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# Environmental Register

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Thomas E. Johnson, Chairman

Board Members:

G. Tanner Girard, Doris C. Karpel, William A. Marovitz,  
Nicholas J. Melas, Lynne P. Padovan, Michael E. Tristano

Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph, Suite 11-500  
Chicago, Illinois 60601  
(312) 814-3620  
(312) 814-6032 TDD

Illinois Pollution Control Board  
600 South Second Street  
Suite 402  
Springfield, Illinois 62704  
(217) 524-8500

Web Site: <http://www.ipcb.state.il.us>

# Letter from the Chairman

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April 22 marked the thirty-third celebration of Earth Day. The Board is also celebrating its thirty-third year. The Board recognizes the tradition of Earth Day as a strong part of our State's public commitment to protect the Earth for generations to come. In Illinois, the Board has always been linked with Earth Day. Both were created in 1970, and share a common purpose. Earth Day was created primarily as a symbol of our nation's commitment to the environment. The Board's creation and authority is found in Illinois' Environmental Protection Act, the stated purpose of which is to establish a unified, state-wide program to restore, protect and enhance the quality of the environment.



Earth Day and the Board have each been extremely successful in fulfilling their original purpose. Thirty-three years have passed, but each remains vital in its own way. Earth Day continues to raise the consciousness of the public regarding important environmental issues. The Board continues to determine, define and implement the environmental standards applicable to the State of Illinois. Although Earth Day comes but once a year, we at the Board fulfill our statutory duty on a daily basis. Currently the Board has approximately 300 pending adjudicatory cases and rulemakings. As you know, the Board must make all of its decisions in writing, after votes are taken at open meetings. In the last eighteen months, the Board has issued over 1,000 opinions and orders, after review of lengthy briefs, hearing transcripts, and public comment.

At this time of the year, perhaps more than any other, residents of Illinois are actively enjoying the pleasures of our State's environment. The continued celebration of Earth Day, and the work of the Board and other environmental state agencies are important factors in maintaining a healthy environment for all of us to enjoy. It is incumbent upon all of us to do our part. I want to thank all those involved for their valuable contributions, and I am sure that, working together, we will be able to enjoy a vital environment for years to come.

Sincerely,

A handwritten signature in black ink, consisting of a large, stylized initial 'T' followed by a horizontal line extending to the right.

Thomas E. Johnson, Chairman

## Inside This Issue:

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FEDERAL UPDATE	P. 1
RULE UPDATE	P. 4
BOARD ACTIONS	P. 6
NEW CASES	P. 15
BOARD CALENDAR	P. 18
IEPA RESTRICTED STATUS LIST	P. 21
IEPA CRITICAL REVIEW LIST	P. 28

## Federal Update

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### **United States Environmental Protection Agency Proposes Revisions to the Wastewater Treatment Exemptions for Hazardous Waste Mixtures Under the Resource Conservation and Recovery Act**

On April 8, 2003 (68 Fed. Reg. 17233) the United States Environmental Protection Agency (USEPA) proposed revisions to its wastewater treatment exemptions for hazardous waste mixtures (Headworks Exemptions).

USEPA proposed to add benzene and 2-ethoxyethanol to the list of solvents whose mixtures with wastewater are exempted from the definition of hazardous waste under the Resource Conservation and Recovery Act (RCRA). USEPA had studied two other solvents (1,1,2-trichloroethane and 2-nitropropane), but did not propose adding them at this time to the exemption list.

Besides adding the two solvents to the exemption, USEPA also proposed to provide flexibility in the way it determines compliance with the rule by adding the option of directly measuring solvent chemical levels at the headworks of the wastewater treatment system. Finally, USEPA also proposed to make additional listed hazardous wastes (beyond discarded commercial chemical products) eligible for the de minimis exemption, as well as adding non-manufacturing facilities to those that qualify for this exemption if certain conditions are met.

Comments on this proposal must be postmarked by June 9, 2003 and should be sent to: RCRA Docket Information Center, Office of Solid Waste, Environmental Protection Agency, Mailcode: 5305W, 1200 Pennsylvania Ave., NW., Washington, DC 20460, Attention Docket ID No. RCRA-2002-0028.

For further information contact Ron Josephson by telephone at 703-308-0442; or e-mail at: josephson.ron@epa.gov, or Laura Burrell by telephone at 703-308-0005; or e-mail at: burrell.laura@epa.gov.

The Board will include any necessary amendments to Board rules resulting from this federal action in a future RCRA identical in substance rulemaking pursuant to Sections 7.2 and 22.4 of the Environmental Protection Act (415 ILCS 5/7.2, 22.4 (2002)).

### **United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants Under the Clean Air Act for Coke Ovens: Pushing, Quenching, and Battery Stacks**

On April 14, 2003 (68 Fed. Reg. 18007) the United States Environmental Protection Agency adopted National Emission Standards for Hazardous Air Pollutants (NESHAPs) for Coke Ovens: Pushing, Quenching, and Battery Stacks.

USEPA's final rule promulgates NESHAPs for coke ovens. The standards establish emission limitations and work practice requirements for control of hazardous air pollutants (HAP) from pushing, quenching, and battery stacks at new and existing coke oven batteries. The HAP emitted from pushing, quenching, and battery stacks include coke oven emissions, as well as polycyclic organic matter and volatile organic compounds such as benzene and toluene.

## Environmental Register – April 2003

Exposure to these substances has been demonstrated to cause chronic and acute health effects. These final standards will implement section 112(d) of the Clean Air Act (CAA) by requiring all major sources to meet HAP emission standards reflecting application of the maximum achievable control technology. USEPA has previously promulgated emission standards addressing emissions from coke oven charging, topside leaks, and door leaks.

The adopted rule is effective April 14, 2003.

For further information contact: Lula Melton, Metals Group (C439-02), Emission Standards Division, U.S. EPA, Research Triangle Park, NC 27711, telephone number (919) 541-2910, e-mail address, melton.lula@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2002)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

### **United States Department of Justice Publishes Notice of Consent Decree Under the Clean Air Act**

On April 24, 2003 (68 Fed. Reg. 20171) the United States Department Of Justice published a notice that, under 218 CFR 50.7, a proposed Consent Decree was lodged with the United States District Court for the Central District of Illinois in United States v. Archer Daniels Midland Company, Civil Action No. 03-2066.

The consent decree addresses claims against Archer Daniels Midland Company (ADM) for violations, at 52 plants in 16 states including Illinois, of the Preventions of Significant Deterioration (PSD) and New Source Performance Standards (NSPS) requirements of the Clean Air Act pursuant to section 113(b) of the Clean Air Act (CAA), 42 U.S.C. 7413(b) (1983), amended by, 42 U.S.C. 7413(b) (Supp. 1991). The complaint alleges that ADM routinely underestimated its volatile organic compounds emissions from corn processing and ethanol production units and modified and expanded its oilseed plants without obtaining appropriate pre-construction permits and installing air pollution control equipment.

Under the terms of the consent decree, ADM will install state-of-the-art air pollution controls on hundreds of units, shut down older, dirty units and accept restrictive emission limits on others, for a total emission reduction of 63,000 tons per year. In addition ADM will meet the NSPS, for boilers, grain elevators, coal loading operations, and storage tanks. See 40 CFR 60, Subparts Db, Dc, DD, Kb, and VV. Finally, ADM is obligated to implement a corporate-wide environmental management system and conduct multi-media audits of each of its facilities at least twice over the life of the decree.

The injunctive relief package is expected to cost ADM \$328 million over the ten-year period of compliance. ADM will also pay a civil penalty of \$4,604,000 (\$2,505,600 paid to the United States and \$2,098,400 paid to the states) and spend \$6,363,000 on environmentally beneficial projects. The states that have filed complaints-in-intervention and executed the consent decree include Arkansas, Indiana, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Carolina, and Texas, as well as the Iowa Counties of Linn and Polk and the Nebraska County of Lancaster.

