

NEW CASES –DECEMBER 20, 2001 BOARD MEETING

02-69 Fairview Acres, Inc. v. IEPA – The Board found and certified that specified facilities of Fairview Acres, Inc. located in Logan County are “pollution control facilities” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-70 Bruce Duesterhaus-Fowler v. IEPA – The Board found and certified that specified facilities of Bruce Duesterhaus-Fowler located in Adams County are “pollution control facilities” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-71 People of the State of Illinois v. FIC America Corporation – The Board accepted for hearing this water enforcement action involving a DuPage County facility.

02-72 Aux Sable Liquid Products v. IEPA – The Board found and certified that specified facilities of Aux Sable Liquid Products located in Grundy County are “pollution control facilities” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-73 People of the State of Illinois v. Bernie C. Morris – The Board accepted for hearing this water enforcement action involving a Edgar County facility.

02-74 Dan & Jackie Borrowman Farm v. IEPA – The Board found and certified that specified facilities of Dan & Jackie Borrowman Farm located in Pike County are “pollution control facilities” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-75 Spectrum Preferred Meats, Inc.-Mt. Morris v. IEPA – The Board found and certified that specified facilities of Spectrum Preferred Meats, Inc.-Mt. Morris located in Ogle County are “pollution control facilities” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)).

02-76 The American Coal Company-Galatia v. IEPA – The Board found and certified that the specified perimeter ditch of the American Coal Company-Galatia located in Saline County is a “pollution control facility” for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)). The Board opened a separate docket PCB 02-83 to address petitioner’s request for preferential tax certification for its landfill.

02-77 People of the State of Illinois v. Millenium Recycling & Solid Waste Consultants, Inc. – The Board accepted for hearing this land enforcement action involving a Cook County facility.

02-78 Ecolab, Inc. v. Occidental Chemical Corporation – The Board held for a later duplicitous/frivolous determination this citizen’s underground storage tank enforcement action involving a Cook County facility.

02-79 People of the State of Illinois v. Walter Deemie d/b/a River City Demolition – The Board accepted for hearing this land enforcement action involving a Sangamon County facility.

02-83 The American Coal Company-Galatia v. IEPA – The Board opened a docket to address petitioner’s request for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2000)) for its facility located in Saline County. Petitioner must file a petition to contest with the Clerk of the Board within 35 days after the respondent served the recommendation. If

petitioner fails to timely file a petition, the Board may deny tax certification for the landfill based solely on respondent's recommendation.

AC 02-26 IEPA v. Maurice Newcomer – The Board accepted an administrative citation against this Carroll County respondent.

AC 02-27 IEPA v. John Firebaugh – The Board accepted an administrative citation against this Jefferson County respondent.

AC 02-28 IEPA v. Larry Beam – No action taken.