



# IPC

Illinois Pollution Control Board

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## REGULAR BOARD MEETING MINUTES

**September 20, 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**

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Chairman Papadimitriou welcomed members of the public and staff.

### **ROLL CALL**

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

### **PUBLIC REMARKS**

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None.

### **APPROVAL OF MINUTES**

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The minutes of the September 6, 2018 Regular Board Meeting were approved by a vote of 5-0.

## RULEMAKINGS

<a href="#"><u>R18-22</u></a>	<u>In the Matter of: Amendment to 35 Ill. Adm. Code 205, Emissions Reduction Market System (Air) – The Board took no action on this matter.</u>	
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## ADJUSTED STANDARDS

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## ADMINISTRATIVE CITATIONS

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## ADJUDICATORY CASES

<a href="#"><u>PCB 12-35</u></a>	<u>People of the State of Illinois v. Six M. Corporation, Inc., an Illinois corporation, William Maxwell, and Marilyn Maxwell, and Joinder of James McIlvain as Necessary Party (Air – Enforcement) – The Board granted the People’s motion for leave to file a First Amended Complaint and accepted that complaint for hearing.</u>	5-0
<a href="#"><u>PCB 16-14, et al.</u></a> (cons.)	<u>Village of Homewood, Homewood, Illinois v. IEPA (Time-Limited WQS) – The Board granted Ingredion Incorporated’s motion to sever its petition (PCB 19-32) from the consolidated docket. The Board also granted the Village of Crestwood’s petition (PCB 19-40) for extension of the filing deadline for the chloride water quality standard stay and found that the stay applies to the Village of Crestwood.</u>	4-0 Santos abstained
<a href="#"><u>PCB 18-83</u></a>	<u>John D. Warsaw v. IEPA (UST Appeal) – The Board directed petitioner to file an amended petition with documentation of service on or before October 19, 2018. The Board also accepted the open waiver already filed by petitioner and noted that it would not reset the statutory decision deadline upon filing of the amended petition.</u>	5-0
<a href="#"><u>PCB 19-32</u></a>	<u>Ingredion, Inc., v. IEPA (Time-Limited WQS) – The Board found that Ingredion Incorporated timely filed its petition for a time-limited water quality standard and that the temperature water quality standard is accordingly stayed as to Ingredion.</u>	5-0
<a href="#"><u>PCB 19-47</u></a>	<u>O’Leary Farms v. IEPA (Water – Tax Certification) – The Board found and certified that specified facilities of O’Leary Farms located in Mercer County are pollution control facilities for the purpose of preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2016)).</u>	5-0

<a href="#"><u>PCB 19-53</u></a>	<u>Evelyn M. Page Trust, Wayne A. Page and Kennard Page, Successor Trustees v. IEPA (UST Appeal)</u> – The Board directed petitioner to file an amended petition with documentation of service on or before October 19, 2018.	5-0
<a href="#"><u>PCB 19-54</u></a>	<u>Granico, FS, Inc.-Morris v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Grainco FS, Inc. located in Grundy 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
<a href="#"><u>PCB 19-55</u></a>	<u>Martin &amp; Bayley, Inc. v. IEPA (UST Appeal)</u> – The Board accepted for hearing this underground storage tank appeal involving a site in Jefferson County.	4-0 Zalewski abstained
<a href="#"><u>PCB 19-56</u></a>	<u>Krogman Farm v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Krogman Farm located in Stephenson 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
<a href="#"><u>PCB 19-57</u></a>	<u>Naftzger Farms- Erie v. IEPA (Water – Tax Certification)</u> – The Board found and certified that specified facilities of Naftzger Farms 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 (2016)).	5-0
<a href="#"><u>PCB 19-58</u></a>	<u>People of the State of Illinois v. Cintas Corporation (Air – Enforcement)</u> – Upon receipt of a complaint, proposed stipulation and settlement agreement, and an agreed motion for relief from the hearing requirement in this air enforcement action involving a site located in Cook County, the Board accepted the complaint and ordered publication of the required newspaper notice.	5-0

## **OTHER ITEMS**

Chairman Papadimitriou read the following statement:

The Board appreciates all of the public comments we have received in the MPS rulemaking (R18-20), both before the record closed and more recently. These will be given due consideration when the Board adopts an opinion and order at an upcoming meeting. To protect the Board’s deliberative process, I cannot say when the Board will consider an order and what the outcome will be. But I assure all of you that the Board is aware of the applicable deadlines and processes and will proceed accordingly.

Member Zalewski informed those in attendance of the upcoming Brown Bag Lunch on October 4, 2018; *Ethics Act Considerations for State Employees* presented by David Morrison, Director of Ethics Training and Compliance, OEIG.

**ADJOURNMENT**

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Moved and seconded, by a vote of 5-0, Chairman Papadimitriu 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 October 4, 2018, by a vote of 5-0.



Don Anthony Brown, Clerk  
Illinois Pollution Control

Board