

ILLINOIS POLLUTION CONTROL BOARD
March 15, 1973

PETER COSSMAN)	
)	
)	#73-90
v.)	
)	
ENVIRONMENTAL PROTECTION AGENCY)	
MRS. SOPHIE M. STANLEY)	
)	
)	#73-94
v.)	
)	
ENVIRONMENTAL PROTECTION AGENCY)	
MR. AND MRS. JAMES R. JACOBSON)	
)	#73-95
)	
v.)	
)	
ENVIRONMENTAL PROTECTION AGENCY)	

ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.):

We are in receipt of three letters from the above-named petitioners, all of which seek information with respect to or waiver of our sewer connection ban order entered in League of Women Voters v. North Shore Sanitary District, ##70-7, 12, 13 and 14.

In #73-90, petitioner states that he owns a vacant lot in North Chicago and seeks information on how to obtain a permit in order to construct a two-family house which, presumably, would connect to sewer facilities tributary to the North Chicago plant.

In #73-94, petitioner and her husband own a lot in a subdivision in Forest Knoll Estates. We cannot tell from the letter why the sewer connection is prohibited. If the property is in Waukegan, the probability is that the sewer to which connection is sought is classified as overloaded.

In #73-95, petitioners state that they own a lot in Waukegan which, again, we assume would be served by an overloaded sewer.

On the facts presented by the three petitions, we are compelled to deny the requests for variance. No showing of hardship is asserted

of a sufficient magnitude to justify our relaxation of the sewer ban order or to direct connection to the overloaded Waukegan sewers. In each instance, petitioners are the owners of vacant property on which no work appears to have been done. No showing of extreme hardship has been alleged and we do not regard the position of petitioners as different from any other landowners in the District who are unable to proceed with construction because of the present condition of the North Shore Sanitary District facilities and the Waukegan sewer system. See Kenneth P. Zelen v. Environmental Protection Agency, #72-445, PCB (February 14, 1973); Daniel Long v. Environmental Protection Agency, #73-44, PCB (February 6, 1973).

Petitions for variance in cases ##73-90, 73-94 and 73-95 are denied.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 15th day of March, 1973, by a vote of 4 to 0.

Christan D. Moffett