



IPCB

Illinois Pollution Control Board

REGULAR BOARD MEETING MINUTES

March 14, 2019

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 Papadimitriu welcomed members of the public and staff.

ROLL CALL

The Clerk of the Board called the roll. The Clerk of the Board called the roll. Four Board Members answered present. Those Board Members granted 4-0 Chairman Papadimitriu's motion to allow Member Santos to participate via telephone pursuant to Section 7(a)(i) of the Open Meetings Act (5 ILCS 120/7(a)(i) (2016)).

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the February 28, 2019 Regular Meeting were approved by a vote of 5-0.

RULEMAKINGS

<u>R19-10</u>	<u>RCRA Subtitle D Update, USEPA Regulations (July 1, 2018 through December 31, 2018)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its municipal solid waste landfill regulations during the update period of July 1, 2018 through December 31, 2018.	5-0
<u>R19-12</u>	<u>UST Update, USEPA Regulations (July 1, 2018 through December 31, 2018)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground storage tank regulations during the update period of July 1, 2018 through December 31, 2018.	5-0
<u>R19-13</u>	<u>Wastewater Pretreatment Update, USEPA Regulations (July 1, 2018 through December 31, 2018)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its wastewater pretreatment regulations during the update period of July 1, 2018 through December 31, 2018.	5-0
<u>R19-17</u>	<u>UIC Update, USEPA Regulations (July 1, 2018 through December 31, 2018)</u> – The Board dismissed this reserved identical-in-substance docket because the United States Environmental Protection Agency did not amend its underground injection control regulations during the update period of July 1, 2018 through December 31, 2018.	5-0

ADJUSTED STANDARDS

<u>AS 19-1</u>	<u>In the Matter of: Petition of Midwest Generation, LLC for an Adjusted Standard from 35 Ill. Adm. Code 811 and 814 (Land)</u> – The Board accepted for hearing this adjusted standard petition concerning a facility in Will County.	5-0
--------------------------------	--	-----

ADMINISTRATIVE CITATIONS

<u>AC 19-9</u>	<u>County of Jackson v. Bruce Reese and Bryan Bruce (Land)</u> – The Board found that respondents had violated Sections 21(p)(1) and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (7) (2016)). Because there were 2 violations of Section 21(p), the Board ordered respondents to pay a civil penalty of \$3,000.	5-0
--------------------------------	---	-----

<u>AC 19-16</u>	<u>IEPA v. Tyler Ferguson, Bradon Finch, Carl Lee and James Hilton</u> (Land) – The Board granted complainant’s motion to dismiss respondents Tyler Ferguson, Carl Lee, and James Hilton. The Board also granted complainant’s motion to withdraw the citation as to the remaining respondent, Bradon Finch, and closed the docket.	5-0
---------------------------------	---	-----

ADJUDICATORY CASES

<u>PCB 07-30</u> <u>PCB 10-55</u> (Consol.)	<u>The Premcor Refining Group, Inc. v. IEPA</u> (Air – Permit Appeal, CAAPP) – The Board granted the joint motion to lift the stay of the uncontested permit conditions while continuing to stay the contested conditions. The Board also granted the parties’ request to remand the permit to IEPA.	5-0
<u>PCB 16-24</u>	<u>Flint Hills Resources Joliet, LLC v. IEPA</u> (Time-Limited WQS) – Finding the requested party substitution unnecessary, the Board denied the motion for substitution of petitioner. The Board directed the Clerk to amend the caption of this proceeding as it appears in the order by indicating INEOS Joliet as the petitioner, in place of Flint Hills.	5-0
<u>PCB 19-52</u>	<u>People of the State of Illinois v. Velocity Services LLC, an Illinois limited liability company</u> (Land – Enforcement, RCRA) – In this land enforcement action concerning a Madison County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2016)), accepted a stipulation and settlement agreement, and ordered respondent to pay a total civil penalty of \$5,000, and to cease and desist from further violations. The Board noted that respondent also agreed under the stipulation to perform a supplemental environmental project--providing the Wood River Illinois Emergency Response Unit with two self-contained breathing apparatus, at a total cost of no less than \$8,000.	4-0 Zalewski abstained
<u>PCB 19-62</u>	<u>People of the State of Illinois v. JCC Service, Inc. f/k/a Johnson Painting and Sandblasting, an Iowa corporation</u> (Land– Enforcement, RCRA) – In this land enforcement action concerning a Peoria County facility, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2016)), accepted a stipulation and settlement agreement, and ordered respondent to pay a total civil penalty of \$25,000, and to cease and desist from further violations.	5-0

OTHER ITEMS

ADJOURNMENT

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 March 28, 2019, by a vote of 5-0.

A handwritten signature in black ink that reads "Don a. Brown". The signature is written in a cursive style with a large, circular initial "D".

Don Anthony Brown, Clerk
Illinois Pollution Control Board