The Department of Justice will receive comments relating to the ADM consent decree for 30 days after the publication of its notice (until May 24, 2003). Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to: United States v. Archer Daniels Midland Company, D.J. Ref. 90-5-2-1-2035/2.

The consent decree may be examined at the Office of the United States Attorney, Central District of Illinois, 201 S. Vine Street, Room 226, Urbana, IL 61802, and at U.S. EPA Region 5, 775 West Jackson 77 Blvd., Chicago, Illinois 60604-3590. During the public comment period the ADM Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd.open.html>.

## Environmental Register – April 2003

### **United States Department of Justice Publishes Notice of Lodging of Settlement Agreement Under the Comprehensive Environmental Response, Compensation and Liability Act and Chapter 11 of the United States Bankruptcy Code**

On April 24, 2003 (68 Fed. Reg. 20172) the United States Department Of Justice published a notice that on April 11, 2003, a proposed settlement agreement (agreement) was lodged with the United States Bankruptcy Court for the Northern District of Illinois, Eastern Division in In re Kmart Corp., et al., Case No. 02-02474.

The agreement is between Kmart Corporation and its affiliated debtors and debtors-in-possession (collectively, the debtors) and the United States, on behalf of the United States Environmental Protection Agency (USEPA), the United States Department of the Interior, and the National Oceanic and Atmospheric Administration of the United States Department of Commerce. The agreement relates to liabilities of the debtors under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. 9601 *et seq.* Under the agreement, the United States, on behalf of USEPA, would receive allowed secured claims totaling \$579,151 for the following five sites: the Lenz Oil Services site (DuPage County, Illinois); the Beede Waste Oil site (Plaistow, New Hampshire); the Florida Petroleum Reprocessors site (Davie, Florida); the Hows Corner site (Plymouth, Maine); and the Jack Goins site (Cleveland, Tennessee).

The agreement also addresses claims in South Carolina, Florida, Louisiana, California, and Washington and a right to seek cost recovery in the future in connection with Operable Unit 2 of the Peterson Puritan site (Cumberland, Rhode Island), with up to \$506,500 of such cost recovery payable as an allowed secured claim and any amount over that payable as an allowed unsecured claim.

The agreement further provides that for debtor-owned sites, environmental claims and actions by the United States are not discharged. However, for the following nine sites, environmental claims by the United States are discharged, to the extent the claims arise from the debtors' conduct before the bankruptcy action: the Adkins Branch Tire Dump (Putnam County, West Virginia); the Bufkin Store Lead site (Tabor City, North Carolina); the Chadbourn Battery site (Chadbourn, North Carolina); the Guyton Battery site (Chadbourn, North Carolina); the Jimmy Green Metals site (Nashville, North Carolina); the Odum Bufkin Battery site (Green Sea, South Carolina); the Old Stake Road Lead site (Chadbourn, North Carolina); the Petroleum Conservation site (a/k/a the U.S. Oil, Two Rivers site) (Two Rivers, Wisconsin); and the Vinegar Hill Battery site (a/k/a the Williams store site) (Tabor City, North Carolina). For all other sites, the United States may not issue or seek environmental orders based on the debtors' conduct before the bankruptcy action, but may recover response costs and natural resource damages based on such conduct, as if the United States' claims had been allowed unsecured claims under the debtors' reorganization plan.

The Department of Justice will receive comments relating to the agreement for 30 days following the date of publication of the agreement (until May 24, 2003). Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, PO Box 7611, U.S. Department of Justice, Washington, DC 20044, and should refer to In re Kmart Corp., et al., Case No. 02-02474, D.J. Ref. No. 90-11-2-07845.

The agreement may be examined at the Office of the United States Attorney, 219 South Dearborn Street, Suite 2001, Chicago, Illinois 60604, and at the United States Environmental Protection Agency, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington, DC 20460. During the public comment period, the Agreement may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>.

### **United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants Under the Clean Air Act for Asphalt Processing and Asphalt Roofing Manufacturing**

On April 29, 2003 (68 Fed. Reg. 22975) the United States Environmental Protection Agency (USEPA) adopted National Emission Standards for Hazardous Air Pollutants (NESHAP) for Asphalt Processing and Asphalt Roofing Manufacturing.

This action promulgates NESHAP for existing and new asphalt processing and asphalt roofing manufacturing facilities. The USEPA has identified asphalt processing and asphalt roofing manufacturing facilities as major

## Environmental Register – April 2003

sources of hazardous air pollutants such as formaldehyde, hexane, hydrogen chloride (HCl), phenol, polycyclic organic matter, and toluene. The final standards will implement section 112(d) of the Clean Air Act (CAA) by requiring all major sources to meet HAP emission standards reflecting the application of the maximum achievable control technology.

The total HAP reduction resulting from compliance with the rule is expected to be 86 megagrams per year (Mg/yr). A variety of HAP are emitted from asphalt processing and asphalt roofing manufacturing source categories. The following HAP account for the majority (approximately 98 percent, based on the emission factors developed for the final rule) of the total HAP emissions: formaldehyde, hexane, HCl (at asphalt processing facilities that use chlorinated catalysts), phenol, and toluene. The remaining two percent of the total HAP emissions is a combination of several different organic HAP, each contributing less than 0.5 percent to the total HAP emissions.

The final rule is effective April 29, 2003.

For further information contact: contact Rick Colyer, Minerals and Inorganic Chemicals Group, Emission Standards Division (C504-05), U.S. EPA, Research Triangle Park, North Carolina 27711, telephone number (919) 541-5262, e-mail address, colyer.rick@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2002)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

## Rule Update

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### **Board Adopts Proposed Second Notice in Noise Rule Update: Amendments to 35 Ill. Adm. Code 900-903 (R03-08)**

On April 3, 2003, the Board adopted a proposed second notice opinion and order in Noise Rule Update: Amendments to 35 Ill. Adm. Code 900-903 (R03-08). The Board will accept comments on the proposal for an additional 45 days (until May 18, 2003) before sending the rulemaking, pursuant to the Illinois Administrative Procedure Act (5 ILCS 100/1-1 *et seq.* (2002)), to the Joint Committee on Administrative Rules. The Board did not make any substantive changes to the rules it proposed at first notice (27 Ill. Reg. 1889 and 1909 (February 7, 2003)).

The noise rules involved are 35 Ill. Adm. Code Parts 900 and 903. These are general provisions dealing with the definitions of acoustical terminology, prohibition against noise pollution, and sound measurement procedures. The proposed changes to Part 900 involve the updating of definitions and sound measurement procedures, which were adopted in 1973 and have not been amended or changed since. The basis for these changes is the American National Standards Institute updates from the years 1998-2001.

The Board is also proposing to repeal Part 903, which specifies rules and regulations for the control of noise from motor racing facilities, in response to legislative changes since the Part was adopted.

The Board has held two hearings in this rulemaking in Chicago on November 7, 2002 and in Springfield on November 21, 2002. A third hearing is scheduled for May 15, 2003 in Chicago to address the Department of Commerce and Community Affairs' decision not to perform an economic impact study on the Board's proposal.

This rulemaking should be read in conjunction with the companion implementing rules proposed in Proposed New and Updated Rules for Measurement and Numerical Sound Emissions Standards; Amendments to 35 Ill. Adm. Code 901 and 910, R03-09, (February 20, 2003). See February 3, 2003 Environmental Register at p. 5. Hearings in this proceeding are scheduled for May 1 (Springfield) and May 15, 2003 (Chicago).

Copies of the Board's opinion and order may be obtained by calling Dorothy Gunn at 312-814-3620, or by

## Environmental Register – April 2003

downloading copies from the Board's Web site at [www.ipcb.state.il.us](http://www.ipcb.state.il.us).

