



# IPCB

Illinois Pollution Control Board

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## BOARD MEETING MINUTES

November 3, 2022

11:00 a.m.

### Videoconference

100 W. Randolph St. AND  
Chicago, IL  
Room 2-025

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

### **ROLL CALL**

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

### **ANNOUNCEMENTS**

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None.

### **PUBLIC REMARKS**

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None.

### **APPROVAL OF MINUTES**

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The minutes of the Board's October 20, 2022 regular open meeting were approved by a roll call vote of 4-0.

### **RULEMAKINGS**

<a href="#"><u>R21-10</u></a>	<u>SDWA Update, USEPA Amendments (July 1, 2020 through December 31, 2020)</u>	4-0 roll call vote
<a href="#"><u>R22-2</u></a> <a href="#"><u>Consol.</u></a>	<u>SDWA Update, USEPA Amendments (January 1, 2021 through June 30, 2021) (Public Water Supply) – The Board extended the deadline for final action to April 1, 2023.</u>	

<a href="#"><u>R21-13</u></a>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2020 through December 31, 2020)</u>	4-0 roll call vote
<a href="#"><u>R22-13</u></a>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2021 through December 31, 2021)</u>	
<a href="#"><u>R22-19</u></a> <a href="#"><u>Consol.</u></a>	<u>Corrections to RCRA Subtitle C and UIC Permit Rules (35 Ill. Adm. Code 702 through 705) (Land) – The Board extended the deadline for final action to July 1, 2023</u>	

## ADJUSTED STANDARDS

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## ADMINISTRATIVE CITATIONS

<a href="#"><u>AC 23-4</u></a>	<u>Illinois Environmental Protection Agency v. Harold Edgil (Land) – After Edgil failed to timely file a petition to contest the administrative citation, the Board found that Edgil violated Section 21(p)(1) and (p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (2020)), as alleged. Because there were two violations of Section 21(p), the Board ordered Edgil to pay a total civil penalty of \$3,000, reflecting the statutory penalty of \$1,500 per violation.</u>	4-0 roll call vote
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## TIME-LIMITED WATER QUALITY STANDARDS

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## ADJUDICATORY CASES

<a href="#"><u>PCB 11-50</u></a>	<u>People of the State of Illinois v. The City of Morris and Community Landfill Company, Inc. (Land – Enforcement) – In this enforcement action concerning a special waste and municipal solid waste landfill owned by the City of Morris in Grundy County, 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 the City of Morris to pay a \$15,000 civil penalty and to cease and desist from further violations.</u>	3-0 roll call vote Van Wie abstained
<a href="#"><u>PCB 21-29</u></a>	<u>People of the State of Illinois v. LMS Industries, LLC and Top Metal Buyers, Inc. (Air, Land, RCRA – Enforcement) – In this enforcement action concerning Top Metal and LMS’ scrap metal recycling facility in St. Clair County, 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 Top Metal and LMS to pay a \$30,000 civil penalty and to cease and desist from further violations.</u>	4-0 roll call vote

<a href="#"><u>PCB 22-57</u></a>	<u>People of the State of Illinois v. SCI Box, LLC</u> (Water, NPDES – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action concerning SCI Box’s corrugated cardboard box manufacturing facility in Jefferson County, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<a href="#"><u>PCB 22-63</u></a>	<u>People of the State of Illinois v. Angel Oil Corporation</u> (Air – Enforcement) – The Board granted the People’s motion to dismiss this enforcement action without prejudice, dismissed the complaint, and closed the docket.	4-0 roll call vote
<a href="#"><u>PCB 22-86</u></a>	<u>People of the State of Illinois v. 6702 Pulaski, LLC, d/b/a BP</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.	4-0 roll call vote
<a href="#"><u>PCB 23-39</u></a>	<u>Malone Chemical, Inc. v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – Based on the Agency’s recommendation and the Board’s technical review, the Board denied certification of the specified facilities as pollution control facilities after Malone Chemical failed to file a petition to contest.	4-0 roll call vote
<a href="#"><u>PCB 23-47</u></a>	<u>People of the State of Illinois v. R &amp; D #3, Inc. d/b/a BP AM PM Gas Station</u> (Air – Enforcement) – In this enforcement action concerning a Lake County gas station, 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 BP AM PM Gas Station to pay a \$5,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<a href="#"><u>PCB 23-50</u></a>	<u>People of the State of Illinois v. William M. Longwell</u> (Land, Air – Enforcement) – The Board accepted for hearing the People’s eight-count complaint alleging violations by Longwell’s asbestos abatement service at a site in Williamson County.	4-0 roll call vote
<a href="#"><u>PCB 23-51</u></a>	<u>People of the State of Illinois v. 3396 Green Bay, LLC</u> (Air – Enforcement) – Having received a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a Lake County gas station, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.	4-0 roll call vote

**OTHER ITEMS**

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**ADJOURNMENT**

Moved and seconded, by a roll call vote of 4-0, 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 November 17, 2022, by a vote of 4-0.



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Don Anthony Brown, Clerk  
Illinois Pollution Control Board