

BEFORE THE POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS

RECEIVED  
CLERK'S OFFICE  
JUL 16 2010  
STATE OF ILLINOIS  
Pollution Control Board

VILLAGE OF MORTON )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY )  
 )  
 Respondent. )

PCB No. 10-83  
(Community Well Setback Exception)

ORIGINAL

VILLAGE OF MORTON'S BRIEF IN SUPPORT OF  
PETITION FOR COMMUNITY WELL SETBACK EXCEPTION

NOW COMES the Petitioner, the Village of Morton, by and through its attorney, Thomas E. Davies, and for a short summary of its request, states as follows:

The Village of Morton filed a request for a variance to allow the construction of a storage facility that will store rock salt and liquid calcium chloride for its snow removal operations. The proposed site is the most feasible location for the structure in the Village corporate limits.

A variance of the setback requirements of Section 14-2 of the Environmental Protection Act is needed. The structure will be centrally located between Wells 7, 9 and 10, which are used by the Village of Morton's water department. Exhibit A to the Petition shows the location of the Wells and the proposed structure.

The Village has duly notified all interested parties and has met all requirements of the Illinois Environmental Protection Agency and they are in support of this request. During the operation of this facility, the Village will comply with all applicable laws.

The Village will adopt a monitoring program and will use the monitoring wells to perform testing in the same manner as the Village currently does in the operation of its water treatment plant. The testing program, procedures and testing facility will all be in conformity with the requirements of the Illinois Environmental Protection Agency.


**SUMMARY**

There is no harm to the public in granting this request and in fact it is a benefit to the public as it will allow greater efficiency for the Village of Morton in its snow removal operations and a clear monetary savings. Proper procedures will be in effect at all times to ensure the quality of the water.

The Village of Morton requests that the relief asked for in its Petition be granted.

Respectfully Submitted,

VILLAGE OF MORTON

By:   
\_\_\_\_\_  
Thomas E. Davies

Thomas E. Davies  
THOMAS E. DAVIES, P.C.  
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CERTIFICATE OF SERVICE

I, Thomas E. Davies, Corporation Counsel for the Village of Morton, certify that I have served the original and nine copies of the attached **BRIEF IN SUPPORT OF PETITION FOR COMMUNITY WELL SETBACK EXCEPTION**, upon the following:

Illinois Pollution Control Board  
Clerks Office  
Attn: John Therriault, Asst Clerk  
James R. Thompson Center  
100 W. Randolph Street  
Suite 11 - 500  
Chicago, Illinois 60601

With copies to:

Illinois Environmental Protection Agency  
Division of Legal Counsel  
1021 North Grand Ave., East  
P.O. Box 19276  
Springfield, IL 62794-9276

Village of Morton  
Attn: Robert Wraight, Director of Public Works  
120 N. Main Street  
Morton, Illinois 61550

via first class United States Mail, with postage fully prepaid, at Morton Illinois on July 14, 2010.

  
\_\_\_\_\_  
THOMAS E. DAVIES  
Corporation Counsel