For additional information contact William Murphy at 312/814-6062; e-mail address [murphyw@ipcb.state.il.us](mailto:murphyw@ipcb.state.il.us)

### **Board Adopts Second Notice Opinion and Order in Petition of Central Illinois Light Company (E. D. Edwards Generating Station) for a Site Specific Air Regulation: 35 Ill. Adm. Code 214.561 (R02-21)**

On April 17, 2003, the Board adopted a second notice opinion and order in Petition of Central Illinois Light Company (E. D. Edwards Generating Station) for a Site Specific Air Regulation: 35 Ill. Adm. Code 214.561 (R02-21). The Board did not make any substantive changes to the first notice proposal adopted on January 23, 2003 and published in the *Illinois Register* at 27 Ill. Reg. 2578 (February 14, 2003). Pursuant to the Illinois Administrative Procedure Act (5 ILCS 100/1-1 *et seq.* (2002)), the Joint Committee on Administrative Rules will review and consider the rules at its May 13, 2003 meeting.

The site-specific proposal affects the Central Illinois Light Company (CILCO) E.D. Edwards Generating Station (facility) located near Peoria in Peoria County. The facility consists of three coal-fired boilers. CILCO previously received a variance from 35 Ill. Adm. Code 214.141. See Central Illinois Light Company v. IEPA, PCB 99-80 (Apr. 15, 1999). The variance is effective through July 31, 2003. Boilers 1 and 3 are subject to a sulfur dioxide emission limit under a site-specific rule at 35 Ill. Adm. Code 214.561. Boiler 2 is subject to the sulfur dioxide emissions limit under 35 Ill. Adm. Code 214.141.

CILCO seeks to make permanent the relief it was granted in PCB 99-80 by amending 35 Ill. Adm. Code 214.561 to apply to the operation of Boiler 2. CILCO requested that the Board repeal the text of 35 Ill. Adm. Code 214.561 and replace it verbatim with text from the variance order of April 15, 1999. CILCO asserts that this language has already been reviewed, approved by the United States Environmental Protection Agency, and incorporated into the approved Illinois State Implementation Plan pursuant to the Clean Air Act. See 42.U.S.C. Section 7401, *et seq.*

This petition replaces CILCO's earlier-filed petition for adjusted standard seeking the same relief. This petition was dismissed as unnecessary. In the Matter of: Petition of Central Illinois Light Company (E.D. Edwards Generating Station) for an Adjusted Standard from 35 Ill. Adm. Code 214.141, AS 02-4 (May 5, 2002).

A hearing in this rulemaking was held on October 11, 2002 in Peoria, Illinois.

Copies of the Board's opinion and order may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at [www.ipcb.state.il.us](http://www.ipcb.state.il.us).

For more information contact John Knittle at (217) 278-3111 or email at [knittlej@ipcb.state.il.us](mailto:knittlej@ipcb.state.il.us).

### **Board Accepts Proposal for Hearing in Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115 (R03-21)**

On April 17, 2003, the Board accepted for hearing a proposal filed on April 7, 2003 by the Illinois Environmental Protection Agency (IEPA) to amend the Board's public water supply (PWS) regulations at 35 Ill. Adm. Code 602. The proposal would allow the IEPA to continue issuing permits to PWS that do not meet the federal radionuclide standard for drinking water, but only if the PWS is bound by order or agreement to a compliance schedule for meeting the federal standard. The current exemption in Part 602 that allows such permit issuance "sunsets" December 8, 2003, which is the compliance deadline of the new federal radionuclide standard (adopted at 65 Fed. Reg. 76707, December 7, 2000). This proposal would not exempt PWS from the final radionuclide standard, but would continue the existing State exemption that keeps certain PWS from being placed on "restricted status" (*i.e.*, an Illinois-only list of PWS banned from receiving construction permits).

Section 17.6 of the Illinois Environmental Protection Act (Act) provides that the Illinois radiological quality standards must be the same as the federal standards adopted by the United States Environmental Protection Agency (USEPA). 415 ILCS 5/17.6 (2002). That standard, as codified in the Board's rules, is 5 pico curies per liter (pCi/l)

## Environmental Register – April 2003

for combined radium-226 and radium –228 and 15 pCi/l for gross alpha particle activity. 35 Ill. Adm. Code 611.330. Compliance is required effective December 8, 2003.

The IEPA anticipates that approximately 50 to 60 PWS may fail to meet the December 8, 2003 deadline and be subject to the pre-enforcement processes of Section 31 of the Act. However, the IEPA maintains that those PWS meeting compliance dates of Compliance Commitment Agreements (CCAs) or court orders should be able to avoid restricted status without having to individually petition the Board for variance relief, expending PWS, Board, and IEPA resources. Accordingly, the IEPA has requested that the Board adopt final regulations in this rulemaking by the December 8, 2003 deadline.

Additionally, the IEPA's proposal contains language that would require each person signing a construction permit application for a PWS to certify that the information in the application is complete and accurate and that the text has not been altered from the IEPA's permit application form or template.

The Board has scheduled hearings in this rulemaking in Springfield on May 8, 2003 in Room 403, 600 S. Second Street, and in Chicago on May 15, 2003 in Suite 11-500 in the James R. Thompson Center, 100 W. Randolph Street.

Copies of the IEPA's proposal may be obtained by downloading from the Board's Web site at [www.ipcb.state.il.us](http://www.ipcb.state.il.us).

For more information contact Richard McGill at (312) 814-6983 or email at [mcgillr@ipcb.state.il.us](mailto:mcgillr@ipcb.state.il.us).

## Board Actions

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### April 3, 2003 Via Video Conference Between Springfield and Chicago, Illinois

### Rulemakings

R03-8	<u>In the Matter of: Noise Rule Update: Amendments to 35 Ill. Adm. Code 900 and 903</u> – The Board adopted a proposed second notice opinion and order in this matter to amend the Board's noise pollution control regulations. The Board will accept comments for 45 days, until May 19, 2003.	7-0 R, Noise
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### Administrative Citations

AC 03-24	<u>IEPA v. Arrowhead Tree Removal, Inc.</u> – The Board accepted an administrative citation against this Jersey County respondent.
AC 03-25	<u>IEPA v. Milton Hampton</u> – The Board accepted an administrative citation against this White County respondent.
AC 03-26	<u>IEPA v. Larry Beam</u> – The Board accepted an administrative citation against this Henry County respondent.



## Environmental Register – April 2003

AC 03-27      IEPA v. Vince Harvey – The Board accepted an administrative citation against this Henry County respondent.

### Motions and Other Matters

PCB 00-103	<u>People of the State of Illinois v. Mano Negra Wrecking Corporation f/k/a Mano Negra Corporation and Fernando O. Zamora, individually and as president of Mano Negra Corporation</u> – The Board granted respondent’s motion to modify the Board’s March 6, 2003 order to incorporate a \$250 plan per month for the \$5,000 civil penalty.	7-0 A-E
PCB 00-111	<u>People of the State of Illinois v. R. Frietsch Company, Inc.</u> – 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 various facilities in Tazewell and Peoria Counties, the Board ordered publication of the required newspaper notice.	7-0 A-E
PCB 00-184	<u>People of the State of Illinois v. Roderick Enterprises, Inc.</u> – 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 Cook County facility, the Board ordered publication of the required newspaper notice.	7-0 A-E
PCB 01-90	<u>Land and Lakes Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Cook County facility.	7-0 P-A, Water
PCB 02-10	<u>Rebecca Lawrence v. North Point Grade School c/o Unit District Office</u> – The Board granted respondent’s motion to dismiss in part, dismissing without prejudice. The Board denied the request for sanctions.	7-0 N-E
PCB 02-159	<u>The Ensign Bickford Company v. IEPA</u> – The Board denied petitioner’s motion to transfer variance.	7-0 A-V
PCB 02-205 PCB 02-206 (Cons.)	<u>Home Oil Company v. IEPA</u> – The Board denied petitioner’s motion for summary judgment and directed the parties to proceed to hearing.	7-0 UST Fund
PCB 03-12	<u>People of the State of Illinois v. Riverstone Group, Inc.</u> – 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 LaSalle County facility, the Board ordered publication of the required newspaper notice.	7-0 W-E

