

ILLINOIS POLLUTION CONTROL BOARD
July 31, 1975

THE CELOTEX CORPORATION,)
)
 Petitioner,)
)
)
 v.) PCB 75-245
)
)
ENVIRONMENTAL PROTECTION)
AGENCY,)
)
 Respondent.)

Mr. John L. Parker on behalf of Petitioner,
Mr. Joseph E. Svobođa on behalf of Respondent.

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

Petitioner requests an extension until September 1, 1975 of a previously granted variance for Section 12(a) of the Environmental Protection Act (Act) and Rules 203(a) 404(a)(1), and 404(b)(1) of the Water Pollution Regulations. The Illinois Environmental Protection Agency (Agency) recommended that the variance be granted. No hearing was held.

Petitioner owns and operates a paperboard mill in Quincy, Illinois. Waste from this mill is given primary treatment and discharged to the Mississippi River. The original variance was granted from October 22, 1973 until October 25, 1974 (Celotex v. EPA, PCB 73-445, (February 7, 1974)). On May 8, 1975, Petitioner was granted an extension of the original variance until July 1, 1975. The original compliance program had envisioned compliance by May 1, 1975.

- The present extension is requested because
- (1) one large defoaming pump has not yet been received,
 - (2) delays in connection with installation of the pumps at the plant site,
 - (3) a shortage of electricians resulting in delays in electrical construction work on the plant.

The Agency inspected the plant on July 1, 1975 and found that Petitioner's secondary treatment facility was near completion with full operation to begin by the end of July, 1975. The Agency states that a variance until September 1, 1975 will allow Petitioner time to gain operational experience necessary to achieve the best quality effluent possible.

Because of Petitioner's good faith compliance with the previous Orders and the short duration of the requested relief we find that the requested variance should be granted subject to the same conditions as set forth in the previous variance.

The above consists of the Board's findings of fact and conclusions of law.

ORDER

IT IS THE ORDER of the Pollution Control Board that Petitioner Celotex Corporation be granted a Variance from July 1, 1975 to September 1, 1975 from that part of Section 12(a) of the Environmental Protection Act which prohibits "the discharge of any contaminants so as to violate regulations or standards adopted by the Pollution Control Board"; from that part of Rule 203(a) of Chapter 3 which requires that waters of the State be free from "unnatural sludge or bottom deposits, floating debris, visible oil, odor, unnatural plant or algae growth, unnatural color or turbidity"; and from Rules 404(a)(i) and 404(b)(i) of Chapter 3, all subject to the following conditions:

a) The performance bond submitted by Petitioner in compliance with the Board Order in PCB 73-445 and extended in PCB 75-61 be continued in force and extended for the period of time of this Variance.

b) That discharges from Petitioner's facility not exceed the following:

	<u>Daily Average</u>	<u>Daily Maximum</u>
BOD ₅	150 mg/l	300 mg/l
Suspended Solids	100 mg/l	200 mg/l

c) That the partial Variance from Section 12(a) of the Act apply only to BOD and Suspended Solids;

d) That Petitioner continue to submit monthly progress and operating reports to the Environmental Protection Agency; and,

e) That Petitioner should sample its discharges twice weekly and report the results quarterly to the Agency.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 31st day of July, 1975 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board