
Environmental Register

November 2003 - Number 593

The Environmental Register is a Publication of the Illinois Pollution Control Board

J. Philip Novak, Chairman

Board Members:

G. Tanner Girard, Thomas E. Johnson,
Nicholas J. Melas, Andrea S. Moore

Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-3620
(312) 814-6032 TDD

Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
(217) 524-8500

Web Site: <http://www.ipcb.state.il.us>

Inside This Issue:

FEDERAL UPDATE	P. 1
RULE UPDATE	P. 3
BOARD ACTIONS	P. 6
NEW CASES	P. 16
BOARD CALENDAR	P. 19
IEPA RESTRICTED STATUS LIST	P. 22
IEPA CRITICAL REVIEW LIST	P. 28

Federal Update

United States Environmental Protection Agency Proposes Amendments to the Transportation Conformity Rule for the New 8-Hour Ozone and PM_{2.5} National Ambient Air Quality Standards Under the Clean Air Act

On November 5, 2003 (68 Fed. Reg. 62689), the United States Environmental Protection Agency (USEPA) proposed amendments to the transportation conformity rule for the new National Ambient Air Quality Standards for 8-hour ozone and fine particulate matter (PM_{2.5}).

Transportation conformity is required under Section 176(c) of the federal Clean Air Act to ensure that federally-supported highway and transit project activities are consistent with the purpose of a State air quality implementation plan (SIP). The proposal provides guidance for when conformity will first apply in areas that are designated nonattainment for the 8-hour ozone and PM_{2.5} standards. The proposal discusses the implementation of the statutory one-year conformity grace period and proposed revocation of the 1-hour ozone standard, although USEPA is not seeking comment on the revocation options themselves. This proposal also describes when transportation conformity applies in areas that have approved 8-hour ozone Early Action Compacts. The proposal also describes the general requirements for conducting conformity determinations for the new standards, such as the conformity test(s) that would apply before and after adequate or approved SIP motor vehicle emissions budgets are established.

In addition, this rulemaking proposes to amend the conformity regulations to specifically include PM_{2.5} as a criteria pollutant subject to transportation conformity and outlines the specific conformity requirements that would apply in newly designated PM_{2.5} nonattainment areas. In particular, the proposal includes options for when conformity would apply for various PM_{2.5} precursors and fugitive dust, as well as options for PM_{2.5} hot-spot requirements for project-level conformity determinations.

Written comments on this proposal must be received on or before December 22, 2003. USEPA will conduct one public hearing on this proposal beginning at 9:30 a.m. on Thursday, December 4, 2003, in Washington, DC. Comments may be submitted by mail to: Air Docket, Environmental Protection Agency, Mailcode: 6102T, 1200 Pennsylvania Ave., NW., Washington, DC 20460, Attention Docket ID No. OAR-2003-0049.

For further information contact: Meg Patulski, State Measures and Conformity Group, Transportation and Regional Programs Division, U.S. Environmental Protection Agency, 2000 Traverwood Road, Ann Arbor, MI 48105, e-mail at patulski.meg@epa.gov, telephone number (734) 214-4842; or, Rudy Kapichak, State Measures and Conformity Group, Transportation and Regional Programs Division, U.S. Environmental Protection Agency, 2000 Traverwood Road, Ann Arbor, MI 48105, email at kapichak.rudolph@epa.gov, telephone number (734) 214-4574.

If any amendments to the Illinois air rules become necessary, the Board would expect the Illinois Environmental Protection Agency to propose amendments using the Clean Air Act “fast-track” procedures at Section 28.5 of the Environmental Protection Act (415 ILCS 5/28.5 (2002)).

Environmental Register – November 2003

United States Environmental Protection Agency Publishes Notice of Final Action on Reconsideration of Amendments to Final Rules for the Prevention of Significant Deterioration and Non-Attainment New Source Review

On November 7, 2003 (68 Fed. Reg. 63021), the United States Environmental Protection Agency (USEPA) announced its final decision in response to petitions it had received to reconsider certain issues arising from the final rules of December 31, 2002 that implemented revisions to the New Source Review (NSR) programs. USEPA agreed that two of the issues merited further action, but that the rest did not.

On December 31, 2002 and March 10, 2003, USEPA revised regulations governing the major NSR programs mandated by parts C and D of title I of the Clean Air Act. Following these actions, the Administrator received a number of petitions for reconsideration. On July 30, 2003, USEPA announced its reconsideration of certain issues arising from the final rules of December 31, 2002. As a result of this reconsideration process, USEPA concluded that two clarifications to the underlying rules were warranted. USEPA decided to: (1) include a definition of “replacement unit,” and (2) clarify that the plantwide applicability limitation baseline calculation procedures for newly constructed units do not apply to modified units. USEPA denied the requests for reconsideration for all of the other issues raised by the petitioners.

This final action is effective on January 6, 2004.

For further information contact: Ms. Lynn Hutchinson, Information Transfer and Program Integration Division (C339-03), U.S. Environmental Protection Agency, Research Triangle Park, NC 27711, telephone (919) 541-5795, or email at hutchinson.lynn@epa.gov, or Ms. Janet McDonald, at the same street address, telephone (919) 541-1450, or email at mcdonald.janet@epa.gov.

If any amendments to the Illinois air rules become necessary, the Board would expect the Illinois Environmental Protection Agency to propose amendments using the Clean Air Act “fast-track” procedures at Section 28.5 of the Environmental Protection Act (415 ILCS 5/28.5 (2002)).

United States Environmental Protection Agency Adopts National Emission Standards for Hazardous Air Pollutants for Miscellaneous Organic Chemical Manufacturing Facilities Under the Clean Air Act

On November 10, 2003 (68 Fed. Reg. 63851), the United States Environmental Protection Agency (USEPA) adopted National Emission Standards for Hazardous Air Pollutants (NESHAP) for miscellaneous Organic Chemical Manufacturing facilities.

The final rule establishes emission limits and work practice standards for new and existing miscellaneous organic chemical manufacturing process units, wastewater treatment and conveyance systems, transfer operations, and associated ancillary equipment and implements section 112(d) of the Clean Air Act by requiring all major sources to meet hazardous air pollutants emission standards reflecting application of the maximum achievable control technology. The HAP emitted from miscellaneous organic chemical manufacturing facilities include toluene, methanol, xylene, hydrogen chloride, and methylene chloride. Exposure to these substances has been demonstrated to cause adverse health effects such as irritation of the lung, eye, and mucous membranes, effects on the central nervous system, and cancer. The final rule will reduce HAP emissions by 16,800 tons per year for existing facilities that manufacture miscellaneous organic chemicals.

This rule is effective November 10, 2003.

For further information contact: Mr. Randy McDonald, Organic Chemicals Group (C504-04), Emission Standards Division, U.S. EPA, Research Triangle Park, NC 27711; telephone number (919) 541-5402; e-mail address mcdonald.randy@epa.gov.

Pursuant to Section 9.1(b) of the Environmental Protection Act (Act) (415 ILCS 5/9.1(b) (2002)), once adopted by the USEPA, NESHAP rules are applicable and enforceable under the Act without further action by the Board.

Rule Update

Board Timely Adopts Second Notice Opinion and Order in Brownfields Site Restoration Program, Amendments To 35 Ill. Adm. Code 740 (R03-20)

On November 6, 2003, the Board adopted a second notice opinion and order in Brownfields Site Restoration Program, Amendments To 35 Ill. Adm. Code 740 (R03-20). The Board has sent the rulemaking, pursuant to the Illinois Administrative Procedure Act (5 ILCS 100/1-1 *et seq.* (2002)), to the Joint Committee on Administrative Rules (JCAR) for its review and approval. The proposed amendments will be considered at the December 16, 2003 JCAR meeting. The Board did not make any substantive changes to the proposal it adopted for first notice on July 10, 2003 (published in the *Illinois Register* at 27 Ill. Reg. 11879 (July 25, 2003)).

This rulemaking was initiated by a proposal filed on February 18, 2003 by the Illinois Environmental Protection Agency (IEPA) to establish procedures and standards for administering the Brownfields Site Restoration Program (BSRP). The proposal implements 2002 amendments to Title XVII of the Act, adding Section 58.15. In adopting the second notice opinion and order on November 6, 2003 the Board took timely action, within 9 months of the filing of the IEPA's proposal, as required by Section 58.15.

