

recommendation. We have in the past granted variance primarily based upon health hazards posed by ineffective septic systems. In this case an additional benefit will be gained by replacing an old sewer system apparently subject to heavy infiltration and inflow with a new system not so burdened. The Board shall therefore grant variance to the Village of Rockdale from Rule 962(a) of Chapter 3 for the proposed new sewer extension under certain conditions.

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

ORDER

The Village of Rockdale is hereby granted variance from Rule 962(a) of Chapter 3: Water Pollution Control Rules and Regulations to allow construction of a sewer connection along Davis Avenue between Lakeview Avenue and Bellview Avenue within the Village of Rockton subject to the following conditions:

a. Connections to the new sewer extension shall be limited to existing structures located on either side of Davis Street between Lakeview Avenue and Bellview Avenue.

b. The Village of Rockdale shall obtain a permit for the construction and operation of the sewer extension from the Illinois Environmental Protection Agency.

c. Within 45 days of the date of this Order, the Petitioner shall execute and forward to the Illinois Environmental Protection Agency, Variance Unit, 2200 Churchill Road, Springfield, IL 62706, an executed Certification of acceptance and agreement to be bound by all conditions of the variance. This forty-five day period shall be stayed if Petitioner seeks judicial review of this variance pursuant to Section 41 of the Environmental Protection Act. The form of said certification shall be as follows:

CERTIFICATION

I, (We,) _____, having read the Order of the Illinois Pollution Control Board in PCB 80-72, dated _____, understand and accept the Order and agree to be bound by all of its terms and conditions.

_____, Petitioner

_____, Authorized Agency

_____, Title

_____, Date

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 2nd day of October, 1980 by a vote of 5-0.

Christan L. Moffett

Christan L. Moffett, Clerk
Illinois Pollution Control Board