

ILLINOIS POLLUTION CONTROL BOARD
November 23, 1971

VANCE T. VENABLE)

v.)

ENVIRONMENTAL PROTECTION AGENCY)

71-363

Preliminary Opinion (by Mr. Currie):

Mr. Venable asks to connect an existing home to a sewer tributary to the overloaded Waukegan treatment plant despite our order banning such connections (League of Women Voters v. North Shore Sanitary District, # 70-7, March 31, 1971). His allegations are persuasive: that his existing septic system is presently inadequate and that the slightest rain causes sewer back-up and a constant odor both in and around his home. Furthermore, he has consulted septic system contractors but, due to the relatively low level of the property, the type of soil (high in clay content), and the size of the lot, they have not been able to devise a reliable solution. If these allegations are true a strong case for variance is presented. In the interest of rapid resolution of the case without hearing, we suggest that Mr. Venable verify his allegations by submitting a sworn statement to the effect that they are true (see Tauber v. EPA, # 71-171, Oct. 18, 1971). Upon receipt of such verification, and in the absence of an adverse recommendation from the Agency, it is our present intention to grant the variance shortly after the expiration of the 21-day period required for submission of comments.

I, Christian Moffett, Acting Clerk of the Pollution Control Board, certify that the Board adopted the above Preliminary Opinion this 23 day of November, 1971.

