ILLINOIS POLLUTION CONTROL BOARD

MEETING MINUTES



MARCH 15, 2001 CHICAGO OFFICE-100 West Randolph VIDEO CONFERENCE ROOM 11-512 and SPRINGFIELD OFFICE-600 South Second Street VIDEO CONFERENCE ROOM 402

11:00 A.M.

ANNOUNCEMENTS

After calling the meeting to order, Chairman Manning welcomed members of the public and staff to the meeting.

ROLL CALL

The Clerk of the Board called the roll. The Board Members answered as follows: Chairman Manning and Member Kezelis from Springfield, Board Members Flemal, Girard, Lawton, Melas, and McFawn from Chicago.

APPROVAL OF MINUTES

Minutes of the March 1, 2001 meeting were approved by a vote of 7-0.

ADMINISTRATIVE CITATIONS

AC 01-29	IEPA v. Leslie Yocum, Sandra Yocum, Laura L. Yocum, Rick L.
	Yocum, Kandy S. Yocum, and Shawna B. Yocum - The Board
	accepted an administrative citation against these Schuyler County
	respondents.

AC 01-30 <u>IEPA v. Leslie Yocum and Sandra Yocum</u> – The Board accepted an administrative citation against these Schuyler County respondents.

AC 01-31	<u>IEPA v. Jeffrey Sides</u> – The Board accepted an administrative citation against this Union County respondent.	
AC 01-32	IEPA v. City of East Moline, Illinois d/b/a East Moline Municipal Landfill and Dave Geier – The Board accepted an administrative citation against these Rock Island County respondents.	
<u>Decisions</u>		
PCB 01-42	Steven P. Logsdon v. Tilford R. Bowman – The Board found no violation of 35 Ill. Adm. Code 900.102 and 415 ILCS 5/24 by the respondent and dismissed this citizen noise enforcement action involving a Brown County facility.	7-0 N-E, Citizens
Provisional	<u>Variances</u>	
PCB 01-127	<u>DaimlerChrysler v. IEPA</u> – Upon receipt of an Illinois Environmental Protection Agency recommendation, the Board granted this Boone County facility a three-day provisional variance, subject to conditions, from the air pollution control requirements found in permit conditions 1d, 2a, 5a.ii, 5a.iii, 11, and 13a.iv through 13a.vi of its State Operating Permit for a New Source Performance Standard Permit #7301312.	7-0 A-V
Motions and C	Other Matters	
PCB 97-20	<u>People of the State of Illinois v. Bentronics Corporation</u> – No action taken.	W-E
PCB 97-26	People of the State of Illinois v. Central Illinois Public Service Company d/b/a Ameren CIPS — Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this water enforcement action involving a Crawford County facility, the Board ordered publication of the required newspaper notice.	7-0 W-E

PCB 99-79	People of the State of Illinois v. GLC, Inc. d/b/a Midwest Grinding and Recycling – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this air enforcement action involving a Madison County facility, the Board ordered publication of the required newspaper notice.	7-0 A-E
PCB 99-149	<u>Universal Scrap Metals, Inc. v. Flexi-Van Leasing, Inc.</u> – No action taken.	UST-E, Citizens
PCB 00-122	People of the State of Illinois v. City of Lawrenceville, John A. Gordon, P.E., Gordon & Price, Inc., David Guillaum d/b/a D&G Construction, and Wayne Lappington d/b/a Lappington Trucking and Excavating – No action taken.	PWS-E
PCB 00-176	People of the State of Illinois v. City of Auburn, Benton & Associates Engineering, Inc., and Petersburg Plumbing and Heating – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this water enforcement action involving a Sangamon County facility, the Board ordered publication of the required newspaper notice.	7-0 PWS-E
PCB 00-187	Broderick Teaming Company v. IEPA – No action taken.	UST-FRD
PCB 01-25	Chrysler Realty Corporation v. Thomas Industries, Inc. and TDY Industries, Inc. – The Board granted the parties' joint motion for voluntary dismissal of this underground storage tank enforcement action involving a Cook County facility.	7-0 UST-E, Citizens
PCB 01-88	IBP, Inc. (Joslin Facility) v. IEPA – The Board accepted for hearing this air permit appeal involving a Henry County facility.	7-0 P-A, Air
PCB 01-101	Marathon Oil Company v. IEPA – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this DuPage County facility.	7-0 UST-FRD

PCB 01-102	<u>Cassens and Sons, Inc. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Madison County facility. The Board denied petitioner's motion to incorporate by reference as unnecessary.	7-0 UST-FRD
PCB 01-112	Prairie Rivers Network v. IEPA and Black Beauty Coal Company – No action taken.	P-A, NPDES Third Party
PCB 01-119	Stuart C. Nuss v. Village of Durand – No action taken.	W-E, Citizens
PCB 01-120	<u>Plexus Scientific Corporation v. IEPA</u> – No action taken.	A-V
PCB 01-121	<u>Abed Nesheiwat and SAQ, Inc. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.	7-0 UST-FRD
PCB 01-122	McHenry Storage v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this McHenry County facility.	7-0 UST-FRD 90-Day Ext
PCB 01-123	Waste Management of Illinois, Inc. d/b/a Waste Management of Peoria v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Tazewell County facility.	7-0 UST-Appeal 90-Day Ext
PCB 01-124	<u>Pilkington North America, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of this LaSalle County facility.	7-0 P-A, Water 90-Day Ext.
PCB 01-125	Builder's Plumbing Supply v. IEPA – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Lake County facility.	7-0 UST-Appeal 90-Day Ext.

CASES PENDING DECISION

PCB 01-48	Community Landfill Company and City of Morris v. IEPA – (due	P-A, Land
PCB 01-49	4/6)	
(Cons.)		
ADJOURNMENT		

Moved and seconded, by a vote of 7-0, Chairman Manning adjourned the meeting at 11:20 a.m.

I, Dorothy M. Gunn, Clerk, of the Illinois Pollution Control Board, hereby certify that the above minutes were approved this 5th day of April 2001 by a vote of 7-0.

Dorothy M. Gunn, Clerk Illinois Pollution Control Board