



BOARD MEETING MINUTES

January 6, 2022

11:00 AM

Videoconference

100 W. Randolph St.
Chicago, IL
Room 9-040

AND

1021 N. Grand Avenue East
Springfield, IL
Conference Rm 1244 N, 1st Floor

ROLL CALL

Clerk Brown called the roll. The Chair and Members Gibson, Santos, and Van Wie, all of whom were physically present in Room 9-040, answered present. The Chair then made a motion under Section 7(a) of the Open Meetings Act (5 ILCS 120/7(a) (2020)) for Member Palivos to attend the meeting telephonically as she was prevented from physically attending because of personal illness. The Chair's motion was approved by a roll call vote of 4-0, after which Member Palivos answered present in response to Clerk Brown.

ANNOUNCEMENTS

None.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's December 16, 2021 regular open meeting were approved by a roll call vote of 5-0.

RULEMAKINGS

<u>R22-18</u>	<u>Proposed Amendments to Groundwater Quality (35 Ill. Adm. Code 620) (Public Water Supply) – The Board accepted the Illinois Environmental Protection Agency’s proposal to amend Part 620, the Board’s groundwater quality rules, and directed its hearing officer to schedule and proceed to hearings.</u>	5-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

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TIME-LIMITED WATER QUALITY STANDARDS

<u>PCB 16-14</u> <u>PCB 16-15</u> <u>PCB 16-16</u> <u>PCB 16-17</u> <u>PCB 16-18</u> <u>PCB 16-20</u> <u>PCB 16-21</u> <u>PCB 16-22</u> <u>PCB 16-23</u> <u>PCB 16-25</u> <u>PCB 16-26</u> <u>PCB 16-27</u> <u>PCB 16-29</u> <u>PCB 16-30</u> <u>PCB 16-31</u> <u>PCB 16-33</u> <u>PCB 19-7</u> <u>PCB 19-8</u> <u>PCB 19-9</u> <u>PCB 19-10</u> <u>PCB 19-11</u> <u>PCB 19-12</u> <u>PCB 19-13</u> <u>PCB 19-14</u> <u>PCB 19-15</u> <u>PCB 19-16</u> <u>PCB 19-17</u> <u>PCB 19-18</u>	<u>Village of Homewood v. IEPA</u> <u>Village of Orland Park v. IEPA</u> <u>Village of Midlothian v. IEPA</u> <u>Village of Tinley Park v. IEPA</u> <u>ExxonMobil Oil Corporation v. IEPA</u> <u>Village of Wilmette v. IEPA</u> <u>City of Country Club Hills v. IEPA</u> <u>Noramco-Chicago, Inc. v. IEPA</u> <u>INEOS Joliet, LLC v. IEPA</u> <u>City of Evanston v. IEPA</u> <u>Village of Skokie v. IEPA</u> <u>Illinois Department of Transportation v. IEPA</u> <u>Metropolitan Water Reclamation District of Greater Chicago v. IEPA</u> <u>Village of Richton Park v. IEPA</u> <u>Village of Lincolnwood v. IEPA</u> <u>City of Oak Forest v. IEPA</u> <u>Village of Lynwood v. IEPA</u> <u>Citgo Holdings v. IEPA</u> <u>Village of New Lenox v. IEPA</u> <u>City of Lockport v. IEPA</u> <u>Caterpillar, Inc. v. IEPA</u> <u>City of Crest Hill v. IEPA</u> <u>City of Joliet v. IEPA</u> <u>Morton Salt, Inc. v. IEPA</u> <u>City of Palos Heights v. IEPA</u> <u>Village of Romeoville v. IEPA</u> <u>IMTT Illinois, LLC v. IEPA</u> <u>Stepan Company v. IEPA</u>	5-0 roll call vote
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<u>PCB 19-19</u>	<u>Village of Park Forest v. IEPA</u>	
<u>PCB 19-20</u>	<u>Ozinga Ready Mix Concrete, Inc. v. IEPA</u>	
<u>PCB 19-21</u>	<u>Ozinga Materials, Inc. v. IEPA</u>	
<u>PCB 19-22</u>	<u>Midwest Marine Terminals, LLC v. IEPA</u>	
<u>PCB 19-23</u>	<u>Village of Mokena v. IEPA</u>	
<u>PCB 19-24</u>	<u>Village of Oak Lawn v. IEPA</u>	
<u>PCB 19-25</u>	<u>Village of Dolton v. IEPA</u>	
<u>PCB 19-26</u>	<u>Village of Glenwood v. IEPA</u>	
<u>PCB 19-27</u>	<u>Village of Morton Grove v. IEPA</u>	
<u>PCB 19-28</u>	<u>Village of Lansing v. IEPA</u>	
<u>PCB 19-29</u>	<u>Village of Frankfort v. IEPA</u>	
<u>PCB 19-30</u>	<u>Village of Winnetka v. IEPA</u>	
<u>PCB 19-31</u>	<u>Village of La Grange v. IEPA</u>	
<u>PCB 19-33</u>	<u>Village of Channahon v. IEPA</u>	
<u>PCB 19-34</u>	<u>Cook County Department of Transportation and Highways v. IEPA</u>	
<u>PCB 19-35</u>	<u>Village of Niles v. IEPA</u>	
<u>PCB 19-36</u>	<u>Skyway Concession Company LLC v. IEPA</u>	
<u>PCB 19-37</u>	<u>Village of Elwood v. IEPA</u>	
<u>PCB 19-38</u>	<u>City of Chicago v. IEPA</u>	
<u>PCB 19-40</u>	<u>Village of Crestwood v. IEPA</u>	
<u>PCB 19-48</u>	<u>Village of Riverside v. IEPA</u>	
<u>(consol.)</u>	(Time-Limited WQS) – The Board clarified its November 4, 2021 opinion and order issuing a time-limited water quality standard (TLWQS) for chloride to 48 petitioners that discharge into the Lower Des Plaines River (LDPR) watershed and portions of the Chicago Area Waterway System (CAWS).	

