

ILLINOIS POLLUTION CONTROL BOARD  
May 6, 1976

OLIN CORPORATION,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 76-45
	)	
	)	
ENVIRONMENTAL PROTECTION AGENCY,	)	
	)	
Respondent.	)	

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

This matter comes before the Board upon Petitioner's Motion to Amend Variance filed February 18, 1976 which requests an extension of a variance granted July 31, 1975 in PCB 74-492 in order to install a total recycle system at their Blockson Works in Joliet, Illinois. The Board accepted the Petition as an extension of variance and assigned the matter a new docket number.

In that prior variance, the compliance program was based upon the procurement and installation of a sand filter to provide a final treatment or polishing of the effluent from Olin's clarifier. The Board Order in PCB 74-492 indicated that Olin was reviewing other compliance methods in addition to the filtration equipment and the Board agreed to allow Olin to propose installation of such alternate equipment so long as it was operative by March 1, 1976.

The Illinois Environmental Protection Agency (Agency) filed its Recommendation in this matter on April 9, 1976. The Agency points out that Olin went forward with the investigation and experimental work on their recycle system without Agency approval or permit. However, after reviewing the Petition and the Agency Recommendation, the Board finds that Olin has followed the compliance schedule of PCB 74-492 in good faith and excuses Olin's excursion into the total recycle experimentation as it was anticipated by the Order in PCB 74-492. In addition the Board feels that total recycle instead of discharge, regardless of the form of treatment plant, is generally to be encouraged as the best possible method of protecting the State's waters.

The Board will therefore grant Olin a variance from Rule 408(a) of the Board's Water Regulations with respect to suspended solids from March 1, 1976 to January 1, 1977 for Olin's Blockson Works clarifier system.

On April 26, 1976 Olin filed with the Board what purports to be a Response to Agency Recommendation in which Olin appears to amend its request for relief under the variance until April 1, 1977 rather than January 1, 1977. The sole reason cited by Olin for this apparent change in their request for relief is that that date will coincide with the date which is or will be part of Olin's NPDES permit. The Board does not find that reasoning persuasive and will therefore reject Olin's Amended Variance request contained in their Response to Agency Recommendation.

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

ORDER

It is the Order of the Pollution Control Board that Olin Corporation's Petition for variance from Rule 408(a) (Suspended Solids) of the Board's Water Regulations be granted until January 1, 1977 subject to the following conditions:

- A. Petitioner shall apply for and obtain all necessary permits.
- B. Petitioner shall submit to the Agency by June 1, 1976 a compliance plan indicating all waste sources and methods of treatment proposed to meet the effluent standards for all discharges and a compliance timetable to be approved by the Agency.
- C. Petitioner shall submit monthly compliance reports on the last day of each month to the Agency.
- D. That Petitioner shall, within 28 days after the date of the Board Order herein, execute and forward to the Illinois Environmental Protection Agency, 2200 Churchill Road, Springfield, Illinois, 62706, and to the Pollution Control Board, 309 West Washington Street, Chicago, Illinois, 60606, a Certification of Acceptance and agreement to be bound to all the terms and conditions of the variance.

CERTIFICATION


The Olin Corporation, having read and fully understanding the Order of the Illinois Pollution Control Board in PCB 76-45, hereby accept said Order and agree to be bound by all of the terms and conditions thereof.

SIGNED \_\_\_\_\_

TITLE \_\_\_\_\_

DATE \_\_\_\_\_

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 6<sup>th</sup> day of May, 1976 by a vote of 5-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board