

ILLINOIS POLLUTION CONTROL BOARD  
March 19, 1982

MITCHELL DUTTON AND WILMA DUTTON, )  
  )  
  Complainants, )  
  )  
  v.  )  PCB 79-110  
  )  
CITY OF CREST HILL,  )  
  )  
  Respondent.  )

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

On October 4, 1979 the Board found that the City of Crest Hill (City) had violated Rules 601(a) and 602 of Chapter 3: Water Pollution, and Section 33(c) of the Environmental Protection Act, ordered the City to submit a plan within 60 days to immediately minimize overflows through the utilization of bypasses, relief connections and other effective means, and to pursue federally funded improvements. The City submitted a proposed plan on January 10, 1980 which the Board found unacceptable by Order of July 24, 1980. The City was also ordered to file an amended plan within 60 days. On February 19, 1981 the Board found that the City had not submitted the required plan and ordered that one be submitted within 30 days. The amended plan was submitted to the Board on March 19, 1981. However, the Environmental Protection Agency (Agency), for unknown reasons, failed to receive a copy of that plan prior to January 11, 1982. On January 29, 1982 the Agency filed comments finding the amended plan to be acceptable on condition that all work in furtherance of the plan, as amended, be completed no later than June 15, 1982.


The Board finds that the City's plan, as amended, is acceptable and fulfills the Board Orders of July 24, 1980 and February 19, 1981. Since the Agency represents that the City has expeditiously pursued federal funding, the Board finds that the City has, though belatedly, complied with the previous Board Orders in this matter. Therefore, this docket is closed. The City is hereby ordered to continue to expeditiously pursue federal grant improvements, to comply with its amended plan as approved, and to complete the required alarm system under that plan no later than June 15, 1982.

The Board notes that it received a letter from Wilma Dutton on June 15, 1981 indicating that the alarm system in place at that time was not adequate. The Board notes that the City was not at that time under an order to comply with its plan. The Board intends that this Order will remedy the concerns expressed. If the City fails to comply with the amended plan,

however, enforcement of this Order can be sought through the circuit court.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 19<sup>th</sup> day of March, 1982 by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board