For BSRP reimbursement under the new Subpart I, Remediation Applicants (RA) must apply to both the IEPA and the Department of Commerce and Economic Opportunity (DCEO), and pay associated application fees totaling from \$2,000 to \$2,500 per site. The fee is \$1,000 per site for eligibility reviews conducted by the DCEO. The fee is \$1,000 fee per site per application for review of remediation costs conducted by the IEPA, and \$500 per site per preliminary review of the budget plan, also conducted by the IEPA.

Generally, to be eligible for reimbursement, an RA must have been issued a No Further Remediation (NFR) Letter under the Site Remediation Program, must have recorded the NFR Letter, and must not have materially caused or contributed to the contamination. The RA also must apply for and receive a DCEO letter: (1) determining that the RA is eligible for reimbursement because the site qualifies as either "abandoned property" or "underutilized property"; (2) setting forth the remediation's "net economic benefit" to the State based on factors such as capital investment and job creation; and (3) providing the maximum amount the RA may be reimbursed. DCEO approval is required before any costs are incurred.

Reimbursement is subject to funds available in the Brownfields Redevelopment Fund for the BSRP each fiscal year, and funds are distributed based on the order applications for reimbursement are received. In addition, an RA cannot be reimbursed more than the lowest of the following: (1) \$750,000 in remediation costs at the site; (2) 20% of the capital investment at the site; or (3) the net economic benefit to the State of the remediation.

Under the BSRP, the IEPA must make a final determination within 60 days of receipt of a reimbursement application. Submittal of a budget plan automatically waives the remedial action plan deadlines for an additional 60 days. The DCEO will establish its own timeframe for making the eligibility determination. Furthermore, amendments to the application or the budget plan restart the IEPA's time for review.

The Board held hearings in this rulemaking on April 30, 2003, in Springfield and on May 14, 2003, in Chicago.

Copies of the Board's opinion and order in R03-20 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Amy Antonioli at 312/814-3665; email address antonioa@ipcb.state.il.us.

Environmental Register – November 2003

Board Adopts Final Opinion and Order in Radionuclide Restricted Status, Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115 (R03-21)

On November 6, 2003, the Board adopted a final opinion and order in Radionuclide Restricted Status, Amendments to 35 Ill. Adm. Code 602.105, 602.106, 602.108, and 602.115 (R03-21). The Board did not make any substantive changes to the first notice proposal, adopted on June 19, 2003 (published in the *Illinois Register* at 27 Ill. Reg. 9895 (July 7, 2003)). The rulemaking was filed with the Secretary of State's office and will be published in the *Illinois Register* on December 1, 2003 with a November 12, 2003 effective date.

Section 17.6 of the Illinois Environmental Protection Act (Act) provides that the Illinois radiological quality standards must be the same as the federal standards adopted by the United States Environmental Protection Agency (USEPA) (415 ILCS 5/17.6 (2002)). That standard, as codified in the Board's rules, is 5 pico curies per liter (pCi/l) for combined radium-226 and radium-228 and 15 pCi/l for gross alpha particle activity. 35 Ill. Adm. Code 611.330. The federal compliance date is December 8, 2003.

The final amendments allow the Illinois Environmental Protection Agency (IEPA) to continue issuing permits to Public Water Supplies (PWS) that do not meet the federal radionuclide standard for drinking water, but only if the PWS is bound by an enforceable order or agreement to a compliance schedule for meeting the federal standard. The rules do not exempt PWS from the final radionuclide standard, but would continue the existing State exemption that keeps certain PWS from being placed on "restricted status" (*i.e.*, an Illinois-only list of PWS banned from receiving construction permits).

In its April 7, 2003 proposal of these rules, IEPA anticipated that approximately 50 to 60 PWS may fail to meet the December 8, 2003 deadline and be subject to the pre-enforcement processes of Section 31 of the Act. However, IEPA maintains that those PWS meeting compliance dates of Compliance Commitment Agreements (CCAs) or court orders should be able to avoid restricted status without having to individually petition the Board for variance relief, expending PWS, Board, and IEPA resources. Accordingly, the IEPA requested, and the Board has acted to ensure, that the final regulations in this rulemaking be effective by the December 8, 2003 deadline.

Additionally, the final amendments contain language that would require each person signing a construction permit application for a PWS to certify that the information in the application is complete and accurate and that the text has not been altered from the IEPA's permit application form or template.

The Board held hearings in this rulemaking in Springfield on May 8, 2003 and in Chicago on May 15, 2003.

Copies of the Board's opinion and order in R03-21 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For more information contact Richard McGill at (312) 814-6983 or email at mcgillr@ipcb.state.il.us.

Board Adopts First Notice Opinion and Order in Proposed Site Specific Regulation Applicable to Ameren Energy Generating Company, Elgin, Amending 35 Ill. Adm. Code Part 901 (R04-11)

On November 6, 2003, the Board adopted, without commenting on the merits of the proposal, a first notice opinion and order in Proposed Site Specific Regulation R04-11 Applicable to Ameren Energy Generating Company, Elgin, Amending 35 Ill. Adm. Code Part 901 (R04-11). This site-specific rulemaking was filed with the Board by the Ameren Energy Generating Company (Ameren) on October 28, 2003, to amend the Board's noise regulations with respect to the operation of Ameren's electric generating facility in Elgin, Cook County.

Environmental Register – November 2003

In its filing, Ameren requested that the Board expedite consideration of this rulemaking. The Board therefore filed the rulemaking with the Secretary of State's office for first notice publication without commenting on the merits of the proposal. The first notice proposal was published in the *Illinois Register* on November 21, 2003 at 27 Ill. Reg. 17349.

In its petition for this rulemaking, Ameren asserts that the Board's noise regulations are not currently applicable because the land uses in the immediate area are primarily Class C: industrial, agricultural, mining and excavation. Additionally, Ameren asserts that the facility is in compliance with the current applicable noise regulations at 35 Ill. Adm. Code Part 901.

The land immediately to the west of the facility is vacant, and until very recently was located within unincorporated Cook County and zoned industrial. On June 3, 2003, the Village of Bartlett annexed and rezoned this land for residential use at the request of Realen Homes, a residential development corporation. Ameren has concluded that the facility will not be able to meet the Class A noise limitation at 35 Ill. Adm. Code 901.102, that heretofore were not applicable. Accordingly, Ameren is seeking a site-specific rule that establishes noise emission limitations for the facility that are applicable to Class A and B receiving lands.

A hearing is scheduled in this rulemaking for December 17, 2003.

Copies of the Board's opinion and order in R04-11 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For more information contact John Knittle at (217) 278-3110 or email at knittlej@ipcb.state.il.us.

Board Adopts Proposal for Public Comment in Wastewater Pretreatment Update, USEPA Amendments (January 1, 2003 through June 30, 2003), R04-01

On November 6, 2003, the Board adopted a proposal for public comment in Wastewater Pretreatment Update, USEPA Amendments (January 1, 2003 through June 30, 2003) (R04-01). The rulemaking proposes amendments to the Illinois regulations that are "identical in substance" to drinking water regulations adopted by the United States Environmental Protection Agency (USEPA). These are rules adopted by the USEPA pursuant to sections 307(b), (c), and (d) and 402(b)(8) and (b)(9) of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C. §§ 1317(b), (c), and (d) and 1342(b)(8) and (b)(9) (1994)). Section 13.3 also provides that Title VII of the Act and Section 5 of the Administrative Procedure Act (APA) (5 ILCS 100/5-35 and 5-40 (2002)) do not apply to the Board's adoption of identical-in-substance regulations. The federal wastewater pretreatment regulations are found at 40 C.F.R. 400 through 499.

As explained in detail below, the substantive amendments involved in this proceeding include adding wastewater pretreatment portions of the USEPA regulations on concentrated animal feeding operation (CAFO) facilities, and amending the effluent limitations guidelines and standards applicable to the Pharmaceutical Manufacturing Point Source Category.

The Board presently intends to adopt final amendments based on this proposal by January 22, 2004.

