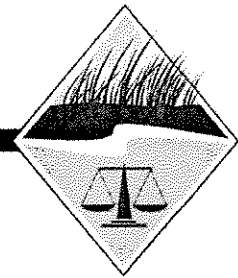


ILLINOIS POLLUTION CONTROL BOARD

MEETING MINUTES



NOVEMBER 4, 1999 SPRINGFIELD OFFICE
600 South Second Street - Suite 403
Hearing Room
11:30 A.M.

ANNOUNCEMENTS

Chairman Manning welcomed members of the public and staff to the meeting. Chairman Manning then introduced and welcomed Erin Conley as the Board's new Rulemaking Coordinator. Chairman Manning also congratulated Steven Langhoff on passing the Illinois Bar Examination.

ROLL CALL

The roll was called and all Board Members were present.

APPROVAL OF MINUTES

Minutes of the October 21, 1999 meeting were approved by a vote of 6-0.

RULEMAKINGS

R00-7	<i>In re</i> Wastewater Pretreatment Update, USEPA Regulations (January 1, 1999, through June 30, 1999) - The Board adopted a proposal for public comment in this "identical-in-substance" rulemaking to amend the Board's wastewater pretreatment regulations.	6-0 Water
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ADJUSTED STANDARDS

AS 00-6 In re Ford Motor Company (Chicago Assembly Plant) for an Adjusted Standard from 35 Ill. Adm. Code 218.986 - The Board accepted for hearing this petition for an adjusted standard from certain volatile organic material requirements on behalf of a Cook County facility and held it pending receipt of the certificate of publication. Air

AS 00-7 In re Petition of Central Illinois Public Service Company for an Adjusted Standard from 35 Ill. Adm. Code 302.208 - The Board acknowledged receipt of this petition for an adjusted standard from certain water quality standard requirements on behalf of a Jackson County facility and held it pending receipt of the certificate of publication. Water

ADMINISTRATIVE CITATIONS

AC 00-16 IEPA v. Olen G. Parkhill, Jr. - The Board accepted for hearing this petition for review of an administrative citation against this Champaign County respondent. 6-0

AC 00-32 Ogle County v. Irene and Dave Wescott - The Board accepted an administrative citation against these Ogle County respondents.

AC 00-33 County of Sangamon v. American Tree Service, Roy F. Throop - The Board accepted an administrative citation against these Sangamon County respondents.

AC 00-34 County of Sangamon v. Illinois Central Railroad - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-35 County of Sangamon v. Throop and Son Tree Service, Earl Throop - The Board accepted an administrative citation against these Sangamon County respondents.

AC 00-36 IEPA v. David Swearingen - The Board accepted an administrative citation against this Moultrie County respondent.

AC 00-37 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-38 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-39 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-40 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-41 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-42 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-43 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-44 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-45 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-46 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

AC 00-47 County of Sangamon v. ESG Watts, Inc. - The Board accepted an administrative citation against this Sangamon County respondent.

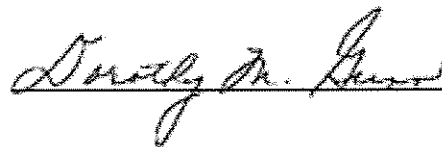
PCB 00-23	<u>National Castings, Inc. v. IEPA</u> - The Board dismissed this matter due to this Cook County petitioner's failure to retain an attorney and file an amended petition pursuant to a September 4, 1999 Board order.	6-0 UST-FRD
PCB 00-26	<u>Chester Sewage Treatment Plant v. IEPA</u> - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was timely filed on behalf of this Randolph County facility.	6-0 P-A
PCB 00-36	<u>C&J Auto Parts, Inc. v. IEPA</u> - Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage appeal was timely filed on behalf of this Cook County facility.	6-0 UST- Appeal
PCB 00-38	<u>John Johnson Landscaping, Inc. v. IEPA</u> - The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.	6-0 UST-FRD
PCB 00-68	<u>Village of White City v. IEPA</u> - The Board granted this Macoupin County petitioner until December 4, 1999, to retain an attorney and to file an amended petition, or the matter will be dismissed and the docket closed.	5-1 Girard dissented W-V
PCB 00-72	<u>Peacock Oil Company v. IEPA</u> - The Board accepted for hearing this underground storage tank appeal involving a Cook County facility.	6-0 UST-FRD
PCB 00-73	<u>City of Rock Island v. IEPA</u> - The Board accepted for hearing this National Pollutant Discharge Elimination System permit appeal involving this Rock Island County facility.	6-0 P-A, NPDES
PCB 00-74	<u>Wayne Foster 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 St. Clair County facility.	6-0 UST-FRD 90-Day Ext.

