

ILLINOIS POLLUTION CONTROL BOARD  
February 4, 1999

GALESBURG SANITARY DISTRICT,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 99-96
	)	(Provisional Variance - Water)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by C.A. Manning):

On February 2, 1999, the Illinois Environmental Protection Agency (Agency) filed a motion to "correct" the Board's order of January 7, 1999 granting a provisional variance to the Galesburg Sanitary District. The Agency's motion acknowledges that the Board's order correctly incorporates the substance of the Agency recommendation. However, the Agency's motion seeks to amend the Agency's recommendation, and to have the Board order amended consistent therewith. The amendment involves specifying applicability of alternative effluent limits to discharges less than 22 million gallons per day (mgd) and adding a cap of 22 mgd to the wastewater treatment plant's peak flow during the variance period.

The motion is granted. For the parties' convenience, the operative portion of the January 7, 1999 order as amended today is set out in its entirety below.

The Board grants the petitioner a provisional variance from the limits for effluent discharges from its wastewater treatment plant as set forth in 35 Ill. Adm. Code 304.141(a) and 304.207(a). The provisional variance shall begin when the first stage treatment is removed from service to effect repairs and shall expire on April 30, 1999, or after 45 days have elapsed, or when the repairs are completed and the biological process restored, whichever occurs first, subject to the following conditions:

1. During the variance period, the effluent from petitioner's wastewater treatment plant shall not exceed the concentrations of 40 milligrams/liter (mg/l) for carbonaceous biochemical oxygen demand and 50 mg/l of total suspended solids as a monthly average limitation. Peak flow from the plant shall not exceed 22 mgd.
  
2. Petitioner shall notify Kenneth B. Newman of the Agency's Peoria regional office by telephone at 309/693-5463 when it removes the first stage treatment from service, and when the first stage treatment is returned back to service. Written confirmation shall be sent within five days to the following address:

Illinois Environmental Protection Agency  
Bureau of Water - Compliance Assurance Section  
Attention: Erin Rednour  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

- 3. Petitioner shall return the first stage treatment to service as expeditiously as possible and operate its wastewater treatment facility during the term of this variance in a manner that assures best effluent practicable.
- 4. Petitioner shall continue to monitor and maintain compliance with all other parameters in National Pollutant Discharge Elimination System Permit No. IL0023141.
- 5. Petitioner shall sign a certificate of acceptance of this provisional variance and forward that certificate to the Agency within ten days of the date of this order. The certification should take the following form:

CERTIFICATION

I (We), \_\_\_\_\_, hereby accept and agree to be bound by all terms and conditions of the order of the Pollution Control Board in PCB 99-96 dated January 7, 1999, as amended February 4, 1999.

\_\_\_\_\_  
Petitioner

\_\_\_\_\_  
Authorized Agent

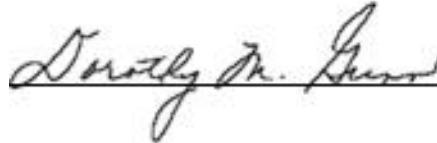
\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

IT IS SO ORDERED.

Section 41 of the Environmental Protection Act (415 ILCS 5/41 (1996)) provides for the appeal of final Board orders to the Illinois Appellate Court within 35 days of service of this order. Illinois Supreme Court Rule 335 establishes such filing requirements. See 172 Ill. 2d R. 335; see also 35 Ill. Adm. Code 101.246, Motions for Reconsideration.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 4th day of February 1999 by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board