



# IPCB

Illinois Pollution Control Board

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## REGULAR BOARD MEETING MINUTES

**December 6, 2018**

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

### PUBLIC REMARKS

None.

### APPROVAL OF MINUTES

The minutes of the November 15, 2018 Regular Board Meeting were approved by a vote of 5-0.

## RULEMAKINGS

<a href="#"><u>R18-22</u></a>	<u>In the Matter of: Amendment to 35 Ill. Adm. Code 205, Emissions Reduction Market System (Air)</u> – The Board adopted a final opinion and order in this rulemaking amending the Board’s air pollution rules.	5-0
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## ADJUSTED STANDARDS

### ADMINISTRATIVE CITATIONS

<a href="#"><u>AC 19-6</u></a>	<u>County of Macon v. Kori Rice (Land)</u> – The Board found that respondent had violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2016)). Because there was one violation of Section 21(p), the Board ordered respondent to pay a civil penalty of \$1,500.	5-0
<a href="#"><u>AC 19-8</u></a>	<u>IEPA v. Mary Auer (Land)</u> – The Board found that respondent had violated Sections 21(p)(1) and 21(p)(7) of the Act (415 ILCS 5/21(p)(1), 21(p)(7) (2016)). Because there were two violations of Section 21(p), the Board ordered respondent to pay a civil penalty of \$3,000.	5-0

### ADJUDICATORY CASES

<a href="#"><u>PCB 17-62</u></a>	<u>Sangamon Valley CUSD #9, v. IEPA (UST Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.	5-0
<a href="#"><u>PCB 18-59</u></a>	<u>Radharani, Inc. v. IEPA (UST Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.	5-0
<a href="#"><u>PCB 19-60</u></a> <a href="#"><u>PCB 19-61</u></a> <a href="#"><u>Consolidated</u></a>	<u>Sheridan-Joliet Land Development LLC., and Sheridan Sand &amp; Gravel Co., (Wiensland Ave. Site) v. IEPA</u> <u>Sheridan-Joliet Land Development LLC., and Sheridan Sand &amp; Gravel Co., ((N4201 Rd. Site) v. IEPA (CCCD-Permit Appeal)</u> – The Board on its own motion consolidated these two appeals concerning LaSalle County facilities for hearing and decision.	5-0
<a href="#"><u>PCB 19-73</u></a>	<u>People of the State of Illinois v. Dressler Truck Service, Inc., a Missouri corporation (Air – Enforcement)</u> – The Board accepted for hearing this air enforcement action involving a site in St. Clair County.	5-0

<a href="#"><u>PCB 19-74</u></a>	<u>John Burkholder v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of John Burkholder located in Moultrie 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
<a href="#"><u>PCB 19-75</u></a>	<u>Benjamin Augspurger v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Benjamin Augspurger located in McLean 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
<a href="#"><u>PCB 19-76</u></a>	<u>Rancho Cantera, LLC v. IEPA</u> (Water – Tax Certification) – The Board found and certified that specified facilities of Rancho Cantera, LLC located in Stephenson 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
<a href="#"><u>PCB 19-77</u></a>	<u>People of the State of Illinois v. Peoria Disposal Company, a Nevada corporation</u> (Land, RCRA – Enforcement) – Upon receipt of a complaint, proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in this land enforcement action involving a facility located in Peoria County, the Board ordered publication of the required newspaper notice.	5-0

### **OTHER ITEMS**

	The Board granted the Chairman’s Motion to Schedule a Closed Deliberative Session under Section 2(c)(4) of the Open Meetings Act (5 ILCS 120/2(c)(4) (2016)) for December 13, 2018 at 1:00 pm CT regarding <u>Illico Independent Oil Co. v. IEPA</u> , PCB 17-84 (Hearing held September 19, 2018).	5-0
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**ADJOURNMENT**

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Moved and seconded, by a vote of 5-0, Chairman Papadimitriu 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 December 20, 2018, by a vote of 5-0.

A handwritten signature in cursive script that reads "Don a. Brown". The signature is written in black ink and is positioned above the printed name and title.

Don Anthony Brown, Clerk  
Illinois Pollution Control Board