hesitate to contact me.

Regards,
John Pinion

RK & Associates, Inc.
2 South 631 Route 59, Suite B
Warrenville, Illinois 60555
Phone: 630-393-9000 x 208
Fax: 630-393-9111

Cell: 630-917-1455
 E-mail: jpinion@rka-inc.com

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From: Sprague, Jeff <Jeff.Sprague@Illinois.gov>
Sent: Wednesday, November 20, 2019 3:35 PM
To: John Pinion <jpinion@rka-inc.com>
Cc: Barria, German <German.Barria@Illinois.gov>; Bernoteit, Bob <Bob.Bernoteit@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Sprague, Jeff <Jeff.Sprague@Illinois.gov>
Subject: RE: Modeling Protocol - General III, LLC

John,

I've reviewed the electronic version of the modeling protocol, as well as the non-redacted hardcopy version, and have the following remarks for your consideration:

- 1.) The June-September, 2017 surface meteorological observations for the Midway Airport Station show considerable wind direction/wind speed data missing. If you choose to use the Midway site, I am recommending that you use the data for years 2012-2016. Furthermore, I am recommending that you use the coincident upper air sounding data for Davenport, Iowa in preparing the AERMOD-ready meteorological inputs. To facilitate your efforts, I have attached the surface characteristics files for Midway for your AERMET Stage 3 processing.

[RKA will order the 2012 through 2016 met data from Midway Airport and will process the met data using the coincident upper air sounding data for Davenport, Iowa, and the surface roughness files you provided.](#)

- 2.) The write-up was essentially silent on the issue of ambient air boundaries. It's important that documentation be provided (that is acceptable to IEPA) which demonstrates that the general public is effectively precluded from accessing General III LLC property where receptors have been excluded from the modeling.

[There is security fencing on the north boundary and the northern part of the east boundary that leads to a guard shack with gates \(occupied or closed when unoccupied\). The southern boundary is a combination of fencing and berm, while the west boundary is the river. No Trespassing signs are posted around the boundary and no part of the boundary is adjacent to any public right away, which will limit casual access to the site by the general public.](#)

- 3.) Building downwash parameters developed for structures other than those owned by General III LLC (i.e. for Reserve Marine Terminals, Regency Technologies, Napuck Salvage of Waupaca, and/or South Shore Recycling) should be based upon dimensional data obtained directly from the other facilities. This is especially true for building height measurements. Relying exclusively upon Google Earth for developing building dimension data can have significant shortcomings.

[Drawings of the building with exact dimensions are not available. The coordinates of the building corners were determined using Google Earth. A site representative measured the height of the highest roof top on the two existing buildings south of the proposed GIII location. For the purposes of modeling, the highest roof top height measured for the north and south buildings will be assigned as the roof height for the entire building, which will provide conservative results from the downwash analysis.](#)

- 4.) If maximum modeled impacts occur within that portion of the receptor grid where initial receptor spacing is greater than 100 meters, then a “sub-grid” of receptors with 100 meter spacing should be incorporated to delineate the “true” peak impact location.

Initial results show that the maximum off site impact occurs in the 100-meter portion of the receptor grid. If the final modeling runs identify impacts beyond the 100-meter receptor grid, a sub grid will be added to the area surrounding the point of maximum impact and the model will be re-run.

- 5.) Though Wisconsin’s NR 445 Air Toxics Rule does not have annual non-carcinogenic ambient air standards for cobalt, cadmium, and nickel, there are “chronic” ATSDR Minimal Risk Levels for these substances, and the modeling analysis should address the maximum modeled concentrations against these levels. Additionally, there is a “chronic” ATSDR Minimal Risk Level for mercury that is tighter than the NR 445 standard, and should preferentially be considered.

The modeling results will consider the ATSDR Minimum Risk Levels for cobalt, cadmium, nickel, and mercury

- 6.) What are the emission units in Table A-1a and in subsequent tables? Do the values reflect a single hourly value, or do they reflect an aggregate value for all “active hours” (7 AM – 7 PM), “inactive hours” (7 PM – 7 AM), etc., specific to that table? For emissions from stockpiles that are assumed to be active for 12 hours per day, are you distributing these emissions over 24 hours in developing your modeled emission rate, or are you applying an “active” hourly emission rate to all hours in a day?

The units of the metal emission rates in Tables A-1a, A-1b, B-4a and B-4b are in pounds/hour, based on the design hourly material handling rates.

Active and inactive stockpile emissions represent wind erosion emissions calculated using the spreadsheet available from the following Texas Commission on Environmental Quality (TCEQ) link:

<https://www.tceq.texas.gov/assets/public/permitting/air/Guidance/NewSourceReview/emiss-calc-rock1.xlsx>

Both the active and inactive stockpile emissions (wind erosion) are calculated as daily emission rates. The daily emission rates are divided by 24 hours per day to obtain hourly emission rates for modeling.

The emission rates for active periods represent normal operation of the site including emissions from all material handling emission points and wind erosion emissions from active stockpiles. The active stockpile emission rate is assigned to the stockpiles during periods when material is being added to, or removed from, a stockpile.

The emission rate for inactive periods represent emissions when material handling equipment is not operating, and emissions are limited to wind erosion emissions from inactive stockpiles. The inactive stockpile emission rate is assigned to the stockpiles during periods when no material is being added to, or removed from, a stockpile.

- 7.) Please provide a citation/reference for the use of 90% control of stockpile particulate emissions when the stockpile is in a partial enclosure of walls on three sides.

The TCEQ website (see link in the response to Item 6 above) identifies the following control efficiencies applicable to stockpiles. For three sided partial enclosures, the identified control efficiency ranges from 50 to

85% and the average value for this range 67.5% is applied for stockpiles with partial walls on three sides (partial enclosure).

Control Method	Control Eff. (%)	Control Factor (1 - ctrl eff)
None	0	1
Wet material	50	0.5
Water	70	0.3
Chemicals/foam	80	0.2
Partial Enclosure*	50-85	0.5-0.15
Full enclosure*	90	0.1
Enclosed by building*	90	0.1
Washed Sand/gravel	95	0.05
Washed Sand/gravel with water spray	98.5	0.015
Manufacturer Rating	0	0

The stockpile data provided in the initial protocol incorrectly assigned a control value of 0.1 for stockpiles with partial enclosures (partition walls on three sides). An updated set of Appendix A and Appendix B emission tables are attached to this response to identify the updated metal emission rates that incorporate the updated stockpile emission estimates that will be used in the modeling.

- 8.) Figure A-1 shows two separate volume sources for the “Pokers”, yet only one volume source (V-4) representing “Poker Loadout” and “Poker Picker Chute to Stockpile” appears in Table A-2. Similarly, the “Poker North” and “Poker South” stockpile emissions are only represented by volume source V-4 in Table A-3. Will the model have two separate volume sources representing these emissions (for example, V-4a and V-4b), or are the emissions combined into just one volume source (V-4)?

Poker stockpile wind erosion emission are calculated for both the north and south Poker stockpiles. Total Poker stockpile emissions were assigned to a volume source V4 that spatially represents only the north Poker stockpile.

- 9.) Figures A-1 and B-1 show geometric shapes indicated by dashed and stippled red lines representing an area of emissions that will constitute volume sources. Most of these geometric shapes cannot by themselves represent the final shape and dimensions of volume sources, because volume sources are constrained to be the same length in the “x” and “y” directions. Please provide a table specifying the model inputs for each of the volume sources created and explanatory remarks regarding the release heights of the volume sources and the derivation of initial lateral and vertical dimensions.

The Volume Source outlines on Figures A-1 and B-1 identify the individual emission units that comprise the total volume source emission rate. The model input requires the x and y dimension to be the same and have been input accordingly.

The height of the individual emission units that comprise each volume source is reviewed, and the maximum height is selected as the height of the volume source. The length of the group of sources is selected as the length of the volume source. The volume source parameters to enter in the model were derived as follows:

- Release Height = Volume Source Height divided by 2.0
- Initial Lateral Dimensions = Volume Source Length divided by 4.3
- Initial Vertical Dimensions = Volume Source Height divided by 2.15

The following table provides a summary of the volume source dimensions used as model inputs.

Volume Source	Height of Emission Sources (ft)	Length of Source Group (ft)	Release Height (ft)	Initial Lateral Dimensions (ft) (σ_{y0})	Initial Vertical Dimensions (ft) (σ_{z0})
V1	4	10	2.00	2.3256	1.8605
V2	60	84	30.00	19.5349	27.9070
V3	4	6	2.00	1.3953	1.8605
V4	25	50	12.50	11.6279	11.6279
V5	25	20	12.50	4.6512	11.6279
V6	35	60	17.50	13.9535	16.2791
V7	30	20	15.00	4.6512	13.9535
V8	30	20	15.00	4.6512	13.9535
V9	25	25	12.50	5.8140	11.6279
V10	6	20	3.00	4.6512	2.7907
V11	35	120	17.50	27.9070	16.2791
V12	35	120	17.50	27.9070	16.2791
V13	6	20	3.00	4.6512	2.7907
VN1	40	100	20.00	23.2558	18.6047
VN2	40	100	20.00	23.2558	18.6047
VN3	25	100	12.50	23.2558	11.6279
VN4	25	100	12.50	23.2558	11.6279
VN5	25	100	12.50	23.2558	11.6279
VN6	25	40	12.50	9.3023	11.6279

If you should have any questions in regard to these comments, please feel free to contact me.

Best regards,

Jeff

Jeffrey Sprague
Modeling Unit, Manager
Air Quality Planning Section
Bureau of Air
Illinois Environmental Protection Agency

(217) 524-4692

Jeff.Sprague@Illinois.gov

From: John Pinion <jpinion@rka-inc.com>

Sent: Tuesday, November 19, 2019 9:35 AM

To: Sprague, Jeff <Jeff.Sprague@Illinois.gov>; Bernoteit, Bob <Bob.Bernoteit@Illinois.gov>

Cc: 'Freeborn & Peters LLP; Zwick, Ann (azwick@freeborn.com)' <azwick@freeborn.com>; GII, LLC; Labkon, Adam (adamlabkon@general-iron.com) <AdamLabkon@General-Iron.com>; GII, LLC; Kallas, Jim (jimkallas@general-iron.com) <jimkallas@general-iron.com>

Subject: [WARNING: ATTACHMENT UNSCANNED][External] Modeling Protocol - General III, LLC



Jeff,

Please find attached a copy of the modeling protocol for metal emission impacts from the proposed General III, LLC scrap metal recycling facility at 11600 South Burley Avenue in Chicago.

Please note that the attached copy has Figures A-1, A-2, B-1 and B-2, that depict the Ferrous Material Processing System and Non-Ferrous Material Processing Facilities, are redacted and marked as Trade Secret.

We will be submitting two hard copies of the protocol to your attention, one will be the attached redacted copy and the other will be an unredacted copy containing the above referenced figures marked as Trade Secret. A Justification for Trade Secret information will also be submitted with the hard copies.

The Trade Secret figures are essentially identical to the figures submitted to IEPA on November 14, 2019, with Justification for designation as Trade Secret. The only difference is that Figures A-1 and B-1 show the limits of the multiple volume sources used for modeling.

The tables, in Appendix A and B, that identify the individual emission sources included in each proposed volume sources are not claimed as Trade Secret.

If you have any questions, please do not hesitate to contact me.

Regards,
John Pinion

RK & Associates, Inc.
2 South 631 Route 59, Suite B
Warrenville, Illinois 60555
Phone: 630-393-9000 x 208
Fax: 630-393-9111
Cell: 630-917-1455
E-mail: jpinion@rka-inc.com

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Layman, Robb

From: Kim, John J.
Sent: Friday, May 15, 2020 12:01 PM
To: Frost, Brad; Nifong, Heather; Pressnall, Chris
Cc: Armitage, Julie; Gunnarson, Charles W.; Layman, Robb
Subject: RE: [External] General Iron air permit

Thanks

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Friday, May 15, 2020 12:01 PM
To: Nifong, Heather <Heather.Nifong@Illinois.gov>; Kim, John J. <John.J.Kim@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject: RE: [External] General Iron air permit

I'll coordinate with Chris and then reach out to Jen and Cary.

