



IPCB

Illinois Pollution Control Board

BOARD MEETING MINUTES

March 4, 2021

11:00 a.m.

Teleconference

Consistent with the Governor's Disaster Proclamation of February 5, 2021, issued in response to the Coronavirus Disease 2019 (COVID-19) pandemic, as well as Public Act 101-0640, effective June 12, 2020, the Board conducted this regular open meeting by teleconference.

The agenda provided dial-in information for members of the public and explained how they could use their telephones to participate in the meeting—whether by listening, speaking during Public Remarks, or both. Further, the agenda stated that the operator would ask for the name of each member of the public calling in and explain what to do for those who wished to speak. Finally, as noted in the agenda, the meeting was audio recorded.

ROLL CALL

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

ANNOUNCEMENTS

Chair Currie welcomed members of the public and staff.

PUBLIC REMARKS

None.

APPROVAL OF MINUTES

The minutes of the Board's February 4, 2021 regular open meeting were approved by a roll call vote of 4-0.

RULEMAKINGS

<u>R21-18</u>	<u>Amendments to 35 Ill. Adm. Code 219, Organic Material Emission Standards for the Metro-East Area, and 35 Ill. Adm. Code 211, Definitions and General Provisions (Air)</u> – The Board adopted a final opinion and order in this rulemaking to amend the Board’s air pollution regulations.	4-0 roll call vote
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ADJUSTED STANDARDS

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ADMINISTRATIVE CITATIONS

<u>AC 21-3</u>	<u>County of LaSalle v. Helen Owens-Ostheimer (Land)</u> – The Board granted LaSalle County’s motion to voluntarily dismiss this administrative citation.	4-0 roll call vote
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ADJUDICATORY CASES

<u>PCB 20-8</u>	<u>People of the State of Illinois v. John Kirby and Polly Kirby (Land, Air – Enforcement)</u> – In this enforcement action concerning a LaSalle 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) (2018)), accepted a stipulation and proposed settlement, and ordered John Kirby and Polly Kirby to pay a \$6,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 20-32</u>	<u>People of the State of Illinois v. Landfill 33, Ltd. and Wendt Family Trust (Water, NPDES, Land – Enforcement)</u> – In this enforcement action concerning an Effingham County facility, the Board, after holding a public hearing, accepted a stipulation and proposed settlement, and ordered Landfill 33, Ltd. and the Wendt Family Trust to pay an \$18,000 civil penalty and to cease and desist from further violations.	4-0 roll call vote
<u>PCB 21-19</u>	<u>Michael J. Korman v. Medline Industries, Inc. (Water, NPDES – Enforcement)</u> – The Board on its own motion dismissed the complaint as frivolous and closed the docket.	4-0 roll call vote
<u>PCB 21-30</u>	<u>Enterprise Leasing Company of Chicago, LLC v. IEPA (UST Appeal)</u> – Having previously extended the period to appeal IEPA’s underground storage tank (UST) determination concerning Enterprise’s Cook County site, the Board dismissed the case because Enterprise failed to file an appeal.	4-0 roll call vote

<u>PCB 21-42</u>	<p><u>People of the State of Illinois v. City of Colona</u> (Water, NPDES – Enforcement) – In this enforcement action concerning a Henry 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) (2018)), accepted a stipulation and proposed settlement, and ordered the City of Colona to pay a \$4,914 civil penalty and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<u>PCB 21-56</u>	<p><u>People of the State of Illinois v. Village of Robbins</u> (Water, NPDES – Enforcement) – In this 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) (2018)), accepted a stipulation and proposed settlement, and ordered the Village of Robbins to pay a \$10,052 civil penalty and to cease and desist from further violations.</p>	<p>4-0 roll call vote</p>
<u>PCB 21-57</u>	<p><u>People of the State of Illinois v. Crystal Cold, LLC</u> (Water, Land – Enforcement) – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Douglas County, the Board accepted the complaint and ordered publication of the required newspaper notice.</p>	<p>4-0 roll call vote</p>
<u>PCB 21-58</u>	<p><u>People of the State of Illinois v. Village of Mineral</u> (Public Water Supply – Enforcement) – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Bureau County, the Board accepted the complaint and ordered publication of the required newspaper notice.</p>	<p>4-0 roll call vote</p>
<u>PCB 21-59</u>	<p><u>People of the State of Illinois v. Hanfland Painting Contractors, LLC</u> (Land, RCRA – Enforcement) – Upon receiving a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a site in Ford County, the Board accepted the complaint ordered publication of the required newspaper notice.</p>	<p>4-0 roll call vote</p>
<u>PCB 21-60</u>	<p><u>Nathan Wiegand Farm v. IEPA</u> (Water – Tax Certification) – The Board found and certified that Nathan Wiegand Farm’s specified facilities located in Woodford County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).</p>	<p>4-0 roll call vote</p>

<u>PCB 21-61</u>	<u>Carroll Family Farms Partnership v. IEPA (Water – Tax Certification)</u> – The Board found and certified that Carroll Family Farms Partnership’s specified facilities located in Hancock County are pollution control facilities for preferential tax treatment under the Property Tax Code (35 ILCS 200/11-10 (2018)).	4-0 roll call vote
<u>PCB 21-62</u>	<u>ABP Properties, LLC v. IEPA (UST Appeal)</u> – The Board granted a joint request for a 90-day extension to file an underground storage tank appeal (UST) on behalf of this Williamson County facility.	4-0 roll call vote


OTHER ITEMS

	<p>Chair Currie noted the following:</p> <p>Brown Bag Lunch Seminar An Overview of Per- and Polyfluoroalkyl Substances (PFAS) Presented by Board Member Jennifer Van Wie Noon – 1:00 p.m., March 18, 2021 Attend by WebEx—Details to Follow</p>	
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ADJOURNMENT

Moved and seconded, by a roll call vote of 4-0, Chair Currie 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 March 18, 2021, by a vote of 4-0.



Don Anthony Brown, Clerk
Illinois Pollution Control Board