## Environmental Register – April 2003

PCB 03-39	<u>Mineral Solutions, Inc. v. IEPA</u> – The Board denied respondent’s motion to reconsider the Board’s January 23, 2003 opinion and order, affirming the Agency permit denial.	7-0 P-A, Land
PCB 03-87	<u>Main Station v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Macoupin County facility.	7-0 UST Appeal
PCB 03-88	<u>R.W. Sheridan Oil Company, Inc. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a McLean County facility.	7-0 UST Appeal
PCB 03-89	<u>Wabash Valley Service Albion v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving an Edwards County facility.	7-0 UST Appeal
PCB 03-90	<u>Chicago Fire Brick Company v. IEPA</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 Cook County facility.	7-0 UST Fund
PCB 03-91	<u>Chicago Fire Brick Company v. IEPA</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 Cook County facility.	7-0 UST Fund
PCB 03-92	<u>Ralph Johnson v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Christian County facility.	7-0 UST Fund
PCB 03-93	<u>Dean Schneidewind v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a St. Clair County facility.	7-0 UST Appeal
PCB 03-153	<u>People of the State of Illinois v. C&amp;F Packing Company, Inc.</u> – The Board accepted for hearing this water enforcement action involving a Lake County facility.	7-0 W-E
PCB 03-154	<u>Rosignol Marathon v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Wabash County facility.	7-0 UST Appeal 90-Day Ext.

## Environmental Register – April 2003

PCB 03-155	<u>Rosignol Marathon v. IEPA</u> – 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 Appeal 90-Day Ext.
PCB 03-156	<u>Swearingin Amoco v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Jersey County facility.	7-0 UST Appeal 90-Day Ext.
PCB 03-157	<u>Swearingin Amoco v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Jersey County facility.	7-0 UST Appeal 90-Day Ext.
PCB 03-158	<u>Swearingin Amoco v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Jersey County facility.	7-0 UST Appeal 90-Day Ext.
PCB 03-160	<u>Wareco Service, Inc. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Knox County facility.	7-0 UST Appeal
PCB 03-162	<u>Tasim Fejza v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Jersey County facility.	7-0 UST Appeal 90-Day Ext.
PCB 03-163	<u>Ameren Energy Generating Company (Selective Catalytic Reduction System for No<sub>x</sub> Emissions, Unit #2; Property Tax Identification Number 04-000-172-00) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Montgomery County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-164	<u>Ameren Energy Generating Company (Flue Gas Conditioning, SO<sub>3</sub> System-Opacity Unit #1; Property Identification Number 83-11-24-100-01) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C

## Environmental Register – April 2003

PCB 03-165	<u>Ameren Energy Generating Company (Flue Gas Conditioning, SO<sub>3</sub> System-Opacity Unit #2; Property Identification Number 83-11-24-100-01) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-166	<u>Ameren Energy Generating Company (Low NO<sub>x</sub> Burners, Unit #2; Property Identification Number 83-11-24-1001-01) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-167	<u>Holland Energy, L.L.C. (Dry Low NO<sub>x</sub> Combustion System; Property Identification Number 0825-16-00-300-003) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-168	<u>Holland Energy, L.L.C. (Selective Catalytic Reduction System; Property Identification Number 0825-16-00-300-003) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-169	<u>Holland Energy, L.L.C. (General Electric Turbine; Property Identification Number 0825-16-00-300-003) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-170	<u>Holland Energy, L.L.C. (Continuous Emissions Monitoring System; Property Identification Number 0825-16-00-300-003) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-171	<u>Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 1 &amp; 2; Property Identification Number 01-27-100-000) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board	7-0 T-C

## Environmental Register – April 2003

found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

PCB 03-172	<u>Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 1; Property Identification Number 17-20-300-006-0080) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Vermilion County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-173	<u>Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 2; Property Identification Number 17-20-300-006-0080) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Vermilion County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-174	<u>Dynegy Midwest Generation, Inc. (Electrostatic Precipitator Unit 5; Property Identification Numbers 9-1-08-19-00-000-002, 9-1-08-19-00-000-006, 19-1-08-20-00-000-010) v. IEPA</u> – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-175	<u>Dynegy Midwest Generation, Inc. (Refurbished Flue Gas Conditioning SO<sub>3</sub> System Unit 2; Property Identification Number 01-27-100-00) v. IEPA</u> - Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Putnam County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-176	<u>Dynegy Midwest Generation, Inc. (Refurbished Low NO<sub>x</sub> Burner Unit 3/Separated Overfire Air System; Property Identification Number 02-10-100-001) v. IEPA</u> - Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Randolph County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	7-0 T-C
PCB 03-177	<u>Cady Oil Co. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Peoria County facility.	7-0 UST Appeal 90-Day

## Environmental Register – April 2003

Ext.

### April 17, 2003 Chicago, Illinois

#### Rulemakings

- R02-21      In the Matter of: Petition of Central Illinois Light Company (E.D. Edwards Generating Station) for a Site-Specific Air Regulation: 35 Ill. Adm. Code 214.561 – The Board adopted a second notice opinion and order in this matter to amend the Board’s air pollution control regulations.      5-0  
Tristano  
abstained  
R, Air
- R03-21      In the Matter of: Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115 – The Board accepted for hearing the Illinois Environmental Protection Agency’s April 7, 2003 proposal to amend the Board’s permitting rules for Illinois public water supplies.      6-0  
R, PWS

#### Administrative Citations

- AC 03-21      IEPA v. John Smith and Twilla Williams Smith – The Board accepted for hearing this petition for review of an administrative citation against these Union County respondents.      6-0

#### Decisions

- PCB 02-71      People of the State of Illinois v. FIC America Corporation – In this water enforcement action concerning a DuPage 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) (2002)), accepted a final stipulation and settlement agreement, and ordered the respondents to pay a total civil penalty of \$25,000, and to cease and desist from further violations.      6-0  
W-E
- PCB 02-91      Rezmar Corporation v. IEPA – The Board affirmed respondent’s December 3, 2001 reimbursement determination disallowing reimbursement of certain costs claimed by the petitioner.      5-0  
Melas  
abstained  
UST Appeal
- PCB 03-12      People of the State of Illinois v. Riverstone Group, Inc. – In this water enforcement action concerning a LaSalle 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) (2002)), accepted a final stipulation and settlement agreement, and ordered the respondents to pay a total civil penalty of \$38,000, and to cease and desist from further violations.      6-0  
W-E

## Environmental Register – April 2003

PCB 03-42	<u>Rantoul Township High School District No. 193 v. IEPA</u> – The Board affirmed respondent’s September 5, 2003 reimbursement determination, reversing only on a point the respondent conceded.	6-0 UST Appeal
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### Motions and Other Matters

PCB 02-56	<u>People of the State of Illinois v. Chiquita Processed Foods, L.L.C.</u> – The Board denied complainant’s motion to vacate its November 21, 2002 order, which granted partial summary judgment to the respondent.	6-0 W-E
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PCB 03-97	<u>Illinois Department of Transportation v. IEPA</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 Sangamon County facility.	6-0 UST Appeal
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PCB 03-99	<u>Sather Enterprises, LTD. v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Dewitt County facility.	6-0 UST Appeal
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PCB 03-125	<u>City of Kankakee v. County of Kankakee, County Board of Kankakee, and Waste Management of Illinois, Inc.; Merlin Karlock v. County Board of Kankakee, County Board of Kankakee, and Waste Management of Illinois, Inc.; Michael Watson v. County of Kankakee, County Board of Kankakee, and Waste Management of Illinois, Inc.; Keith Runyon v. County of Kankakee, County Board of Kankakee and Waste Management of Illinois, Inc.; Waste Management of Illinois, Inc. v. County of Kankakee</u> – The Board denied respondent County of Kankakee’s motion to dismiss and granted respondent Waste Management of Illinois, Inc.’s motion to sever PCB 03-144 from this consolidated sitting appeal.	6-0 P-C-F-S-R
PCB 03-133		
PCB 03-134		
PCB 03-135		
PCB 03-144 (Cons.)		