PCB 00-75	<u>Delta Sonic Car Wash Systems, 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 a DuPage County facility.	6-0 UST-FRD 90-Day Ext.
PCB 00-76	<u>State Street Shell 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 a St. Clair County facility.	6-0 UST-FRD 90-Day Ext.
PCB 00-77	<u>Susan Carson 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 a Kane County facility.	6-0 UST-FRD 90-Day Ext.

ADJOURNMENT

Moved and seconded, by a vote of 6-0, Chairman Manning adjourned the meeting at 11:15 a.m.

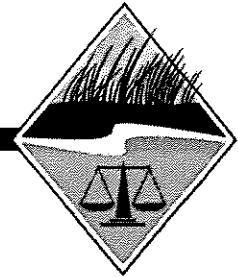
I, Dorothy M. Gunn, Clerk, of the Illinois Pollution Control Board, hereby certify that the above minutes were approved this 18th day of November 1999 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

MEETING AGENDA



NOVEMBER 4, 1999 SPRINGFIELD OFFICE
600 South Second Street - Suite 403
Hearing Room
11:30 A.M.

ANNOUNCEMENTS

The Pollution Control Board welcomes the public to this open meeting. During the meeting itself, only the Board members or staff that are recognized by the Chairman are allowed to speak. If you have any questions about anything that occurred at the meeting, please feel free, after the meeting, to direct your questions to any one of the many staff members in attendance.

Appearance of an item on the agenda does not guarantee that the Board will take action on that item, since the Board may decide to hold the item over for additional review and action at a later meeting. Thank you for your interest.

ROLL CALL

APPROVAL OF MINUTES

October 21, 1999

RULEMAKINGS

R00-7	<u>In the Matter of: Wastewater Pretreatment Update, USEPA Regulations (January 1, 1999 through June 30, 1999) - Proposed Rule, Proposal for Public Comment, Opinion and Order</u>	Melas R, Water
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ADJUSTED STANDARDS

AS 00-6 In the Matter of: Ford Motor Company (Chicago Assembly Plant) for an Adjusted Standard from 35 Ill. Adm. Code 218.986 - Petitioner's Certificate of Publication (10/21) McFawn
Air

AS 00-7 In the Matter of: Petition of Central Illinois Public Service Company for an Adjusted Standard from 35 Ill. Adm. Code 302.208 - Awaiting Certificate of Publication Water

ADMINISTRATIVE CITATIONS

AC 00-16 IEPA v. Olen G. Parkhill, Jr. - Accept for Hearing Order Manning

AC 00-32 Ogle County v. Irene and Dave Wescott - Accept Case - No Order Manning

AC 00-33 County of Sangamon v. American Tree Service, Roy F. Throop - Accept Case - No Order Manning

AC 00-34 County of Sangamon v. Illinois Central Railroad - Accept Case - No Order Manning

AC 00-35 County of Sangamon v. Throop and Son Tree Service, Earl Troop - Accept Case - No Order Manning

AC 00-36 IEPA v. David Swearingen - Accept Case - No Order Manning

AC 00-37 County of Sangamon v. ESG Watts, Inc. - Accept Case - No Order Manning

AC 00-38 County of Sangamon v. ESG Watts, Inc. - Accept Case - No Order Manning

AC 00-39 County of Sangamon v. ESG Watts, Inc. - Accept Case - No Order Manning

ADMINISTRATIVE CITATIONS (CONTINUED)

AC 00-40	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-41	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-42	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-43	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-44	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-45	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-46	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning
AC 00-47	<u>County of Sangamon v. ESG Watts, Inc.</u> - Accept Case - No Order	Manning

ADJUDICATORY CASES

Decisions

Provisional Variances

Since the Board must decide provisional variances within forty-eight hours of their filing, any provisional variances filed prior to this meeting will be included here.

PCB 00-78	<u>Ensign Bickford Company v. IEPA</u> - Provisional Variance	Manning A-V
PCB 00-79	<u>Solar Communications v. IEPA</u> - Provisional Variance	Manning A-V

ADJUDICATORY CASES (CONTINUED)

Motions and Other Matters (Continued)

PCB 00-23	<u>National Castings, Inc. v. IEPA</u> - Dismissal Order (See September 9, 1999 Board Order)	Flemal UST-FRD
PCB 00-26	<u>Chester Sewage Treatment Plant v. IEPA</u> - Dismissal Order	Manning P-A, 90- Day Ext.
PCB 00-36	<u>C&J Auto Parts, Inc. v. IEPA</u> - Dismissal Order	Manning UST- Appeal 90-Day Ext.
PCB 00-38	<u>John Johnson Landscaping, Inc. v. IEPA</u> - Accept for Hearing Order	Manning UST-FRD
PCB 00-68	<u>Village of White City v. IEPA</u> - Board Order	Kezelis W-V
PCB 00-72	<u>Peacock Oil Company v. IEPA</u> - Accept for Hearing Order	Manning UST-FRD
PCB 00-73	<u>City of Rock Island v. IEPA</u> - Accept for Hearing Order	Manning P-A, NPDES
PCB 00-74	<u>Wayne Foster v. IEPA</u> - Joint Request for 90-Day Extension of Appeal Period (10/27) - Order	Manning UST-FRD 90-Day Ext.

