



IPCB

Illinois Pollution Control Board

BOARD MEETING MINUTES

May 15, 2025

11:00 a.m.

Videoconference

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

AND

2520 West Iles Avenue
Springfield, IL
Conf. Room 1.508

ROLL CALL

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

ANNOUNCEMENTS

None.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's May 1, 2025 regular open meeting were approved by a roll call vote of 5-0.

RULEMAKINGS

<u>R20-19(A)</u>	<u>Standards for the Disposal of Coal Combustion Residuals in Surface Impoundments: Proposed New 35 Ill. Adm. Code 845 (Land)</u> – For second-notice review by the Joint Committee on Administrative Rules, the Board proposed amendments to its Part 845 rules (35 Ill. Adm. Code 845) on coal combustion residual (CCR) surface impoundments. The proposed amendments concern temporary CCR storage piles and CCR fugitive dust emissions. In addition, the Board opened a sub-docket B to propose, for first notice, amendments to 35 Ill. Adm. Code 845.220.	5-0 roll call vote
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<u>R22-18(A)</u>	Proposed Amendments to Groundwater Quality (35 Ill. Adm. Code 620) (Public Water Supply) – The Board directed participants to provide testimony and evidence concerning any economic impact that adding the PFAS groundwater quality standards to Part 620 (35 Ill. Adm. Code 620) would have on compliance costs under the current versions of the Part 811 and Part 814 landfill rules (35 Ill. Adm. Code 811, 814). The Board also stated that it would consider any amendments to Part 811 or Part 814 proposed in response to adoption of the Part 620 PFAS standards. Finally, the Board directed the hearing officers to hold a public hearing on August 12, 2025.	5-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<u>AC 25-4</u>	<u>Illinois Environmental Protection Agency v. Robert Shay (Land)</u> – After Shay failed to timely file a petition to contest this administrative citation, the Board found that Shay violated Sections 21(p)(1), 21(p)(3), 21(p)(7), and 55(k)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1), 21(p)(3), 21(p)(7), 55(k)(1) (2022)), as alleged. Because there were four violations, the Board ordered Shay to pay a total civil penalty of \$6,000, reflecting the statutory penalty of \$1,500 per violation.	5-0 roll call vote
<u>AC 25-5</u>	<u>Illinois Environmental Protection Agency v. Jeffrey A. Cox, Rhonda E. Cox, and Mitchell A. Gray (Land)</u> – The Board granted IEPA’s motion to voluntarily dismiss Jeffrey A. Cox and Rhonda E. Cox from this action.	5-0 roll call vote

TIME-LIMITED WATER QUALITY STANDARDS

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ADJUDICATORY CASES

<u>PCB 20-10</u>	<u>Marek Kruk v. New Trier High School (Noise – Enforcement, Citizens)</u> – The Board directed Kruk and New Trier to file, within 21 days, an amended stipulation and proposed settlement, along with a request for hearing relief. The filing must comply the Environmental Protection Act and the Board’s procedural rules.	5-0 roll call vote
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<u>PCB 25-14</u>	<u>People of the State of Illinois v. Imperial Zinc Corp.</u> (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action concerning Imperial Zinc’s secondary zinc processing facility in Cook County, the Board directed the Clerk to provide the required newspaper notice.	5-0 roll call vote
<u>PCB 25-28</u>	<u>Dynegy Midwest Generation, LLC v. Illinois Environmental Protection Agency</u> (Land, CCR – Permit Appeal) – The Board granted Dynegy Midwest Generation’s motion to voluntarily dismiss this appeal and closed the docket.	5-0 roll call vote
<u>PCB 25-48</u>	<u>People of the State of Illinois v. Marshall Field’s Chicago, Inc. d/b/a Macy’s Brunswick Square</u> (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action concerning Macy’s boiler plant in Cook County, the Board directed the Clerk to provide the required newspaper notice. The Board also granted the parties’ agreed motion to correct a misnomer by substituting “Macy’s Retail Holdings, LLC” for the originally named respondent.	5-0 roll call vote
<u>PCB 25-58</u>	<u>Bohnert Jerseys v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that Bohnert Jerseys’ livestock waste management structures in Rock Island County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	5-0 roll call vote
<u>PCB 25-59</u>	<u>KJMM Partnership v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – The Board found and certified that KJMM’s livestock waste management structures in Randolph County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2022)).	5-0 roll call vote
<u>PCB 25-60</u>	<u>James and Larisa Willrett v. Illinois Environmental Protection Agency</u> (Water – Tax Certification) – No action taken.	Held

OTHER ITEMS

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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 June 1, 2025, by a vote of 5-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board