



IPC

Illinois Pollution Control Board

REGULAR BOARD MEETING MINUTES

February 22, 2018

11:00 a.m.

Videoconference

Chicago

100 W. Randolph Street
Chicago, IL
Room 11-512

Springfield

1021 N. Grand Avenue East
Springfield, IL
**Conference Room 1244 N, First
Floor**

ANNOUNCEMENTS

Chairman Papadimitriou welcomed members of the public and staff.

ROLL CALL

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

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the February 8, 2018 Regular Board Meeting were approved by a vote of 5-0.

RULEMAKINGS

<p>R18-6 R18-14 (cons.)</p>	<p><u>Wastewater Pretreatment Update, USEPA Amendments (January 1, 2017 through June 30, 2017 and July 1, 2017 through December 31, 2017)</u> (Water) – For administrative economy, the Board on its own motion consolidated these two “identical-in-substance” rulemaking dockets, which together span the entirety of 2017. The Board adopted a proposal for public comment in the consolidated rulemaking to amend the Board’s wastewater pretreatment regulations.</p>	<p>5-0</p>
<p>R18-20</p>	<p><u>Amendments to 35 Ill. Adm. Code 225.233, Multi-Pollutant Standards (MPS) (Air)</u> – The Board denied the Environmental Organizations’ Motion to Stay this rulemaking to amend the Board’s air pollution regulations.</p>	<p>4-0 Keenan abstained</p>

ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<p>AC 18-4</p>	<p><u>IEPA v. Francisco and Kim Ramirez</u> (Administrative Citation) – The Board found that respondents had violated Section 55(k)(1) of the Act (415 ILCS 5/55(k)(1) (2016)), and ordered respondents to pay a total civil penalty of \$1,500.</p>	<p>5-0</p>
<p>AC 18-6</p>	<p><u>County of Macon v. Matthew Lawrence</u> (Administrative Citation) – The Board dismissed this administrative citation for failure to timely file proof of service on respondent.</p>	<p>5-0</p>
<p>AC 18-7</p>	<p><u>IEPA v. Dale Obermark</u> (Administrative Citation) – The Board found that respondents had violated Sections 21(p)(1) and 55(k)(1) of the Act (415 ILCS 5/21(p)(1), 55(k)(1) (2016)). Because there were two violations of Section 21(p), the Board ordered respondent to pay a civil penalty of \$3,000.</p>	<p>5-0</p>

ADJUDICATORY CASES

PCB 10-86	<p><u>People of the State of Illinois v. Illinois Fuel Company, LLC and Cheyenne Resources, Inc.</u> (Enforcement – Water) – In this water enforcement action concerning two coal mines located in Saline and Gallatin Countie, the Board granted relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (415 ILCS 5/31(c)(1) (2016)), accepted a stipulation and settlement agreement as to Counts I and II of the complaint, against respondent Cheyenne Resources, Inc., only, and ordered Cheyenne Resources, Inc. to pay a total civil penalty of \$75,000 and to cease and desist from further violations. The Board explained that the remaining counts, against Illinois Fuel Co., are the subject of a pending motion for summary judgment (Counts III and V), or are otherwise pending (Count IV), and that they would be addressed in one or more subsequent Board orders.</p>	<p>3-0 Carter and Santos abstained</p>
PCB 17-1	<p><u>City of Benton Fire Department v. IEPA</u> (UST Appeal) – In an interim opinion and order, the Board denied City of Benton Fire Department’s (Benton) request that the Board direct the Agency to approve Benton’s stage 1 site investigation actual costs as submitted. The Board struck parts of the IEPA’s determinations that approved Benton Fire’s Stage 1 Site Investigation Actual Costs with modifications. The Board further directed Benton file a statement of eligible legal fees and justification for the Board to award fees, and allowed IEPA to file a response.</p>	<p>5-0</p>
PCB 18-25	<p><u>Phillips 66 Company v. IEPA</u> (UST Appeal) – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no underground storage tank appeal was filed on behalf of this DuPage County facility.</p>	<p>5-0</p>
PCB 18-27	<p><u>IEI Barge Services, Inc. v. IEPA</u> (Permit Appeal – Air) – Having previously granted a request for a 90-day extension, the Board dismissed this matter because no permit appeal was filed on behalf of this Jo Daviess County facility.</p>	<p>5-0</p>
PCB 18-51	<p><u>People of the State of Illinois v. North American EN, Inc.</u> (Enforcement – Air) – In this air enforcement action concerning a Cook County 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) (2016)), accepted a stipulation and settlement agreement, and ordered respondents to pay a total civil penalty of \$7,000 and to cease and desist from further violations.</p>	<p>5-0</p>

PCB 18-57	<u>Biesterfeld Pork, Inc. v. IEPA</u> (Tax Certification – Water) – The Board found and certified that specified facilities of Biesterfeld Pork located in Will County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).	5-0
PCB 18-61	<u>Forrest Land Trust v. IEPA</u> (UST Appeal) – The Board accepted for hearing this underground storage tank appeal involving a site in Livingston County.	5-0
PCB 18-62	<u>Rancho Cantera, LLC v. IEPA</u> (Tax Certification – Water) – The Board took no action on this matter.	
PCB 18-63	<u>People of the State of Illinois v. Engineered Plastic Components, Inc.</u> (Enforcement – Land, RCRA) – Upon receipt of a complaint, proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in this land enforcement action involving a site located in Champaign County, the Board accepted the complaint and ordered publication of the required newspaper notice.	5-0

OTHER ITEMS

NEW BUSINESS

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ADJOURNMENT

Moved and seconded, by a vote of 5-0, Chairman Papadimitriu adjourned the Regular Board Meeting.



IPCB

Illinois Pollution Control Board

BROWN BAG LUNCH SEMINAR AGENDA

February 22, 2018

12:00 p.m.

Videoconference

100 W. Randolph Street
Chicago, IL
Room 11-512

AND

1021 N. Grand Avenue East
Springfield, IL

Conference Rm 1244 N, 1st Floor

Blockchain in Illinois

Ms. O'Rourke provided a PowerPoint presentation on the Illinois Blockchain Initiative, including background on blockchains and State government's role in a distributed economy. A copy of the PowerPoint presentation will be posted on the Board's website (www.ipcb.state.il.us). The Board took no action on this matter.

Jennifer O'Rourke,
Illinois Blockchain
Business Liaison, Illinois
DCEO

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on March 22, 2018, by a vote of 5-0.

Don Anthony Brown, Clerk
Illinois Pollution Control Board