



BOARD MEETING MINUTES

December 19, 2024

11:00 a.m.

Videoconference

160 N. LaSalle St.
Chicago, IL
Room C-500

AND

1021 N. Grand Ave. East
Springfield, IL
Conf. Room 1244 N, 1st Floor

ROLL CALL

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

ANNOUNCEMENTS

Chair Currie welcomed Member Tin to the Board.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's December 5, 2024 regular open meeting were approved by a roll call vote of 4-0. Member Tin abstained.

RULEMAKINGS

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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<u>AC 25-3</u>	<u>County of LaSalle v. Roxanne Dormer</u> (Land) – After Dormer failed to timely file a petition to contest this administrative citation, the Board found that she violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2022)), as alleged. Because there was one violation of Section 21(p), the Board ordered Dormer to pay a total civil penalty of \$1,500, reflecting the statutory penalty of \$1,500 per violation.	4-0 roll call vote Tin abstained
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TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<u>PCB 25-3</u>	<u>Midwest Generation, LLC v. Illinois Environmental Protection Agency</u> (Land, CCR – Permit Appeal) – The Board granted MWG’s motion to stay specified provisions of a coal combustion residual (CCR) surface impoundment retrofit construction permit issued to MWG by IEPA. This permit appeal concerns MWG’s Powerton Generating in Pekin, Tazewell County.	4-0 roll call vote Tin abstained
<u>PCB 25-4</u>	<u>Midwest Generation, LLC v. Illinois Environmental Protection Agency</u> (Land, CCR – Permit Appeal) – The Board granted MWG’s motion to stay specified provisions of a coal combustion residual (CCR) surface impoundment operating permit issued to MWG by IEPA. This permit appeal concerns MWG’s Powerton Generating in Pekin, Tazewell County.	4-0 roll call vote Tin abstained
<u>PCB 25-9</u>	<u>Waste Management of Illinois, Inc. v. Illinois Environmental Protection Agency</u> (Land, RCRA – Permit Appeal) – The Board accepted WMII’s petition for hearing on IEPA’s determination to modify WMII’s Resource Conservation and Recovery Act (RCRA) permit with conditions. The Board also reserved ruling on both WMII’s request for a stay finding and its motion to consolidate. This permit appeal concerns WMII’s closed hazardous waste management units at the Laraway Recycling and Disposal Facility in Joliet, Will County.	4-0 roll call vote Tin abstained

<u>PCB 25-10</u>	<u>Waste Management of Illinois, Inc. v. Illinois Environmental Protection Agency</u> (Land, RCRA – Permit Appeal) – The Board accepted WMII’s petition for hearing on IEPA’s determination to extend post-closure care and requirements for financial assurance. The Board also reserved ruling on both WMII’s request for a stay finding and its motion to consolidate. This permit appeal concerns WMII’s closed hazardous waste management units at the Laraway Recycling and Disposal Facility in Joliet, Will County.	4-0 roll call vote Tin abstained
<u>PCB 25-12</u>	<u>BFI Waste Systems of North America, LLC v. Illinois Environmental Protection Agency</u> (Land, RCRA – Permit Appeal) – The Board accepted BFI’s petition for hearing on IEPA’s determination requiring that BFI request a Resource Conservation and Recovery (RCRA) permit modification to extend post-closure care. This permit appeal concerns BFI’s Davis Junction landfill in Ogle County.	4-0 roll call vote Tin abstained
<u>PCB 25-28</u>	<u>Dynegy Midwest Generation, LLC v. Illinois Environmental Protection Agency</u> (Land, CCR – Appeal) – The Board accepted Dynegy’s petition for hearing on IEPA’s non-concurrence with Dynegy’s alternative source demonstration (ASD) under the coal combustion residual (CCR) surface impoundment rules (35 Ill. Adm. Code 845). IEPA’s determination concerns Dynegy’s Bottom Ash Pond at its Baldwin Power Plant near Baldwin in Randolph County. The Board also reserved ruling on Dynegy’s motion for partial stay.	4-0 roll call vote Tin abstained
<u>PCB 25-29</u>	<u>Wabash Valley Service Company – Allendale v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Wabash Valley Service Company’s agrichemical containment structures in Wabash County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained
<u>PCB 25-30</u>	<u>Wabash Valley Service Company – Oblong v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Wabash Valley Service Company’s agrichemical containment structures in Crawford County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained
<u>PCB 25-31</u>	<u>City of Rochelle v. Illinois Environmental Protection Agency</u> (Water, NPDES – Permit Appeal) – The Board granted the parties’ request to extend the appeal period to March 3, 2025. IEPA issued a National Pollutant Discharge Elimination System (NPDES) permit with conditions for the City’s water reclamation facility in Rochelle, Ogle County.	4-0 roll call vote Tin abstained

<u>PCB 25-32</u>	<u>Leon Troyer – Bluford v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Troyer’s livestock waste management facilities in Jefferson County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained
<u>PCB 25-33</u>	<u>Precision Pork, LLC – Amboy v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Precision Pork’s livestock waste management facilities in Lee County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained
<u>PCB 25-34</u>	<u>Sheffey Farms, Inc. – Pearl City v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Sheffey Farms’ livestock waste management structure in Stephenson County is a pollution control facility for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained
<u>PCB 25-35</u>	<u>Sheffey Farms, Inc. – Pearl City v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Sheffey Farms’ livestock waste management structure in Stephenson County is a pollution control facility for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	4-0 roll call vote Tin abstained


OTHER ITEMS

	Chair Currie announced a Brown Bag presentation scheduled for January 23, 2025, to be given by USEPA’s Stacy Meyers concerning primacy.	
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ADJOURNMENT

Moved and seconded, by a roll call vote of 5-0, the Chair adjourned the meeting.

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on January 9, 2025 by a vote of 5-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board