

ILLINOIS POLLUTION CONTROL BOARD  
October 19, 1983

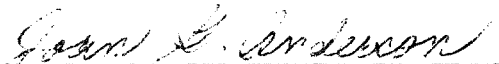
VILLAGE OF BOURBONNAIS, )  
 )  
Petitioner. )  
 )  
v. ) PCB 83-71  
 )  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

CONCURRING OPINION (by J. Anderson)


It is apparent that the inflow from unlawful connections such as sump pumps, downspouts and footing drains substantially aggravates the serious bypass problem. The record indicates that the pace of the Village's disconnection program will be greatly enhanced by better citizen cooperation with the inspection program to identify unlawful connections.

Therefore, I feel that the variance should have contained an additional condition, i.e. that customers who refuse to cooperate with an inspection reasonably necessary to determine whether an unlawful connection exists shall, with appropriate forewarning, be identified in a newspaper of general circulation in the area.

While such a condition should arguably be avoided unless absolutely necessary, I believe such an "embarrassment and peer pressure" condition is needed in this case to provide relief to the Village's downstream neighbors more quickly, and diminish the need for the more time-taking use of fines, etc. to achieve compliance.

  
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Joan G. Anderson, Board Member

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Concurring Opinion was filed on the 25<sup>th</sup> day of October, 1983.

  
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Christan L. Moffett  
Illinois Pollution Control Board