



# IPCB

Illinois Pollution Control Board

---

## REGULAR BOARD MEETING MINUTES

**June 22, 2017**

**11:00 a.m.**

### **Videoconference**

#### **Chicago**

100 W. Randolph Street  
Chicago, IL  
**Room 11-512**

#### **Springfield**

1021 N. Grand Avenue East  
Springfield, IL  
**Conference Room 1244 N, First  
Floor**

### **ANNOUNCEMENTS**

---

Chairman Papadimitriou welcomed members of the public and staff.

### **ROLL CALL**

---

The substitute Clerk of the Board called the roll. Five Board Members answered present.

### **PUBLIC REMARKS**

---

None.

### **APPROVAL OF MINUTES**

---

The minutes of the June 8, 2017 Regular Board Meeting were approved by a vote of 5-0.

## RULEMAKINGS

<b>R17-12</b>	<u>SDWA Update, USEPA Amendments (July 1, 2016 through December 31, 2016) (Water)</u> – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s drinking water regulations. Finding unavoidable delay in the preparation of the proposal for public comment, the Board also extended by approximately 90 days the deadline to complete this rulemaking.	5-0
<b>R17-18</b>	<u>In The Matter Of: Procedural Rule Amendments: Proposed Amendments To 35 Ill. Adm. Code 101 Through 130 (Procedural)</u> – The Board adopted a final opinion and order in this rulemaking which amends the Board’s procedural rules.	5-0

## ADJUSTED STANDARDS

--	--	--

## ADMINISTRATIVE CITATIONS

<b>AC 17-16</b>	<u>IEPA v. Archie Adkinson and Jules Kramer</u> – In this administrative citation proceeding involving a Fulton County site, the Board dismissed respondent Kramer because IEPA did not show that it timely served the citation on him. As The Board further found that respondent Adkinson violated Sections 21(p)(1), (p) (3), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(7) (2016)), and ordered respondent Adkinson to pay a civil penalty of \$4,500.	5-0
<b>AC 17-17</b>	<u>IEPA v. Colleen Kelly</u> – The Board granted complainant’s motion to withdraw the administrative citation and closed the docket.	5-0

## ADJUDICATORY CASES

<b>PCB 16-19</b>	<u>Midwest Generation, LLC v. IEPA (Time-Limited WQS)</u> – The Board found the pending petition for a time-limited temperature water quality standard not in substantial compliance with 40 C.F.R. § 131.14, and directed petitioner to file a compliant amended petition by the deadline established in the Board’s April 12, 2017 order.	5-0
------------------	---	-----

<b>PCB 16-24</b>	<u>Flint Hills Resources Joliet, LLC (Temperature Standards) v. IEPA (Time-Limited WQS)</u> – The Board found the pending petition for a time-limited temperature water quality standard not in substantial compliance with 40 C.F.R. § 131.14, and directed petitioner to file a compliant amended petition by the deadline established in the Board’s April 12, 2017 order.	5-0
<b>PCB 16-28</b>	<u>Metropolitan Water Reclamation District of Greater Chicago v. IEPA (Dissolved Oxygen Standards) (Time-Limited WQS)</u> – The Board found the pending petition for a time-limited dissolved oxygen water quality standard not in substantial compliance with 40 C.F.R. § 131.14, and directed petitioner to file a compliant amended petition by the deadline established in the Board’s April 12, 2017 order.	4-0 Santos abstained
<b>PCB 17-52</b>	<u>The Clean Machine, Inc., v. IEPA (UST Appeal)</u> – 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 St. Clair County facility.	5-0
<b>PCB 17-54</b>	<u>Illinois Railway, LLC., v. IEPA (UST Appeal)</u> – The Board accepted for hearing this underground storage tank appeal involving a site in LaSalle County.	5-0
<b>PCB 17-74</b>	<u>Porcine Farms, LLC v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Porcine Farms, LLC located in Knox County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	5-0
<b>PCB 17-75</b>	<u>Oak Ridge Farms, Inc. v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Oak Ridge Farms located in Hancock County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	5-0
<b>PCB 17-79</b>	<u>People of the State of Illinois v. J.B. Timmerman Farms, Ltd., an Illinois Corporation (Water – Enforcement)</u> – Upon receipt of a complaint accompanied by a proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in this water enforcement action involving a Clinton County facility, the Board accepted the complaint and ordered publication of the required newspaper notice.	5-0

<b>PCB 17-80</b>	<u>B-Petro Corporation v. IEPA</u> (UST Appeal – 90-Day Extension) – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Henry County facility.	5-0
<b>PCB 17-82</b>	<u>The Premcor Refining Group, Inc. v. IEPA</u> (UST Appeal – 90-Day Extension) – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this DuPage County facility.	5-0
<b>PCB 17-83</b>	<u>The Premcor Refining Group, Inc. v. IEPA</u> (UST Appeal – 90-Day Extension) – 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.	5-0

**OTHER ITEMS**

	The Board approved the Chairman’s Motion to reschedule regular meeting scheduled at 11:00 am on July 20, 2017. This meeting will now be held at 11:00 am on July 26, 2017 as a videoconference meeting between the Board’s Chicago Office (Room 11-512) and the Board’s Springfield Office (Room 1244 N, First Floor).	5-0
--	--	-----

**NEW BUSINESS**

	The Chairman, on behalf of the Board, thanked retiring Member Jennifer Burke for six years of service with the Board (2011 – 2017), presented her with a commemorative plaque, and wished her well in her future endeavors.	
--	---	--

**ADJOURNMENT**

Moved and seconded, by a vote of 5-0, Chairman Papadimitriou 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 July 6, 2017, by a vote of 5-0.



Don Anthony Brown, Clerk  
Illinois Pollution Control Board