ADJUDICATORY CASES

<u>PCB 05-22</u>	<u>L. Keller Oil Properties v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted L. Keller Oil’s motion to voluntarily dismiss its appeal concerning its Effingham County facility.	5-0 roll call vote
<u>PCB 13-4</u>	<u>Scenic Ridge Plaza, Inc. v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted Scenic Ridge Plaza’s motion to voluntarily dismiss its appeal concerning its Johnson County facility.	5-0 roll call vote
<u>PCB 17-19</u>	<u>People of the State of Illinois v. Cranbrook Farms, LLC</u> (Water – Enforcement) – Upon receiving the parties’ motion for relief from the hearing requirement and agreed first modification to the stipulation and proposed settlement accepted by the Board on May 21, 2020, for Cranbrook Farms’ Henry County facility, the Board directed the Clerk to publish the required newspaper notice of the parties’ motion and agreed modification.	5-0 roll call vote

<u>PCB 21-45</u>	<u>People of the State of Illinois v. Youth Fair Chance, Inc., d/b/a Capitol Reuse Center, and Dale Rowden</u> (Land, RCRA – Enforcement) – Upon receiving a stipulation and proposed settlement between the People and Youth Fair Chance, Inc., doing business as “Capitol Reuse Center” (CRC), and a motion from those two parties for relief from the hearing requirement for CRC’s Sangamon County facility, the Board directed the Clerk to provide the required newspaper notice. Dale Rowden is not a party to the stipulation.	5-0 roll call vote
<u>PCB 22-12</u>	<u>Philip Carper v. Topflight Grain Cooperative, Inc.</u> (Noise – Enforcement, Citizen) – The Board accepted for hearing this citizen’s complaint concerning Topflight Grain Cooperative’s grain elevator located in Champaign County.	5-0 roll call vote
<u>PCB 22-28</u>	<u>People of the State of Illinois v. Brell, LLC d/b/a Edwards Ready Mix, Hahn Ready Mix Company, and Builder’s Sand and Cement Co., Inc.</u> (Water, NPDES – Enforcement) – Upon receiving a complaint, a stipulation and proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving three sites in Henry and Rock Island Counties, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice.	5-0 roll call vote
<u>PCB 22-29</u>	<u>People of the State of Illinois v. Midway Land Management</u> (Air – Enforcement) – The Board accepted the People’s complaint for hearing concerning Midway Land Management’s gas station in Cook County.	5-0 roll call vote

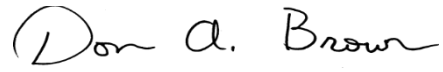
OTHER ITEMS

	<p>The Chair noted that because the Board did not hold any closed meetings during the timeframe of January 1, 2020 through June 30, 2020, the Board did not need to determine, for that timeframe, whether to destroy any verbatim recordings under Section 2.06(c) of the Open Meetings Act (5 ILCS 120/2.06(c) (2020)).</p> <p>Under Section 2.06(d) of the Open Meetings Act (5 ILCS 120/2.06(d) (2020)), the Board voted to continue keeping confidential the minutes of the Board’s closed meeting held on September 2, 2021.</p>	5-0 roll call vote
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ADJOURNMENT

Moved and seconded, by a roll call vote of 5-0, the Chair adjourned the regular Board meeting.

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on February 17, 2022, by a vote of 5-0.

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

Don Anthony Brown, Clerk
Illinois Pollution Control Board