



Petitioner has indicated and the Agency agrees that the delay in constructing the sanitary sewer extension which would connect Petitioner's facility with the Alton Sewage Treatment Plant was caused by above average rainfalls and high water conditions in the Mississippi River. This delay was beyond Petitioner's control. Petitioner now estimates that by June 30, 1974 it will have diverted sanitary wastes to the Alton Sewage Treatment Plant.

The Board agrees that the year and a half delay was beyond Petitioner's control and that Petitioner has submitted sufficient information to warrant the grant of the requested variance. Because of the short period of time until Petitioner will have completed the sanitary sewer extension and the minimal environmental impact, the Board has declined to require the posting of a bond or the submittal of monthly operating reports. The Agency states that it has no serious objection to the granting of the variance without the customary bond or requirement for reports.

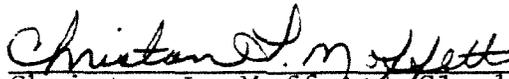
This Opinion constitutes the Board's findings of fact and conclusions of law.

ORDER

The Board hereby grants Illinois Power Company a variance from Rules 404(a)(i) and 405 of the Water Pollution Regulations until June 30, 1974 subject to submitting monthly progress reports to the Agency on the sewer extension project.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 2<sup>ND</sup> day of May, 1974 by a vote of 4-0

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board