From: Nifong, Heather <Heather.Nifong@Illinois.gov>
Sent: Friday, May 15, 2020 11:57 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject: RE: [External] General Iron air permit

Will do, thanks.

From: Kim, John J. <John.J.Kim@Illinois.gov>
Sent: Friday, May 15, 2020 11:56 AM
To: Nifong, Heather <Heather.Nifong@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Armitage, Julie <Julie.Armitage@Illinois.gov>; Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>
Subject: FW: [External] General Iron air permit

Heather, as we discussed this morning, could you have Brad and Chris contact Jen and Cary and arrange a time to speak with them based on Cary's availability of Jen's dates? The focus of the call should be on how our virtual hearing could be improved on next time, with us taking in the suggestions. Nothing about the merits of the permit application or whether our virtual hearing was sufficient for the purposes of this transaction.

Thanks.

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Friday, May 15, 2020 11:48 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Cary John Shepherd <cary.shepherd@law.northwestern.edu>; Gunnarson, Charles W.

<Charles.Gunnarson@Illinois.gov>; Carter, Sally <Sally.Carter@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>

Subject: Re: [External] General Iron air permit

Yes, we understand that we will not be discussing the merits of the permit.

On Thu, May 14, 2020 at 2:27 PM Kim, John J. <John.J.Kim@illinois.gov> wrote:

Jen,

Similar to our willingness to speak before the hearing, we will participate in a post-hearing call as well, though it would have to also be focused on the logistics of the hearing as opposed to substantive issues. Since the public comment period remains open through June 13, we can't discuss those types of matters. Does that scope for a call fit within what you were thinking?

As to possible legislation, were you referring to something that would run this upcoming (abbreviated) session?

Thanks.

John

From: Cary John Shepherd <cary.shepherd@law.northwestern.edu>

Sent: Thursday, May 14, 2020 10:06 AM

To: Jennifer Walling <jwalling@ilenviro.org>; Kim, John J. <John.J.Kim@Illinois.gov>

Cc: Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Carter, Sally <Sally.Carter@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>

Subject: Re: [External] General Iron air permit

Thank you Jen. The following times from that list work for me.

- Monday 5/18, 2-3:30
- Tuesday 5/19, 1-3 -
- Wednesday 5/19, afternoon

- Thursday 5/21, 9-11 or 1-3
- Friday 5/22, morning or early afternoon

Best,

Cary

Cary Shepherd | Montgomery Legal Fellow

Bluhm Legal Clinic

Northwestern Pritzker School of Law

750 N. Lake Shore Drive, Suite 800 | Chicago, IL 60611

Ph. 815-797-2869 | cary.shepherd@law.northwestern.edu

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From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Wednesday, May 13, 2020 6:45 PM
To: Kim, John J. <John.J.Kim@illinois.gov>
Cc: Cary John Shepherd <cary.shepherd@law.northwestern.edu>; Gunnarson, Charles W. <Charles.Gunnarson@illinois.gov>; Carter, Sally <Sally.Carter@illinois.gov>; Layman, Robb <Robb.Layman@illinois.gov>; Armitage, Julie <Julie.Armitage@illinois.gov>
Subject: Re: [External] General Iron air permit

Hi all,

I couldn't find a time to get the groups on the phone, so maybe we could debrief on how the virtual public hearing went? Here are some times that work for the locals.

I wonder if we could also generally talk about whether IEPA would support legislative language to remove the requirement that IEPA approve permits that are not approved within a certain period of time.

- Morning of Fri 5/15
- Monday 5/18, 2-3:30
- Tuesday 5/19, 1-3 -
- Wednesday 5/19, afternoon
- Thursday 5/21, 9-11 or 1-3
- Friday 5/22, morning or early afternoon

On Thu, May 7, 2020 at 1:00 PM Jennifer Walling <jwalling@ilenviro.org> wrote:

I think the groups from the community would like to share some concerns that they have over the virtual public hearing itself, hear from you about the format, and offer some suggestions for better participation.

On Thu, May 7, 2020 at 12:59 PM Kim, John J. <John.J.Kim@illinois.gov> wrote:

Jen,

Before we can schedule a meeting, we'd need to know what the topics for discussion would be. If it's easier, you can call me and we can talk through it and go from there.

John

From: Jennifer Walling <jwalling@ilenviro.org>

Sent: Thursday, May 7, 2020 11:57 AM

To: Kim, John J. <John.J.Kim@illinois.gov>

Cc: Cary John Shepherd <cary.shepherd@law.northwestern.edu>; Gunnarson, Charles W. <Charles.Gunnarson@illinois.gov>; Carter, Sally <Sally.Carter@illinois.gov>; Layman, Robb

<Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>

Subject: Re: [External] General Iron air permit

Hello all,

Would it be possible for us to meet about the upcoming virtual public hearing? The meeting would include a few members of the community, NRDC, Northwestern's law clinic and Keith Harley as well as IEC.

- Jen

On Thu, Apr 2, 2020 at 10:05 AM Kim, John J. <John.J.Kim@illinois.gov> wrote:

Jen,

If I said 60 days, then I misspoke. I thought I said that, for construction permits issued pursuant to section 39 of the Environmental Protection Act, there is a 90 day period for action after the filing of the application. That deadline can be extended by law under certain conditions (none applicable here) or if the applicant provides a waiver of the deadline (which did happen). If the Agency fails to act within the 90 day period (or within the waiver date), then the applicant may deem the permit issued, i.e., the permit issues by operation of law. That relevant language is found in Section 39(a) of the Act.

If you have more specific questions regarding this particular application and how those deadlines are applicable, you may direct them to Sally Carter or Robb Layman of our legal staff. They can best respond to any further questions you may have.

I've copied them on this e-mail for information.

Thank you.

John

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Thursday, April 2, 2020 9:58 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>; Cary John Shepherd <cary.shepherd@law.northwestern.edu>
Subject: [External] General Iron air permit

Hi Director,

We have some questions about what you said about the 60 day automatic approval of the General Iron air permit. Are you the person to ask or should we talk to Julie?

- Jen

--



ILLINOIS ENVIRONMENTAL COUNCIL



JENNIFER WALLING | EXECUTIVE DIRECTOR

jwalling@ilenviro.org

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Office: 70 E Lake St, Ste 1500, Chicago

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Layman, Robb

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Friday, May 15, 2020 11:48 AM
To: Kim, John J.
Cc: Cary John Shepherd; Gunnarson, Charles W.; Carter, Sally; Layman, Robb; Armitage, Julie
Subject: Re: [External] General Iron air permit

Yes, we understand that we will not be discussing the merits of the permit.

On Thu, May 14, 2020 at 2:27 PM Kim, John J. <John.J.Kim@illinois.gov> wrote:

Jen,

Similar to our willingness to speak before the hearing, we will participate in a post-hearing call as well, though it would have to also be focused on the logistics of the hearing as opposed to substantive issues. Since the public comment period remains open through June 13, we can't discuss those types of matters. Does that scope for a call fit within what you were thinking?

As to possible legislation, were you referring to something that would run this upcoming (abbreviated) session?

Thanks.

John

From: Cary John Shepherd <cary.shepherd@law.northwestern.edu>
Sent: Thursday, May 14, 2020 10:06 AM
To: Jennifer Walling <jwalling@ilenviro.org>; Kim, John J. <John.J.Kim@Illinois.gov>
Cc: Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Carter, Sally <Sally.Carter@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: Re: [External] General Iron air permit

Thank you Jen. The following times from that list work for me.

- Monday 5/18, 2-3:30

- Tuesday 5/19, 1-3 -
- Wednesday 5/19, afternoon
- Thursday 5/21, 9-11 or 1-3
- Friday 5/22, morning or early afternoon

Best,

Cary

Cary Shepherd | Montgomery Legal Fellow

Bluhm Legal Clinic

Northwestern Pritzker School of Law

750 N. Lake Shore Drive, Suite 800 | Chicago, IL 60611

Ph. 815-797-2869 | cary.shepherd@law.northwestern.edu

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From: Jennifer Walling <jwalling@ilenviro.org>

Sent: Wednesday, May 13, 2020 6:45 PM

To: Kim, John J. <John.J.Kim@illinois.gov>

Cc: Cary John Shepherd <cary.shepherd@law.northwestern.edu>; Gunnarson, Charles W. <Charles.Gunnarson@illinois.gov>; Carter, Sally <Sally.Carter@illinois.gov>; Layman, Robb <Robb.Layman@illinois.gov>; Armitage, Julie <Julie.Armitage@illinois.gov>

Subject: Re: [External] General Iron air permit

Hi all,

I couldn't find a time to get the groups on the phone, so maybe we could debrief on how the virtual public hearing went? Here are some times that work for the locals.

I wonder if we could also generally talk about whether IEPA would support legislative language to remove the requirement that IEPA approve permits that are not approved within a certain period of time.

- Morning of Fri 5/15
- Monday 5/18, 2-3:30
- Tuesday 5/19, 1-3 -
- Wednesday 5/19, afternoon
- Thursday 5/21, 9-11 or 1-3
- Friday 5/22, morning or early afternoon

On Thu, May 7, 2020 at 1:00 PM Jennifer Walling <jwalling@ilenviro.org> wrote:

I think the groups from the community would like to share some concerns that they have over the virtual public hearing itself, hear from you about the format, and offer some suggestions for better participation.

On Thu, May 7, 2020 at 12:59 PM Kim, John J. <John.J.Kim@illinois.gov> wrote:

Jen,

Before we can schedule a meeting, we'd need to know what the topics for discussion would be. If it's easier, you can call me and we can talk through it and go from there.

John

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Thursday, May 7, 2020 11:57 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>

Cc: Cary John Shepherd <cary.shepherd@law.northwestern.edu>; Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Carter, Sally <Sally.Carter@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: Re: [External] General Iron air permit

Hello all,

Would it be possible for us to meet about the upcoming virtual public hearing? The meeting would include a few members of the community, NRDC, Northwestern's law clinic and Keith Harley as well as IEC.

- Jen

On Thu, Apr 2, 2020 at 10:05 AM Kim, John J. <John.J.Kim@Illinois.gov> wrote:

Jen,

If I said 60 days, then I misspoke. I thought I said that, for construction permits issued pursuant to section 39 of the Environmental Protection Act, there is a 90 day period for action after the filing of the application. That deadline can be extended by law under certain conditions (none applicable here) or if the applicant provides a waiver of the deadline (which did happen). If the Agency fails to act within the 90 day period (or within the waiver date), then the applicant may deem the permit issued, i.e., the permit issues by operation of law. That relevant language is found in Section 39(a) of the Act.

If you have more specific questions regarding this particular application and how those deadlines are applicable, you may direct them to Sally Carter or Robb Layman of our legal staff. They can best respond to any further questions you may have.

I've copied them on this e-mail for information.

Thank you.

John

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Thursday, April 2, 2020 9:58 AM
To: Kim, John J. <John.J.Kim@Illinois.gov>; Cary John Shepherd <cary.shepherd@law.northwestern.edu>
Subject: [External] General Iron air permit

Hi Director,

We have some questions about what you said about the 60 day automatic approval of the General Iron air permit. Are you the person to ask or should we talk to Julie?

