



IPCB

Illinois Pollution Control Board

BOARD MEETING MINUTES

March 5, 2020

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**

ROLL CALL

The Clerk of the Board called the roll. The three Board Members physically present in the Chicago office—Chair Currie, Member Santos, and Member Palivos—answered here. Those Board Members, constituting a quorum, granted, by a vote of 3-0, the Chair’s motion to allow Member Carter to attend the meeting by telephone under Section 7(a)(iii) of the Open Meetings Act and 2 Ill. Adm. Code 2175.120(d)(2) because a family emergency prevented her from physically attending. After the vote, Member Carter indicated she was present by telephone and the Clerk added her to the roll.

ANNOUNCEMENTS

Chair Currie welcomed members of the public and staff.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board’s February 20, 2020 regular meeting were approved by a vote of 4-0.

RULEMAKINGS

<u>R19-1</u>	<p><u>Proposed New 35 Ill. Adm. Code 204, Prevention of Significant Deterioration, Amendments to 35 Ill. Adm. Code Parts 101, 105, 203, 211, and 215 (Air)</u> – The Board adopted a first-notice opinion and order in this rulemaking to amend the Board’s air pollution control regulations and procedural rules.</p>	<p>4-0</p>
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

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ADJUDICATORY CASES

<u>PCB 06-37</u>	<p><u>Illinois State Toll Highway Authority (Lincoln Oasis South) v. IEPA (UST Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.</p>	<p>4-0</p>
<u>PCB 18-49</u>	<p><u>Marathon Petroleum Company LP v. IEPA (Thermal Demonstration)</u> – The Board directed the hearing officer to issue an order with questions to complete the record.</p>	<p>3-0 Carter abstained</p>
<u>PCB 19-112</u>	<p><u>People of the State of Illinois v. Marion Development LLC and A-W-Bennett Enterprises, Inc.</u> (Land – Enforcement) – In this enforcement action concerning a Winnebago 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) (2018)), accepted a stipulation and settlement agreement between the People and A-W-Bennett Enterprises, Inc (Bennett) only, and ordered Bennett to both pay a total civil penalty of \$12,500 and cease and desist from future violations. The Board also noted that the case against Marino Development LLC would continue.</p>	<p>4-0</p>
<u>PCB 20-32</u>	<p><u>People of the State of Illinois v. Landfill 33, Ltd. and Wendt Family Trust</u> (Water, NPDES, Land – Enforcement) – Upon receiving a proposed stipulation and settlement agreement and an agreed motion for relief from the hearing requirement in this enforcement action involving a facility located in Effingham County, the Board ordered publication of the required newspaper notice.</p>	<p>4-0</p>

<u>PCB 20-54</u>	<u>Charles Leitz v. IEPA</u> (Water – Tax Certification) – The Board found and certified that Charles Leitz’s specified facilities located in Iroquois County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0
<u>PCB 20-55</u>	<u>KJMM Partnership v. IEPA</u> (Water – Tax Certification) – The Board found and certified that KJMM Partnership’s specified facilities located in Randolph County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0
<u>PCB 20-56</u>	<u>Steve and Jarilyn Stavropoulos v. IEPA</u> (UST Appeal) – The Board directed the Stavropouloses to file an amended petition for review by March 26, 2020, stating the date of service of the Agency’s final decision.	4-0

OTHER ITEMS

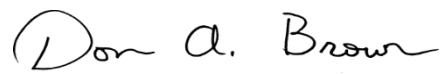
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ADJOURNMENT

Moved and seconded, by a vote of 4-0, Chair Currie adjourned the regular Board meeting.

Moved and seconded, by a vote of 4-0, Chair Currie 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 April 16, 2020, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board