Amended Standards for CAFO Facilities--Subpart M of Part 307

The USEPA action of February 12, 2003 (68 Fed. Reg. 7176), is related to discharges from CAFO facilities. The primary emphasis of the CAFO rule is the control of water pollution from animal manure. The rules include animal confinement areas, manure containment facilities, land application of animal wastes, and stormwater runoff from facilities. In broad terms, the applicability of the CAFO rule is determined by a combination of facility size and the facility's capacity to discharge pollutants. USEPA divided the universe of animal feeding operations (AFOs) into three categories based on size. The number of animals that the facility manages determines the AFO size. A large AFO is designated by rule as a CAFO that is subject to regulation. A medium AFO is designated by rule as a CAFO that is subject to regulation if it discharges pollutants to waters of the United States. The USEPA (or an

Environmental Register – November 2003

authorized State) may designate a small AFO as a CAFO that is subject to regulation based on its determination that the facility is a significant contributor of pollutants to waters of the United States in light of specified considerations.

Most of the substance of the federal CAFO rules is beyond the scope of the Board's identical in substance rulemaking authority, since only a small segment relates to wastewater pretreatment. Under 40 C.F.R. 412.3 (corresponding with 35 Ill. Adm. Code 307.2201(c)), any CAFO that discharges process wastewater into the collection system of a publicly owned treatment works must comply with the general pretreatment standards of 40 C.F.R. 403 (corresponding with 35 Ill. Adm. Code 310). The only sub-category for which USEPA established specific pretreatment standards was subpart B of 40 C.F.R. 412 (corresponding with 35 Ill. Adm. Code 307.2202), applicable to new wet lot and dry lot duck CAFOs. That standard, however, is no more specific than to prohibit discharge of pollutants from these facilities into the waters of the United States, except runoff from a 25-year, 24-hour rainfall event.

The Board proposes to incorporate the wastewater pretreatment segments of the federal CAFO amendments without substantive deviation from the corresponding federal text.

Amended Standards for Subcategories of the Pharmaceutical Manufacturing Point Source Category-- Subpart BN of Part 307

On March 13, 2003 (68 Fed. Reg. 12266), USEPA adopted a direct final rule that amended the effluent limitations guidelines and standards applicable to the Pharmaceutical Manufacturing Point Source Category. USEPA partially withdrew the March 13, 2003 direct final rule on June 11, 2003 (68 Fed. Reg. 34831). USEPA stated that the intent of the amendments was to clarify rules published on September 21, 1998 (at 63 Fed. Reg. 50424). The first clarification related to the effective date for the standards applicable to new sources. The second clarification was to establish an average 5-day biochemical oxygen demand (BOD₅) limitation omitted from the 1998 rule. Finally, the amendments corrected an error in USEPA's pass-through analysis and deleted methyl cellosolve from the pretreatment standards. USEPA stated that its amendments also included a number of non-substantive editorial and format changes. The June 11, 2003 partial withdrawal related to the new source effective dates.

The Board proposes to incorporate the March 13, 2003 and June 11, 2003 federal amendments relating to the Pharmaceutical Manufacturing Point Source Category.

Copies of the Board's opinion and order in R04-01 may be obtained by calling Dorothy Gunn at 312-814-3620, or by downloading copies from the Board's Web site at www.ipcb.state.il.us.

For additional information contact Michael J. McCambridge at 312-814-6924; e-mail address mccambm@ipcb.state.il.us

Board Actions

November 6, 2003

Via Teleconference

Chicago and Springfield, Illinois

Rulemakings

R03-20	<u>In the Matter of: Brownfields Site Restoration Program: Amendments to 35 Ill. Adm. Code 740</u> – The Board adopted a second notice opinion and order to establish procedures and standards for administering the new Brownfields Site Restoration Program.	6-0 R, Land
--------	--	----------------

Environmental Register – November 2003

R03-21	<u>In the Matter of: Radionuclide Restricted Status, Amendments to 35 Ill. Code 602.105, 602.106, 602.108, and 602.115</u> – The Board adopted a final opinion and order in this rulemaking to amend the Board’s public water supply regulations. Public water suppliers who execute enforceable commitments to achieve compliance with the radionuclide drinking water standard can be relieved of the new hook on ban imposed by the restricted status rules.	6-0 R, PWS
R04-1	<u>In the Matter of: Wastewater Pretreatment Update, USEPA Amendments (January 1, 2003 through June 30, 2003)</u> – The Board adopted a proposal for public comment in this “identical-in-substance” rulemaking to amend the Board’s water pollution control regulations.	6-0 R, Water
R04-11	<u>In the Matter of: Proposed Site-Specific Regulation Applicable to Ameren Energy Generating Company Amending 35 Ill. Adm. Code 901</u> – 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.	5-0 Tristano abstained R, Noise

Administrative Citations

AC 03-30	<u>County of Ogle v. Rochelle Waste Disposal, L.L.C. and Clyde A. Gelderloos, Chief Operator, and City of Rochelle</u> – The Board found that these Ogle County respondents violated Section 21(o)(1), (o)(5) and (12) of the Act (415 ILCS 5/2121(o)(1), (o)(5) and (12) (2002)) and ordered respondents to pay a civil penalty of \$1,500.	6-0
AC 04-3	<u>County of Sangamon v. Louis Rutherford</u> – The Board found that this Sangamon County respondent violated Section 21(p)(1) of the Act (415 ILCS 5/21(p)(1) (2002)) and ordered respondent to pay a civil penalty of \$1,500.	6-0
AC 04-13	<u>City of Chicago Department of Environment v. Eddie Greer</u> – The Board accepted for hearing this petition for review of an administrative citation against this Cook County respondent.	6-0
AC 04-16	<u>IEPA v. James Farley</u> – The Board accepted for hearing this petition for review of an administrative citation against this Sangamon County respondent.	6-0

Decisions

PCB 03-53	<u>People of the State of Illinois v. Northern Building Concepts, Inc. and Landscape Concepts Construction, Inc.</u> – In this water enforcement action concerning a Lake 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) (2002)), accepted a stipulation and settlement agreement, and ordered the respondents to pay a total civil penalty of \$12,500 and to cease and desist from further violations.	6-0 W-E
-----------	---	------------

Environmental Register – November 2003

Motions and Other Matters

PCB 98-148	<u>People of the State of Illinois v. Doren Poland, Lloyd Yoho, and Briggs Industries, Inc.</u> – The Board granted respondent Briggs Industries, Inc.’s motion to modify the August 7, 2003 order.	6-0 L-E
PCB 99-166	<u>Archer Daniels Midland Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this trade secret appeal involving a Macon County facility.	6-0 T-S
PCB 02-03	<u>People of the State of Illinois v. Texaco Refining & Marketing, Inc.</u> – The Board granted complainant’s motion to strike in part and denied the motion in part. The Board granted the motion to strike nine of the thirteen alleged affirmative defenses raised by respondent, affirmative defenses 1, 2, 3, 5, 7, 9, 10, 11, and 13. The Board denied complainant’s motion to strike regarding four of the alleged affirmative defenses, affirmative defenses 4, 6, 8, and 12.	6-0 L&W-E
PCB 02-5	<u>People of the State of Illinois v. Environmental Management and Abatement, Inc. and Danny G. Kohrtdt individually and as President of Environmental Management and Abatement, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Will County facility, the Board ordered publication of the required newspaper notice.	6-0 L-E
PCB 03-13	<u>People of the State of Illinois v. Chicago Diversified Projects, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Cook County facility, the Board ordered publication of the required newspaper notice.	6-0 A-E
PCB 03-14	<u>People of the State of Illinois v. Riba-Fairfield, Inc.</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Macon County facility, the Board ordered publication of the required newspaper notice.	6-0 RCRA-E
PCB 03-38	<u>Morry Gabel, Myra Gabel, Don Foreman, Marsha Foreman, Keith Pinsoneault and Tracy Pinsoneault v. The Wealshire, Inc.</u> – The Board denied respondent’s motion to stay proceedings.	6-0 N-E
PCB 03-68	<u>Campton Township Highway Department v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Kane County facility.	6-0 UST Appeal
PCB 03-219	<u>Randall Industries v. IEPA</u> – The Board on its own motion dismissed this matter. This is a result of petitioner’s failure to comply with the Board’s order of September 18, 2003, which instructed petitioner to retain a licensed attorney and file an amended petition by October 18, 2003.	6-0 UST Appeal