- Jen

--



JENNIFER WALLING | EXECUTIVE DIRECTOR

jwalling@ilenviro.org

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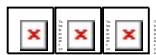


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Layman, Robb

From: Keith Harley <kharley@kentlaw.iit.edu>
Sent: Monday, May 18, 2020 10:34 PM
To: Frost, Brad; Pressnall, Chris
Subject: [External] Fwd: [EXTERNAL] GI Shutdown

Sent from my iPhone

Begin forwarded message:

From: Nancy Loeb <n-loeb@northwestern.edu>
Date: May 18, 2020 at 10:01:59 PM CDT
To: "Geertsma, Meleah" <mgeertsma@nrdc.org>, Keith Harley <kharley@kentlaw.iit.edu>, Olga Bautista <obautista@greatlakes.org>, Gina Ramirez <gramirez@nrdc.org>, Martita <loquita8@gmail.com>
Subject: [EXTERNAL] GI Shutdown

North Side alderman says city's ordering shutdown of controversial shredding plant after explosion



By **KATHERINE ROSENBERG-DOUGLAS**

CHICAGO TRIBUNE |

MAY 18, 2020 | 8:32 PM

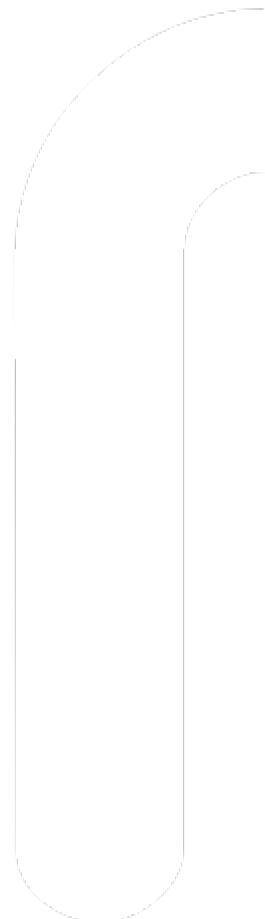
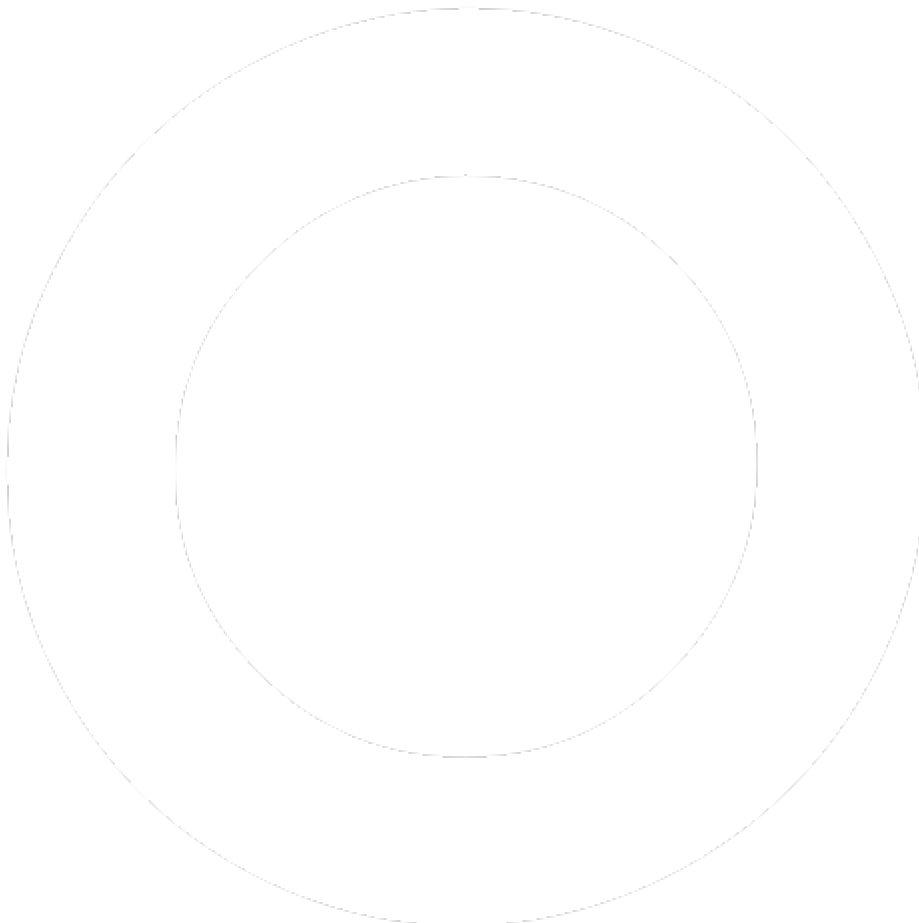


General Iron Industries scrap yard at work along Cortland Street near the Lincoln Yards development is shown on April 9, 2019.(Brian Cassella / Chicago Tribune)

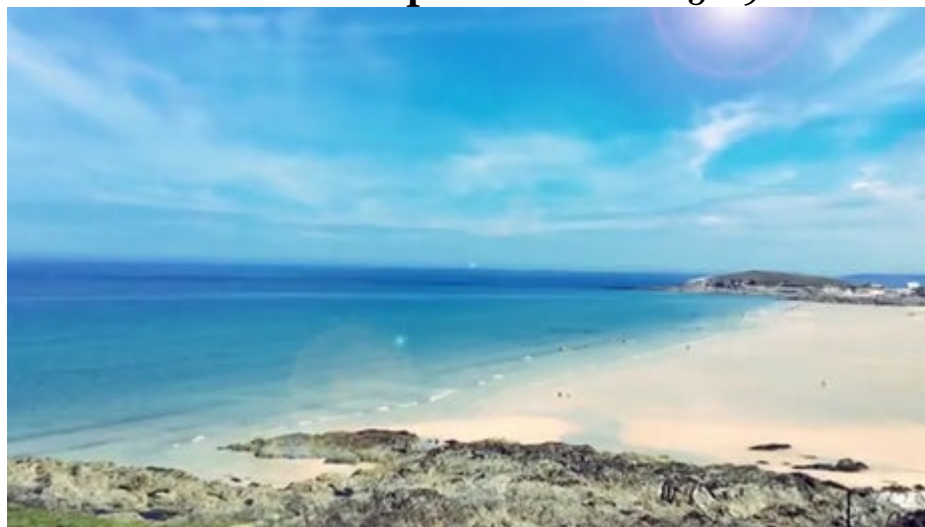
The city’s building commissioner has ordered the indefinite closure of a controversial North Side shredding plant after fire crews were called to an explosion there Monday morning, according to a Chicago alderman.

In a [newsletter to her 43rd Ward constituents](#), Ald. Michele Smith said she was told in a briefing from Mayor Lori Lightfoot’s office that the city’s closure order would stop operations at General Iron Industries “including all shredding operations and acceptance of materials for shredding.” Smith said in the newsletter that she learned from the mayor’s office briefing that the explosions “damaged critical facilities of General Iron.”

Advertisement



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Lightfoot’s office did not immediately respond to a request for comment. No injuries were reported at General Iron Industries, and the Chicago Fire Department said tests found no increased pollution levels and “no apparent immediate health risk to residents and the surrounding community.” The plant has been shut down while the cause is investigated.

Ald. Brian Hopkins, 2nd, who has previously asked the mayor to shut down the plant because of a history of pollution violations, tweeted earlier that a “fireball” and “mushroom cloud” raised pollution readings in the gentrifying neighborhood.

He did not release any details but said later in a statement that “permanent and immediate closure of this hazardous facility is no longer a discussion point, it must happen now.”

The company said the incident was “not a normal event” and added, “We are thoroughly investigating all possible causes, including potential sabotage.”

Company spokesman Randall Samborn would not elaborate. “We don’t want to speculate about what occurred.”



The General Iron Industries plant on the North Branch of the Chicago River in Chicago on Sept. 28, 2018. (Zbigniew Bzdak / Chicago Tribune)

Smith said in her newsletter that she learned in the briefing with Lightfoot's office that there were two explosions at the plant — the first occurring in a newly installed Regenerative Thermal Oxidizer. “The heat was so intense that it flowed back to the initial point of entry, triggering the safety ‘blow-out doors’ of the filter building and damaging it significantly. A building to the north also was damaged,” Smith said.

Police and fire crews were called to the 1900 block of North Clifton Avenue shortly after 9 a.m. after a loud boom was reported in the Ranch Triangle neighborhood, which is close to Lincoln Park and Bucktown. An explosion occurred on the company's conveyor system, Chicago Fire Department spokesman Larry Merritt said earlier.

While initial tests found no threat, he said the Chicago Department of Public Health was conducting more tests. “Should any environmental violation be determined, the city will issue citations immediately,” Merritt said.

Neighbors [have complained for years](#) about the odors from General Iron's scrap yard. They renewed their objections in March when, they said, the stay-at-home order would prolong their exposure to the plant's emissions and maybe make them more susceptible to the novel coronavirus, which attacks the lungs and upper respiratory tract.



[Alderman Hopkins](#) [@AldermanHopkins](#)

investigation now underway in the aftermath of a HazMat Level 1 explosion at General Iron



11
[10:35 AM - May 18, 2020](#)
[Twitter Ads info and privacy](#)

[See Alderman Hopkins's other Tweets](#)

General Iron — which has been targeted by federal environmental regulators three times since the 1990s — was allowed to continue operating during the pandemic under recycling and solid waste exemptions from the stay-at-home order that has forced nonessential businesses to close. General Iron has been cited with city health code violations seven times since December.

That group Clean the North Branch released a statement after the incident calling General Iron “a serial polluter and rule breaker that is a danger to families. What more do Mayor (Lori) Lightfoot and Gov. Pritzker need? Shut. Them. Down. Now.”



Breaking News Newsletter

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Illinois Gov. J.B. Pritzker was asked Monday about the General Iron explosion and why the company was allowed to continue operating during the pandemic. Pritzker said the EPA and the city were looking into the explosion. He said the state referred to federal guidelines set by the Department of Homeland Security in deciding its list of essential businesses.

“We’re actually, as you can imagine, paying very close attention. I want to make sure that people are kept safe,” Pritzker said of General Iron. “... I’m unaware of what the latest is on the matter, but it’s certainly something of great concern to me.”

Chicago Tribune’s Gregory Pratt contributed.

kdouglas@chicagotribune.com

[Twitter @312BreakingNews](#)



Katherine Rosenberg-Douglas

CONTACT



DEPARTMENT OF BUILDINGS

DEPARTMENT OF FIRE

CITY OF CHICAGO

EFFECTIVE 5/18/2020

Re: Commissioner Closure Order, **General Iron Industries, 1900-1942 North Marcy Street/1900 -1926 North Clifton "Yard and Shredding Facility", 1901-1925 North Clifton/1864 North Kingsbury "North Building", 1800-1840 North Kingsbury "South Building"**

EMERGENCY CLOSURE ORDER

I, Judith Frydland, Commissioner of the City of Chicago Department of Buildings and Richard C. Ford II, Commissioner of the City of Chicago Department of Fire, hereby find that the property commonly known General Iron Industries located at **1900-1942 North Marcy Street/1900 -1926 North Clifton, 1901-1925 North Clifton/1864 North Kingsbury, 1800-1840 North Kingsbury**; Chicago, Illinois meets the requirements for closure as set forth in Section 14A-3-307.1 of the Municipal Code.

As a result of two separate explosions at the property located at 1909 North Clifton, on May 18, 2020, the structural stability of the structures that were directly affected by the blasts is unknown. These conditions are hazardous to any occupant or emergency responder in an emergency situation. It has therefore been determined that the site poses an immediate danger and constitutes an imminent threat to the public at large.

A review of the entire operations has to be conducted by the City of Chicago to ensure the appropriate safety measures are in place to prevent this from happening in the future.

Architectural plans must be submitted for review and issuance of a building permit. In addition, a structural engineer report regarding the structures that were affected must be submitted for review.

THEREFORE, by the police powers vested in Judith Frydland as Chicago Building Commissioner and Richard C. Ford II as Fire Commissioner, we hereby order that **General Iron Industries located at 1900-1942 North Marcy Street/1900 -1926 North Clifton, 1901-1925 North Clifton/1864 North Kingsbury, 1800-1840 North Kingsbury**, Chicago, IL, be immediately closed, and remain vacant, and that entry be denied except by licensed and bonded contractors engaged to examine, repair, and otherwise correct the aforementioned conditions, or otherwise by authorized City of Chicago personnel until further order. During the period of the closure, the operator is allowed to conduct routine maintenance on the site and to remove accumulated recycled materials from the site, but is ordered to cease intake of any new materials for recycling. This closure order is to be enforced by the City of Chicago Police Department.

