

ILLINOIS POLLUTION CONTROL BOARD  
July 17, 1975

SPACE BUILDERS, )  
Petitioner, )  
v. ) PCB 73-506  
ENVIRONMENTAL PROTECTION AGENCY, )  
Respondent. )


ORDER OF THE BOARD (by Mr. Goodman):

On January 10, 1974, Space Builders filed an amended petition for variance from a sewer extension ban imposed by the Elgin Sanitary District in accordance with Section 912(b) of Chapter 3, Water Pollution Regulations. The Environmental Protection Agency's upgrading of the Elgin District's North Plant loading capacity to 3.5 MGD (Permit #1974-DB-127-OP) places the District in compliance with Section 912(b).

As there is no violation, the District may grant Petitioner the requested sewer service. There is no necessity for a variance. The petition for variance is therefore dismissed as moot.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 17<sup>th</sup> day of July, 1975 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board