



IPCB

Illinois Pollution Control Board

BOARD MEETING MINUTES

June 18, 2020

11:00 a.m.

Teleconference

Consistent with the Governor's Disaster Proclamation of May 29, 2020, issued in response to the Coronavirus Disease 2019 (COVID-19) pandemic, as well as Public Act 101-0640, effective June 12, 2020, the Board conducted this regular open meeting by teleconference.

The agenda provided dial-in information for members of the public and explained how they could use their telephones to participate in the meeting—whether by listening, speaking during Public Remarks, or both. Further, the agenda stated that the operator would ask for the name of each member of the public calling in and explain what to do for those who wished to speak. Finally, as noted in the agenda, the meeting was audio recorded.

ROLL CALL

The Clerk of the Board called the roll. All four Board Members answered present.

ANNOUNCEMENTS

Chair Currie welcomed members of the public and staff.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's May 21, 2020 regular meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R19-1</u>	<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 second-notice opinion and order in this rulemaking to amend the Board’s air regulations and procedural rules.	4-0 roll call vote
------------------------------	---	-----------------------

ADJUSTED STANDARDS

--	--	--

ADMINISTRATIVE CITATIONS

--	--	--

ADJUDICATORY CASES

<u>PCB 06-66</u>	<u>Illinois Power Resources Generating, LLC, Duck Creek Power Station v. IEPA (Air, CAAPP – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this Clean Air Act Permit Program permit appeal.	4-0 roll call vote
<u>PCB 06-71</u>	<u>Dynegy Midwest Generation, LLC (Havana Power Station) (Air, CAAPP – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this Clean Air Act Permit Program permit appeal.	4-0 roll call vote
<u>PCB 07-115</u>	<u>Dynegy Midwest Generation, LLC (Havana Power Station) v. IEPA (Air – Permit Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal.	4-0 roll call vote
<u>PCB 14-3</u>	<u>Johns Manville v. IDOT (Land, Citizens – Enforcement)</u> – The Board heard Johns Manville’s interlocutory appeal and affirmed the hearing officer’s denial of Johns Manville’s motion to exclude.	4-0 roll call vote
<u>PCB 19-2</u>	<u>Reliable Stores, Inc. v. OSFM (UST Appeal)</u> – The Board granted the Office of the State Fire Marshal’s motion to supplement the record of its decision with Exhibit A to that motion.	4-0 roll call vote
<u>PCB 20-7</u>	<u>GBL Properties, Inc. v. IEPA (UST Appeal)</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 roll call vote

<u>PCB 20-13</u>	<u>People of the State of Illinois v. Erickson Steel Company, Inc.</u> (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Tazewell County, the Board ordered publication of the required newspaper notice.	4-0 roll call vote
<u>PCB 20-20</u>	<u>Dixie Travel Plaza v. IEPA</u> (UST Appeal) – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal.	4-0 roll call vote
<u>PCB 20-53</u>	<u>Premcor Refining Group, Inc. v. IEPA</u> (UST Appeal) – 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 Peoria County facility.	4-0 roll call vote
<u>PCB 20-62</u>	<u>Michael J. Korman v. IDOT</u> (Water, Citizens – Enforcement) – The Board found that the complaint is neither duplicative nor frivolous and accepted it for hearing.	4-0 roll call vote
<u>PCB 20-75</u>	<u>Gateway FS, Inc. v. IEPA</u> (Water – Tax Certification) – The Board found and certified that Gateway FS’ 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 roll call vote
<u>PCB 20-76</u>	<u>Bradley Colton Welch v. IEPA</u> (Water – Tax Certification) – The Board found and certified that Bradley Colton Welch’s specified facilities located in Mercer County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-77</u>	<u>People of the State of Illinois v. Greenbrier Rail Services, Corp., d/b/a Gunderson Rail Services, LLC</u> (Air – Enforcement) – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Cook County, the Board ordered publication of the required newspaper notice.	4-0 roll call vote
<u>PCB 20-78</u>	<u>Koppers, Inc. (Sulfur Dioxide Scrubber) v. IEPA</u> (Air – Tax Certification) – The Board found and certified that Koppers’ specified facilities located in Cook County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote

<u>PCB 20-79</u>	<u>Koppers, Inc. (Thermal Oxidizer) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that Koppers’ specified facilities located in Cook County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-80</u>	<u>Joliet Bulk, Barge & Rail, LLC (Vapor Combustion Unit) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that Joliet Bulk, Barge & Rail’s specified facilities located in Will County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-81</u>	<u>Joliet Bulk, Barge & Rail, LLC (Low-Nitrogen Oxides Burner for Boiler) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that Joliet Bulk, Barge & Rail’s specified facilities located in Will County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-82</u>	<u>Joliet Bulk, Barge & Rail, LLC (Internal Floating Roof, Tank No. 2) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that Joliet Bulk, Barge & Rail’s specified facilities located in Will County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-83</u>	<u>Joliet Bulk, Barge & Rail, LLC (Internal Floating Roof, Tank No. 1) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that Joliet Bulk, Barge & Rail’s specified facilities located in Will County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-84</u>	<u>WRB Refining, LP (Tier 3 Gasoline Project) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that WRB Refining’s specified facilities located in Madison County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-85</u>	<u>WRB Refining, LP (Low Sulfur International Maritime Organization Fuel Project) v. IEPA (Air – Tax Certification)</u> – The Board found and certified that WRB Refining’s specified facilities located in Madison County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote

<u>PCB 20-86</u>	<u>WRB Refining, LP (Refinery Sector Rule Flare Project) v. IEPA</u> (Air – Tax Certification) – The Board found and certified that WRB Refining’s specified facilities located in Madison County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-87</u>	<u>WRB Refining, LP (Selective Catalytic Reduction System for Boiler No. 19) v. IEPA</u> (Air – Tax Certification) – The Board found and certified that WRB Refining’s specified facilities located in Madison County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-88</u>	<u>People of the State of Illinois v. H.B. Fuller Company, successor to Adhesive Systems Inc.</u> (Air – Enforcement) – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving two facilities in Will County, the Board ordered publication of the required newspaper notice.	4-0 roll call vote
<u>PCB 20-89</u>	<u>County Line Swine v. IEPA</u> (Water – Tax Certification) – The Board found and certified that County Line Swine’s specified facilities located in Adams County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-90</u>	<u>Organic Nutrient Solutions v. IEPA</u> (Water – Tax Certification) – The Board found and certified that Organic Nutrient Solutions’ specified facilities located in Henderson County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 20-91</u>	<u>People of the State of Illinois v. Nokia of America Corporation, f/k/a Alcatel-Lucent USA Inc.</u> (Air – Enforcement) – Upon receiving a complaint, a stipulation, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in DuPage County, the Board ordered publication of the required newspaper notice.	4-0 roll call vote

OTHER ITEMS

--	--	--

ADJOURNMENT

Moved and seconded, by a roll call 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 July 16, 2020, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board