



BOARD MEETING MINUTES

June 26, 2025

11:00 a.m.

Videoconference

160 N. LaSalle St.
Chicago, IL
Room N-505

AND

2520 West Iles Avenue
Springfield, IL
Conf. Room 1.508

ROLL CALL

The Clerk of the Board called the roll. All five Board Members answered present.

ANNOUNCEMENTS

None.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's June 5, 2025 regular open meeting were approved by a roll call vote of 5-0.

RULEMAKINGS

<u>R20-19(A)</u>	<u>Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments: Proposed New 35 Ill. Adm. Code 845 (Land)</u> – In this sub-docket A of docket R20-19, the Board adopted a final opinion and order to amend Part 845 of the Board's waste disposal regulations (35 Ill. Adm. Code 845). Specifically, the amendments add obligations and restrictions on using temporary storage piles of coal combustion residual (CCR) during the closure of CCR surface impoundments by removal. The amendments also add requirements on both responding to public complaints over CCR fugitive dust and monitoring air quality at or near a facility's property boundary.	5-0 roll call vote
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<u>R22-18(A)</u>	<u>Proposed Amendments to Groundwater Quality (35 Ill. Adm. Code 620) For 35 Ill. Adm. Code 811, 814 (Public Water Supply)</u> – The Board denied the National Waste and Recycling Association’s motion for a 30-day continuance of the August 12, 2025 hearing. However, the Board extended the deadline for pre-filing testimony by 14 days to July 25, 2025.	5-0 roll call vote
<u>R25-12</u>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2024 through December 31, 2024) (Land)</u> – The Board adopted an order extending the due date for final action to July 26, 2026.	5-0 roll call vote
<u>R25-25</u>	<u>Amendments to 35 Ill. Adm. Code 219, Organic Material Emission Standards for the Metro East Area (Air)</u> – On June 12, 2025, the Illinois Environmental Protection Agency (IEPA) filed a proposal to amend Part 219 of the Board’s air pollution regulations (35 Ill. Adm. Code 219). Part 219 addresses emissions of volatile organic materials (VOM) from specified categories of stationary sources in the Metro East area. In this order, the Board found that IEPA’s rulemaking proposal meets the requirements of the Environmental Protection Act and Board’s procedural rules. The Board therefore accepted the proposal for hearing. Also, without commenting on the proposal’s substantive merits, the Board submitted the proposal for first-notice publication in the <i>Illinois Register</i> .	5-0 roll call vote

ADJUSTED STANDARDS

<u>AS 21-3</u>	<u>Midwest Generation LLC’s Petition for an Adjusted Standard from 35 Ill. Adm. Code 845.740(a) and a Finding of Inapplicability of 35 Ill. Adm. Code 845 (Waukegan Station) (Land, CCR)</u> – After weighing the appropriate factors, the Board denied MWG’s motion to stay the Board’s final order pending appeal. The Board also denied MWG’s alternative request to stay its obligation to pay statutory program fees as beyond the Board’s authority.	5-0 roll call vote
<u>AS 21-5</u>	<u>Petition of Electric Energy, Inc. for a Finding of Inapplicability or, in the Alternative, an Adjusted Standard from 35 Ill. Adm. Code Part 845 (Land, CCR)</u> – The Board granted EEI an adjusted standard, subject to conditions, for the Joppa West Ash Pond, a coal combustion residual or “CCR” surface impoundment at EEI’s Joppa Power Plant in Massac County. The adjusted standard expires on June 26, 2032.	5-0 roll call vote

ADMINISTRATIVE CITATIONS

<u>AC 25-5</u>	<u>Illinois Environmental Protection Agency v. Mitchell A. Gray</u> (Land) – After Gray failed to timely file a petition to contest this administrative citation, the Board found that he violated Sections 21(p)(1), 21(p)(7), and 55(k)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(7), 55(k)(1) (2024)), as alleged. Because there were three violations, the Board ordered Gray to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.	5-0 roll call vote
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TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<u>PCB 13-72</u>	<u>People of the State of Illinois v. Petco Petroleum Corporation</u> (Water – Enforcement) – The Board denied Petco’s motion to reconsider the Board’s March 6, 2025 order in which the Board denied Petco’s motion to certify a question for interlocutory appeal.	5-0 roll call vote
<u>PCB 23-135</u>	<u>INEOS Joliet, LLC v. Illinois Environmental Protection Agency</u> (Thermal Demonstration) – Under 33 U.S.C. § 1326(a), 35 Ill. Adm. Code 304.141(c), and 35 Ill. Adm. Code 106.Subpart K, the Board granted INEOS alternative thermal effluent limitations or “ATELs,” subject to conditions, for discharges to the Upper Dresden Island Pool from INEOS’ Channahon facility in Will County.	5-0 roll call vote
<u>PCB 25-14</u>	<u>People of the State of Illinois v. Imperial Zinc Corp.</u> (Air – Enforcement) – In this enforcement action concerning Imperial Zinc’s secondary zinc processing facility in Cook County, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2024)), accepted a stipulation and proposed settlement, and ordered Imperial Zinc to pay an \$87,000 civil penalty and to cease and desist from further violations.	5-0 roll call vote
<u>PCB 25-48</u>	<u>People of the State of Illinois v. Macy’s Retail Holdings, LLC.</u> (Air – Enforcement) – In this enforcement action concerning Macy’s boiler plant in Cook County, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2024)), accepted a stipulation and proposed settlement, and ordered Macy’s to pay an \$8,000 civil penalty and to cease and desist from further violations.	5-0 roll call vote

<u>PCB 25-64</u>	<u>People of the State of Illinois v. 380 South Elgin, LLC</u> (Air – Enforcement) – The Board accepted for hearing the People’s complaint concerning a gas station in Kane County.	5-0 roll call vote
<u>PCB 25-65</u>	<u>People of the State of Illinois v. A.S.C. Recycling, Inc. d/b/a Auto Salvage Co.</u> (Water, NPDES – Enforcement) – The Board accepted for hearing the People’s complaint concerning an automobile salvage facility in LaSalle County.	5-0 roll call vote
<u>PCB 25-66</u>	<u>Steffes Farm v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Steffes Farm’s livestock waste management facilities in Jo Daviess County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2024)).	5-0 roll call vote
<u>PCB 25-67</u>	<u>Eleanor Basehoar v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Basehoar’s livestock waste management facilities in Peoria County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2024)).	5-0 roll call vote

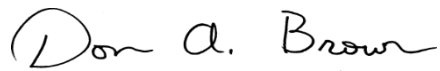
OTHER ITEMS

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ADJOURNMENT

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

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on July 10, 2025, by a vote of 5-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board