Environmental Register – November 2003

PCB 03-226	<u>Pete's Marathon v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Marion County facility.	6-0 UST Appeal
PCB 03-232	<u>Gas For Less (Vista Marketing Group) v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Winnebago County facility.	6-0 UST Appeal
PCB 04-6	<u>People of the State of Illinois v. Valley Run Stone</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this land enforcement action involving a Kendall County facility, the Board ordered publication of the required newspaper notice.	6-0 A-E
PCB 04-7	<u>People of the State of Illinois v. 4832 Vincennes, L.P and Batteast Construction Company of Inc.</u> – The Board granted respondent Batteast Construction Company of Illinois Inc.'s motion to be dismissed from this matter. The Board granted complainant's motion for leave to file a first amended complaint and to substitute Batteast Construction Company, Inc. as a respondent, as indicated in the above caption.	6-0 A-E
PCB 04-10	<u>Illinois State Toll Highway Authority (Belvidere North CACR) v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Boone County facility.	6-0 UST Appeal
PCB 04-11	<u>Illinois State Toll Highway Authority (Belvidere North CAP) v. IEPA</u> – The Board accepted for hearing this underground storage tank appeal involving a Boone County facility.	6-0 UST Appeal
PCB 04-26	<u>Lynn Erickson v. Charleston Classic Homes and Lawrence E. VanSomeren, Jr.</u> – The Board found that the alleged violations in the complaint were neither duplicative nor frivolous, denied respondents' motion to dismiss, and accepted for hearing this matter involving a DuPage County facility.	6-0 Citizens N-E
PCB 04-29 PCB 03-55	<u>The City of Chicago v. Purex Industries, Inc., Federal Die Casting Company, Federal Chicago Corporation, and Raymond E. Cross; 2222 Elston L.L.C. v. Purex Industries, Inc., Federal Die Casting Company, Federal Chicago Corporation, and Raymond E. Cross</u> – The Board found that the alleged violations in the complaint were neither duplicative nor frivolous, granted the motion to consolidate this matter with PCB 03-55, and accepted for hearing this matter involving a Cook County facility.	6-0 Citizens UST-E

Environmental Register – November 2003

PCB 04-33	<u>Byron Sandberg v. City of Kankakee, Illinois City Council and Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C.; Waste Management of Illinois v. City of Kankakee, Illinois City Council and Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C.; County of Kankakee, Illinois and Edward D. Smith, Kankakee County States Attorney v. City of Kankakee, Illinois City Council and Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C.</u> – The Board issued an order requesting the City of Kankakee to submit more information to aid in the Board’s determination of the motion to waive filing rock core samples.	6-0 P-C-F-S-R 3d Party
PCB 04-36	<u>Michael A. Petrosius and Darla G. Petrosius v. The Illinois State Toll Highway Authority</u> – The Board found that the alleged violations in the complaint were neither duplicative nor frivolous and accepted for hearing this matter involving a Cook County facility.	6-0 Citizens N-E
PCB 04-47	<u>Saint-Gobain Containers, Inc. v. IEPA</u> – The Board granted petitioner’s motion to stay effectiveness of the Clean Air Act Permit Program Permit pending decision of this appeal.	6-0 P-A, Air
PCB 04-53	<u>Ameren Energy Generating Company (Selective Catalytic Reduction System)(Property Identification Number 04-000-172-00) v. IEPA</u> – 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)).	5-0 Tristano abstained T-C Air
PCB 04-54	<u>Central Illinois Light Company (Selective Catalytic Reduction System)(Property Identification Numbers 15-15-30-100-01, 15-15-31-100-01) v. IEPA</u> – 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)).	6-0 T-C Air
PCB 04-55	<u>Dynegy Midwest Generation, Inc. (Refurbishment of the SO₂ Flue Gas Conditioning System (Property Identification Number 01-27-100-00) v. IEPA</u> – 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)).	6-0 T-C Air
PCB 04-56	<u>Dynegy Midwest Generation, Inc. (Refurbishment of Units 1 & 2 Electrostatic Precipitators)(Property Identification Number 01-27-100-000) v. IEPA</u> – 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	6-0 T-C Air

Environmental Register – November 2003

purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).

PCB 04-57	<u>Dynegy Midwest Generation, Inc. (Refurbishment of Unit 1 Electrostatic Precipitator)(Property Identification Number 17-20-300-006-0080) v. IEPA</u> – 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)).	6-0 T-C Air
PCB 04-58	<u>Dynegy Midwest Generation, Inc. (Refurbishment of Unit 2 Electrostatic Precipitator)(Property Identification Number 17-20-300-006-0080) v. IEPA</u> – 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)).	6-0 T-C Air
PCB 04-59	<u>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</u> – 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)).	6-0 T-C Air
PCB 04-60	<u>Dynegy Midwest Generation, Inc. (Coal Dust Removal System)(Property Identification Number 04-36-200-008-0080) v. IEPA</u> – 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 Mason County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	6-0 T-C Air
PCB 04-61	<u>Dynegy Midwest Generation, Inc. (Refurbishment of Low NO_x Burner Unit 3/Separated Overfire Air System)(Property Identification Number 02-10-100-001) v. IEPA</u> – 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 Randolph County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2002)).	6-0 T-C Air
PCB 04-62	<u>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</u> – 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	6-0 T-C Air

Environmental Register – November 2003

the Property Tax Code (35 ILCS 200/11-10 (2002)).

PCB 04-63	<u>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</u> – 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)).	6-0 T-C Air
PCB 04-64	<u>McLean County School District No. 5 v. IEPA and The Town of Normal, Illinois</u> – The Board accepted for hearing this water well setback appeal involving a McLean County facility.	6-0 WWS
PCB 04-65	<u>Champion Laboratories, Inc. v. IEPA</u> – 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 Clean Air Act Permit Program Permit.	6-0 P-A
PCB 04-66	<u>Premcor Refining Group, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of this Madison County facility.	6-0 RCRA Appeal 90-Day Ext.
PCB 04-67	<u>People of the State of Illinois v. Royal Trucking Company</u> – The Board accepted for hearing this water enforcement action involving a site located in Cook County.	6-0 W-E
PCB 04-68	<u>Martin Oil Marketing, Ltd. v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-70	<u>Briarwood Country Club v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.

Environmental Register – November 2003

PCB 04-71	<u>Paul Phelan v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-72	<u>Willaredt Oil Company v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-73	<u>A&R, Inc. v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-74	<u>Clearing Disposal v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-76	<u>Carrollton CUSD #1 v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-77	<u>Action Amusement Company v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.
PCB 04-78	<u>Lemont Kar Gas v. IEPA</u> – 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.	6-0 UST Appeal 90-Day Ext.