ADJUDICATORY CASES (CONTINUED)

Motions and Other Matters (Continued)

PCB 00-75 Delta Sonic Car Wash Systems, Inc. v. IEPA - Joint Request for 90-Day Extension of Appeal Period (10/27) - Order Manning
UST-FRD
90-Day Ext.

PCB 00-76 State Street Shell v. IEPA - Joint Request for 90-Day Extension of Appeal Period (10/27) - Order Manning
UST-FRD
90-Day Ext.

PCB 00-77 Susan Carson v. IEPA - Joint Request for 90-Day Extension of Appeal Period (10/28) - Order Manning
UST-FRD
90-Day Ext.

CASES PENDING DECISION

OTHER ITEMS

ADJOURNMENT

CASE TYPE CODES:

3d P	Third Party Action	A-C	Administrative Citation
A-E	Air Enforcement	A-S	Adjusted Standard
A-V	Air Variance	CSO	Combined Sewer Overflow Exception
GW	Groundwater	HW Delist RCRA	Hazardous Waste Delisting
L-E	Land Enforcement	L-S-R	Landfill Siting Review
L-V	Land Variance	MW	Medical Waste (Biological Materials)
N-E	Noise Enforcement	N-V	Noise Variance
P-A	Permit Appeal	PWS-E	Public Water Supply Enforcement
PWS-V	Public Water Supply Variance	R	Regulatory Proceeding
RCRA	Resource Conservation and Recovery Act proceeding (hazardous waste only)	S0 ₂	S0 ₂ Alternative Standards (35 ILL. ADM. CODE 302.211(f))
SWH-E	Special Waste Hauling Enforcement	SWH-V	Special Waste Hauling Variance
T	Thermal Demonstration Rule	T-C	Tax Certifications
T-S	Trade Secrets	UST-Appeal	Underground Storage Tank Corrective Action Appeal
UST-E	Underground Storage Tank Enforcement	UST-FRD	Underground Storage Tank Fund Reimbursement Determination
W-E	Water Enforcement	W-V	Water Variance
WWS	Water-Well Setback Exception		

ILLINOIS POLLUTION CONTROL BOARD

NEW CASE LISTING



NEW CASES FILED SINCE OCTOBER 21, 1999 BOARD MEETING

AS 00-7	In the Matter of: Petition of Central Illinois Public Service Company for an Adjusted Standard from 35 Ill. Adm. Code 302.208
AC 00-32	Ogle County v. Irene and Dave Wescott
AC 00-33	County of Sangamon v. American Tree Service, Roy F. Throop
AC 00-34	County of Sangamon v. Illinois Central Railroad
AC 00-35	County of Sangamon v. Throop and Son Tree Service, Earl Throop
AC 00-36	IEPA v. David Swearingen
AC 00-37	County of Sangamon v. ESG Watts, Inc.
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PCB 00-72	Peacock Oil Company v. IEPA
PCB 00-73	City of Rock Island v. IEPA
PCB 00-74	Wayne Foster v. IEPA
PCB 00-75	Delta Sonic Car Wash v. IEPA

PCB 00-76	State Street Shell v. IEPA
PCB 00-77	Susan Carson v. IEPA
PCB 00-78	Ensign Bickford Company v. IEPA
PCB 00-79	Solar Communications v. IEPA
PCB 00-80	Polyfoam Packers Corporation v. IEPA

REGULAR BOARD MEETING SCHEDULE FOR CALENDAR YEAR 1999

November 4 *
November 18

December 2
December 16

* This Board Meeting will be in the Board's Springfield Office
600 S. Second Street, Suite 403, Hearing Room

Board Meetings in Chicago will be in Conference Room 9-040

REGULAR BOARD MEETING SCHEDULE FOR CALENDAR YEAR 2000

January 6 *	July 13
January 20	July 27
February 3	August 10
February 17	August 24
March 2	September 7
March 16	September 21
April 6	October 5
April 20	October 19
May 4	November 2
May 18	November 16
June 8	December 7
June 22	December 21

* **This Board Meeting will be in Conference Room 9-031. All other Board Meetings in Chicago will be in Conference Room 9-040 unless otherwise noted.**