PCB 03-161	<u>Solid Waste Agency of Northern Cook County v. City of Des Plaines, Illinois</u> – The Board dismissed this action for failure to timely name all necessary parties. The Board denied petitioner’s motion for leave to amend and respondent’s motion to dismiss as moot, citing lack of jurisdiction over this proceeding.	6-0 P-C-F-S-R
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PCB 03-178	<u>Bill’s Full Service v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this McLean County facility.	6-0 UST Appeal 90-Day Ext.
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PCB 03-179	<u>Freedom Oil Company v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving an Edgar County facility and granted petitioner’s motion to consolidate this matter with PCB 03-54, PCB 03-56, and PCB 03-105.	6-0 UST Fund
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## Environmental Register – April 2003

PCB 03-180	<u>Royer Oil Company v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Bond County facility.	6-0 UST Fund 90-Day Ext.
PCB 03-181	<u>Gary Lewis v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Clinton County facility.	6-0 UST Appeal 90-Day Ext.
PCB 03-182	<u>People of the State of Illinois v. Reilly Industries, Inc.</u> – The Board accepted for hearing this Resource Conservation and Recovery Act, air, and water enforcement action involving a Madison County facility.	6-0 A&W-E
PCB 03-183	<u>People of the State of Illinois v. Passavant Area Hospital</u> – The Board accepted for hearing this air enforcement action involving a Morgan County facility.	6-0 A-E
PCB 03-184	<u>Northrup Oil Company v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Bureau County facility.	6-0 UST Appeal 90-Day Ext.
PCB 03-185	<u>Swif-T-Food Mart v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 03-186	<u>Royer Oil Company v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Bond County facility.	6-0 UST Appeal 90-Day Ext.
PCB 03-187	<u>Royer Oil Company v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Bond County facility.	6-0 UST Appeal 90-Day Ext.
PCB 03-188	<u>Prime Time Citgo v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Kane County facility.	6-0 UST Appeal 90-Day Ext.



## Environmental Register – April 2003

PCB 03-189	<u>Brock Oil Company v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this McLean County facility.	6-0 UST Appeal 90-Day Ext.
PCB 03-190	<u>People of the State of Illinois v. Village of Cherry Valley</u> – The Board accepted for hearing this public water supply enforcement action involving a Winnebago County facility.	6-0 PWS-E

## New Cases

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### April 3, 2003 Board Meeting

**03-153** People of the State of Illinois v. C&F Packing Company, Inc. – The Board accepted for hearing this water enforcement action involving a Lake County facility.

**03-154** Rosignol Marathon 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 Wabash County facility.

**03-155** Rosignol Marathon 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.

**03-156** Swearingin Amoco 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 Jersey County facility.

**03-157** Swearingin Amoco 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 Jersey County facility.

**03-158** Swearingin Amoco 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 Jersey County facility.

**03-159** Franklin T. Fowler and Franklin D. Fowler v. Remington Hybrid Seed Company, Inc. – The Board held for a later duplicative/frivolous determination this citizen's air noise enforcement action involving a Henry County facility.

**03-160** Wareco Service, Inc. v. IEPA – The Board accepted for hearing this underground storage tank appeal involving a Knox County facility.

**03-161** Solid Waste Agency of Northern Cook County v. City of Des Plaines, Illinois – No action taken.

**03-162** Tasim Fejza 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 Jersey County facility.

**03-163** Ameren Energy Generating Company (Selective Catalytic Reduction System for No<sub>x</sub> Emissions, Unit #2; Property Tax Identification Number 04-000-172-00) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Montgomery County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-164** Ameren Energy Generating Company (Flue Gas Conditioning, SO<sub>3</sub> System-Opacity Unit #1; Property Identification Number 83-11-24-100-01) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-165** Ameren Energy Generating Company (Flue Gas Conditioning, SO<sub>3</sub> System-Opacity Unit #2; Property Identification Number 83-11-24-100-01) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency's

## Environmental Register – April 2003

recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-166** Ameren Energy Generating Company (Low NO<sub>x</sub> Burners, Unit #2; Property Identification Number 83-11-24-1001-01) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Ameren Energy Generating Company located in Jasper County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-167** Holland Energy, L.L.C. (Dry Low NO<sub>x</sub> Combustion System; Property Identification Number 0825-16-00-300-003) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-168** Holland Energy, L.L.C. (Selective Catalytic Reduction System; Property Identification Number 0825-16-00-300-003) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-169** Holland Energy, L.L.C. (General Electric Turbine; Property Identification Number 0825-16-00-300-003) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-170** Holland Energy, L.L.C. (Continuous Emissions Monitoring System; Property Identification Number 0825-16-00-300-003) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Holland Energy, L.L.C. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-171** Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 1 & 2; Property Identification Number 01-27-100-000) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Shelby County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-172** Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 1; Property Identification Number 17-20-300-006-0080) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Vermilion County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-173** Dynegy Midwest Generation, Inc. (Refurbished Electrostatic Precipitator Unit 2; Property Identification Number 17-20-300-006-0080) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Vermilion County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-174** Dynegy Midwest Generation, Inc. (Electrostatic Precipitator Unit 5; Property Identification Numbers 9-1-08-19-00-000-002, 9-1-08-19-00-000-006, 19-1-08-20-00-000-010) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Madison County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-175** Dynegy Midwest Generation, Inc. (Refurbished Flue Gas Conditioning SO<sub>3</sub> System Unit 2; Property Identification Number 01-27-100-00) v. IEPA - Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Dynegy Midwest Generation, Inc. located in Putnam County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

## Environmental Register – April 2003

**03-176** Dynergy Midwest Generation, Inc. (Refurbished Low NO<sub>x</sub> Burner Unit 3/Separated Overfire Air System; Property Identification Number 02-10-100-001) v. IEPA - Upon receipt of the Illinois Environmental Protection Agency's recommendation, the Board found and certified that specified facilities of Dynergy Midwest Generation, Inc. located in Randolph County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

**03-177** Cady Oil Co. 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 Peoria County facility.

**AC 03-024** IEPA v. Arrowhead Tree Removal, Inc. – The Board accepted an administrative citation against this Jersey County respondent.

**AC 03-025** IEPA v. Milton Hampton – The Board accepted an administrative citation against this White County respondent.

**AC 03-026** IEPA v. Larry Beam – The Board accepted an administrative citation against this Henry County respondent.

**AC 03-027** IEPA v. Vince Harvey – The Board accepted an administrative citation against this Henry County respondent.

### April 17, 2003 Board Meeting

**03-178** Bill's Full Service 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 McLean County facility.

**03-179** Freedom Oil Company v. IEPA – The Board accepted for hearing this underground storage tank appeal involving an Edgar County facility and granted petitioner's motion to consolidate this matter with PCB 03-54, PCB 03-56, and PCB 03-105.

**03-180** Royer Oil Company 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 Bond County facility.

**03-181** Gary Lewis 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 Clinton County facility.

**03-182** People of the State of Illinois v. Reilly Industries, Inc. – The Board accepted for hearing this Resource Conservation and Recovery Act, air, and water enforcement action involving a Madison County facility.

**03-183** People of the State of Illinois v. Passavant Area Hospital – The Board accepted for hearing this air enforcement action involving a Morgan County facility.

**03-184** Northrup Oil Company 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 Bureau County facility.

**03-185** Swif-T-Food Mart 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.

**03-186** Royer Oil Company 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 Bond County facility.

**03-187** Royer Oil Company 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 Bond County facility.

**03-188** Prime Time Citgo 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 Kane County facility.

**03-189** Brock Oil Company 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 McLean County facility.

**03-190** People of the State of Illinois v. Village of Cherry Valley – The Board accepted for hearing this public water supply enforcement action involving a Winnebago County facility.

## Environmental Register – April 2003

**R03-021** In the Matter of: Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115 – The Board accepted for hearing the Illinois Environmental Protection Agency’s April 7, 2003 proposal to amend the Board’s permitting rules for Illinois public water supplies.