Environmental Register – November 2003

November 20, 2003 Via Teleconference Chicago and Springfield, Illinois

Adjusted Standards

AS 03-5	<u>In the Matter of: Petition of Cromwell-Phoenix, Inc. for an Adjusted Standard From 35 Ill. Adm. Code Subpart F, Section 218-204(c) (the “Paper Coating Rule”)</u> – The Board granted the joint motion to re-open docket and to substitute CP-D Acquisition Company, LLC for Cromwell-Phoenix, Inc. as petitioner. The Board amends the September 18, 2003 order in this matter and granted this Cook County petitioner an adjusted standard, with conditions, from volatile organic material emission requirements.	4-0 Air
---------	---	------------

Administrative Citations

AC 04-9	<u>IEPA v. Larry Lord</u> – The Board granted complainant’s motion for voluntary dismissal of this administrative citation involving a Marshall County facility.	4-0
AC 04-11	<u>IEPA v. Ricky and Jerry Hess</u> – The Board found that these McLean County respondents violated Section 21(p)(1) of the Act (415 ILCS 5/21(p)(1) (2002)) and ordered respondents to pay a civil penalty of \$1,500.	4-0
AC 04-12	<u>IEPA v. Tulley Robinson</u> – The Board granted complainant’s motion for voluntary dismissal of this administrative citation involving a Union County facility.	4-0
AC 04-14	<u>City of Chicago Department of Environment v. Kazimierz Sobko</u> – The Board found that this Cook County respondent violated Section 21(p)(1), (p)(4), and (p)(7) of Act (415 ILCS 5/21(p)(1), (p)(4), and (p)(7) (2002)) and ordered respondent to pay a civil penalty of \$4,500.	4-0
AC 04-15	<u>IEPA v. Anthony Funaro, Jr.</u> – The Board granted complainant’s motion for voluntary dismissal of this administrative citation involving a Saline County facility.	4-0
AC 04-17	<u>IEPA v. Robert Thompson</u> – The Board found that this Cook County respondent violated Section 21(p)(1) and (p)(7) of Act (415 ILCS 5/21(p)(1) and (p)(7) (2002)) and ordered respondent to pay a civil penalty of \$3,000.	4-0

Decisions

PCB 03-190	<u>People of the State of Illinois v. Village of Cherry Valley</u> – In this public water supply enforcement action concerning a Winnebago 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) (2002)), accepted a stipulation and settlement agreement, and ordered the respondents to pay a total civil penalty of \$3,000 and to cease and desist from further violations.	4-0 PWS-E
------------	---	--------------

Environmental Register – November 2003

Motions and Other Matters

PCB 96-10	<u>Vogue Tyre & Rubber Company v. IEPA</u> – The Board denied respondent’s motion for reconsideration.	4-0 UST Appeal
PCB 97-69	<u>People of the State of Illinois v. Economy Plating, Inc.</u> – The Board granted Stone, Pogrund & Korey’s motion to withdraw as respondent’s counsel.	4-0 A-E
PCB 00-219	<u>Stephen G. Brill v. Henry Latoria individually and d/b/a T.L. Trucking Foodliner</u> – The Board granted respondent’s motion to extend the deadline to comply with its August 7, 2003 opinion and order until December 12, 2003.	4-0 Citizens A&N-E
PCB 02-23	<u>Dean Foods Company v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Winnebago County facility.	4-0 P-A, Air
PCB 02-187	<u>UOP L.L.C. v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this permit appeal involving a Cook County facility.	4-0 P-A, Air
PCB 03-20	<u>People of the State of Illinois v. Acme Refining Scrap Iron and Metal Company</u> – Upon receipt of a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this water enforcement action involving a Lake County facility, the Board ordered publication of the required newspaper notice.	4-0 W-E
PCB 03-73	<u>People of the State of Illinois v. Riverdale Recycling, Inc. and Tri-State Disposal, Inc.</u> – The Board denied complainant’s motion to dismiss respondent’s affirmative defenses.	4-0 L-E
PCB 03-213	<u>Winslow Boco (Strata Geologic Services, Inc.) v. IEPA</u> – The Board granted petitioner’s motion for voluntary dismissal of this underground storage tank appeal involving a Stephenson County facility.	4-0 UST Appeal
PCB 04-17	<u>Koch Pipeline Company, L.P. – Hartford Terminal v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was filed on behalf of this Madison County facility.	4-0 P-A, Air
PCB 04-18	<u>Knapp Oil Company v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this Massac County facility.	4-0 UST Appeal

Environmental Register – November 2003

PCB 04-20	<u>R.W. Sheridan Oil Company, Inc. v. IEPA</u> – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this McLean County facility.	4-0 UST Appeal
PCB 04-80	<u>Lincoln Technical Institute v. IEPA</u> – 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.	4-0 UST Appeal 90-Day Ext.
PCB 04-81	<u>People of the State of Illinois v. Emmett Utilities, Inc. and Russell D. Thorell individually and as president of Emmett Utilities, Inc.</u> – The Board accepted for hearing this public water supply enforcement action involving a site located in McDonough County.	4-0 PWS-E
PCB 04-82	<u>Webel Foods, Inc. v. IEPA</u> – The Board granted this request for a 90-day extension of time to file an underground storage tank appeal on behalf of this Pike County facility.	4-0 UST Appeal 90-Day Ext.
PCB 04-83	<u>Wei Enterprises (March 1, 2002 to February 28, 2003) v. IEPA</u> – The Board ordered petitioner file an amended petition within 30 days, or this matter would be subject to dismissal.	4-0 UST Appeal

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)).

Environmental Register – November 2003

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 Dynegy 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 Dynegy 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 Dynegy 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 Dynegy 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 Clean Air Act Permit Program 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.

Environmental Register – November 2003

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 would 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.

November 20, 2003 Board Meeting

04-079 Bonita Saxbury and Richard Saxbury v. Archer Daniels Midland - The Board held for a later duplicative/frivolous determination this citizens’ land enforcement action involving a Pike County facility.

04-080 Lincoln Technical Institute 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.

04-081 People of the State of Illinois v. Emmett Utilities, Inc. and Russell D. Thorell individually and as president of Emmett Utilities, Inc. – The Board accepted for hearing this public water supply enforcement action involving a site located in McDonough County.

Environmental Register – November 2003

04-082 Webel Foods, 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 Pike County facility.

04-083 Wei Enterprises (March 1, 2002 to February 28, 2003) v. IEPA – The Board ordered petitioner file an amended petition within 30 days, or this matter would be subject to dismissal.

Calendar

12/02/03 9:00AM	PCB 04-33	Byron Sandberg v. The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-34 and 04-35)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/02/03 9:00AM	PCB 04-34	Waste Management of Illinois, Inc. v. the City of Kankakee, Illinois City council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 35)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/02/03 9:00AM	PCB 04-35	County of Kankakee, Illinois and Edward D. Smith, Kankakee County State's Attorney v. City of Kankakee, Illinois, The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 04-34)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/03/03 9:00AM	PCB 03-214	Illinois Ayers Oil Co. v. IEPA	Illinois Pollution Control Board Hearing Room 1021 North Grand Avenue East, North Entrance Springfield
12/03/03 9:00AM	PCB 04-33	Byron Sandberg v. The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-34 and 04-35)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/03/03 9:00AM	PCB 04-34	Waste Management of Illinois, Inc. v. the City of Kankakee, Illinois City council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 35)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/03/03 9:00AM	PCB 04-35	County of Kankakee, Illinois and Edward D. Smith, Kankakee County State's Attorney v. City of Kankakee, Illinois, The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 04-34)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/04/03 9:00AM	PCB 04-33	Byron Sandberg v. The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-34 and 04-35)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/04/03 9:00AM	PCB 04-34	Waste Management of Illinois, Inc. v. the City of Kankakee, Illinois City council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 35)	City Hall Council Chambers 385 E. Oak Street Kankakee

Environmental Register – November 2003

12/04/03 9:00AM	PCB 04-35	County of Kankakee, Illinois and Edward D. Smith, Kankakee County State's Attorney v. City of Kankakee, Illinois, The City of Kankakee, Illinois City Council, Town and Country Utilities, Inc. and Kankakee Regional Landfill, L.L.C. (Consolidated with PCB 04-33 and 04-34)	City Hall Council Chambers 385 E. Oak Street Kankakee
12/04/03 11:00AM	Illinois Pollution Control Board Meeting		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago and 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
12/10/03 9:00AM	PCB 03-218	Rochelle Waste Disposal, L.L.C. v. City Council of the City of Rochelle, Illinois	Rochelle City Hall Council Chambers 420 North 6th Street Rochelle
12/11/03 9:00AM	PCB 03-218	Rochelle Waste Disposal, L.L.C. v. City Council of the City of Rochelle, Illinois	Rochelle City Hall Council Chambers 420 North 6th Street Rochelle
12/17/03 9:00AM	R04-11	Proposed Site Specific Rulemaking Ameren Energy Generating Company Amending 35 Ill. Adm. Code 901	Illinois Pollution Control Board Hearing Room 11-512 100 West Randolph St. Chicago
12/18/03 11:00AM	Illinois Pollution Control Board Meeting		Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph Street Room 9-040 Chicago
12/23/03 9:00AM	PCB 97-69	People of the State of Illinois v. Economy Plating, Inc.	James R. Thompson Center, Hearing Room 11-512 100 West Randolph St. Chicago
1/08/04 11:00AM	Illinois Pollution Control Board Meeting		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago and 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
1/13/04 9:00AM	PCB 02-164	Barbara and Ronald Stuart v. Franklin Fisher	Bolingbrook Village Hall Boardroom 375 West Briar Cliff Bolingbrook
1/14/04 9:00AM	PCB 02-164	Barbara and Ronald Stuart v. Franklin Fisher	Bolingbrook Village Hall Boardroom 375 West Briar Cliff Bolingbrook