Judith Frydland

Judith Frydland
Buildings Commissioner

Richard C. Ford II

Richard C. Ford II
Fire Commissioner

Layman, Robb

From: Keith Harley <kharley@kentlaw.iit.edu>
Sent: Tuesday, May 19, 2020 8:31 AM
To: Frost, Brad; Pressnall, Chris
Subject: [External] Fwd: [EXTERNAL] Fw: GI Order
Attachments: ATT00001.htm; General Iron Closure Letter.pdf

Sent from my iPhone

Begin forwarded message:

From: "Geertsma, Meleah" <mgeertsma@nrdc.org>
Date: May 19, 2020 at 8:14:29 AM CDT
To: Peggy Salazar <peggy_setf@sbcglobal.net>, Anna Johnson <ajay722@yahoo.com>, Martita A <loquita8@gmail.com>, Olga Bautista <obautista58@gmail.com>, "Ramirez, Gina" <gramirez@nrdc.org>, "Harley, Keith (kharley@kentlaw.iit.edu)" <kharley@kentlaw.iit.edu>, Daryl Grable <DGrable@clclaw.org>, Nancy Loeb <n-loeb@northwestern.edu>
Cc: "Moreno, Ivan" <imoreno@nrdc.org>, "Mogerman, Josh" <jmogerman@nrdc.org>, Kimberly Wasserman <kwasserman@lvejo.org>, jpino <jpino@lvejo.org>
Subject: [EXTERNAL] Fw: GI Order

FYI from Elise, the closure notice (issued by Dept of Buildings and Dept of Fire, re an unsafe structure) for General Iron in light of yesterday's explosions.

From: Elise Zelechowski <Elise.Zelechowski@cityofchicago.org>
Sent: Tuesday, May 19, 2020 8:09 AM
To: Geertsma, Meleah <mgeertsma@nrdc.org>; Olga Bautista <obautista58@gmail.com>
Subject: GI Order

Good morning,
 Sending from my phone and don't have everyone on the Friday standing call's email addresses handy. Could you please share as an FYI. It's a notice about the General Iron closure order.

Thank you,
 Elise

Protecting the public health and safety of residents in all communities remains the City's top priority. Today, following two separate explosions at General Iron Industries in Lincoln Park, the Chicago Department of Buildings and the Chicago Fire Department issued a joint emergency closure order, as the stability of the structures directly affected by the blasts is unknown, and conditions may be hazardous for any occupant or first responder at this time. The business will remain closed until any necessary permits have been obtained and the building has passed the appropriate inspections.

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Layman, Robb

From: Jennifer Walling <jwalling@ilenviro.org>
Sent: Tuesday, May 26, 2020 12:52 PM
To: Kim, John J.; Frost, Brad; Roche, Laura; Pressnall, Chris
Subject: [External] Re: General Iron permit

And I should add that I'm happy to have a pre-discussion about whether or not these are outside the scope of what we should discuss. I think everyone agrees that we should not discuss the merits of the permit being issued.

On Tue, May 26, 2020 at 12:50 PM Jennifer Walling <jwalling@ilenviro.org> wrote:

Hi Director and Laura,

Here's a detailed agenda of what we want to talk about with General Iron. I think this keeps the discussion away from whether or not the permit should be issued and keeps it towards process concerns related to COVID-19.

- Jen

1. We are in a unique situation that necessitates that IEPA step back from normal operating procedure that would allow the automatic deadline for issuance of a permit to control.
 - a. Covid-19 has affected the ability of the community meaningfully to participate in the commenting process.
 - i. Hearings were conducted in a way that deprived many people of access – both technology and language barriers, which IEPA did not remedy
 1. No English announcement of the hearings (How can people tell IEPA they need a translator if the announcement doesn't let them know in a language they understand?)
 2. This is an EJ community – Many people do not have internet access and a telephone line is not sufficient - current distancing rules preclude sharing access among residents
 - b. Many people in the affected community are ill or caring for people who are ill or overwhelmed with at home responsibilities – moving forward while they cannot participate is disrespectful and violates the fundamental principles calling for public participation
2. Either by a limited statutory change or Executive Order, the deadline for action should be stayed.
 - a. Executive Order – We're in an emergency situation and permits that will significantly affect a community should not be rushed because of deadlines that never anticipated this type of situation
 - i. We do not even know the causes or the effects of the major blasts that took place at the current GI site just this week – how can IEPA move forward with an air permit without fully understanding this?
 - ii. Easily done and can be time limited to provide for suspension of all automatic deadlines while the emergency persists and at least until the end of

2020. (This would not mean IEPA cannot issue permits – only that IEPA can take the time needed before issuing a permit.)

iii. IEPA’s support will be necessary to make this happen. We’re asking Dir. Kim to communicate his support for this type of order

b. Legislative Fix – This can be a simple suspension during the current emergency or doing away with the automatic permit grant – which is what we think is the preferred and better course.

i. We’re asking IEPA to communicate support for this.

3. The Scope of IEPA’s Permit Authority – Without discussing any specific permit, we do want to address an issue that was raised by IEPA counsel concerning the scope of IEPA’s authority to consider a company’s compliance history when deciding whether to issue a permit.

a. Caselaw speaks only of requiring an “adjudication” of violations

b. Properly viewed, findings of liability through administrative procedures should be viewed as adjudicated, including CDPH findings of violations

a. CDPH has delegated authority from IEPA in this respect

b. Where there may be pending violations, if they are only pending or unadjudicated because of the current emergency order, IEPA likely has room to consider any fairly clear violations made out in an NOV

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JENNIFER WALLING | EXECUTIVE DIRECTOR

jwalling@ilenviro.org

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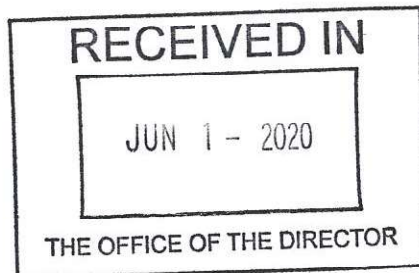
Phone: 312-726-2938
Fax: 312-726-5206
TDD: 773-731-3477

Keith I. Harley
Greta M. Doumanian

Marta C. Bukata
Daryl Grable

May 29, 2020

John Kim, Director
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276



Re: General III Air Construction Permit

Dear Director Kim:

Please be advised that I represent the Southeast Environmental Task Force (SETF). SETF is supported in this matter by the South East Chicago Coalition to Ban Petcoke and the Natural Resources Defense Council.

During the recent General III public hearing, IL EPA indicated that the equipment employed by General Iron would be moved to the new General III facility, including the RTO and other pollution control equipment. Consistent with this, the pending application and the draft permit are based on the operating characteristics of existing equipment employed by General III.

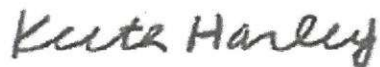
SETF now asserts that the pending permit application and the resulting draft permit do not accurately represent the operation of the equipment that will be employed at the new General III facility. The permit application is an inadequate basis for permit review and is incomplete. SETF's assertion is based on the explosion that occurred at General Iron shortly after the public hearing. Initial reports suggest the explosion originated in the RTO, one of the pieces of pollution control equipment that is to be transferred to the General III facility. Moreover, even if the operation of the RTO is not the only cause of the explosion, the transfer of any equipment that can cause this kind of catastrophic failure suggests the applicant's representations must be revisited as part of any credible permit review.

The pending application is incomplete because the applicant's representations about the proposed use of any equipment, its control efficiency, and the applicant's ability to operate the equipment safely and effectively can no longer be accepted without a complete investigation of the explosion incident. Existing emission estimates and air quality models that do not account for emissions during periods of catastrophic failure also must be reassessed. Additional permit terms and conditions may be necessary to prevent future accidents and to ensure the integrity of the equipment and the applicant's operating systems, all of which are relevant permitting considerations. This analysis is also consistent with the health, safety and welfare of nearby schools, parks, river users and residential neighborhoods.

For this reason, SETF asserts the pending permit application is incomplete and does not provide a basis for IL EPA to make permitting decisions about the General III facility. IL EPA must not proceed to final permit decisions until it acquires information about the equipment that the applicant is proposing to transfer and its ability to operate this equipment in a safe and effective manner. In the meantime, we urge IL EPA issue a Notice of Incompleteness regarding the pending permit application and/or a permit denial.

Thank you for your consideration of this matter. I look forward to your response.

Sincerely,

A handwritten signature in black ink that reads "Keith Harley". The signature is written in a cursive, slightly slanted style.

Keith Harley, Attorney for the Southeast Environmental Task Force
Chicago Legal Clinic, Inc.

cc Chris Pressnall, Environmental Justice Officer, Illinois Environmental Protection Agency, via email: chris.pressnall@illinois.gov

Layman, Robb

From: Guy, Jeff
Sent: Tuesday, June 2, 2020 8:36 AM
To: Pressnall, Chris; Frost, Brad
Subject: RE: Due date of GIII comments?

I did not yet, I apologize....I can do that today. Should the response simply state that comments may be submitted by Monday as the end of comment period falls on a Saturday?

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
 Office of Community Relations
 (217) 785-8724
Jeff.Guy@illinois.gov



From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Tuesday, June 2, 2020 8:31 AM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: RE: Due date of GIII comments?

Good morning. So did Jeff respond to Meleah?

Chris Pressnall

Environmental Justice Coordinator
 Illinois EPA

(217) 524-1284
 (217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Friday, May 29, 2020 4:07 PM
To: Guy, Jeff <Jeff.Guy@Illinois.gov>
Cc: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: RE: Due date of GIII comments?

Not formally extending (putting out an order). Just that per the relevant reg, comments may be submitted by Monday as the end of comment period falls on a Saturday

From: Guy, Jeff <Jeff.Guy@Illinois.gov>
Sent: Friday, May 29, 2020 4:06 PM

To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: RE: Due date of GIII comments?

Comment period shall be extended until Monday June 15, 2020 per email request.

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency
Office of Community Relations
(217) 785-8724
Jeff.Guy@Illinois.gov



From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Friday, May 29, 2020 4:00 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: Re: Due date of GIII comments?

Fine by me. Just need to know when that will happen and when it happens.

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Friday, May 29, 2020 3:56 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: RE: Due date of GIII comments?
Think best if Jeff responds, but if you disagree let us know

From: Layman, Robb <Robb.Layman@Illinois.gov>
Sent: Friday, May 29, 2020 3:33 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: Re: Due date of GIII comments?
Monday, June 15th, is the date we go with then...see, 5 ILCS 70/1.11.
Get [Outlook for iOS](#)

From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Friday, May 29, 2020 2:44:16 PM
To: Layman, Robb <Robb.Layman@Illinois.gov>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>; Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: FW: Due date of GIII comments?
Please weigh in and cc Jeff and Chris

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Friday, May 29, 2020 2:43 PM
To: Guy, Jeff <Jeff.Guy@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Subject: FW: Due date of GIII comments?
See below question.

Chris Pressnall

Environmental Justice Coordinator

Illinois EPA
(217) 524-1284
(217) 785-8346 (fax)
chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>

Sent: Friday, May 29, 2020 1:58 PM

To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>

Subject: [External] Due date of GIII comments?

Hi Chris - can you confirm the due date for comments on the proposed GIII permit? The noticed date of June 13 falls on a Saturday, so does the date get bumped to that Monday, June 15?

Thanks,

Meleah

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Layman, Robb

From: Pressnall, Chris
Sent: Tuesday, June 2, 2020 3:06 PM
To: Frost, Brad; Jones, Eric E.
Subject: FW: Update on metals recyclers?

See below question. Thoughts?

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Tuesday, June 2, 2020 1:44 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] Re: Update on metals recyclers?

Hi Chris - following up on this thread from back in April. Were you able to clear up the questions I had on the various versions of the Fugitive Particulate Operating Program? As I note below, the draft permit incorporates by reference a Dec 2019 version, but only a March 2020 version is included in the repository documents.

It appears to me that either the draft permit is incorrect/out of date and should reference the March version, or the repository docs are incomplete and should have included the Dec 2019 plan version. Or I somehow missed the Dec 2019 version in the repository docs.

Thanks so much,
Meleah

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Monday, April 20, 2020 3:20 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: Re: Update on metals recyclers?

