



IPC

Illinois Pollution Control Board

SPECIAL BOARD MEETING MINUTES

August 27, 2020

11:00 a.m.

Teleconference

Consistent with the Governor's Disaster Proclamation of August 21, 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 special 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 August 13, 2020 regular meeting were approved by a roll call 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 final opinion and order in this rulemaking to establish Illinois’ PSD permitting program by adopting a new Part 204 and amending the Board’s air pollution control regulations and procedural rules.</p>	<p>4-0 roll call vote</p>
<p><u>R20-8</u></p> <p><u>R20-16 (consol.)</u></p>	<p><u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (January 1, 2019 through June 30, 2019) and RCRA Subtitle D (MSWLF) Corrections</u></p> <p><u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2019 through December 31, 2019) (Land)</u> – The Board adopted a final opinion and order in this identical-in-substance rulemaking to amend the Board’s hazardous waste regulations and municipal solid waste landfill regulations.</p>	<p>4-0 roll call vote</p>
<p><u>R20-21</u></p>	<p><u>Cross Connection Control Device Inspectors of Public Water Supplies at 35 Ill. Adm. Code 604.1520 (Public Water Supply)</u> – The Board adopted a final opinion and order in this general rulemaking to replace an emergency rule in the Board’s public water supply regulations.</p>	<p>4-0 roll call vote</p>

ADJUSTED STANDARDS

--	--	--

ADMINISTRATIVE CITATIONS

<p><u>AC 20-7</u></p>	<p><u>County of LaSalle v. Carolyn E. Kedzierski, Trustee of The Carolyn E. Kedzierski Trust</u> (Land) – The Board found that Kedzierski had violated Sections 21(p)(1) and (p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (2018)). Because there were two violations of Section 21(p), the Board ordered Kedzierski to pay a civil penalty of \$3,000.</p>	<p>4-0 roll call vote</p>
---------------------------------------	---	-------------------------------

ADJUDICATORY CASES

<p><u>PCB 20-92</u></p>	<p><u>People of the State of Illinois v. The City of Chicago</u> (Water, NPDES – Enforcement) – In this enforcement action concerning a Cook 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, and ordered the City to pay a total civil penalty of \$8,100 and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<p><u>PCB 20-94</u></p>	<p><u>People of the State of Illinois v. Equistar Chemicals, LP</u> (Air, CAAPP – Enforcement) – In this enforcement action concerning a Douglas 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, and ordered Equistar to pay a total civil penalty of \$120,000 and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<p><u>PCB 20-95</u></p>	<p><u>People of the State of Illinois v. Valid USA, Inc.</u> (Air – Enforcement) – In this enforcement action concerning a Will 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, and ordered Valid USA to pay a total civil penalty of \$7,000 and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<p><u>PCB 20-99</u></p>	<p><u>People of the State of Illinois v. Master Graphics, LLC</u> (Air – Enforcement) – In this enforcement action concerning an Ogle 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, and ordered Master Graphics to pay a total civil penalty of \$34,500 and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<p><u>PCB 21-11</u></p>	<p><u>People of the State of Illinois v. Benedictine University</u> (Air – Enforcement) – Upon receiving a complaint, a stipulation and proposed settlement agreement, and an agreed motion for relief from the hearing requirement in this air enforcement action involving a DuPage County facility, the Board ordered publication of the required newspaper notice.</p>	<p>4-0 roll call vote</p>

<u>PCB 21-12</u>	WIN Production, LLC-Beardstown v. IEPA (Water – Tax Certification) – The Board found and certified that WIN Production’s specified facilities located in Cass 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 21-13</u>	WIN Production, LLC-Bluffs v. IEPA (Water – Tax Certification) – The Board found and certified that WIN Production’s specified facilities located in Scott 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

OTHER ITEMS

--	--	--

ADJOURNMENT

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

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on September 17, 2020, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board