

ILLINOIS POLLUTION CONTROL BOARD

July 11, 2024

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 24-79
	)	(Enforcement - Air)
VANTAGE SPECIALTIES, INC., a Delaware	)	
corporation,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by B.F. Currie):

On June 21, 2024, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a two-count complaint against Vantage Specialties Inc. (Vantage Specialties). The complaint concerns Vantage Specialties' chemical production facility located at 3938 Porett Drive, in Gurnee, Lake County. Accompanying the complaint was a stipulation, proposal for settlement, and request for relief from the hearing requirement. The parties therefore seek to settle the complaint without a hearing. For the reasons below, the Board accepts the complaint and directs the Clerk to provide public notice of the stipulation, proposed settlement, and request for hearing relief.

Under the Environmental Protection Act (Act) (415 ILCS 5 (2022)), the Attorney General and the State's Attorneys may bring actions before the Board to enforce Illinois' environmental requirements on behalf of the People. *See* 415 ILCS 5/31 (2022); 35 Ill. Adm. Code 103. In this case, the People allege that Vantage Specialties violated Sections 9(b) and 9.1(d)(1) of the Act, 415 ILCS 5/9(b) and 9.1(d)(1)(2022), Sections 63.8(c)(1)(i), (c)(2), and (c)(4) of Subpart A of the NESHAP regulations, 40 C.F.R. § 63.8 (c)(1)(i), (c)(2), and (c)(4), and Conditions 13(a), 13(c)(i), and 13(c)(ii) of construction permit no. 19100015 by failing to operate and maintain their continuous emissions monitoring system (CEMS). The People additionally allege Vantage Specialties violated Section 9(b) of the Act, 415 ILCS 5/9(b) (2022), and Condition 13(c)(i) of construction permit no. 19100015 by failing to record Ethylene Oxide emissions from their CEMS. The Board finds that the complaint meets the applicable content requirements of the Board's procedural rules and accepts the complaint. *See* 35 Ill. Adm. Code 103.204(c).

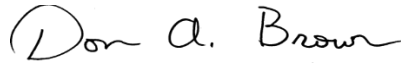
On June 21, 2024, simultaneously with the People's complaint, the People and Vantage Specialties filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2022)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2022)), which requires that the public have an opportunity to request a hearing whenever the State and a respondent propose settling an enforcement action without a public hearing. *See* 35 Ill. Adm. Code 103.300(a).

Under the proposed stipulation, the Vantage Specialties does not affirmatively admit the alleged violations and agrees to pay a civil penalty of \$60,000.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. *See* 415 ILCS 5/31(c)(2) (2022); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above and order on July 11, 2024, by a vote of 4-0.

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

Don A. Brown, Clerk  
Illinois Pollution Control Board