Environmental Register – November 2003

1/20/04 9:00AM	PCB 96-10	Vogue Tyre & Rubber Company v. IEPA	James R. Thompson Center Hearing Room 11-512 100 W. Randolph St. Chicago
1/22/04 11:00AM	Illinois Pollution Control Board Meeting		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago and 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
2/05/04 11:00AM	Illinois Pollution Control Board Meeting		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago and 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
2/17/04 9:00AM	AS 02-5	In the Matter of: Petition of Noveon, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 304.122	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/17/04 9:00AM	PCB 91-17	Noveon, Inc. f/k/a BF Goodrich Corporation (Henry Facility) v. IEPA	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/18/04 9:00AM	AS 02-5	In the Matter of: Petition of Noveon, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 304.122	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/18/04 9:00AM	PCB 91-17	Noveon, Inc. f/k/a BF Goodrich Corporation (Henry Facility) v. IEPA	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/19/04 11:00AM	Illinois Pollution Control Board Meeting		Videoconference Chicago/Springfield James R. Thompson Center Hearing Room 11-512 100 W. Randolph Street Chicago and 1021 N. Grand Avenue East Oliver Holmes Conference Room 2012 N Springfield
2/19/04 9:00AM	AS 02-5	In the Matter of: Petition of Noveon, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 304.122	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/19/04 9:00AM	PCB 91-17	Noveon, Inc. f/k/a BF Goodrich Corporation (Henry Facility) v. IEPA	Marshall County Courthouse Boardroom 122 North Prairie Lacon

Environmental Register – November 2003

2/20/04 9:00AM	AS 02-5	In the Matter of: Petition of Noveon, Inc. for an Adjusted Standard from 35 Ill. Adm. Code 304.122	Marshall County Courthouse Boardroom 122 North Prairie Lacon
2/20/04 9:00AM	PCB 91-17	Noveon, Inc. f/k/a BF Goodrich Corporation (Henry Facility) v. IEPA	Marshall County Courthouse Boardroom 122 North Prairie Lacon

Environmental Register – November 2003

Illinois Environmental Protection Agency

Division of Public Water Supplies

Restricted Status List -- Public Water Supplies

The Restricted Status List was developed to give additional notification to officials of public water supplies which are in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

The Restricted Status List will include all Public Water Supplies for which the Agency has information indicating a violation of any of the following requirements: Finished water quality requirements of 35 Ill. Adm. Code, Part 604, Subparts B and C; maintenance of adequate pressure on all parts of the distribution system under all conditions of demand; meeting raw water quantity requirements of 35 Ill. Adm. Code 604.502; or maintenance of treatment facilities capable of providing water "assuredly adequate in quantity" as required by Section 18 of the Illinois Environmental Protection Act.

A public water supply on the Restricted Status List will not be issued permits for water main extensions, except for certain limited situations, or unless the supply has been granted a variance from the Illinois Pollution Control Board for the violation, or from permit issuance requirements of Section 39 of the Act.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of October 1, 2003.

* Indicates public water supplies which have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Acorn Acres Sbdv (Lake Co - 0975020)	2	Inadequate Pres Tank	250	12/16/83
Alpha (Henry Co - 0730050)	1	Adjusted Gross Alpha	750	11/01/01
Alternative Behavior Treatment Center (Lake Co - 0977189)	2	Inadequate Pres Tank	64	06/15/88
Aurora Community Water Assn (Kane Co - 0895750)	2	Inadequate Pres Tank	150	12/16/88
Bahl Wtr Corp (Jo Daviess Co - 0855200)	1	Inadequate Pres Storage	700	12/15/93
Biggsville (Henderson Co - 0710050)	5	Adjusted Gross Alpha	350	03/15/98
Bonnie Lane Water Supply (Kendall Co - 0930010)	2	Inadequate Pres Tank	49	09/16/93
Bradford (Stark Co - 1750050)	1	Gross Alpha	650	06/15/98
Bradley Hts Sbdv (Winnebago Co - 2015050)	1	Inadequate Pres Tank	192	09/13/85

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Brimfield (Peoria Co - 1430150)	5	Adjusted Gross Alpha	933	10/15/02
Bryant (Fulton Co - 0570200)	5	Adjusted Gross Alpha	310	03/15/98
Buckingham (Kankakee Co - 0910250)	2	Inadequate Pres Tank	330	03/17/89
Bushnell (McDonough Co - 1090150)	5	Adjusted Gross Alpha	3,300	03/14/01
Carbon Hill (Grundy Co - 0630100)	2	Adjusted Gross Alpha	376	03/14/01
Carroll Hts Utl Cmpny (Carroll Co - 0155200)	1	Inadequate Pres Tank	80	03/20/81
Century Pines Apts (Carroll Co - 0150020)	1	Inadequate Pres Tank	50	12/14/90
Coyne Cntr Coop (Rock Island Co - 1615150)	1	Inadequate Pres Tank	150	12/15/97
Cropsey Cmnty Wtr (McLean Co - 1135150)	4	Inadequate Pres Tank	60	03/20/81
Crystal Clear Wtr Cmpny (McHenry Co - 1115150)	2	Inadequate Pres Tank	900	09/16/88
Crystal Hts Assn (McHenry Co - 1115100)	2	Inadequate Pres Tank	93	06/17/96
D and R Apts (Champaign Co - 0190030)	4	Inadequate Pres Tank	26	09/16/93
Deering Oaks Sbdv (McHenry Co - 1115200)	2	Inadequate Pres Tank	60	12/17/82
DeKalb Univ Dvl Corp (DeKalb Co - 0375148)	1	Inadequate Pres Tank	950	12/16/92
DeWitt Cnty NH (DeWitt Co - 0395129)	4	Inadequate Pres Tank	80	06/17/83
DL Well Owners Assn (Lake Co - 0975380)	2	Inadequate Pres Tank	125	03/18/83
Dover (Bureau Co - 0110350)	1	Inadequate Pres Tank	200	05/25/81
East End Wtr Assn (Rock Island Co - 1610140)	1	Inadequate Storage Capacity	40	03/15/02
Eaton PWD (Crawford - 0335100)	4	Indequate Source Capacity	920	03/15/02
East Moreland Wtr Corp (Will Co - 1975640)	2	Inadequate Pres Tank	135	03/15/96
Eastmoreland Wtr Assn (Will Co - 1975600)	2	Inadequate Pres Tank	753	03/20/81
Edelstein (Peoria Co - 1435150)	5	Adjusted Gross Alpha	125	03/15/98
Edgington Water District (Rock Island Co-1615550)	1	Inadequate Pres Tank	470	03/20/81
Emmett Utl Inc (McDonough Co - 1095200)	5	Inadequate Pres Tank	39	12/17/82
Evansville (Randolph Co - 1570250)	6	Trihalomethane	850	06/15/02

