

ILLINOIS POLLUTION CONTROL BOARD  
March 1, 1979

TIMBER RIDGE MOBILE HOME PARK, )  
 )  
 ) Petitioner, )  
 )  
 ) v. ) PCB 78-310  
 )  
 ) ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 ) Respondent. )

OPINION AND ORDER OF THE BOARD (by Mr. Young):

This matter comes before the Board on a Petition filed on December 29, 1978, by the Timber Ridge Mobile Home Park for a variance from Rule 962(a) of Chapter 3: Water Pollution, of the Board's Rules and Regulations to allow the connection of certain properties to a sanitary sewer extension in lieu of a like number of connections presently permitted. The Environmental Protection Agency filed a Recommendation on February 2, 1979, which recommended a grant of the variance, subject to certain conditions. No hearing was held; Petitioner waived hearing and made no request pursuant to Rule 406 of the Procedural Rules after receipt of the Agency recommendation.

Timber Ridge Mobile Home Park is located on Ridgeland Avenue, Matteson, Cook County, Illinois and Petitioner is engaged in the development and leasing of residential mobile home sites. The Timber Ridge Mobile Home Park Phase 1 consists of 211 mobile home lots served by a sanitary sewer extension constructed under Agency permit #1976-HB-490-COP issued on April 9, 1976. One hundred forty-five (145) of the 211 lots permitted in Phase 1 are connected. On November 15, 1978, Petitioner was issued a construct only permit for a sanitary sewer extension to serve a Phase 2 development of the facilities by the addition of 344 additional lots. No operating permit was granted because the treatment plant to which the sewers are tributary was hydraulically overloaded and has been on restricted status since February 9, 1978. The treatment plant, owned and operated by Prestwick Utilities, is currently being expanded from the present 0.15 mgd capacity to 0.4 mgd. Plant expansion is scheduled for completion in the spring of 1979 (Pet. 1-3, Rec. 2).

The variance requested would allow the Petitioner to connect 50 lots in Phase 2 in lieu of the connection of 50 lots in Phase 1. The Petitioner agrees to defer the connection of 50 lots in Phase 1 under permit until the expansion of the treatment plant is complete (Pet. 3-5).

Since the substitution proposed will involve no additional flow over that currently permitted, the Board will grant Petitioner's request.

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

ORDER

1. Timber Ridge Mobile Home Park is granted a variance from Rule 962(a) of Chapter 3: Water Pollution, of the Pollution Control Board Rules and Regulations to allow the connection of 50 lots (125 P.F.) in its Phase 2 to the sanitary sewer permitted under permit #1978-HC-2659.

2. Fifty (50) of the lots permitted under permit #1976-HB-490-COP in Phase 1 shall not be connected until the expansion of the main sewage treatment plant of Prestwick Utilities is completed and the Illinois Environmental Protection Agency has approved such connections in writing.

3. Within forty-five (45) days of the date of this Order, the Petitioner shall submit to the Manager, Variance Section, Division of Water Pollution Control, Illinois Environmental Protection Agency, 2200 Churchill Road, Springfield, Illinois, 62706, an executed Certification of Acceptance and Agreement to be bound to all terms and conditions of the variance. The forty-five day period herein shall be stayed during 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 Pollution Control Board in PCB 78-310, understand and accept said order, realizing that such acceptance renders all terms and conditions thereto binding and enforceable.

\_\_\_\_\_  
SIGNED

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
DATE

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 1<sup>st</sup> day of March, 1979, by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board