Thanks Chris, glad it was a good presentation! I can never tell on webinars, it's so hard to gauge audience reaction. An unfortunate part of life these days...

Anyway, thanks re your response to my question on the S Burley facilities; I did see that there are emissions estimates sent to Jeff Sprague in March among the repository docs on IEPA's website for the proposed draft permit.

One question on the repository documents: I see that on page 11 of the draft permit, cond 10(h) incorporates by reference the Dec 11, 2019 Fugitive Particulate Operating Program. But on a review of the repository

documents, I only found a March 20, 2020 version of the fugitives operating program (it's the third repository doc among the links). Is that text on page 11 of the draft permit in error and should it instead incorporate by reference the March 2020 program? Or is there also a Dec 2019 fugitives operating program that I should be looking at, and the March 2020 program is automatically incorporated by reference as a subsequent version per draft condition 10(i)... just trying to make sure I'm looking at the right docs and understand what the permit is referring to...

Best,
Meleah

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Friday, April 17, 2020 9:59 AM
To: Geertsma, Meleah <mgeertsma@nrdc.org>
Subject: RE: Update on metals recyclers?

Hello Meleah –

I thought your webinar a week ago was excellent, very good overview of the issues.

At any rate, after talking to folks, I do not believe any modelling of the current facilities in conjunction with the proposed facility has been required to date. Certainly, technical staff have been thinking about this issue but not sure if there is an official position.

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Wednesday, April 8, 2020 6:41 AM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] Re: Update on metals recyclers?

Thanks Chris - appreciate your internal advocating, and hopefully we can improve things together.

One related question: can you clarify, I think with Jeff Sprague, whether there's any air quality modeling being required of the four S Burley facilities (previously Reserve Management Group, now South Chicago Property Management)? I haven't seen any modeling references or documents/files in the productions so far, but given the issues with modeling records in particular, would like to get an answer from the staff working on that project.

Best,
Meleah

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Thursday, April 2, 2020 9:03 AM

To: Geertsma, Meleah <mgeertsma@nrdc.org>

Subject: RE: Update on metals recyclers?

Good morning Meleah –

I wholeheartedly agree and obviously I am frustrated as well. This is why I have parroted internally what Keith has been saying for a while, which is to get more information online. Unfortunately, in discussing this with the Records Unit and others it is not that simple to have everything scanned up front and on the web. For General Iron, various people are maintaining files and the Records Unit does not know who those people are unless someone tells them. Furthermore, I do not know either since I am not in the Bureau of Air actively working on the project. In my old role, I would have had a better idea who exactly was doing what on a project. As you can see, this whole process is very dependent on humans catching things thus the issues.

At any rate, yes, let's continue to work together and brainstorm on ways to improve the process.

Best,

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284

(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>

Sent: Wednesday, April 1, 2020 10:20 AM

To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>

Subject: [External] Re: Update on metals recyclers?

Hi Chris - circling round on this prior exchange to note that, in the course of reviewing materials from IEPA sent in response to our most request FOIA request, there are a number of items that appear to date between our Jan meeting with IEPA and early Feb when I circled around with you below. This is on top of the air quality modeling protocol that was mistakenly left out of early FOIA responses due to it appears lack of checking with the modeling folks.

This is not to critique your role, but to simply point out that there's a need for greater transparency, clarity and timeliness around permitting documents on the agency's side. Look forward to working with you to try to improve the situation!

Best,
Meleah

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>

Sent: Friday, February 7, 2020 5:02 PM

To: Geertsma, Meleah <mgeertsma@nrdc.org>

Subject: RE: Update on metals recyclers?

Hello Meleah –

I checked with legal and permits and they did not think anything new has been submitted since the last FOIA although we will probably receive its response to the VN very soon. I will be out on Monday and back in the office on Tuesday, although it seems you may be traveling by then.

Chris Pressnall

Environmental Justice Coordinator
Illinois EPA

(217) 524-1284
(217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Wednesday, February 5, 2020 9:23 AM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] Update on metals recyclers?

Hi Chris –

Circling around to see if you have any updates that you can share on the metals recyclers, both/either the permitting for General III and the permitting/investigation of the S Burley facilities. I also wanted to touch bases to see if you have any thoughts on the best way for us to keep current on records requests, re our discussion of FOIAs on the call with IEPA staff.

It would be great if we could connect before this upcoming Tues, as I then head into a stretch of work travel and vacation.

Thanks,
Meleah

MELEAH GEERTSMA

Senior Attorney, Environmental Justice

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Layman, Robb

From: Frost, Brad
Sent: Wednesday, June 3, 2020 8:23 AM
To: Jones, Eric E.; Pressnall, Chris
Cc: Pilapil, Ray; Layman, Robb; Armitage, Julie
Subject: RE: Update on metals recyclers?

Chris,

This is a comment made during the comment period. This will be added to the hearing record and responded to in the responsiveness summary. Please inform Meleah to that end and that the appropriate venue to submit comments is the hearing mailbox.

Brad

From: Jones, Eric E. <Eric.E.Jones@Illinois.gov>
Sent: Tuesday, June 2, 2020 4:49 PM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>
Cc: Pilapil, Ray <Ray.Pilapil@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Subject: RE: Update on metals recyclers?

Chris,

The most recent plan was submitted/dated March 20, 2020, and that is the fugitive dust plan the agency reviewed and would rely upon for issuance of the proposed permit. I should be noted, the referenced permit condition in the draft permit already mentions future iterations of the plan are incorporated by reference.

From: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Sent: Tuesday, June 2, 2020 3:06 PM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Jones, Eric E. <Eric.E.Jones@Illinois.gov>
Subject: FW: Update on metals recyclers?

See below question. Thoughts?

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 Illinois EPA

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 (217) 785-8346 (fax)

chris.pressnall@illinois.gov

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Wednesday, February 5, 2020 9:23 AM
To: Pressnall, Chris <Chris.Pressnall@Illinois.gov>
Subject: [External] Update on metals recyclers?

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It would be great if we could connect before this upcoming Tues, as I then head into a stretch of work travel and vacation.

Thanks,
Meleah

MELEAH GEERTSMA

Senior Attorney, Environmental Justice

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Layman, Robb

From: Nancy Loeb <n-loeb@northwestern.edu>
Sent: Wednesday, June 3, 2020 9:13 AM
To: Frost, Brad; Geertsma, Meleah; EXT Harley, Keith
Cc: Guy, Jeff
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Dear Brad,

We would very much appreciate your response to this request.

Thank you and best regards,

Nancy

Nancy C. Loeb
Clinical Associate Professor of Law
Director, Environmental Advocacy Clinic
Bluhm Legal Clinic
Northwestern Pritzker School of Law
375 East Chicago Avenue, Chicago, IL 60611-3069
Tel: 312-503-0052
E-Mail: n-loeb@northwestern.edu

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From: Nancy Loeb <n-loeb@northwestern.edu>
Date: Thursday, May 14, 2020 at 2:15 PM
To: "Frost, Brad" <Brad.Frost@Illinois.gov>, "Geertsma, Meleah" <mgeertsma@nrdc.org>, Olga Bautista <obautista58@gmail.com>
Cc: "Guy, Jeff" <Jeff.Guy@Illinois.gov>, Gina Ramirez <gramirez@nrdc.org>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Brad,

Can you please provide citations for the caselaw referred to in IEPA Attorney Rob Lame's response concerning consideration of General Iron's compliance history.

Thank you very much.

Nancy

Nancy C. Loeb
Clinical Associate Professor of Law
Director, Environmental Advocacy Clinic

Bluhm Legal Clinic
Northwestern Pritzker School of Law
375 East Chicago Avenue, Chicago, IL 60611-3069
Tel: 312-503-0052
E-Mail: n-loeb@northwestern.edu

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From: "Frost, Brad" <Brad.Frost@Illinois.gov>
Date: Thursday, May 14, 2020 at 1:46 PM
To: "Geertsma, Meleah" <mgeertsma@nrdc.org>, Olga Bautista <obautista58@gmail.com>
Cc: "Guy, Jeff" <Jeff.Guy@Illinois.gov>, Gina Ramirez <gramirez@nrdc.org>, Nancy Loeb <n-loeb@northwestern.edu>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Everyone is on mute. Roll call is only for people who joined by phone,. I can see you and meleah, olga

Get [Outlook for iOS](#)

From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Thursday, May 14, 2020 1:39:47 PM
To: Olga Bautista <obautista58@gmail.com>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Ramirez, Gina <gramirez@nrdc.org>; Nancy Loeb <n-loeb@northwestern.edu>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

I just joined around 1:36 and was told by a colleague that you had already done roll call.

Sent from my iPhone

On May 14, 2020, at 1:37 PM, Olga Bautista <obautista58@gmail.com> wrote:

We are having trouble logging in and you have us on mute and you cant hear us.

Olga and others

On Thu, May 14, 2020 at 1:37 PM Olga Bautista <obautista58@gmail.com> wrote:

We are on the call but the "the host muted you" keeps coming up and you cant here me and others when you did role call.

Olga

On Thu, May 14, 2020 at 11:30 AM Guy, Jeff <Jeff.Guy@illinois.gov> wrote:

Ok thanks

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Thursday, May 14, 2020 11:27 AM

To: Guy, Jeff <Jeff.Guy@Illinois.gov>

Cc: Corina Pedraza <Pedrazac74@gmail.com>; EPA.PublicHearingCom <EPA.PublicHearingCom@Illinois.gov>

Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Hi Jeff,

Corina is available this evening (she asked me to respond on her behalf) because of work and family obligations.

Olga

On Thu, May 14, 2020 at 10:51 AM Guy, Jeff <Jeff.Guy@illinois.gov> wrote:

Afternoon or evening for Corina?

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>
Sent: Thursday, May 14, 2020 10:49 AM
To: Corina Pedraza <Pedrazac74@gmail.com>; Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: Fwd: [External] Make a comment at the General Iron VIRTUAL HEARING

Hello Again,

Community resident Corina Pedraza (cc'd here) is available to testify too. Are there any slots available? Thank you for your flexibility especially given the circumstances we are in.

Olga

----- Forwarded message -----

From: Olga Bautista <obautista58@gmail.com>
Date: Thu, May 14, 2020 at 10:46 AM
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING
To: EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov>

Great, thank you so much!

On Thu, May 14, 2020 at 10:46 AM EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov> wrote:

Ms. Bautista,

Thanks, I will register you for the 1:30 pm session. You will be speaker 10.

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>
Sent: Thursday, May 14, 2020 10:40 AM
To: EPA.PublicHearingCom <EPA.PublicHearingCom@Illinois.gov>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

I am available at 1:30 today if that works for you.

On Thu, May 14, 2020 at 8:34 AM EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov> wrote:

Good morning Ms. Bautista,

Thank you for your interest in providing comments at today's public hearing. Although the last day to register to speak was Tuesday, we should be able to work you in. There are two available sessions (1:30 pm and 6:00 pm) as found in the attached public notice. **Please let me know as soon as possible which session works best for you.** Once that is established, I will call on you during the hearing. I will also add your contact information to the mailing list.

The connection instructions are provided in the attached public notice document. When it is your turn to speak, I will call on you. If you have any questions, please don't hesitate to contact me.

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Wednesday, May 13, 2020 5:27 PM

To: Guy, Jeff <Jeff.Guy@Illinois.gov>

Subject: [External] Make a comment at the General Iron VIRTUAL HEARING

Hello Jeff can you please add me to the list to make a comment tomorrow. I also left you a voicemail about it. I'm sorry I wasn't able to sign up sooner.

Olga

--

Olga Bautista

(773) 712-4956

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Olga Bautista

(773) 712-4956

Layman, Robb

From: Armitage, Julie
Sent: Wednesday, June 3, 2020 12:47 PM
To: Kim, John J.; Gunnarson, Charles W.; Vetterhoffer, Dana
Cc: Roche, Laura; Rettig, Todd; Drea, Bridget; Layman, Robb
Subject: RE: Section 39

There are NO adjudications involving this applicant – not at this site – not at the prior site. If we are talking city tickets....not sure of the disposition and not violations of the CAA or EP Act. And, of course the case law is clear on the commingling of permitting and enforcement. Robb will address all of this in the RS.