### Calendar

4/2/03 10:00 AM	R03-19	In the Matter of: Proposed Amendments to: Public Participation Rules in 35 Ill. Adm. Code Part 309 NPDES Permits and Permitting Procedures	Illinois Pollution Control Board Conference Room 403 600 South Second Street Springfield
4/3/2003 11:00 AM	<b><u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u></b>		<b>VIDEOCONFERENCE— Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 West Randolph St./Chicago Hearing Room 403 600 South Second St./Springfield</b>
4/11/03 10:00 AM	R03-11	In the Matter of: Site Specific Rule for City of Effingham Treatment Plant Fluoride Discharge, 35 Ill. Adm. Code 304.233.	City Hall Council Chambers 201 East Jefferson Effingham
4/14/03 9:00 AM	PCB 03-104	Waste Management of Illinois, Inc., v. County Board of Kane County	Kane County Courthouse, Room 240 100 South Third Street Geneva
4/15/03 9:00 AM	PCB 03-104	Waste Management of Illinois, Inc., v. County Board of Kane County	Kane County Courthouse, Room 240 100 South Third Street Geneva
4/17/2003 11:00 AM	<b><u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u></b>		<b>James R. Thompson Center Conference Room 9-031 100 West Randolph Street Chicago</b>
4/30/03 10:00 AM	R03-20	In the Matter of: Brownfields Site Restoration Program; Amendments to 35 Ill. Adm. Code 740	Illinois Pollution Control Board Hearing Room 403 600 S. Second St. Springfield
4/30/03 10:00 AM	R03-20	In the Matter of: Brownfields Site Restoration Program; Amendments to 35 ILL Adm. Code 740	Illinois Pollution Control Board Hearing Room 403 600 S. Second St. Springfield
5/1/2003 11:00 AM	<b><u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u></b>		<b>Illinois Pollution Control Board Hearing Room 403 600 South Second St. Springfield</b>
5/1/03 1:00 PM	R03-09	In the Matter of: Noise Rule Update: Amendments to 35 Ill. Adm. Code 901	Illinois Pollution Control Board Hearing Room 403 600 South Second Street Springfield
5/5/03 1:00 AM	PCB 03-125	The City of Kankakee v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/5/03 1:00 PM	PCB 03-133	Merlin Karlock v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee

## Environmental Register – April 2003

5/5/03 1:00 PM	PCB 03-134	Michael Watson v. County Board of Kankakee County, Illinois and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/5/03 1:00 PM	PCB 03-135	Keith Runyon v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/5/03 1:00 PM	PCB 03-144	Waste Management of Illinois, Inc. v. Kankakee County Board	City Hall Council Chambers 385 E. Oak Street Kankakee
5/6/03 9:00 AM	PCB 03-125	The City of Kankakee v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/6/03 9:00 AM	PCB 03-133	Merlin Karlock v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/6/03 9:00 AM	PCB 03-134	Michael Watson v. County Board of Kankakee County, Illinois and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/6/03 9:00 AM	PCB 03-135	Keith Runyon v. County of Kankakee, a body politic and Corporate; Kankakee County Board; and Waste Management of Illinois, Inc.	City Hall Council Chambers 385 E. Oak Street Kankakee
5/6/03 9:00 AM	PCB 03-144	Waste Management of Illinois, Inc. v. Kankakee County Board	City Hall Council Chambers 385 E. Oak Street Kankakee
5/8/03 1:30 PM	R03-21	In the Matter of: Amedments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115	Illinois Pollution Control Board Hearing Room 403 600 South Second Street Springfield
5/14/03 1:00 PM	R03-20	In the Matter of: Brownfields Site Restoration Program; Amendments to 35 Ill. Adm. Code 740	James R. Thompson Center 100 W. Randolph St., Room 2-025 Chicago
5/15/03 1:00 PM	PCB 03-146	North Shore Sanitary District v. IEPA	Village Hall 2nd Fl. Board Room 118 West Cook Libertyville
5/15/03 1:00 PM	R03-8	In the Matter of: Noise Rule Update: Amendments to 35 Ill. Adm. Code 900 and 903	James R. Thompson Center 100 West Randolph, Room 9-040 Chicago
5/15/03 1:00 PM	R03-9	In the Matter of: Noise Rule Update: Amendments to 35 Ill. Adm. Code 901	James R. Thompson Center 100 West Randolph, Room 9-040 Chicago
5/15/03 1:30 PM	R03-21	In the Matter of: Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115	Pollution Control Board 100 West Randolph, Room 11-500 Chicago
<b>5/15/2003 11:00 AM</b>	<b><u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u></b>		<b>James R. Thompson Center Conference Room 9-040 100 West Randolph Street Chicago</b>
5/20/03 9:00 AM	PCB 01-104	People of the State of Illinois v. City of Waukegan	Village Hall, 2nd Fl. Board Room 118 West Cook Libertyville
6/3/03 11:00 AM	PCB 01-167	People of the State of Illinois v. ESG Watts, Inc. (Taylor Ridge Landfill)	County Building 3rd Floor Conference Room 1504 Third Avenue Rock Island, IL

Environmental Register – April 2003

6/4/03 9:00 AM	PCB 01-167	People of the State of Illinois v. ESG Watts, Inc. (Taylor Ridge Landfill)	County Building 3rd Floor Conference Room 1504 Third Avenue Rock Island, IL
6/5/2003 11:00 AM	<u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u>		<b>Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 West Randolph St./Chicago Hearing Room 403 600 South Second St./Springfield</b>
6/10/03 9:00 AM	PCB 02-162	People of the State of Illinois v. Fox Valley Dry Wall, Inc.	Kane County Courthouse, Room 140 100 South Third Street Geneva
6/19/2003 11:00 AM	<u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u>		<b>James R. Thompson Center Conference Room 9-040 100 West Randolph Street Chicago</b>
7/10/2003 11:00 AM	<u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u>		<b>Illinois Pollution Control Board Hearing Room 403 600 South Second Street Springfield</b>
7/24/2003 11:00 AM	<u>ILLINOIS POLLUTION CONTROL BOARD MEETING</u>		<b>James R. Thompson Center Conference Room 9-040 100 West Randolph Street Chicago</b>

# Environmental Register – April 2003

Illinois Environmental Protection Agency

Division of Public Water Supplies

Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 Ill. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 Ill. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of April 1, 2003.

\* Indicates public water supplies that have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Acorn Acres Sbdv (Lake Co - 0975020)	2	Inadequate Pres Tank	250	12/16/83
Alden Long Grove Nursing Center(Lake Co - 0971090)	2	Inadequate Pres Tank	204	06/15/93
Alpha (Henry Co - 0730050)	1	Adjusted Gross Alpha	750	11/01/01
Bahl Wtr Corp (Jo Daviess Co - 0855200)	1	Inadequate Pres Storage	700	12/15/93
Biggsville (Henderson Co - 0710050)	5	Adjusted Gross Alpha	350	03/15/98
Bonnie Lane Water Supply (Kendall Co - 0930010)	2	Inadequate Pres Tank	49	09/16/93
Bradford (Stark Co - 1750050)	1	Gross Alpha	650	06/15/98
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85
Brimfield (Peoria Co - 1430150)	5	Adjusted Gross Alpha	933	10/15/02