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Evergreen Vlg Sbdv (Rock Island Co - 1615310)	1	Inadequate Pres Tank	250	03/20/81
Fahnstock Court Sbdv (Peoria Co - 1435200)	5	Inadequate Pres Tank	30	05/25/81
Fair Acres Sbdv (Will Co - 1975680)	2	Inadequate Pres Tank	185	10/19/81
Forest Lake Addn (Lake Co - 0975500)	2	Inadequate Pres Tank	180	12/16/83
Frwr-Skyline Plant (Kane Co - 0895030)	2	Inadequate Pres Tank	1,300	09/19/86
Galva (Henry Co - 0730450)	1	Adjusted Gross Alpha	2,900	03/14/01
Garden Street Imprv Assn (Will Co - 1975376)	2	Inadequate Pres Tank	62	09/15/89
Gardner (Grundy Co - 0630400)	2	Adjusted Gross Alpha	1,450	03/14/01
Glasford (Peoria Co - 1430350)	5	Adjusted Gross Alpha	1,115	12/15/97
Good Shepherd Mnr (Kankakee Co - 0915189)	2	Inadequate Pres Tank	140	03/17/89
Great Oaks&Beacon Hls Apts (Winnebago Co-2015488)	1	Inadequate Pres Tank	943	12/17/82
Greenwood Outback (LaSalle Co - 0990080)	1	Inadequate Pres Tank	25	12/15/98
Harbor Lites/Pistakee Fshg Cl (McHenry Co - 1110011)	2	Inadequate Pres Tank	100	03/14/01
Hardinville Water Company (Crawford Co - 0330020)	4	Inadequate Source Capacity	2,361	03/15/02
Hawthorn Woods (Lake Co - 0970450)	2	Inadequate Pres Tank	800	03/15/95
Heatherfield Sbdv (Grundy Co - 0635150)	2	Inadequate Pres Tank	91	09/17/82
Hettick (Macoupin Co - 1170500)	5	Trihalomethane	220	06/15/02
Highland Sbdv (Kane Co - 0895530)	2	Inadequate Pres Tank	50	09/16/83
Hillview Sbdv (Will Co - 1975800)	2	Inadequate Pres Tank	99	03/15/85
Holy Family Villa (Cook Co - 0310280)	2	Inadequate Pres Tank	200	09/15/99
Hopewell (Marshall Co - 1235150)	1	Adjusted Gross Alpha	805	03/14/01
Ingalls Pk Sbdv (Will Co - 1975880)	2	Inadequate Pres Tank	690	09/16/83
Johnsburg #2 (McHenry Co - 1115080)	2	Inadequate Pres Tank	330	03/15/96
Kewanee (Henry Co - 0730650)	1	Adjusted Gross Alpha	12,900	03/14/01
Kingston Mines (Peoria Co - 1430450)	5	Adjusted Gross Alpha	295	03/14/01
Kirk Wtr Line (Crawford Co - 0330030)	4	Inadequate Source Capacity	72	03/15/02

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Knoxville (Knox Co - 0950300)	5	Adjusted Gross Alpha	3,243	03/15/98
Lake Lynwood Wtr Sys (Henry Co - 0735330)	1	Inadequate Pres Tank	98	08/31/81
Lakeview Acres Homeowners Assn (McHenry Co - 1110120)	2	Inadequate Hydro Storage	35	11/01/01
Lakeview Hills Wtr Supply Cp (Whiteside Co - 1955150)	1	Inadequate Pres Tank	146	03/20/81
Lakewood Shores Imprv Assn	2	Adjusted Gross Alpha	760	03/14/01
Land and Water Assn (LaSalle Co - 0995050)	1	Inadequate Pres Storage	110	06/15/01
Larchmont Sbdv (Winnebago Co - 2015290)	1	Inadequate Pres Tank	106	06/17/83
Larson Court Apartments (Rock Island Co - 1615728)	1	Inadequate Pres Tank	48	01/14/82
Legend Lakes Wtr Assn (Winnebago Co - 2015300)	1	Inadequate Pres Tank	225	03/14/91
Liberty Park Homeowners Assn (DuPage Co - 0435600)	2	Inadequate Pres Tank	1,092	09/17/92
Lindenwood Wtr Assn (Ogle Co - 1415300)	1	Inadequate Pres Tank	50	01/13/82
Lisbon North Inc (Grundy Co - 0631000)	2	Inadequate Pres Tank	30	09/14/90
Little York (Warren Co - 1870100)	5	Adjusted Gross Alpha	350	03/14/01
London Mills (Fulton Co - 0574620)	5	Inadequate Pres Tank	670	12/14/84
Lostant (LaSalle Co - 0990450)	1	Adjusted Gross Alpha	510	03/14/01
Lynn Cntr (Henry Co - 0735100)	1	Inadequate Pres Tank	147	03/15/95
Lynnwood Water Corp (LaSalle Co - 0995336)	1	Inadequate Pres Tank	114	03/18/83
M C L W Sys Inc (Mercer Co - 1315150)	1	Inadequate Source	100	03/20/81
Mapleton (Peoria Co - 1430500)	5	Adjusted Gross Alpha	350	03/15/98
Mayfair Sbdv (Tazewell Co - 1795750)	5	Inadequate Pres Tank	150	03/16/90
Monmouth (Warren Co - 1870150)	5	Adjusted Gross Alpha	9,500	03/14/01
Mound PWD (St Clair Co - 1635050)	6	Inadequate Plant Capacity	1,800	06/17/96
Northwest Belmont Imprv Assn (DuPage Co - 0435900)	2	Inadequate Pres Tank	115	09/29/81
Oak Ridge Sndst (Woodford Co - 2035300)	1	Inadequate Pres Tank	240	03/20/81
Oakview Avenue Wtrwks Inc (Will Co - 1977210)	2	Inadequate Pres Tank	350	03/20/81
Oblong (Crawford Co - 0330150)	4	Inadequate Source Capacity	2,317	03/15/02

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Olivet Nazarene College (Kankakee Co - 0915279)	2	Inadequate Pres Tank	1,450	03/15/94
Opheim PWS (Henry Co - 0735150)	1	Inadequate Pres Tank	150	06/18/82
Oscos Mutual Wtr Supply Cpy Inc (Henry Co-0735200)	1	Inadequate Pres Tank	115	12/15/89
Park Road Wtr Assn (Will Co - 1977330)	2	Inadequate Pres Tank	60	12/17/82
Park View Wtr Corp (Kane Co - 0895500)	2	Inadequate Pres Tank	150	12/17/82
Patoka (Marion Co - 1210400)	6	Inadequate Plant Capacity	731	03/15/97
Polo Dr & Saddle Rd Sbdv (DuPage Co - 0437000)	2	Inadequate Pres Tank	95	12/17/82
Ports of Sullivan Lake Assn (Lake co - 0971160)	2	Inadequate Pres Tank	638	06/15/99
Prairie Oaks Ests Hmown Assn (Grundy Co - 0630060)	2	Adjusted Gross Alpha	96	10/15/02
Prairie Ridge Assn (McHenry Co - 1115730)	2	Inadequate Pres Tank	140	03/16/90
Ridgecrest North Sbdv (Grundy Co - 0635250)	2	Inadequate Pres Tank	85	09/16/93
Ridgewood Ledges Wtr Assoc(Rock Island Co-1615670)	1	Inadequate Pres Tank	475	03/20/81
Ridgewood Sbdv (Will Co - 1977650)	2	Inadequate Pres Tank	315	06/18/82
Riverwoods Spcl Dstrct 3 (Lake Co - 0971451)	2	Inadequate Souce Capacity	234	11/01/01
Robinson Palestine Wtr Cmsn (Crawford Co - 0335030)	4	Inadequate Plant Capacity	10,728	11/01/01
Santa Fe Ests (Peoria Co - 1435490)	5	Adjusted Gross Alpha	84	10/15/02
Sbdv Wtr Trust No 1 (Kane Co - 0895300)	2	Inadequate Pres Tank	1,120	03/20/81
Shawnita Trc Wtr Assn (Will Co - 1977690)	2	Inadequate Pres Tank	125	09/17/92
Skyview Sbdv (Kankakee Co - 0915526)	2	Inadequate Pres Tank	65	09/14/84
South Wilmington (Grundy Co - 0630650)	2	Adjusted Gross Alpha	698	10/15/02
St Charles Cmsn Wlfnd 3 (DuPage Co - 0437040)	2	Inadequate Pres Tank	30	12/15/89
Standard (Putnam Co - 1550300)	1	Adjusted Gross Alpha	300	03/14/01
Sturm Sbdv (Lake Co - 0977010)	2	Inadequate Pres Tank	63	03/16/84
Suburban Heights Sbdv (Rock Island Co - 1615800)	1	Inadequate Pres Tank	114	12/16/83
Summit Homeowners Assn (Lake Co - 0975280)	2	Inadequate Pres Tank	48	03/16/84
Sunny Hill Ests Sbdv (Henry Co - 0735300)	1	Inadequate Pres Tank	525	06/15/00

