

ILLINOIS POLLUTION CONTROL BOARD
May 19, 1988

CITY OF MORRIS,)
)
 Petitioner,)
)
 v.) PCB 86-4
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board upon the May 6, 1988, Agency Motion To Modify Board Order. The Motion, not opposed by the City of Morris in its May 13 filing, identifies a discrepancy in completion dates for the Benton Street, Jefferson Street and Pine Street storm sewer projects.

The Motion correctly notes a conflict between Condition No. 2 of the Order and Condition No. 6, which sets the completion dates for December 31, 1992. Condition No. 2, which sets respective completion dates in 1989, 1989 and 1990 contains the correct, agreed upon, final, completion dates.

Accordingly the Board hereby strikes Condition No. 6 from the Board's Order of April 7, 1988 in PCB 86-4; in the interests of clarity the Board hereby sets out the Order, as amended, in its entirety, as follows:

ORDER

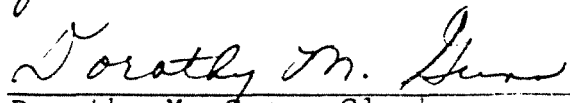
The City of Morris, Grundy County is hereby granted a temporary exception to the requirements of 35 Ill. Adm. Code 306.305(a) regarding first flush of storm flows and from 35 Ill. Adm Code 306.305(b), subject to the following:

1. The temporary exception is granted until January 1, 1992 from 35 Ill. Adm. Code 306.305(a) regarding first flush of storm flows and from 35 Ill. Adm. Code 306.305(b).
2. Morris shall implement the municipal compliance plan set forth at p. 8, above, of this Opinion and Order.
3. Morris shall implement the above referenced municipal compliance plan according to the schedule set forth at p. 8, above, of this Opinion and Order.

4. If, on or before November 1, 1991, the City of Morris fails to submit an amended petition for exception, this temporary exception will terminate on November 1, 1991.
5. The City shall comply with the provisions of 35 Ill. Adm. Code 306.361(b) and (c) unless, pursuant to subsection (d) the City includes a justification in its amended petition for the inapplicability of the required evaluations, or the Agency as a joint petitioner agrees that there is a minimal discharge impact.
6. Once the storm sewer improvements are completed, the City shall conduct an extensive flow monitoring study of the combined sewer system and assess decreases in overflow frequencies, durations and strengths. This study shall be submitted to the IEPA upon completion. During this period, Morris may undertake the Phase III Study or provide justification for not conducting a Phase III Study.
7. The City shall monitor overflow frequencies, duration and strength for SSO-1, SSO-2, and SSO-Butler Street during the period between the issuance of the Board Order and the completion of the storm sewer improvements and for a period of at least one year afterwards.
8. Should the monitoring results indicate the SSO-1, SSO-2 and SSO-Butler Street cannot be safely removed from the existing collection system, and that the overflows cannot be demonstrated to the Agency to be emergency overflows, the City shall undertake whatever measures may be necessary to modify the system to remove these overflows.
9. The City shall conduct further investigation for the purpose of timely locating and removing all remaining sanitary sewage sources contributing to the replaced trunk sewer which terminates as CSO-2. Once the removals are completed, the City shall disconnect this sewer from the sanitary sewer and operate it as a storm sewer

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 19th day of May, 1988 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board