From: Kim, John J.
Sent: Wednesday, June 3, 2020 12:35 PM
To: Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Vetterhoffer, Dana <Dana.Vetterhoffer@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Cc: Roche, Laura <Laura.Roche@Illinois.Gov>; Rettig, Todd <Todd.Rettig@illinois.gov>; Drea, Bridget <Bridget.Drea@Illinois.gov>
Subject: RE: Section 39

Anytime after 3 works too.

From: Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>
Sent: Wednesday, June 3, 2020 12:34 PM
To: Kim, John J. <John.J.Kim@Illinois.gov>; Vetterhoffer, Dana <Dana.Vetterhoffer@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Cc: Roche, Laura <Laura.Roche@Illinois.Gov>; Rettig, Todd <Todd.Rettig@illinois.gov>; Drea, Bridget <Bridget.Drea@Illinois.gov>
Subject: RE: Section 39

John-FYI, I have the Round 2 call w/CMS and HR on the posting for AJ's position from 1-3 this afternoon.

From: Kim, John J. <John.J.Kim@Illinois.gov>
Sent: Wednesday, June 3, 2020 12:28 PM
To: Gunnarson, Charles W. <Charles.Gunnarson@Illinois.gov>; Vetterhoffer, Dana <Dana.Vetterhoffer@Illinois.gov>; Layman, Robb <Robb.Layman@Illinois.gov>; Armitage, Julie <Julie.Armitage@Illinois.gov>
Cc: Roche, Laura <Laura.Roche@Illinois.Gov>; Rettig, Todd <Todd.Rettig@illinois.gov>; Drea, Bridget <Bridget.Drea@Illinois.gov>
Subject: Section 39

I've been informed by Jen W. that the language her people are looking at, regarding prior adjudications, is found in Section 39(a), which reads in relevant part:

"In making its determinations on permit applications under this Section the Agency may consider prior adjudications of noncompliance with this Act by the applicant that involved a release of a contaminant into the environment. In granting permits, the Agency may impose reasonable conditions specifically related to the applicant's past compliance history with this Act as necessary to correct, detect, or prevent noncompliance."

Can we do a quick call this afternoon (before 3 p.m. if possible) to discuss how we interpret this language? Bridget, can you see if there's a 30-45 minute window? Thanks.

John J. Kim
Director
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-9540
E-mail: john.j.kim@illinois.gov

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Layman, Robb

From: Nancy Loeb <n-loeb@northwestern.edu>
Sent: Friday, June 5, 2020 8:17 AM
To: Frost, Brad; Geertsma, Meleah; EXT Harley, Keith
Cc: Guy, Jeff
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Brad,

Thank you for providing this explanation.

Best,

Nancy

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From: Frost, Brad <Brad.Frost@Illinois.gov>
Sent: Friday, June 5, 2020 7:53:04 AM
To: Nancy Loeb <n-loeb@northwestern.edu>; Geertsma, Meleah <mgeertsma@nrdc.org>; EXT Harley, Keith <kharley@kentlaw.iit.edu>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: RE: [External] Make a comment at the General Iron VIRTUAL HEARING

Nancy,

Under the Illinois EPA's enabling authority, we are required to issue a permit to an applicant upon proof that the proposed facility or equipment will not cause a violation of the Environmental Protection Act or the Pollution Control Board's Subtitle B air pollution regulations. See Section 39 (a). Under this standard, Agency review does not look to past practices or conduct at the source (or the same source at another location) but, rather, considers if the applicant's emission units or equipment that are being constructed or operated will comply with such requirements prospectively based on information contained within the application for permit.

An applicant's past or on-going compliance issues must instead be addressed through the Agency's compliance and enforcement programs. The distinction stems from past court rulings holding that permitting is no substitute for enforcement, and that the Agency must not deny or condition a permit decision based upon allegations that a source is violating, or has violated, applicable requirements.

Narrow exceptions will exist in the case of an applicant that has been previously adjudicated of violations that relate to either an environmental release or to prior experience in waste management operations, clean construction or demolition debris fill operations, or tire storage site management. These exceptions are found in Sections 39(a) and (i) of the Environmental Protection Act.

There are a number of cases relating to the statutory provisions, see IEPA v. PCB, 252 Ill. App3d 828 (3rd Dist. 1993), cited by ESG Watts v. PCB, 286 Ill. App3d 325 (3rd Dist. 1997); Grigoleit v. EPA, PCB No. 89-184 (November 29, 1990). See generally, Martell v. Mauzy, 511 F. Supp. 729 (N.D. Ill. 1981).

Brad



Brad Frost
Manager, Office of Community Relations
217/782-7027



From: Nancy Loeb <n-loeb@northwestern.edu>
Sent: Wednesday, June 3, 2020 9:13 AM
To: Frost, Brad <Brad.Frost@Illinois.gov>; Geertsma, Meleah <mgeertsma@nrdc.org>; EXT Harley, Keith <kharley@kentlaw.iit.edu>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Dear Brad,

We would very much appreciate your response to this request.

Thank you and best regards,

Nancy

Nancy C. Loeb
Clinical Associate Professor of Law
Director, Environmental Advocacy Clinic
Bluhm Legal Clinic
Northwestern Pritzker School of Law
375 East Chicago Avenue, Chicago, IL 60611-3069
Tel: 312-503-0052
E-Mail: n-loeb@northwestern.edu

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From: Nancy Loeb <n-loeb@northwestern.edu>
Date: Thursday, May 14, 2020 at 2:15 PM
To: "Frost, Brad" <Brad.Frost@Illinois.gov>, "Geertsma, Meleah" <mgeertsma@nrdc.org>, Olga Bautista <obautista58@gmail.com>
Cc: "Guy, Jeff" <Jeff.Guy@Illinois.gov>, Gina Ramirez <gramirez@nrdc.org>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Brad,

Can you please provide citations for the caselaw referred to in IEPA Attorney Rob Lame's response concerning consideration of General Iron's compliance history.

Thank you very much.

Nancy

Nancy C. Loeb
Clinical Associate Professor of Law
Director, Environmental Advocacy Clinic
Bluhm Legal Clinic
Northwestern Pritzker School of Law
375 East Chicago Avenue, Chicago, IL 60611-3069
Tel: 312-503-0052
E-Mail: n-loeb@northwestern.edu

The preceding email message may be confidential or protected by the attorney-client, attorney work-product, or common-interest privilege. It is not intended for transmission to, or receipt by, any unauthorized persons.

From: "Frost, Brad" <Brad.Frost@Illinois.gov>
Date: Thursday, May 14, 2020 at 1:46 PM
To: "Geertsma, Meleah" <mgeertsma@nrdc.org>, Olga Bautista <obautista58@gmail.com>
Cc: "Guy, Jeff" <Jeff.Guy@Illinois.gov>, Gina Ramirez <gramirez@nrdc.org>, Nancy Loeb <n-loeb@northwestern.edu>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Everyone is on mute. Roll call is only for people who joined by phone,. I can see you and meleah, olga

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From: Geertsma, Meleah <mgeertsma@nrdc.org>
Sent: Thursday, May 14, 2020 1:39:47 PM
To: Olga Bautista <obautista58@gmail.com>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>; Frost, Brad <Brad.Frost@Illinois.gov>; Ramirez, Gina <gramirez@nrdc.org>; Nancy Loeb <n-loeb@northwestern.edu>
Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

I just joined around 1:36 and was told by a colleague that you had already done roll call.

Sent from my iPhone

On May 14, 2020, at 1:37 PM, Olga Bautista <obautista58@gmail.com> wrote:

We are having trouble logging in and you have us on mute and you cant hear us.

Olga and others

On Thu, May 14, 2020 at 1:37 PM Olga Bautista <obautista58@gmail.com> wrote:

We are on the call but the "the host muted you" keeps coming up and you cant here me and others when you did role call.

Olga

On Thu, May 14, 2020 at 11:30 AM Guy, Jeff <Jeff.Guy@illinois.gov> wrote:

Ok thanks

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Thursday, May 14, 2020 11:27 AM

To: Guy, Jeff <Jeff.Guy@Illinois.gov>

Cc: Corina Pedraza <Pedrazac74@gmail.com>; EPA.PublicHearingCom
<EPA.PublicHearingCom@Illinois.gov>

Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

Hi Jeff,

Corina is available this evening (she asked me to respond on her behalf) because of work and family obligations.

Olga

On Thu, May 14, 2020 at 10:51 AM Guy, Jeff <Jeff.Guy@illinois.gov> wrote:

Afternoon or evening for Corina?

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Thursday, May 14, 2020 10:49 AM

To: Corina Pedraza <Pedrazac74@gmail.com>; Guy, Jeff <Jeff.Guy@Illinois.gov>

Subject: Fwd: [External] Make a comment at the General Iron VIRTUAL HEARING

Hello Again,

Community resident Corina Pedraza (cc'd here) is available to testify too. Are there any slots available? Thank you for your flexibility especially given the circumstances we are in.

Olga

----- Forwarded message -----

From: Olga Bautista <obautista58@gmail.com>

Date: Thu, May 14, 2020 at 10:46 AM

Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

To: EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov>

Great, thank you so much!

On Thu, May 14, 2020 at 10:46 AM EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov> wrote:

Ms. Bautista,

Thanks, I will register you for the 1:30 pm session. You will be speaker 10.

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Thursday, May 14, 2020 10:40 AM

To: EPA.PublicHearingCom <EPA.PublicHearingCom@Illinois.gov>

Subject: Re: [External] Make a comment at the General Iron VIRTUAL HEARING

I am available at 1:30 today if that works for you.

On Thu, May 14, 2020 at 8:34 AM EPA.PublicHearingCom <EPA.PublicHearingCom@illinois.gov> wrote:

Good morning Ms. Bautista,

Thank you for your interest in providing comments at today's public hearing. Although the last day to register to speak was Tuesday, we should be able to work you in. There are two available sessions (1:30 pm and 6:00 pm) as found in the attached public notice. **Please let me know as soon as possible which session works best for you.** Once that is established, I will call on you during the hearing. I will also add your contact information to the mailing list.

The connection instructions are provided in the attached public notice document. When it is your turn to speak, I will call on you. If you have any questions, please don't hesitate to contact me.

Thank you,

Jeffrey J. Guy

Hearing Officer, Illinois Environmental Protection Agency

Office of Community Relations

(217) 785-8724

Jeff.Guy@illinois.gov

[<image001.png>](#)

From: Olga Bautista <obautista58@gmail.com>

Sent: Wednesday, May 13, 2020 5:27 PM

To: Guy, Jeff <Jeff.Guy@Illinois.gov>

Subject: [External] Make a comment at the General Iron VIRTUAL HEARING

Hello Jeff can you please add me to the list to make a comment tomorrow. I also left you a voicemail about it. I'm sorry I wasn't able to sign up sooner.

Olga

--

Olga Bautista

(773) 712-4956

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Olga Bautista

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Olga Bautista

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RESERVE MANAGEMENT GROUP

Mr. Jeff Guy
Hearing Officer
Illinois Environmental Protection Agency
PO Box 19276
1021 North Grand Ave.
Springfield, IL 62974-9276

June 15, 2020

Dear Mr. Guy:

We are writing this letter to express support for Illinois EPA's approval of the pending air permit application for General III, LLC. There were numerous false allegations regarding General III's permit application and business made during the public hearing. We also know that your agency has received many written comments over the weeks since the hearing that reiterate and add to this list of inaccuracies. Given this mountain of unsubstantiated claims made by opponents to the permit application, we would like to use this letter to correct the record as it relates to General III and the metals recycling industry.

- 1) Repeated references were made to General Iron "poisoning people." There is no scientific evidence of this, and the use of such inflammatory language, especially when unsubstantiated by any fact or evidence, is irresponsible and defamatory. Repeated references were also made to the long, unresolved environmental track record of General Iron. These assertions also display a willful ignorance of actual events.

