

The letter further states that now the situation has changed significantly. Substantial improvements are under way at both the Waukegan and Clavey Road Treatment Plants and the Board has authorized 5000 connection permits to be issued in the North Shore Sanitary District. Maisel's position is that it should no longer be necessary to incur the expense of disconnecting Smitala's car wash.

The Agency's recommendation points out that the average amount of waste water generated by the car wash is approximately 11,542 gallons per day and by the K-Mart it will be around 3,397 gallons per day. Those figures, as set forth in the December 9, 1971 opinion, indicate that if the car wash is not disconnected there will be a net increase of 8,145 gallons per day being discharged. Because of this increased hydraulic load, the Agency believes that the petitioner should be required to secure one of the above-mentioned connection permits authorized by the Board. This permit should have a value equivalent to the additional amount of wastes to be discharged as a result of Maisel's current proposed modification of the December 9, 1971 order. This means that the petitioner would have to secure a connection permit from the District with a value of 82 population equivalents.

We agree with the Agency's recommendation. Because of the fact that additional connection permits have been authorized, we find it to be unnecessary for Smitala to disconnect his discharge line as a condition precedent to K-Mart's line being used. However, if Smitala wants to continue any discharge from his car wash, he must first obtain an appropriate connection permit from the District.

This opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

Condition #3 of the December 9, 1971 order is hereby amended as follows:

3. Smitala shall not discharge any wastes whatsoever into his car wash sewer line until he has received a permit therefor from the North Shore Sanitary District.

I. Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 6th day of September 1972 by a vote of 4-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board