

NEW CASES NOVEMBER 6, 2003 BOARD MEETING

04-053 Ameren Energy Generating Company (Selective Catalytic Reduction System)(Property 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)).

04-054 Central Illinois Light Company (Selective Catalytic Reduction System)(Property Identification Numbers 15-15-30-100-01, 15-15-31-100-01) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Central Illinois Light Company located in Fulton County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

04-055 Dynegy Midwest Generation, Inc. (Refurbishment of the SO₂ Flue Gas Conditioning System (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)).

04-056 Dynegy Midwest Generation, Inc. (Refurbishment of Units 1 & 2 Electrostatic Precipitators)(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 Putnam County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

04-057 Dynegy Midwest Generation, Inc. (Refurbishment of Unit 1 Electrostatic Precipitator)(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)).

04-058 Dynegy Midwest Generation, Inc. (Refurbishment of Unit 2 Electrostatic Precipitator)(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)).

04-059 Dynegy Midwest Generation, Inc. (Rapper Addition to Unit 5 Electrostatic Precipitator)(Property Identification Numbers 9-1-08-19-00-000-002; 9-1-08-19-00-000-006; and 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)).

04-060 Dynergy Midwest Generation, Inc. (Coal Dust Removal System)(Property Identification Number 04-36-200-008-0080) 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 Mason County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

04-061 Dynergy Midwest Generation, Inc. (Refurbishment of Low NO_x 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)).

04-062 Central Blacktop Company, Inc. (Baghouse and Cyclone)(Property Identification Numbers 18-22-100-004, 18-22-100-008, 18-22-100-009, 18-22-100-010,18-22-100-014, 18-22-100-015, 18-22-100-016, 18-22-100-017, 18-22-100-018, 18-22-100-020, 18-22-100-021) v. IEPA - Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Central Blacktop Company, Inc. located in Cook County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

04-063 Equistar Chemicals, L.P. (Line 6 Sulzer Compressor Upgrade, Tank Car Aromatics Loading; LLDPE Flare Meter; PP Flare Meter; Ethylene Unit Analyzer; Particulate Emission Reduction Project; Parallel Flare Vaporizer; LDPE Compressor Shutdown Improvements; Lines 3 & 4 Hyper Suction GC Analyzer; Off-Gas Tie Ins; EP Capacity Increase; H2/C2 Analyzer; Ethylene Unit Flare Meter; EP Analyzer Replacement, and; PP Flare Monitor)(Property Identification Number 110-032-1141) v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Equistar Chemicals, L.P. located in Grundy County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

04-064 McLean County School District No. 5 v. IEPA and The Town of Normal, Illinois – The Board accepted for hearing this water well setback appeal involving a McLean County facility.

04-065 Champion Laboratories, Inc. v. IEPA – The Board accepted for hearing this permit appeal involving an Edwards County facility. No action was taken on petitioner’s motion to stay effectiveness of CAAPP Permit.

04-066 Premcor Refining Group, Inc. v. IEPA – The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of this Madison County facility.

04-067 Martin Oil Marketing, Ltd. 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 Cook County facility.

04-068 People of the State of Illinois v. Royal Trucking Company – The Board accepted for hearing this water enforcement action involving a site located in Cook County.

04-069 Republic Bank of Chicago, as Trustee of Bank Trust #2234, Aristotle Halikias, Lena Halikias, Michael Halikias, Nikolas Halikias, Noula Halikias, and Patricia Halikias, as beneficiaries of Trust #2234 v. Sunoco, Inc. (R&M) – The Board held for a later duplicative/frivolous determination this citizens’ underground storage tank enforcement action involving a Kane County facility. Member Melas announced that he will abstain from all deliberations in this matter.

04-070 Briarwood Country Club 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.

04-071 Paul Phelan 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 Macoupin County facility.

04-072 Willaredt 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 Macon County facility.

04-073 A&R, Inc. 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 Cook County facility.

04-074 Clearing Disposal 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 Cook County facility.

04-075 Mate Technologies, Inc. v. F.I.C. America Corporation – The Board held for a later duplicative/frivolous determination this citizen’s land enforcement action involving a DuPage County facility.

04-076 Carrollton CUSD #1 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 Greene County facility.

04-077 Action Amusement 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 Washington County facility.

04-078 Lemont Kar Gas 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 Cook County facility.

AC 04-19 IEPA v. Christopher Coleman – The Board accepted an administrative citation against this Union County respondent.

AC 04-20 IEPA v. Jerry Summers – The Board accepted an administrative citation against this Fayette County respondent.

AC 04-21 IEPA v. RCS, Inc., Jay Ross and Terry Robbins – The Board accepted an administrative citation against these Jersey County respondents.

AC 04-22 County of Vermilion v. Village of Tilton – The Board accepted an administrative citation against this Vermilion County respondent.

R04-11 In the Matter of: Proposed Site-Specific Regulation Applicable to Ameren Energy Generating Company Amending 35 Ill. Adm. Code 901 – The Board accepted for hearing the October 28, 2003 proposal of the Ameren Energy Generating Company for a site-specific rulemaking to amend the Board’s noise pollution control regulations as they apply to its Antioch

“peaker plant”. The Board also granted petitioner’s motions to waive the 200 signature requirement and for expedited review.