While the statute for evaluating this air permit application is limited in scope to the details of the applicant's (i.e., General III, LLC) proposed operation, the allegation that General Iron's track record is unresolved is unsupported by the facts.

In 2012 General Iron worked extensively with the United States EPA to perform a detailed feasibility study and design an emissions capture system and particulate filter that would address alleged fugitive particulate matter emissions from its hammermill shredder. As part of a negotiated settlement with the EPA, General Iron installed a state-of-the-art, multi-million dollar high-efficiency filter system. Upon completion of this project, General Iron became the only hammermill shredder in Illinois equipped with a high-efficiency particulate filter. This effort demonstrated General Iron's commitment to environmental compliance and the resolution of any alleged violations of emission standards.

Until recently, measured volatile organic material (VOM) emission rates from hammermill shredders were not readily available to the industry or to regulatory agencies such as the US EPA and Illinois EPA. In fact, prior to IEPA's February 2019 issuance of a construction permit for installation of a regenerative thermal oxidizer (RTO) at General Iron, no construction or operating permit issued by

IEPA to hammermill shredders in Illinois had ever included VOM emission limitations. Even General Iron's aforementioned 2012 settlement with USEPA did not include any reference to VOM emissions. The primary reason for this is that the vast majority of commercial hammermill shredders are not equipped with emissions capture systems that capture and route shredder exhaust gases through a stack or duct where VOM emissions can be measured in accordance with approved USEPA test methods.

In 2017, General Iron received an Information Request from USEPA requiring that testing of the shredder be performed to assess VOM emissions. Again, General Iron worked extensively with USEPA to design and implement a testing program to document VOM emissions from the shredder. This testing confirmed that VOM emissions exceeded the level above which capture and control of VOM is required by state regulations. General Iron worked diligently to research, design, and install a multi-million dollar VOM control system consisting of an RTO and packed tower scrubber. In accordance with a negotiated Administrative Consent Order (ACO) with USEPA, these controls were installed in 2019 and subsequent testing has demonstrated that the system meets and exceeds applicable VOM control requirements. Not only did this control system cost over two million dollars, but installation and operation of these controls represent a significant competitive disadvantage to other shredders in the Chicago area that continue to operate without any emission controls. These actions further demonstrate General Iron's commitment to environmental compliance and the resolution of any alleged violations of emission standards.

General III, LLC's new facility will utilize both the existing RTO as well as other pollution control measures to ensure that the new operation is among the most environmentally responsible metal shredders in the nation. Beyond that, General III's new location will be sited more than five times further from any public right-of-way than General Iron's current facility, further limiting the impact of the shredding operation on the surrounding area.

- 2) Repeated references were made to environmental justice. A narrative has been constructed around this operation being moved from a rich white neighborhood to a lower income neighborhood where a majority of the population comprises people of color. Those facts are not in dispute. The population of Lincoln Park is approximately 80% white and the median household income is around \$95,000, while the population of East Side is approximately 80% Hispanic and has a median income around \$43,000. However, the suggestion that the business is moving because of the demographics or income levels of the two neighborhoods is false and unsupported by the facts.

The former General Iron Industries was essentially zoned out of business. The company has operated at its current Lincoln Park location for over 60 years. This facility is located within the Clybourn Corridor that became Chicago's first Planned Manufacturing District (PMD 1) in 1988. City Council repealed the PMD designation for the area that includes General Iron's current site in 2017, forcing the company to look at alternatives. The decision was made to sell the company to an affiliate of Reserve Management Group that already operates recycling facilities on the Southeast Side of Chicago at a site zoned for such operations as part of PMD 6. The RMG location had both the space and the proper zoning to expand by adding a shredding operation.

Prior to the announcement that the General III shredding operation would be built on its property, RMG had never been made aware of a single neighborhood complaint regarding the existing facility or operations. RMG and its businesses have operated at the site, which was formerly a steel mill dating to the early 1900s, since 1997. The current RMG workforce is approximately 80% minorities – a product of both the location and the company’s history as a good neighbor. In spite of the loud opposition, many people on the Southeast Side support RMG and are in favor of the General III project.

RMG’s decision to build this shredding operation on the Southeast Side site was prompted by political and business realities. No company would ever decide to spend tens of millions of dollars to relocate a profitable and compliant facility unless forced to by outside factors. Racial or socioeconomic motivations are not and were not ever a factor and any suggestion to the contrary is wholly untrue.

- 3) Opponents of the pending air permit application made multiple references to two prior environmental battles that played out on the Southeast Side – one involving the storage of petroleum coke, or petcoke, and the other related to testing that showed high manganese levels. Neither of these past episodes is at all tied to General Iron or RMG, any recycling operation that currently takes place at RMG’s site, or any activity that will take place upon the startup of the shredding operation. The businesses of General III and RMG are in no way related to petcoke or manganese storage or processing, and this argument against the permit currently under consideration only serves to illustrate how these unrelated issues are being intentionally misapplied to the General III project in an attempt to disrupt the permitting process.

As a recycler of obsolete metal products, RMG serves a vital environmental role within supply chains for essential manufacturing activities. Producing new steel and other metals from recycled materials, while an industrial process, is environmentally beneficial in multiple ways. First, obsolete metal products are kept out of landfills and are instead redirected back into manufacturing processes. Second, this use of recycled materials replaces virgin ores in steel and other metal production. Mining of such ores is incredibly resource, energy, and waste intensive. According to calculations from the Institute of Scrap Recycling Industries (ISRI), replacing iron ore with recycled ferrous scrap in steel production leads to reductions of 60% in energy requirements and 58% in carbon dioxide emissions. Per these same ISRI calculations, recycling just one car can eliminate the need for 2,500 lbs. of iron ore, 1,400 lbs. of coal, and 120 lbs. of limestone.

Specifically, General III’s air permit application applies to a proposed steel shredding operation. As defined by ISRI, “Shredded Steel Scrap is homogeneous iron and steel scrap magnetically separated, originating from automobiles, unprepared No. 1 and No. 2 steel, miscellaneous baling and sheet scrap.” Recycling obsolete steel products to be remade into new steel is in no way a petroleum refining process that generates petcoke as a byproduct. Recycling obsolete steel products to be remade into new steel is in no way the handling or storage of manganese. Any conflation of those activities with the operations that would be covered by General III’s air permit is misinformed.

- 4) Reference was made to RMG having the worst environmental track record in the entire country. This is yet another baseless claim that is not supported by any fact, filing, or other documentation

that can be found anywhere in the United States. RMG is a family of distinct but related businesses involved in the processing and recycling of ferrous metals, nonferrous metals, and scrap electronics. The company's businesses operate responsibly across 14 facilities located in 10 states. As stated previously, RMG's location on the Southeast Side had operated for more than 20 years before the announcement of the General III project without receiving a single environmental complaint.

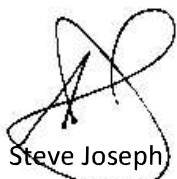
- 5) References were made to General Iron's existing location in Lincoln Park being the cause of poor air quality in that area. The evidence cited to support such a claim comes from air monitors manufactured by a company called PurpleAir that are located in proximity to General Iron's Lincoln Park site. The readings from the PurpleAir monitors are published online for public viewing. Analysis of these publicly available readings reveals that the air monitors have recorded elevated levels of particulate matter on countless occasions when General Iron's shredding equipment was idle. Such findings call into question the assertions that General Iron is a source of air pollution in the Lincoln Park neighborhood. Given the importance that opponents of General Iron have assigned to the readings from these PurpleAir monitors, their claims about the company's environmental malfeasance fall well short of credibility.

It should be further noted that PurpleAir products are not approved by the EPA for monitoring to determine compliance with the National Ambient Air Quality Standard (NAAQS). Additionally, tests conducted by various municipal and regional air quality monitoring agencies have shown PurpleAir products to regularly return higher readings than those taken from more precise EPA approved devices. As a result of these discrepancies, PurpleAir introduced a "Conversion" function to their online map that, when enabled, adjusts the readings from their monitors to bring them closer to the data registered by approved regulatory monitors. By default, the Conversion function is set to "None" when a user opens the map from PurpleAir's website.

- 6) As both the Illinois and U.S. EPA are fully aware, environmental controls and equipment at the new General III facility on the Southeast Side will exceed those found at any other steel shredding operation in Illinois or in the surrounding states of Indiana, Wisconsin, Iowa, and Missouri.

As outlined, none of the contentions levied in opposition to this permit application are based in fact or quantitative scientific evidence. Given all of the relevant information, we urge the Illinois EPA to proceed with the issuance of this air permit to General III, LLC.

Respectfully,



Steve Joseph
Chief Executive Officer



Hal Tolin
Chief Operating Officer

EXHIBIT 17

From: Frost, Brad
To: [EPA.PublicHearingCom](#)
Cc: [Guy, Jeff](#)
Bcc: [Zwick, Ann M.](#); [John Pinion](#); [Pressnall, Chris](#); [Barria, German](#); [jimkallas@general-iron.com](#); [Adam Labken](#); [Waltz.alan@Epa.gov](#); [mdunn@atq.state.il.us](#); [Harley, Keith](#); [janzav34@gmail.com](#); [george.cardenas@cityofchicago.org](#); [samira.hanessian@cityofchicago.org](#); [Committeeonenvironmentalprotectionandenergy@cityofchicago.org](#); [Erica_DeAngelis@durbin.senate.gov](#); [esims@senatorelquesims.com](#); [office@repevans.com](#); [Peter_Danos@duckworth.senate.gov](#); [janzav34@gmail.com](#); [jim@general-iron.com](#); [rick.bryant@mail.house.gov](#); [ward10@cityofchicago.org](#); [chicago.snaacp@gmail.com](#); [colleen@ilenviro.org](#); [elindberg@uchicago.edu](#); [mgeertsma@nrdc.org](#); [crquerrer@gmail.com](#); [sarahelizabethrichmond@gmail.com](#); [imoreno@nrdc.org](#); [Harley, Keith](#); [kellynichols1@gmail.com](#); [smedicherla@grunmanbutkus.com](#); [Sherrill, John](#); [aflickinger@chicago.river.org](#); [cookcounty.board@cookcountyil.gov](#); [environment@cookcountyil.gov](#); [nwarkenthien@cpilink.com](#); [Cardick, Samuel](#); [Bailey, Sabrina](#); [mmarshall@delta-institute.org](#); [Wendystarkriemer@gmail.com](#); [lexmwinter@gmail.com](#); [anna.schibrowsky@gmail.com](#); [sarah.buchhorn@gmail.com](#); [alfonso.martel@cityofchicago.org](#); [indiancreekeec@outlook.com](#); [Liliana.escarpita@cityofchicago.org](#); [arturo@naaee.org](#); [debbie.hays@simsmm.com](#); [erhodes@delta-institute.org](#); [Ajoycegolden@student.ccc.edu](#); [ltargos@gmail.com](#); [eknox@clccrui.org](#); [Erica_DeAngelis@durbin.senate.gov](#); [info@duckworth.senate.gov](#); [angela.tin@lung.org](#); [kareena.wasserman@comed.com](#); [lfrede@cicil.net](#); [dchizewer@earthjustice.org](#); [jcassel@earthjustice.org](#); [jhammons@elpc.org](#); [KCourtnev@elpc.org](#); [info@faithinplace.org](#); [jwalling@ilenviro.org](#); [ierostaff@iera.org](#); [gnorris@illinoisnaacp.org](#); [thaley@illinoisnaacp.org](#); [jpino@lveio.org](#); [nick.firmand@gmail.com](#); [ltargos@gmail.com](#); [BlJrbaszewski@lunochicago.org](#); [christine.nannicelli@sierraclub.org](#); [jack.darin@sierraclub.org](#); [katrina.phillips@sierraclub.org](#); [cary.shepherd@law.northwestern.edu](#); [ash.ngu@propublica.org](#); [obautista58@gmail.com](#); [gramirez@nrdc.org](#); [loquita8@gmail.com](#); [dqrable@kentlaw.iit.edu](#); [p-loeb@northwestern.edu](#); [cary.shepherd@law.northwestern.edu](#); [webmaster@cookcountyil.gov](#); [delta@delta-institute.org](#); [Dave.Graham@cityofchicago.org](#); [Jennifer.Hesse@cityofchicago.org](#); [Mort.Ames@cityofchicago.org](#); [cantello.nicole@epa.gov](#); [frank.nathan@epa.gov](#)

Subject: General III Comment Period and Public Hearing
Date: Monday, March 30, 2020 10:35:00 AM
Attachments: [GIII Public Notice.pdf](#)

All,

General III, LLC has applied to the Illinois Environmental Protection Agency (Illinois EPA) Bureau of Air for a permit to construct a scrap metal recycling facility proposed to be located at 11600 South Burley Avenue in Chicago. The Illinois EPA has reviewed the application and made a preliminary determination that the application meets the standards for issuance and has prepared a draft permit for public review and comment. The Illinois EPA is accepting public comments on the draft construction permit until June 13, 2020. The draft permit, public notice and other documents are available on our website <http://bit.ly/2SiUSqI>.

