

ILLINOIS POLLUTION CONTROL BOARD  
February 4, 1982

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 79-35  
 )  
 CHEVY CHASE SEWER AND WATER CO., et al., )  
 )  
 Respondent. )

INTERIM ORDER OF THE BOARD (by J. Anderson):

The Board's Order of November 5, 1981 required Chevy Chase to submit "a copy, if any, of its written acceptance of [Lake] County's plan and conditions for accepting ownership of the Chevy Chase sewer system." In lieu of an acceptance, on February 2, 1982 Chevy Chase filed a letter outlining progress made in its negotiations with Lake County.


In brief, William Johnson reports that he met with representatives of Lake County's Department of Public Works on January 7 and 20, 1982 to discuss each party's respective problems and responsibilities. At the latter meeting, Mr. Johnson was informed that "the Lake County Public Service Committee had met on January 14, 1982, to discuss a contractual service agreement between Lake County Public Works and Chevy Chase Sewer and Water Company" and that he would be "immediately apprised as the County moves forward with drafting of the agreement".

Since issuance of its original Opinion and Order of February 19, 1981, the Board has exercised jurisdiction to facilitate the reaching of an agreement for regional treatment of the sewage currently treated by the Chevy Chase plant. On November 5, 1981 the Board believed that an agreement could be executed within 90 days. Although the parties have made progress, it is clear that the Board underestimated the time needed by and for Lake County and Chevy Chase to satisfy administrative and other requirements, particularly given the intervening period for possible appeal of the Board's last Order, and the Christmas holidays. The Board feels that, at this point, it cannot further facilitate the reaching of an agreement by the parties, and that a final order calling for abatement of the pollution problem must be entered in this three year old action. It is, after all, the responsibility of Chevy Chase to seek out and implement a solution to the situation it has created.

If an executed agreement between Chevy Chase and Lake County is not filed within 60 days of the date of this Order, the Board will close this action by entry of a cease and desist order against Chevy Chase.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 4<sup>th</sup> day of February, 1982 by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board