

NEW CASES MAY 6, 2010 BOARD MEETING

10-81 Jakobs Brothers Farms, Inc. v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Jakobs Brothers Farms, Inc. located in Whiteside County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

10-82 John and Jennifer Fehr - Rankin v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of John and Jennifer Fehr located in Iroquois County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

10-83 Village of Morton v. IEPA – The Board accepted for hearing this petition for a community well setback exception involving a site located in Tazewell County. The Board also granted the parties’ request for expedited hearing.

10-84 People of the State of Illinois v. Professional Swine Management, LLC, Hilltop View LLC, Wildcat Farms, LLC, High-Power Pork, LLC, Eagle Point, LLC, Lone Hollow, LLC, Timberline, LLC, Prairie State Gilts, Ltd., North Fork Pork, LLC, Little Timber, LLC, and Twin Valley Pumping, Inc. – The Board accepted for hearing this water enforcement action involving several sites located in Adams, Fulton, Hancock, and Schuyler Counties.

10-85 Catherine Thomas, d/b/a Thomas 12th Street Disposal v. IEPA – The Board granted this request for a 90-day extension of time to file a permit appeal on behalf of this Vermilion County facility.

10-86 People of the State of Illinois v. Illinois Fuel Company, LLC – The Board accepted for hearing this water enforcement action involving a site located in Gallatin County.

10-87 People of the State of Illinois v. Mark Pickett, d/b/a Mark's Auto Sales – The Board accepted for hearing this land enforcement action involving a site located in Winnebago County.

10-88 Lee Brummer - Louisville v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Lee Brummer located in Clay County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

10-89 People of the State of Illinois v. Freeport Area Economic Development Foundation, d/b/a Northwest Illinois Development Alliance and Weitz Industrial, LLC – The Board accepted for hearing this water enforcement action involving a site located in Stephenson County.

10-90 American Louver Company v. IEPA – The Board accepted for hearing this permit appeal involving a Cook County facility. No action was taken on petitioner’s motion for stay of specified conditions in the permit.

10-91 4th Meridian Farm, Inc. - Rio v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of 4th Meridian Farm, Inc. located in Knox County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

10-92 BMI Farms, LLC - Versailles v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of BMI Farms, LLC located in Brown County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

10-93 Elk Grove Village/Former Penske Truck Leasing Facility (Incident-Claim No. 20081536-56785) v. IEPA – No action taken.

10-94 People of the State of Illinois v. Gary L. Penrith – Upon receipt of a complaint accompanied by a proposed stipulation and settlement agreement and an agreed motion to request relief from the hearing requirement in this water enforcement action involving a Lake County facility, the Board accepted the case and ordered publication of the required newspaper notice.

10-95 Triple E Farms - Altona v. IEPA – Upon receipt of the Illinois Environmental Protection Agency’s recommendation, the Board found and certified that specified facilities of Triple E Farms located in Knox County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2008)).

AC10-23 IEPA v. John J. and Kathy D. Still – The Board accepted an administrative citation against these Brown County respondents.

R10-21 In the Matter of: Regulatory Proposal for 10-Year Federally Enforceable State Operating Permits (FESOP) Amendments to 35 Ill. Adm. Code Part 201.162 – The Board accepted for hearing Illinois Environmental Protection Agency’s April 20, 2010 proposal to amend the Board’s air pollution regulations.