

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

October 1, 2026

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OCT 08 2026

In re:

Ameresco Brickyard RNG LLC,
Petitioner.

(Provisional Variance – Land)

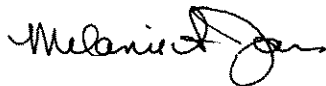
NOTICE

Don Brown, Clerk
Illinois Pollution Control Board
60 East Van Buren St., Suite 630
Chicago, IL 60605
don.brown@illinois.gov

Ameresco Brickyard RNG, LLC
Attn: Andrew McClelland
Neogenyx Fuels
111 Speen Street, Suite 410
Framingham, MA 01701
amcclelland@neogenyxfuels.com

PLEASE TAKE NOTICE that I have today caused to be filed a **Provisional Variance** with the Illinois Pollution Control Board, copies of which are served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY



Melanie A. Jarvis
Deputy Chief Counsel – Land Enforcement
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217/782-5544
melanie.jarvis@illinois.gov
Dated: October 5, 2026

THIS FILING IS SUBMITTED ON RECYCLED PAPER

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

October 1, 2026

In re:)
)
)
Ameresco Brickyard RNG LLC.,) (Provisional Variance – Land)
Petitioner.)
)

Re: Request for Provisional Variance Pursuant to 35 Ill. Adm. Code 722.117(b)

Crysalis Biosciences, Inc.
Attn: Brad Ross
Logistics and Procurement Manager
231 Monsanto Ave.
Sauget, IL 62201

Dear Mr. Ross:

The Illinois Environmental Protection Agency (“Illinois EPA”) has reviewed your September 25, 2026, request for a provisional variance pursuant to 35 Ill. Adm. Code 722.117(b). Based on this review, a provisional variance for a period of 30-days is **GRANTED** by the Illinois EPA.

The applicable facts of this request are as follows:

Spent media was removed from process equipment on June 23, 2026, and placed into containers while samples were analyzed by a laboratory. The laboratory report was received on July 2, 2026, indicating that the material was RCRA hazardous for arsenic and needed a new hazardous waste profile. The disposal vendor encountered delays due to processing issues and account setup limitations. The facility requested additional treatability testing and submission of another sample for evaluation. That sample was submitted to the facility on September 3, 2026.

35 Ill. Adm. Code 722.117(b) allows a generator to seek an extension of up to 30 days by means of a provisional variance from the Illinois EPA if hazardous waste must remain on-site for longer than 90 days due to unforeseen, temporary, and uncontrollable circumstances. The Illinois EPA finds that such facts and circumstances exist in this situation and hereby **GRANTS** a provisional variance pursuant to 35 Ill. Adm. Code 722.117(b) for a period of 30 days.

The Illinois EPA grants this provisional variance in accordance with its authority contained in Sections 35(b), 36 (c), and 37(b) of the Illinois Environmental Protection Act (415 ILCS 5/35(b), 36(c), and 37(b)) and 35 Ill. Adm. Code 722.117(b). The decision to grant this provisional variance is not intended to address compliance with any other applicable laws or regulations.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew Armstrong", with a stylized flourish at the end.

Andrew Armstrong
Chief Legal Counsel
Illinois EPA



Neogenyx Fuels

111 Speen Street, Suite 410
Framingham, MA 01701

September 25, 2026

Illinois Environmental Protection Agency
2125 South First Street
Champaign, IL 61820

Re: Hazardous Waste Accumulation Time Extension
Ameresco Brickyard RNG LLC
RCRA ID ILR000219550

Dear Sir or Madam:

In accordance with 40 CFR §262.17(b), Ameresco Brickyard RNG LLC (Ameresco), owned and operated by Neogenyx Fuels, is requesting a 30-day extension to the 90-day accumulation time limit for large quantity generators of hazardous waste. Ameresco is requesting an extension specifically for a shipment of waste landfill gas filtering media.

The spent media was removed from the process equipment on June 23, 2026, and placed into containers while samples were analyzed by a laboratory. The laboratory report was received on July 2, 2026, indicating that the media is RCRA hazardous for arsenic and necessitating development of a new hazardous waste profile.

Beginning in early July, extensive coordination occurred with the disposal vendor to obtain approval of a new waste profile. Multiple follow-up calls, emails, and meetings were conducted over several weeks. Delays were encountered due to profile processing issues, account setup limitations, incomplete guidance regarding hazardous waste shipping descriptions, and requests for additional state-specific waste characterization information.

In late August, the disposal facility advised that profile approval was imminent; however, approval was not issued as anticipated. Instead, the facility requested additional treatability testing and submission of another sample for evaluation. The requested sample was submitted on September 3, 2026.

As of the date of this letter, the disposal facility has not approved the waste profile. Ameresco has repeatedly requested information on the status of the profile and an explanation for the delay, but the disposal facility has not provided any material information.



NEOGENYX
FUELS
AN AMERESCO COMPANY

Ameresco respectfully requests that the Illinois Environmental Protection Agency approve this request for 30-day extensions to the 90-day accumulation time limits, as permitted by 40 CFR §262.17(b).

Should you have comments or need more information on this request, please contact me at (508) 661-2242 or amcclelland@neogenyxfuels.com.

Respectfully,
Ameresco Brickyard RNG LLC

Andrew McClelland
Authorized Representative

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on October 5, 2026, I served true and correct copies of a **Provisional Variance** by the method(s) and to the persons identified below:

Electronic Service

Don Brown, Clerk
Illinois Pollution Control Board
60 East Van Buren St., Suite 630
Chicago, IL 60605
don.brown@illinois.gov

Ameresco Brickyard RNG, LLC
Attn: Andrew McClelland
Neogenyx Fuels
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Deputy Chief Counsel – Land Enforcement
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