



# IPC B

Illinois Pollution Control Board

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## BOARD MEETING MINUTES

**December 16, 2021**

**11:00 a.m.**

### Videoconference

100 W. Randolph St. AND  
Chicago, IL  
**Room 11-512**

1021 N. Grand Avenue East  
Springfield, IL  
**Conference Rm 1244 N, 1<sup>st</sup> Floor**

### ROLL CALL

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Clerk Brown called the roll. The Chair and Members Gibson, Palivos, and Van Wie, all of whom were physically present in Room 11-512, answered present. The Chair then made a motion under Section 7(a) of the Open Meetings Act (5 ILCS 120/7(a) (2020)) for Member Santos to attend the meeting telephonically as she was prevented from physically attending because of personal illness. The Chair’s motion was approved by a roll call vote of 4-0, after which Member Santos answered present in response to Clerk Brown.

### ANNOUNCEMENTS

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Chair Currie welcomed members of the public and staff.

### PUBLIC REMARKS

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None.

### APPROVAL OF MINUTES

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The minutes of the Board’s December 2, 2021 regular open meeting were approved by a roll call vote of 5-0.

### RULEMAKINGS

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## ADJUSTED STANDARDS

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## ADMINISTRATIVE CITATIONS

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## TIME-LIMITED WATER QUALITY STANDARDS

<p><a href="#"><u>PCB 16-28</u></a></p>	<p><u>Metropolitan Water Reclamation District of Greater Chicago v. Illinois Environmental Protection Agency (Time-Limited WQS)</u> – The Board granted the District’s request for a five-year, dissolved oxygen (DO) time-limited water quality standard (TLWQS), subject to several conditions. The DO TLWQS concerns discharges into the Chicago Area Waterways System (CAWS) from combined sewer overflow (CSO) outfalls covered under the National Pollutant Discharge Elimination System (NPDES) permits issued to the District’s O’Brien, Calumet, and Stickney water reclamation plants.</p>	<p>5-0 roll call vote</p>
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## ADJUDICATORY CASES

<p><a href="#"><u>PCB 18-84</u></a></p>	<p><u>James Fiser v. Henry’s Double K, LLC, and James L. Meador (Noise – Enforcement, Citizen)</u> – The Board construed the parties’ agreed order as a joint motion to voluntarily dismiss the case with prejudice, granted the joint motion, and closed the docket.</p>	<p>5-0 roll call vote</p>
<p><a href="#"><u>PCB 21-76</u></a></p>	<p><u>People of the State of Illinois v. Az Spe, LLC, d/b/a Elmwood Park Phillips 66 (Air – Enforcement)</u> – Upon receiving a proposed settlement and agreed motion for relief from the hearing requirement in this enforcement action involving a Cook County site, the Board ordered publication of the required newspaper notice.</p>	<p>5-0 roll call vote</p>
<p><a href="#"><u>PCB 22-3</u></a></p>	<p><u>Mac’s Convenience Stores, LLC v. Illinois Environmental Protection Agency (UST Appeal)</u> – Because Mac’s Convenience Stores failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.</p>	<p>5-0 roll call vote</p>
<p><a href="#"><u>PCB 22-4</u></a></p>	<p><u>Mac’s Convenience Stores, LLC v. Illinois Environmental Protection Agency (UST Appeal)</u> – Because Mac’s Convenience Stores failed to file a petition for review during the extended appeal period, the Board dismissed the case and closed the docket.</p>	<p>5-0 roll call vote</p>

<a href="#"><u>PCB 22-6</u></a>	<u>People of the State of Illinois v. Army Trail Swift Gasoline, Inc.</u> (Air – Enforcement) – Upon receiving a proposed settlement and agreed motion for relief from the hearing requirement in this enforcement action involving a DuPage County site, the Board ordered publication of the required newspaper notice.	5-0 roll call vote
<a href="#"><u>PCB 22-13</u></a>	<u>People of the State of Illinois v. Tim Schisler, d/b/a Maple City Construction, and RCM Transport, Inc.</u> (Land, Air – Enforcement) – In this enforcement action concerning a Warren 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) (2020)), accepted a stipulation and proposed settlement, imposed a \$2,000 civil penalty on Schisler, imposed a \$6,200 civil penalty on RCM Transport, and ordered respondents to cease and desist from further violations.	5-0 roll call vote
<a href="#"><u>PCB 22-14</u></a>	<u>People of the State of Illinois v. Simar Gas &amp; Food Mart Inc., d/b/a US Petro Mart Inc.-Citgo</u> (Air – 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) (2020)), accepted a stipulation and proposed settlement, and ordered US Petro Mart to pay a \$3,500 civil penalty and to cease and desist from further violations.	5-0 roll call vote
<a href="#"><u>PCB 22-15</u></a>	<u>People of the State of Illinois v. Palatine Land, LLC</u> (Air – Enforcement) – Upon receiving a proposed settlement and agreed motion for relief from the hearing requirement in this enforcement action involving a Cook County site, the Board ordered publication of the required newspaper notice.	5-0 roll call vote
<a href="#"><u>PCB 22-22</u></a>	<u>People of the State of Illinois v. Octoplus Group, Inc., d/b/a Hanover Food Mart</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 Cook County site, the Board accepted the complaint and ordered publication of the required newspaper notice.	5-0 roll call vote
<a href="#"><u>PCB 22-23</u></a>	<u>7-Eleven, Inc. v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted the parties’ request to extend the appeal period to March 9, 2022.	5-0 roll call vote
<a href="#"><u>PCB 22-24</u></a>	<u>People of the State of Illinois v. Khalid Siddiqui, d/b/a Citgo Gas Station</u> (Air – Enforcement) – The Board accepted the People’s complaint for hearing concerning Siddiqui’s gas station located in Cook County.	5-0 roll call vote

<a href="#"><u>PCB 22-25</u></a>	<u>People of the State of Illinois v. JJR Real Estate Group, Inc.</u> (Air – Enforcement) – The Board accepted the People’s complaint for hearing concerning JJR Real Estate Group’s gas station located in Kane County.	5-0 roll call vote
<a href="#"><u>PCB 22-26</u></a>	<u>People of the State of Illinois v. CBJS Real Estate Inc.</u> (Air – Enforcement) – The Board accepted the People’s complaint for hearing concerning CBJS’ gas station located in Kane County.	5-0 roll call vote
<a href="#"><u>PCB 22-27</u></a>	<u>J.D. Streett &amp; Company, Inc. v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a Williamson County site.	5-0 roll call vote

**OTHER ITEMS**

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**ADJOURNMENT**

Moved and seconded, by a roll call vote of 5-0, the Chair 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 January 6, 2022, by a vote of 5-0.



Don Anthony Brown, Clerk  
Illinois Pollution Control Board