

ILLINOIS POLLUTION CONTROL BOARD
January 14, 1976

ENVIRONMENTAL PROTECTION AGENCY,)
Complainant,)
)
v.) PCB 75-140
)
SHERIDAN SANITARY DISTRICT,)
Respondent.)

Mr. Marvin I. Medintz, Assistant Attorney General, appeared on behalf of Complainant. Mr. Charles Marshall, Marshall and Marshall, appeared on behalf of Respondent.

OPINION AND ORDER OF THE BOARD (by Mr. Goodman):

This matter comes before the Pollution Control Board (Board) upon the four count, April 2, 1975, Complaint of the Environmental Protection Agency (Agency). The Complaint charges the Sheridan Sanitary District (Sheridan) with violating Section 12(a) of the Environmental Protection Act (Act) and Rules 403, 404(a) and 405 of the Water Regulations from July 31, 1972 to the date of the Complaint. The Complaint further charges that from April 30, 1974, to April 2, 1975, Sheridan has violated Rule 501(a) of the Water Regulations and Section 12(b) of the Act. A hearing was held November 21, 1975, at which time a Stipulation and Proposal for Settlement was presented to the Board.

In the Stipulation, pursuant to the Agency's Request for Admission of Fact, Sheridan admits each violation charged. Sheridan owns and operates a sewage treatment plant West of the Fox River in the City of Sheridan, LaSalle County, Illinois. These admitted violations include discharging effluent into a pond lying between Sheridan and the Fox River which exceeded 30 mg/l BOD₅ and 37 mg/l SS; 400 fecal coliform/100 ml; said discharge included settleable solids, floating debris, scum or sludge solids, the color, odor and turbidity of which were above obvious levels; and Sheridan failed to submit operating reports since April 30, 1974 (Stip. 2-4).

The Stipulation states that the problems were largely due to operational difficulties which resulted from the failure of Sheridan to have a certified operator available on a regular and continuing basis (Stip. 4). Sheridan has spent in excess of \$6,000 to cure these maintenance problems.

The parties submit and the Board accepts the following compliance plan:

- a) The bar screen shall be maintained in a proper operational condition;
- b) The Imhoff tank shall be maintained in a proper operational condition;
- c) The sludge drying beds shall be improved to allow them to operate at their design efficiency;
- d) The gravity sand filters shall be maintained in a proper operational condition. The ponding and vegetation growth shall be eliminated from the filters;
- e) Chlorination of the effluent will be regularly and properly provided;
- f) The effluent line to the Fox River shall be maintained so as to allow proper effluent flow;
- g) A certified operator will be present for at least two hours on each day of operation, and at all other times necessary to assure that proper operation and maintenance is provided;
- h) Monthly operating reports shall be provided to the Agency;
- i) The plant site will be properly maintained;
- j) Sheridan will diligently pursue available federal grant funds.

The parties stipulate to a penalty of \$400, to be paid within 35 days of this Order.

In consideration of the foregoing, the Board finds that Sheridan has violated Section 12(a) of the Act and Rules 403, 404(a) and 405 of the Water Regulations from July 31, 1972, until April 2, 1975, and Section 12(b) of the Act and Rule 501(a) of the Water Regulations from April 30, 1974, to and including April 2, 1975. For said violations the Board assesses the stipulated penalty of \$400.00.

This Opinion constitutes the Board's findings of fact and conclusions of law in this matter.

ORDER

It is the Order of the Board that:

a) Respondent Sheridan Sanitary District is found to have violated Sections 12(a) and (b) of the Act and Rules 403, 404(a), 405, and 501(a) of the Water Regulations; and

b) For said violations, Sheridan shall pay, within 35 days of this Order, the stipulated penalty of \$400, payment to be made by check or money order to:


Fiscal Services Division
Illinois Environmental Protection Agency
2200 Churchill Road
Springfield, Illinois 62706; and

c) Sheridan shall pursue the plan of compliance as set forth in the accompanying Opinion.

IT IS SO ORDERED.

Mr. Young abstains.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 14th day of January, 1975 by a vote of 3-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board