



IPC B

Illinois Pollution Control Board

BOARD MEETING MINUTES

March 3, 2022

11:00 a.m.

Videoconference

100 W. Randolph St. AND
Chicago, IL
Room 9-040

1021 N. Grand Avenue East
Springfield, IL
Conference Rm 1244 N, 1st Floor

ROLL CALL

The Clerk of the Board called the roll. All five 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 February 17, 2022 regular open meeting were approved by a roll call vote of 5-0.

RULEMAKINGS

<u>R20-19(A)</u>	Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments: Proposed New 35 Ill. Adm. Code 845 (Land) – The Board adopted a proposal for public comment in this rulemaking to consider amending the Board’s regulations on CCR surface impoundments.	5-0 roll call vote
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<u>R21-19</u>	<u>Drycleaner Environmental Response Trust Fund Act Proposal to Add 35 Ill. Adm. Code Part 1501, Repeal 35 Ill. Adm. Code Part 1500, and Repeal 2 Ill. Adm. Code Part 3100 (Land)</u> – The Board adopted a first-notice proposal in this rulemaking to effectuate the 2019 DERT Fund Act amendments. The Board also directed the Clerk to open a subdocket for addressing minimum continuing education and compliance program requirements.	5-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<u>AC 22-2</u>	<u>County of LaSalle v. Pamela Shanley (Land)</u> – On its own motion, the Board dismissed this administrative citation for the County’s failure to complete service.	5-0 roll call vote
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TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<u>PCB 18-11</u>	<u>Sierra Club, Prairie Rivers Network, and the National Association for the Advancement of Colored People v. City of Springfield, Office of Public Utilities d/b/a City Water, Light and Power (Water – Enforcement, Citizen)</u> – No action taken.	
<u>PCB 20-36</u>	<u>Cady Oil Company v. Illinois Environmental Protection Agency (UST Appeal)</u> – The Board granted Cady Oil’s motion to voluntarily dismiss this underground storage tank appeal concerning its Tazewell County facility.	5-0 roll call vote
<u>PCB 21-45</u>	<u>People of the State of Illinois v. Youth Fair Chance, Inc., d/b/a Capitol Reuse Center, and Dale Rowden (Land, RCRA – Enforcement)</u> – In this enforcement action concerning a Sangamon 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 Youth Fair Chance to pay a \$3,300 civil penalty and to cease and desist from further violations. Dale Rowden is not a party to this stipulation.	5-0 roll call vote

<u>PCB 22-9</u>	<u>Doug and Geri Boyer v. MRB Development d/b/a Copper Fire, Renae Eichholz and Mark Eichholz</u> (Noise – Enforcement, Citizen) – The Board struck as frivolous paragraphs 33 through 38 of the complaint, along with the complaint’s request for injunctive relief. The Board also denied respondents’ motion to dismiss and motion to strike. The Board accepted for hearing the complaint, as modified by the order.	5-0 roll call vote
<u>PCB 22-17</u>	<u>People of the State of Illinois v. Combined Real Estate LLC, d/b/a Mobil Mart</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 Cook County gas station, the Board directed the Clerk to provide the required newspaper notice.	5-0 roll call vote
<u>PCB 22-21</u>	<u>Assumption Cooperative Grain Company v. Illinois Environmental Protection Agency (UST Appeal)</u> – Having previously extended the period to appeal IEPA’s underground storage tank determination concerning Assumption’s Christian County site, the Board dismissed the case because Assumption failed to file an appeal.	5-0 roll call vote
<u>PCB 22-43</u>	<u>People of the State of Illinois v. Arif Shiekh</u> (Air – Enforcement) – The Board accepted the People’s complaint for hearing concerning Shiekh’s gas station in Kane County.	5-0 roll call vote
<u>PCB 22-44</u>	<u>Minit Mart, LLC v. Illinois Environmental Protection Agency (UST Appeal)</u> – The Board granted the parties’ request to extend the appeal period to May 31, 2022.	5-0 roll call vote
<u>PCB 22-45</u>	<u>Stericycle, Inc., v. Illinois Environmental Protection Agency (Land – Permit Appeal)</u> – The Board accepted Stericycle’s petition for hearing in this permit appeal involving a site in DeWitt County.	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 March 17, 2022, by a vote of 5-0.

A handwritten signature in cursive script that reads "Don A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Don Anthony Brown, Clerk
Illinois Pollution Control Board