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Bryant (Fulton Co - 0570200)	5	Adjusted Gross Alpha	310	03/15/98
Buckingham (Kankakee Co - 0910250)	2	Inadequate Pres Tank	330	03/17/89
Bushnell (McDonough Co - 1090150)	5	Adjusted Gross Alpha	3,300	03/14/01
Byron Woods Sbdv (Rock Island Co - 1610070)	1	Arsenic	216	03/14/01
Carbon Hill (Grundy Co - 0630100)	2	Adjusted Gross Alpha	376	03/14/01
Carroll Hts Utl Cmpny (Carroll Co - 0155200)	1	Inadequate Pres Tank	80	03/20/81
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Claremont Hls Sbdv (McHenry Co - 1115080)	2	Inadequate Pres Tank	330	03/15/96
Clearview Sbdv (Will Co - 1975360)	2	Inadequate Pres Tank	420	01/13/82
Coyne Cntr Coop (Rock Island Co - 1615150)	1	Inadequate Pres Tank	150	12/15/97
Cropsey Cmnty Wtr (McLean Co - 1135150)	4	Inadequate Pres Tank	60	03/20/81
Crystal Clear Wtr Cmpny (McHenry Co - 1115150)	2	Inadequate Pres Tank	900	09/16/88
Crystal Hts Assn (McHenry Co - 1115100)	2	Inadequate Pres Tank	93	06/17/96
D and R Apts (Champaign Co - 0190030)	4	Inadequate Pres Tank	26	09/16/93
Deering Oaks Sbdv (McHenry Co - 1115200)	2	Inadequate Pres Tank	60	12/17/82
DeKalb Univ Dvl Corp (DeKalb Co - 0375148)	1	Inadequate Pres Tank	950	12/16/92
DeWitt Cnty NH (DeWitt Co - 0395129)	4	Inadequate Pres Tank	80	06/17/83
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81
East End Wtr Assn (Rock Island Co - 1610140)	1	Inadequate Storage Capacity	40	03/15/02
Eaton PWD (Crawford - 0335100)	4	Indequate Source Capacity	920	03/15/02
East Moreland Wtr Assn (Will Co - 1975600)	2	Inadequate Pres Tank	753	03/20/81
East Moreland Wtr Corp (Will Co - 1975640)	2	Inadequate Pres Tank	135	03/15/96
Edelstein (Peoria Co - 1435150)	5	Adjusted Gross Alpha	125	03/15/98
Edgington Water District (Rock Island Co-1615550)	1	Inadequate Pres Tank	470	03/20/81



## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Emmett Utl Inc (McDonough Co - 1095200)	5	Inadequate Pres Tank	39	12/17/82
Evansville (Randolph Co - 1570250)	6	Trihalomethane	73,233	06/15/02
Evergreen Vlg Sbdv (Rock Island Co - 1615310)	1	Inadequate Pres Tank	250	03/20/81
Fahnstock Court Sbdv (Peoria Co - 1435200)	5	Inadequate Pres Tank	30	05/25/81
Fair Acres Sbdv (Will Co - 1975680)	2	Inadequate Pres Tank	185	10/19/81
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwr-Skyline Cpy (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/86
Galva (Henry Co - 0730450)	1	Adjusted Gross Alpha	2,900	03/14/01
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Gardner (Grundy Co - 0630400)	2	Adjusted Gross Alpha	1,450	03/14/01
Glasford (Peoria Co - 1430350)	5	Adjusted Gross Alpha	1,115	12/15/97
Glenkirk Campus North (Lake Co - 0977189)	2	Inadequate Pres Tank	64	06/15/88
Glenkirk Campus South (Lake Co - 0977199)	2	Inadequate Pres Tank	36	06/15/88
Good Shepherd Mnr (Kankakee Co - 0915189)	2	Inadequate Pres Tank	140	03/17/89
Great Oaks&Beacon Hls Apts (Winnebago Co-2015488)	1	Inadequate Pres Tank	943	12/17/82
Greenwood Outback (LaSalle Co - 0990080)	1	Inadequate Pres Tank		12/15/98
Harbor Lites/Pistakee Fshg Cl (McHenry Co - 1110011)	2	Inadequate Pres Tank	100	03/14/01
Hardinville (Crawford Co - 0330020)	4	Inadequate Source Capacity	2,361	03/15/02
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Hettick (Macoupin Co - 1170500)	5	Trihalomethane	220	06/15/02
Highland Sbdv (Kane Co - 0895530)	2	Inadequate Pres Tank	50	09/16/83
Hillview Sbdv (Will Co - 1975800)	2	Inadequate Pres Tank	99	03/15/85
Holy Family Villa (Cook Co - 0310280)	2	Inadequate Pres Tank	200	09/15/99
Hopewell (Marshall Co - 1235150)	1	Adjusted Gross Alpha	805	03/14/01

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Huntley Cmnty Sbdv (Will Co - 1975840)	2	Inadequate Pres Tank	48	03/16/84
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Kewanee (Henry Co - 0730650)	1	Adjusted Gross Alpha	12,900	03/14/01
Kingston Mines (Peoria Co - 1430450)	5	Adjusted Gross Alpha	295	03/14/01
Kirk Wtr Line (Crawford Co - 0330030)	4	Inadequate Source Capacity	72	03/15/02
Knoxville (Knox Co - 0950300)	5	Adjusted Gross Alpha	3,243	03/15/98
Lake Lynwood Wtr Sys (Henry Co - 0735330)	1	Inadequate Pres Tank	98	08/31/81
Lakeview Acres (McHenry Co - 1110120)	2	Inadequate Hydro Storage	35	11/01/01
Lakeview Hills Wtr Supply Cp (Whiteside Co - 1955150)	1	Inadequate Pres Tank	146	03/20/81
Lakewood Shores Imprv Assn	2	Adjusted Gross Alpha	760	03/14/01
Land and Water Assn (LaSalle Co - 0995050)	1	Inadequate Pres Storage	110	06/15/01
Larchmont Sbdv (Winnebago Co - 2015290)	1	Inadequate Pres Tank	106	06/17/83
Larson Court Rentals (Rock Island Co - 1615728)	1	Inadequate Pres Tank	48	01/14/82
Legend Lakes Wtr Assn (Winnebago Co - 2015300)	1	Inadequate Pres Tank	225	03/14/91
Liberty Park Homeowners Assn (DuPage Co - 0435600)	2	Inadequate Pres Tank	1,092	09/17/92
Lindenwood Wtr Assn (Ogle Co - 1415300)	1	Inadequate Pres Tank	50	01/13/82
Lisbon North Inc (Grundy Co - 0631000)	2	Inadequate Pres Tank	30	09/14/90
Little York (Warren Co - 1870100)	5	Adjusted Gross Alpha	350	03/14/01
London Mills (Fulton Co - 0574620)	5	Inadequate Pres Tank	670	12/14/84
Lostant (LaSalle Co - 0990450)	1	Adjusted Gross Alpha	510	03/14/01
Lynn Cntr (Henry Co - 0735100)	1	Inadequate Pres Tank	147	03/15/95
Lynnwood Water Corp (LaSalle Co - 0995336)	1	Inadequate Pres Tank	114	03/18/83
M C L W Sys Inc (Mercer Co - 1315150)	1	Inadequate Source	100	03/20/81
Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)	6	Inadequate Pres Tank	39	03/20/81
Mapleton (Peoria Co - 1430500)	5	Adjusted Gross Alpha	350	03/15/98

