

ILLINOIS POLLUTION CONTROL BOARD
May 1, 1980

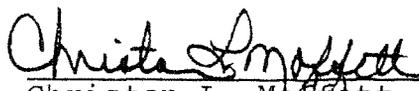
VILLAGE OF SAUGET, St. Clair County,)
an Illinois Municipal Corporation,)
)
Petitioner,)
)
v.) PCB 80-52
)
ENVIRONMENTAL PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by Dr. Satchell):

On April 18, 1980 the Environmental Protection Agency filed a motion to dismiss the variance petition filed April 3, 1980 by the Village of Sauget (Sauget), which requests a variance from Rules 601(c)(1) and (2) of Chapter 3: Water Pollution regarding combined sewer overflows. The petition states that a variance is needed to allow planning of a new facility which will not conform with these rules. Sauget recognizes the need for permanent relief and states that it will file a regulatory proposal within four months, but that a variance is needed to allow planning to proceed towards submission of a permit application in November 1980. Although Board rules forbid issuance of construction permits for facilities which will not conform with its rules, these rules do not forbid planning such a facility. The petition is dismissed without prejudice to Sauget's right to file a new petition when the issue is ripe.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 15th day of May, 1980 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board