



**Board of Commissioners of Cook County
Minutes of the Environment and Sustainability Committee**

Wednesday, February 28, 2024

2:30 PM

**Cook County Building, Board Room,
118 North Clark Street, Chicago, Illinois**

ATTENDANCE

Present: Degnen, Morita, Britton, Miller, Morrison, Quezada and Trevor (7)

PUBLIC TESTIMONY

Chairwoman Degnen asked the Secretary to the Board to call upon the registered public speakers, in accordance with Cook County Code.

Mark Biel - Chemical Industry Council of Illinois

Tyrone Almore - Koppers Inc

Kevin Washington - Koppers Inc.

Robert DeMott - Ramboll

Kevin Shields - SealMaster

24-0416

COMMITTEE MINUTES

Approval of the minutes from the meeting of 4/26/2023

A motion was made by Commissioner Trevor, seconded by Commissioner K. Morrison, to approve 24-0416.

The motion carried by the following vote:

Ayes: Degnen, Morita, Britton, Miller, Morrison, Quezada and Trevor (7)

24-1232

Sponsored by: BRIDGET DEGNEN, Cook County Board Of Commissioners

REPORT

Department: Cook County Environmental Commission

Report Title: 2023 Annual Report

Report Period: January 2023-December 2023

Summary: This report outlines the work of the Cook County Environmental Commission for the 2023 calendar year.

A motion was made by Vice Chairwoman Morita, seconded by Commissioner Quezada, to receive and file 24-1232. The motion carried by the following vote:

Ayes: Degnen, Morita, Britton, Miller, Morrison, Quezada and Trevor (7)

23-5769

Sponsored by: MAGGIE TREVOR, Cook County Board Of Commissioners

PROPOSED ORDINANCE

COAL TAR SEALANT BAN

BE IT ORDAINED, by the Cook County Board of Commissioners, that CHAPTER 30 ENVIRONMENT, ARTICLE VIII COAL TAR SEALANT BAN of the Cook County Code is hereby enacted as Follows:

Sec. 30-973 - Title, purpose, and scope.

(a) This Article shall be known and may be cited as the Coal Tar Sealant Ban and shall be liberally construed and applied to promote its purposes and policies.

(b) The purpose of this Article, and the policy of the county, is to ban Coal Tar Sealants from Cook County

(c) The Ordinance is subject to the home rule as established by the Constitution of the State of

Illinois Article VII, Section 6, Powers of Home Rule Units. This Article bans the sale and commercial application of Coal Tar Sealants within the boundaries of Cook County, excluding those cities, villages, and incorporated towns that maintain promulgated laws regarding the sale and use of coal tar sealants.

Sec. 30-974 - Definitions

(a) As used in this section, unless the context otherwise indicates, the following terms have the following meanings:

(1) "Coal tar" means a viscous substance obtained by the destructive distillation of coal and containing levels of polycyclic aromatic hydrocarbons in excess of 10,000 milligrams per kilogram. "Coal tar" includes, but is not limited to coal tar, coal tar pitch, coal tar derivatives, coal tar pitch volatiles, coal tar mixtures or any variation assigned to the Chemical Abstracts Service (CAS) numbers 65996-93-2, 65996-89-6, or 8007-45-2.

(2) "Coal tar sealant product" means a surface applied sealant product that contains coal tar or coal tar pitch volatiles.

(3) "Commercial Entity" means any partnership, firm, trust, corporation, or limited liability company.

Sec. 30-975 - Coal Tar Sealant Ban

(a) A person may not sell at wholesale or retail a coal tar sealant product that is labeled as containing coal tar and that is designed to be applied on a driveway or parking area.

(b) A commercial entity may not apply on a driveway or parking area a coal tar sealant product that is labeled as containing coal tar and that is designed to be applied on a driveway or parking area.

Sec. 30-976 - Enforcement and Penalties.

(a) The article shall be enforced by the Cook County Department of Environment and Sustainability in accordance with Chapter 30 of the Cook County Code.

(b) The violation of any such prohibited or unlawful act or offense, or a misdemeanor, shall be punished by a fine not exceeding \$1000.

(c) Violators shall remediate the surface of the applied coal tar pavement product.

Effective date: This ordinance shall be in effect 120 days from the date of its passage

A motion was made by Commissioner Trevor, seconded by Commissioner Britton, to accept as substituted 23-5769. The motion carried by the following vote:

Ayes: Degnen, Morita, Britton, Miller, Morrison, Quezada and Trevor (7)

ADJOURNMENT

A motion was made by Commissioner Trevor, seconded by Commissioner Britton, to adjourn the meeting.. The motion carried by the following vote:

Ayes: Degen, Morita, Britton, Miller, Morrison, Quezada and Trevor (7)

Respectfully submitted,

Bridget M. Degen

Chairman

Lynne M. Turner

Secretary

A complete record of this meeting is available at <https://cook-county.legistar.com>.