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Sunnyland Sbdv (Will Co - 1977730)	2	Inadequate Pres Tank	350	09/16/83
Swedona Wtr Assn (Mercer Co - 1315200)	1	Inadequate Pres Tank	100	06/15/90
Sylvan Lake 1st Sbdv (Lake Co - 0977100)	2	Inadequate Pres Tank	210	06/14/91
Toulon (Stark Co - 1750150)	1	Adjusted Gross Alpha	1,400	12/12/99
Towners Sbdv (Lake Co - 0977250)	2	Inadequate Pres Tank	238	01/14/82
Trimble Wtr Co (Crawford Co - 0335200)	4	Inadequate Source Capacity	350	03/15/02
Trivoli PWD (Peoria Co - 1435510)	5	Inadequate Pres Tank	350	06/17/83
Utl Inc Holiday Hills (McHenry Co - 1115350)	2	Inadequate Pres Tank	750	09/16/83
Utl Inc Lake Holiday (LaSalle Co - 0995200)	1	Inad Source & Treat Plt	4,908	09/15/98
Utl Inc Northern Hls Utl Co (Stephenson Co-1775050)	1	Inadequate Pres Tank	290	03/15/96
Utl Inc Walk-Up Woods Wtr Co (McHenry Co - 1115800)	2	Inadequate Pres Tank	763	12/17/82
Utl Inc Westlake Utilities Inc (Winnebago Co - 2010070)	1	Inadequate Source Capacity	25	11/01/01
Viola (Mercer Co - 1310450)	1	Adjusted Gross Alpha	950	10/15/02
West Salem (Edwards Co - 0470200)	7	Inadequate Treatment Plant	1,058	03/15/99
West Shore Park Sbdv (Lake Co - 0977370)	2	Inadequate Pres Tank	450	06/15/00
West Shoreland Sbdv (Lake Co - 0977050)	2	Inadequate Pres Tank	220	06/14/91
Whispering Lakes Wtr Sys Inc (Lake Co - 0970220)	2	Adjusted Gross Alpha	375	03/14/01
Wienen Estates (Jo Daviess Co - 0850030)	1	Inadequate Pres Tank	70	12/15/97
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Pres Tank	1,161	06/16/94
Woodsmoke Ranch Assn (LaSalle Co - 0990030)	1	Inadequate Pres Tank	350	06/15/90
York Cntr Coop (DuPage Co - 0437550)	2	Inadequate Pres Tank	240	06/15/88
2nd Street Wtr Assn (Lake Co - 0971140)	2	Inadequate Pres Tank	33	12/15/95

PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Alden Long Grove Nursing Center(Lake Co – 0971090)

Byron Woods Sbdv (Rock Island Co - 1610070)

Clearview Sbdv (Will Co - 1975360)

Glenkirk Campus South (Lake Co - 0977199)

Huntley Cmnty Sbdv (Will Co - 1975840)

Maple Leaf Ests Wtr Corp (Monroe Co - 1335100)

Environmental Register – November 2003

Turkey Hollow Well Corp (Rock Island Co - 1615686)
 Woodland Hts Ests Sbdv (Peoria Co - 1435760)
PUBLIC WATER SUPPLIES NAME CHANGES

Claremont Hls Sbdv (McHenry Co - 1115080)
 Glenkirk Campus North (Lake Co - 0977189)

Name Changed to: Johnsburg #2
 Name Changed to: Alternative Behavior
 Treatment Center

Wermes Sbdv (Kane Co - 0895750)

Name Changed to: Aurora Community Water
 Association

Westlake Utl (Winnebago Co - 2010070)

Name Changed to: Utl Inc Westlake Utilities
 Inc

Illinois Environmental Protection Agency

Division of Public Water Supplies

Critical Review List -- Public Water Supplies

The Critical Review List was developed to give additional notification to officials of public water supplies which may be close to being in violation of 35 Ill. Adm. Code, Subtitle F: Public Water Supplies, Chapter I or the Illinois Environmental Protection Act.

A supply will be placed on the Critical Review List when Agency records indicate that it is approaching any of the violations which would place it on the Restricted Status List.

This list is continually being revised as new information becomes available, and therefore, specific inquiries as to the status of any public water supply should be directed to the Division of Public Water Supplies for final determination. This list reflects the status as of October 1, 2003.

* Indicates public water supplies which have been added to the list since the previous publication.

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Arenzville (Cass Co - 0170050)	5	Inadequate Pres Tank	492	03/14/01
Beecher (Will Co - 1970050)	2	Inadequate Storage Capacity	2,032	03/14/01
Bluford (Jefferson Co - 0810100)	7	Low System Pressure	465	03/20/81
Browning (Schuyler Co - 1690050)	5	Inadequate Source	495	03/15/98
Clinton (DeWitt Co - 0390050)	4	Inad Plant Capacity	7,437	06/14/91
Columbia (Monroe Co - 1330050)	6	Inad Pumping Capacity	5,893	03/15/98
DePue (Bureau Co - 0110300)	1	Inad Treatment Plant	1,930	12/15/93
Elizabeth (Jo Daviess Co - 0850150)	1	Low System Pressure	700	06/15/99

Environmental Register – November 2003

NAME OF PUBLIC WATER SUPPLY/COUNTY/FACILITY NUMBER	EPA RGN	NATURE OF PROBLEM	POP SERVED	LISTING DATE
Evansville (Randolph Co - 1570250)	6	Low System Pressure	1,838	05/25/81
Galena (Jo Daviess Co - 0850200)	1	Low System Pressure	3,790	06/15/99
Georgetown (Vermilion Co - 1830350)	4	Inadequate Water Plant	3,678	06/15/93
Highland Hills Sndst (DuPage Co - 0435560)	2	Inadequate Pres Tank	1,100	09/17/92
Joy (Mercer Co - 1310100)	1	Low System Pressure	495	06/15/99
LaMoille (Bureau Co - 0110500)	1	Inadequate Plant Capacity	750	06/15/99
Mahomet (Champaign Co - 0190450)	4	Inadequate Plant Capacity	4,877	10/15/02
Marion (Williamson Co - 1990550)	7	Inadequate Source Capacity	14,610	11/01/01
Mathersville (Mercer Co - 1310200)	1	Low System Pressure	793	09/13/00
McHenry Shores Wtr Cmpny (McHenry Co - 1115020)	2	Low System Pressure	1,170	09/17/92
Mechanicsburg Buffalo Wtr (Sangamon Co - 1675150)	5	Inadequate Source	1,030	03/15/98
Scales Mound (Jo Daviess Co - 0850400)	1	Low System Pressure	400	09/15/97
Seneca (LaSalle Co - 0991050)	1	Inadequate Plant Capacity	1,937	06/15/99
South Highway PWD (Jackson Co - 0775400)	7	Low System Pressure	8,189	06/15/92
Stockton (Jo Daviess Co - 0850450)	1	Low System Pressure	1,900	06/15/84
Sumner (Lawrence Co - 1010300)	7	Low System Pressure	1,553	12/13/85
Utl Inc Lake Marian Wtr Corp (Kane Co - 0895200)	2	Low Sys Pres & Inad Pres Storage	800	09/14/84
Walnut Hill (Marion Co - 1210600)	6	Low System Pressure	1,200	06/14/85
Wonder Lake Wtr Cmpny (McHenry Co - 1115750)	2	Inadequate Storage	1,080	12/14/90

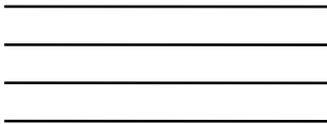
PUBLIC WATER SUPPLIES REMOVED FROM PREVIOUS LIST

Pheasant Knolls Sbdv (Lake Co - 0970290)

The Illinois Pollution Control Board is an independent seven-member board that adopts environmental control standards, rules on enforcement actions, and other environmental disputes for the State of Illinois.

The Environmental Register is published monthly by the Board, and contains updates on rulemakings, descriptions of final decisions, the Board's hearing calendar, and other environmental law information.

-----CUT HERE-----



Illinois Pollution Control Board
Environmental Register Coordinator
1021 N. Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274