



IPC

Illinois Pollution Control Board

BOARD MEETING MINUTES

June 20, 2024

11:00 a.m.

Videoconference

160 N. LaSalle St.
Chicago, IL
Room N-502

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 June 6, 2024 regular open meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R21-13</u>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2020 through December 31, 2020)</u>	4-0 roll call vote
<u>R22-13</u>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (July 1, 2021 through December 31, 2021)</u>	
<u>R24-4</u>	<u>RCRA Subtitle C (Hazardous Waste) Update, USEPA Amendments (January 1, 2023 through June 30, 2023)</u>	
<u>Consol.</u>	(Land) – The Board adopted a final opinion and order in this identical-in-substance rulemaking to amend the Board’s hazardous waste regulations.	

R24-14	Wastewater Pretreatment Update, USEPA Amendments (July 1, 2023 through December 31, 2023) (Water) – The Board adopted a final opinion and order in this identical-in-substance rulemaking to amend the Board’s wastewater pretreatment regulations.	4-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

AC 24-9	<u>County of LaSalle v. Derek Moore</u> (Land) – After Moore 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 Moore to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.	4-0 roll call vote
AC 24-10	<u>County of LaSalle v. Kimberly Robertson</u> (Land) – After Robertson failed to timely file a petition to contest this administrative citation, the Board found that she 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 Robertson to pay a total civil penalty of \$4,500, reflecting the statutory penalty of \$1,500 per violation.	4-0 roll call vote

TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

PCB 23-67	<u>Paul Christian Pratapas v. Lakewest Custom Homes</u> (Water – Enforcement, Citizen) – The Board granted Lakewest Custom Homes’ motion for summary judgment. The Board also found that Pratapas had unreasonably failed to comply with the directives of the Board hearing officers’ February 22, 2024 and April 25, 2024 orders. Under the Board’s authority to impose sanctions (35 Ill. Adm. Code 101.800), the Board dismissed Pratapas’ complaint with prejudice and closed the docket.	4-0 roll call vote
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<u>PCB 23-115</u>	<u>People of the State of Illinois v. Jay Shri Ganesha Inc., d/b/a Shivam Energy, Inc. and d/b/a Marathon Gas</u> (Air – Enforcement) – Upon receiving a stipulation, proposed settlement, and motion for relief from the hearing requirement in this enforcement action concerning Jay Shri Ganesha Inc.’s Lake County gas station, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<u>PCB 24-30</u>	<u>People of the State of Illinois v. Autotrol Corporation</u> (Air – Enforcement) – In this enforcement action concerning a McHenry County manufacturing 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) (2022)), accepted a stipulation and proposed settlement, and ordered Autotrol to pay a \$500 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 24-32</u>	<u>1441 Kingshighway LLC v. Illinois Environmental Protection Agency</u> (UST Appeal) – In an interim opinion and order, the Board reversed IEPA’s October 18, 2023 determination partially denying 1441 Kingshighway’s “early action” reimbursement request. The Board therefore ordered IEPA to approve 1441 Kingshighway’s reimbursement request of \$11,023.60. The Board also directed 1441 Kingshighway to file a statement of legal fees that may be eligible for reimbursement and its arguments why the Board should exercise its discretion to order reimbursement of legal fees from the Underground Storage Tank Fund.	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) – 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 Chachy and Leah Mol to pay a \$10,000 civil penalty and to cease and desist from further violations.	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) – 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 Stony Island Real Estate and Pav2 to pay a \$5,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 24-61</u>	<u>Schultz Wilbert Vault Co. v. Illinois Environmental Protection Agency</u> (UST Appeal) – Because Schultz Wilbert Vault 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 24-62</u>	<u>Schultz Wilbert Vault Co. v. Illinois Environmental Protection Agency</u> (UST Appeal) – Because Schultz Wilbert Vault 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 24-70</u>	<u>People of the State of Illinois v. Petroleum Investment Properties LLC</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 Petroleum Investment Properties to pay a \$5,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 24-76</u>	<u>People of the State of Illinois v. Village of Bedford Park</u> (Public Water Supply – Enforcement) – Upon receiving a complaint, stipulation, proposed settlement, and motion for relief from the hearing requirement in this enforcement action concerning the Village’s public water supply in Cook County, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.	4-0 roll call vote
<u>PCB 24-77</u>	<u>United States Steel Corporation v. Illinois Environmental Protection Agency</u> (Air, PSD – Permit Appeal) – The Board accepted for hearing this appeal of IEPA’s permit denial concerning U.S. Steel’s Granite City Works, an iron and steel manufacturing facility in Madison County.	4-0 roll call vote

OTHER ITEMS

	The Board granted the Chair’s Motion to adopt the proposed schedule of the Board’s regular open meetings for calendar year 2025 (attached as page 5 of the agenda and page 6 of these minutes).	
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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 July 11, 2024, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board

BOARD MEETING DATES 2025

All meetings begin at 11:00 AM

The Board will conduct its meetings from its Springfield Videoconference Room 1244 N,
First Floor 1021 N. Grand Avenue East, Springfield, Illinois

Thursday, January 9
Thursday, January 23
Thursday, February 6
Thursday, February 20
Thursday, March 6
Thursday, March 20
Thursday, April 3
Thursday, April 17
Thursday, May 1
Thursday, May 15
Thursday, June 5
Thursday, June 26
Thursday, July 10
Thursday, July 24
Thursday, August 7
Thursday, August 21
Thursday, September 4
Thursday, September 18
Thursday, October 2
Thursday, October 16
Thursday, November 6
Thursday, November 20
Thursday, December 4
Thursday, December 18