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
Monmouth (Warren Co - 1870150)	5	Adjusted Gross Alpha	9,500	03/14/01
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Northwest Belmont Imprv Assn (DuPage Co - 0435900)	2	Inadequate Pres Tank	115	09/29/81
Oak Ridge Sndst (Woodford Co - 2035300)	1	Inadequate Pres Tank	240	03/20/81
Oakview Avenue Wtrwks Inc (Will Co - 1977210)	2	Inadequate Pres Tank	350	03/20/81
Oblong (Crawford Co - 0330150)	4	Inadequate Source Capacity	2,317	03/15/02
Olivet Nazarene College (Kankakee Co - 0915279)	2	Inadequate Pres Tank	1,450	03/15/94
Opheim PWS (Henry Co - 0735150)	1	Inadequate Pres Tank	150	06/18/82
Oscos Mutual Wtr Supply Cpy Inc (Henry Co-0735200)	1	Inadequate Pres Tank	115	12/15/89
Park Road Wtr Assn (Will Co - 1977330)	2	Inadequate Pres Tank	60	12/17/82
Park View Wtr Corp (Kane Co - 0895500)	2	Inadequate Pres Tank	150	12/17/82
Patoka (Marion Co - 1210400)	6	Inadequate Plant Capacity	731	03/15/97
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Ports of Sullivan Lake Assn (Lake co - 0971160)	2	Inadequate Pres Tank	638	06/15/99
Prairie Oaks Ests Hmown Assn (Grundy Co - 0630060)	2	Adjusted Gross Alpha	96	10/15/02
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Ledges Wtr Assoc(Rock Island Co-1615670)	1	Inadequate Pres Tank	475	03/20/81
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
Riverwoods Spcl Dstrct 3 (Lake Co - 0971451)	2	Inadequate Souce Capacity	234	11/01/01
Robinson Palestine Wtr Cmsn (Crawford Co - 0335030)	4	Inadequate Plant Capacity	10,728	11/01/01
Santa Fe Ests (Peoria Co - 1435490)	5	Adjusted Gross Alpha	84	10/15/02
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81
Shawnita Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Skyview Estates (Kankakee Co - 0915526)	2	Inadequate Pres Tank	65	09/14/84
South Wilmington (Grundy Co - 0630650)	2	Adjusted Gross Alpha	698	10/15/02
St Charles Cmsn Wlfnd 3 (DuPage Co - 0437040)	2	Inadequate Pres Tank	30	12/15/89
Standard (Putnam Co - 1550300)	1	Adjusted Gross Alpha	300	03/14/01
Sturm Sbdv (Lake Co - 0977010)	2	Inadequate Pres Tank	63	03/16/84
Suburban Heights Sbdv (Rock Island Co - 1615800)	1	Inadequate Pres Tank	114	12/16/83
Summit Homeowners Assn (Lake Co - 0975280)	2	Inadequate Pres Tank	48	03/16/84
Sunny Hill Ests Sbdv (Henry Co - 0735300)	1	Inadequate Pres Tank	525	06/15/00
Sunnyland Sbdv (Will Co - 1977730)	2	Inadequate Pres Tank	350	09/16/83
Swedona Wtr Assn (Mercer Co - 1315200)	1	Inadequate Pres Tank	100	06/15/90
Sylvan Lake 1st Sbdv (Lake Co - 0977100)	2	Inadequate Pres Tank	210	06/14/91
Toulon (Stark Co - 1750150)	1	Adjusted Gross Alpha	1,400	12/12/99
Towners Sbdv (Lake Co - 0977250)	2	Inadequate Pres Tank	238	01/14/82
Trimble Wtr Co (Crawford Co - 0335200)	4	Inadequate Source Capacity	350	03/15/02
Trivoli PWD (Peoria Co - 1435510)	5	Inadequate Pres Tank	350	06/17/83
Turkey Hollow Well Corp (Rock Island Co - 1615686)	1	Inadequate Pres Tank	32	06/18/82
Utl Inc Holiday Hills (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Utl Inc Lake Holiday (LaSalle Co - 0995200)	1	Inad Source & Treat Plt	4,908	09/15/98
Utl Inc Northern Hls Utl Co (Stephenson Co-1775050)	1	Inadequate Pres Tank	290	03/15/96
Utl Inc Walk-Up Woods Wtr Co (McHenry Co - 1115800)	2	Inadequate Pres Tank	763	12/17/82
Viola (Mercer Co - 1310450)	1	Adjusted Gross Alpha	950	10/15/02
Wermes Sbdv (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
West Salem (Edwards Co - 0470200)	7	Inadequate Treatment Plant	1,058	03/15/99
West Shore Park Sbdv (Lake Co - 0977370)	2	Inadequate Pres Tank	450	06/15/00
West Shoreland Sbdv (Lake Co - 0977050)	2	Inadequate Pres Tank	220	06/14/91

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Westlake Utl (Winnebago Co - 2010070)	1	Inadequate Source Capacity	25	11/01/01
Whispering Lakes Wtr Sys Inc (Lake Co - 0970220)	2	Adjusted Gross Alpha	375	03/14/01
Wienen Estates (Jo Daviess Co - 0850030)	1	Inadequate Pres Tank	70	12/15/97
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
Woodland Hts Ests Sbdv (Peoria Co - 1435760)	5	Inadequate Pres Tank	245	03/20/81
Woodsmoke Ranch Assn (LaSalle Co - 0990030)	1	Inadequate Pres Tank	350	06/15/90
York Cntr Coop (DuPage Co - 0437550)	2	Inadequate Pres Tank	240	06/15/88
2nd Street Wtr Assn (Lake Co - 0971140)	2	Inadequate Pres Tank	33	12/15/95

**PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST**

Northfield (Cook Co - 0312100)  
 Winnetka (Cook Co - 0313330)

# Environmental Register – April 2003

Illinois Environmental Protection Agency

Division of Public Water Supplies

Critical Review List -- Public Water Supplies

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations which would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of April 1, 2003.

\* Indicates public water supplies, which have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Arenzville (Cass Co - 0170050)	5	Inadequate Pres Tank	492	03/14/01
Beecher (Will Co - 1970050)	2	Inadequate Storage Capacity	2,032	03/14/01
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Browning (Schuyler Co - 1690050)	5	Inadequate Source	495	03/15/98
Clayton Camp Point Wtr Cmsn (Adams Co - 0015200)	5	Inad Pumping Capacity	1,200	09/15/98
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
Columbia (Monroe Co - 1330050)	6	Inad Pumping Capacity	5,893	03/15/98
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Elizabeth (Jo Daviess Co - 0850150)	1	Low System Pressure	700	06/15/99
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Galena (Jo Daviess Co - 0850200)	1	Low System Pressure	3,790	06/15/99
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
Highland Hills Sndst (DuPage Co - 0435560)	2	Inadequate Pres Tank	1,100	09/17/92
Joy (Mercer Co - 1310100)	1	Low System Pressure	495	06/15/99
LaMoille (Bureau Co - 0110500)	1	Inadequate Plant Capacity	750	06/15/99
Mahomet (Champaign Co - 0190450)	4	Inadequate Plant Capacity	4,877	10/15/02

## Environmental Register – April 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY	EPA #RGN	NATURE OF PROBLEM	POP. SERVED	LISTING DATE
Marion (Williamson Co - 1990550)	7	Inadequate Source Capacity	14,610	11/01/01
Mathersville (Mercer Co - 1310200)	1	Low System Pressure	793	09/13/00
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Mechanicsburg Buffalo Wtr (Sangamon Co - 1675150)	5	Inadequate Source	1,030	03/15/98
Minonk (Woodford Co - 2030400)	1	Inadequate Source Capacity	2,200	03/14/01
Pheasant Knolls Sbdv (Lake Co - 0970290)	2	Inadequate Pres Tank	130	09/15/98
Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
Seneca (LaSalle Co - 0991050)	1	Inadequate Plant Capacity	1,937	06/15/99
South Highway PWD (Jackson Co - 0775400)	7	Low System Pressure	8,189	06/15/92
Stockton (Jo Daviess Co - 0850450)	1	Low System Pressure	1,900	06/15/84
Sumner (Lawrence Co - 1010300)	7	Low System Pressure	1,553	12/13/85
Utl Inc Lake Marian Wtr Corp (Kane Co - 0895200)	2	Low Sys Pres & Inad Pres Storage	800	09/14/84
Walnut Hill (Marion Co - 1210600)	6	Low System Pressure	1,200	06/14/85
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Kincaid (Christian Co - 0210250)  
Tower Ridge Sbdv (Rock Island Co - 1615780)

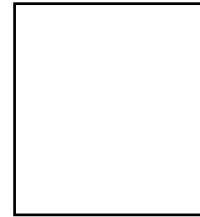
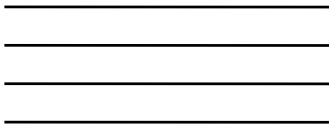




The Illinois Pollution Control Board is an independent seven-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The Environmental Register is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

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Illinois Pollution Control Board  
Environmental Register Coordinator  
600 South Second Street, Suite 402  
Springfield, Illinois 62704