



IPCB

Illinois Pollution Control Board

BOARD MEETING MINUTES

May 16, 2024

11:00 a.m.

Videoconference

160 N. LaSalle St.
Chicago, IL
Room N-505

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 four Board Members answered present.

ANNOUNCEMENTS

None.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's May 2, 2024 regular open meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R21-19(A)</u>	Drycleaner Environmental Response Trust Fund Act Proposal to Add 35 Ill. Adm. Code Part 1501, Repeal 35 Ill. Adm. Code Part 1500, and Repeal 2 Ill. Adm. Code Part 3100 (Land) – For public comment, the Board proposed rules concerning continuing education and compliance program requirements for owners and operators of active drycleaning facilities.	4-0 roll call vote
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<u>R24-6</u>	<u>Wastewater Pretreatment Update, USEPA Amendments (January 1, 2023 through June 30, 2023) (Water)</u> – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s wastewater pretreatment rules.	4-0 roll call vote
<u>R24-15</u>	<u>National Ambient Air Quality Standards (NAAQS), USEPA Amendments (July 1, 2023 through December 31, 2023) (Air)</u> – The Board adopted a final opinion and order in this “identical-in-substance” rulemaking to amend the Board’s ambient air quality rules.	4-0 roll call vote

ADJUSTED STANDARDS

<u>AS 21-8</u>	<u>Petition of Ameren Energy Medina Valley Cogen, LLC for Adjusted Standards from 35 Ill. Adm. Code Part 845 (Old Meredosia) (Land)</u> – The Board granted Ameren’s motion for a public hearing.	4-0 roll call vote
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ADMINISTRATIVE CITATIONS

<u>AC 24-6</u>	<u>County of LaSalle v. Brian Basil</u> (Land) – After Basil failed to timely file a petition to contest this administrative citation, the Board found that he violated Section 21(p)(1), (p)(3), and (p)(7) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3), (p)(7) (2022)) as alleged. Because there were three violations of Section 21(p), the Board ordered Basil to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.	4-0 roll call vote
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TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<u>PCB 20-48</u>	<u>Bank of Pontiac v. Illinois Environmental Protection Agency</u> (UST Appeal)	4-0 roll call vote
<u>PCB 20-49</u>	<u>Bank of Pontiac v. Illinois Environmental Protection Agency</u> (UST Appeal)	
<u>PCB 20-50</u>	<u>Bank of Pontiac v. Illinois Environmental Protection Agency</u> (UST Appeal)	
<u>PCB 20-51</u>	<u>Bank of Pontiac v. Illinois Environmental Protection Agency</u> (UST Appeal)	
<u>PCB 20-52</u> <u>Consol.</u>	<u>Bank of Pontiac v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted Bank of Pontiac’s motion for voluntary dismissal of these consolidated appeals concerning a leaking underground storage tank (UST) site in Tazewell County.	

<u>PCB 23-13</u>	<u>Paul Christian Pratapas v. Lisle Township Road District</u> (Water, NPDES – Enforcement, Citizen) – The Board found that Pratapas unreasonably failed to comply with the directives of specified hearing officer orders. The Board granted Lisle Township’s motion to dismiss for want of prosecution, dismissed Pratapas’ complaint with prejudice, and closed the docket.	4-0 roll call vote
<u>PCB 23-120</u>	<u>People of the State of Illinois v. Balwinder Kaur, d/b/a BP</u> (Air – Enforcement) – In this enforcement action concerning a Cook 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) (2022)), accepted a stipulation and proposed settlement, and ordered Kaur to pay a \$5,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 24-18</u>	<u>Paul Christian Pratapas v. M/I Homes</u> (Water, NPDES – Enforcement, Citizen) – The Board found that Pratapas unreasonably failed to comply with the directives of a specified hearing officer order. The Board granted M/I Homes’ motion for sanctions, dismissed Pratapas’ complaint with prejudice, and closed the docket.	4-0 roll call vote
<u>PCB 24-30</u>	<u>People of the State of Illinois v. Autotrol Corporation</u> (Air – Enforcement) – Upon receiving a stipulation, proposed settlement, and motion for relief from the hearing requirement in this enforcement action concerning Autotrol’s McHenry County manufacturing facility, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<u>PCB 24-49</u>	<u>BK Wilmette Lodge, LLC v. Illinois Environmental Protection Agency</u> (UST Appeal) – Because BK Wilmette Lodge failed to file a petition during the extended appeal period, the Board dismissed the case and closed the docket.	4-0 roll call vote
<u>PCB 24-50</u>	<u>Chronister Oil Co. d/b/a Qik-N-EZ v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board accepted for hearing this leaking underground storage tank (UST) appeal involving a Sangamon County site.	4-0 roll call vote
<u>PCB 24-57</u>	<u>People of the State of Illinois v. Chachy, Inc. and Leah Mol, Inc.</u> (Air – Enforcement) – Upon receiving a stipulation, proposed settlement, and request for relief from the hearing requirement in this enforcement action concerning a Cook County gas station, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote

<u>PCB 24-59</u>	<u>People of the State of Illinois v. Stony Island Real Estate, Inc. and PAV2, LLC</u> (Air – Enforcement) – Upon receiving a stipulation, proposed settlement, and request for relief from the hearing requirement in this enforcement action concerning a Cook County gas station, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<u>PCB 24-60</u>	<u>Gleeson Farm v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – No action taken.	Held
<u>PCB 24-69</u>	<u>Henson Oil Company, Inc. v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board accepted for hearing this leaking underground storage tank (UST) appeal involving a McLean County site.	4-0 roll call vote
<u>PCB 24-70</u>	<u>People of the State of Illinois v. Petroleum Investment Properties LLC</u> (Air – Enforcement) – Upon receiving a complaint, stipulation, proposed settlement, and request for relief from the hearing requirement in this enforcement action concerning a Cook County gas station, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<u>PCB 24-71</u>	<u>Speed Lube XIV v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted the parties’ request to extend the appeal period to August 7, 2024.	4-0 roll call vote
<u>PCB 24-72</u>	<u>East-West Properties, LLC v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board granted the parties’ request to extend the appeal period to August 12, 2024.	4-0 roll call vote
<u>PCB 24-73</u>	<u>Jesse Foodmart, Inc. v. Illinois Environmental Protection Agency</u> (UST Appeal) – The Board accepted for hearing this underground storage tank (UST) appeal involving a Knox County site.	4-0 roll call vote

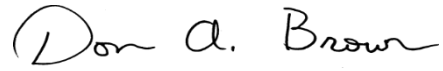
OTHER ITEMS

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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 June 6, 2024, by a vote of 4-0.

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

Don Anthony Brown, Clerk
Illinois Pollution Control Board