In addition, the Illinois EPA is holding a public hearing to accept verbal comments into the written record. The public hearing will be held online on May 14, 2020. There will be a session starting at 1:30 pm and a second session starting at 6:00 pm. Computer and telephone connection options are available. Login instructions are found in the notice.

Anyone who wishes to make a comment at the hearing must contact the hearing officer and request to do so by 5:00 p.m. CST on Tuesday, May 12, 2020. The hearing officer contact information is jeff.guy@illinois.gov or call 217/785-8724

Details on the hearing and submission of comments are in the public notice which is attached to this e-mail and may be found at the link above.

ID #: 031600SFX

Permit #: 19090021

Source: General III, LLC

Illinois Environmental Protection Agency

Notice of Comment Period and Public Hearing
Proposed Issuance of a Construction Permit to
General III, LLC in Chicago

General III, LLC has applied to the Illinois Environmental Protection Agency (Illinois EPA) Bureau of Air for a permit to construct a scrap metal recycling facility proposed to be located at 11600 South Burley Avenue in Chicago. As part of the review of the construction permit application, the Illinois EPA requested the company develop a plan for controlling fugitive dust emissions at the facility and perform a modeling analysis. The Illinois EPA has reviewed the application and made a preliminary determination that the application meets the standards for issuance and has prepared a draft permit for public review and comment.

In addition to accepting written comments on the draft permit, **the Illinois EPA Bureau of Air will hold a public hearing on Thursday, May 14, 2020. The hearing will be held online with an afternoon session beginning at 1:30 pm and an evening session beginning at 6:00 pm.** Computer and telephone connection options are available. The first 30 minutes of each session will be the Illinois EPA presentation concerning the hearing and draft permit. Information on how to connect to the hearing is below.

If you would like to provide comment on the draft permit at the hearing: Requests to comment at the public hearing must be made **no later than 5:00 p.m. CST on Tuesday, May 12, 2020**, by contacting the hearing officer at jeff.guy@illinois.gov or calling 217/785-8724. Registering reserves you an opportunity to provide comment during the hearing. If you are limited on time, please contact the hearing officer for a more specific commenting time.

Access to the hearing

You may log in or call in to the hearing up to 15 minutes prior to the start or anytime during the hearing.

By Computer: click this link

<https://illinois.webex.com/illinois/onstage/q.php?MTID=ede15d1e3bc40793e54ad27332af9805d>

This will take you to the webex webpage for the hearing. Enter your information and click the Join Now button. You may be prompted for an Event Number or Event Password, below.

By Phone: call +1-312-535-8110 and when prompted enter the event number, below.

Event Number: 804 080 241

Event Password: cWpHgFRA248

If you have questions or need assistance with webex, please contact the Illinois EPA contact listed below prior to the day of the hearing.

The hearing will be held to receive comments and answer questions from the public concerning the application. The hearing will be held under the Illinois EPA's "Procedures for Permit and Closure Plans," 35 IAC 166, Subpart A. Lengthy comments and questions should be submitted in writing. Requests for interpretation (including sign language) must be made to the hearing officer by April 23, 2020. Email comments originating on third party systems or servers intended for

submittal of multiple emails of the same or nearly the same content will not be accepted without prior approval from the hearing officer. Any questions about hearing procedures or requests to address special needs should be made to the Illinois EPA, Jeff Guy – Hearing Officer, Re: General III, 217/524-1628, TDD: 866/273-5488, epa.publichearingcom@illinois.gov

For information or requests about the draft permit, please contact Brad Frost, Community Relations, Illinois EPA, at 217/782-2113 or 217/782-9143 TDD or brad.frost@illinois.gov

The Illinois EPA will accept written public comments on the draft permit during the comment period. **Written comments must be received no later than midnight June 13, 2020, and must be submitted to epa.publichearingcom@illinois.gov or Illinois EPA, Attn: Jeff Guy, Hearing Officer, PO Box 19276, 1021 North Grand Avenue, Springfield, IL 62794-9276.**

A repository of documents for this permitting action is available on the Illinois EPA's website at <https://www2.illinois.gov/epa/public-notices/boa-notices/Pages/default.aspx> and at Illinois EPA offices at 9511 Harrison Street in Des Plaines, 847/294-4000 and 1021 N. Grand Avenue East in Springfield, 217/782-7027 (you must call ahead to assure that someone will be available to assist you). Copies of the draft construction permit and its project summary are also available upon request.

The proposed facility would be located in an area of Environmental Justice concern. More information about Illinois EPA's Environmental Justice program may be found at <https://www2.illinois.gov/epa/topics/environmental-justice/Pages/default.aspx>

From: Frost, Brad
To: EPA.PublicHearingCom
Cc: Guy, Jeff
Bcc: Zwick, Ann M.; John Pinion; Pressnall, Chris; Barria, German; jimkallas@general-iron.com; Adam Labkon; Walts,alan@Epa.gov; mdunn@atq.state.il.us; Harley, Keith; janjav34@gmail.com; george.cardenas@cityofchicago.org; samira.hanessian@cityofchicago.org; Committeeonenvironmentalprotectionandenergy@cityofchicago.org; Erica_DeAngelis@durbin.senate.gov; esims@senatoreldiesims.com; office@repevans.com; Peter_Danos@duckworth.senate.gov; janjav34@gmail.com; jim@general-iron.com; rick.bryant@mail.house.gov; ward10@cityofchicago.org; chicagosnaacp@gmail.com; colleen@ilenviro.org; elindberg@uchicago.edu; mqeertsma@nrdc.org; crguerrer@gmail.com; sarahelizabethrichmond@gmail.com; imoreno@nrdc.org; Harley, Keith; kellynichols1@gmail.com; smedicherla@grummanbutkus.com; Sherrill, John; afflickinger@chicagoiver.org; cookcounty.board@cookcountyil.gov; environment@cookcountyil.gov; nwarkenthien@cpilink.com; Cardick, Samuel; Bailey, Sabrina; mmarshall@delta-institute.org; Wendystarkriemer@gmail.com; lexmwinter@gmail.com; anna.schibrowsky@gmail.com; sarah.buchhorn@gmail.com; alfonso.martel@cityofchicago.org; indiancreekeec@outlook.com; Liliana.escarpita@cityofchicago.org; arturo@naaee.org; debbie.hays@simsmm.com; erhodes@delta-institute.org; Ajoycegolden@student.ccc.edu; ltargos@gmail.com; eknox@clccrul.org; Erica_DeAngelis@durbin.senate.gov; info@duckworth.senate.gov; angela.tin@lung.org; kareena.wasserman@comed.com; lfrede@cicil.net; dchizewer@earthjustice.org; icassel@earthjustice.org; Jhammons@elpc.org; KCourtney@elpc.org; info@faithinplace.org; jwalling@ilenviro.org; iergstaff@ierg.org; qnorris@illinoisnaacp.org; thaley@illinoisnaacp.org; jpino@livejo.org; nick.firmand@gmail.com; ltargos@gmail.com; BUrbaszewski@lungchicago.org; christine.nannicelli@sierraclub.org; jack.darin@sierraclub.org; katrina.phillips@sierraclub.org; cary.shepherd@law.northwestern.edu; ash.ngu@propublica.org; obautista58@gmail.com; gramirez@nrdc.org; loquita8@gmail.com; dqrable@kentlaw.iit.edu; n-loeb@northwestern.edu; cary.shepherd@law.northwestern.edu; webmaster@cookcountyil.gov; delta@delta-institute.org; Dave.Graham@cityofchicago.org; Jennifer.Hesse@cityofchicago.org; Mort.Ames@cityofchicago.org; cantello.nicole@epa.gov; frank.nathan@epa.gov

Subject: RE: General III Comment Period and Public Hearing
Date: Monday, March 30, 2020 3:45:00 PM
Attachments: [GIII Public Notice.pdf](#)
[image001.png](#)
[image002.png](#)
[image003.png](#)
[image005.png](#)

All,

Attached is a slightly modified notice. In the notice previously sent, the url for the hearing is correct; however, the characters of the url run to a second line. If the link is directly clicked on your browser will not pick up the characters on the second line. For ease of use, so that you do not have to cut and paste the url into a browser, I have attached a notice with the url on a single line. If you have any questions, please contact me.

Brad Frost
 Manager, Office of Community Relations
 217/782-7027



From: Frost, Brad
Sent: Monday, March 30, 2020 10:35 AM
To: EPA.PublicHearingCom <EPA.PublicHearingCom@Illinois.gov>
Cc: Guy, Jeff <Jeff.Guy@Illinois.gov>
Subject: General III Comment Period and Public Hearing

All,

General III, LLC has applied to the Illinois Environmental Protection Agency (Illinois EPA) Bureau of Air for a permit to construct a scrap metal recycling facility proposed to be located at 11600 South Burley Avenue in Chicago. The Illinois EPA has reviewed the application and made a preliminary determination that the application meets the standards for issuance and has prepared a draft permit for public review and comment. The Illinois EPA is accepting public comments on the draft construction permit until June 13, 2020. The draft permit, public notice and other documents are available on our website <http://bit.ly/2SiUSql>.

In addition, the Illinois EPA is holding a public hearing to accept verbal comments into the written record. The public hearing will be held online on May 14, 2020. There will be a session starting at 1:30 pm and a second session starting at 6:00 pm. Computer and telephone connection options are available. Login instructions are found in the notice.

Anyone who wishes to make a comment at the hearing must contact the hearing officer and request to do so by 5:00 p.m. CST on Tuesday, May 12, 2020. The hearing officer contact information is jeff.guy@illinois.gov or call 217/785-8724

Details on the hearing and submission of comments are in the public notice which is attached to this e-mail and may be found at the link above.

ID #: 031600SFX

Permit #: 19090021

Source: General III, LLC

Illinois Environmental Protection Agency

Notice of Comment Period and Public Hearing
Proposed Issuance of a Construction Permit to
General III, LLC in Chicago

General III, LLC has applied to the Illinois Environmental Protection Agency (Illinois EPA) Bureau of Air for a permit to construct a scrap metal recycling facility proposed to be located at 11600 South Burley Avenue in Chicago. As part of the review of the construction permit application, the Illinois EPA requested the company develop a plan for controlling fugitive dust emissions at the facility and perform a modeling analysis. The Illinois EPA has reviewed the application and made a preliminary determination that the application meets the standards for issuance and has prepared a draft permit for public review and comment.

In addition to accepting written comments on the draft permit, **the Illinois EPA Bureau of Air will hold a public hearing on Thursday, May 14, 2020. The hearing will be held online with an afternoon session beginning at 1:30 pm and an evening session beginning at 6:00 pm.** Computer and telephone connection options are available. The first 30 minutes of each session will be the Illinois EPA presentation concerning the hearing and draft permit. Information on how to connect to the hearing is below.

If you would like to provide comment on the draft permit at the hearing: Requests to comment at the public hearing must be made **no later than 5:00 p.m. CST on Tuesday, May 12, 2020**, by contacting the hearing officer at jeff.guy@illinois.gov or calling 217/785-8724. Registering reserves you an opportunity to provide comment during the hearing. If you are limited on time, please contact the hearing officer for a more specific commenting time.

Access to the hearing

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