

ILLINOIS POLLUTION CONTROL BOARD  
April 26, 1973

ELSA J. MILLER )  
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 )  
 v. ) PCB 73-43  
 )  
 ENVIRONMENTAL PROTECTION AGENCY )  
 )

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

Petition was received February 1, 1973 for a variance to connect Mrs. Elsa J. Miller's residence at 251 King Muir Road in Lake Forest to a sewer. Sewer connections have been restricted in the North Shore Sanitary District since the Board's order of March 1971.

The petitioner alleged that her septic tank is "connected to the storm sewer and has no drain field or filter." She further states that assessments of \$5,000 have been paid for the sewer and that water use must be restricted to prevent seepage into her basement. The petitioner asks speedy action since in her words "we are prime polluters with our present drainage system."

On March 7 the Agency filed its recommendation stating that the petitioner is tributary to the Clavey Road Plant which is now hydraulically overloaded. The Agency also noted that by May 1973 the Clavey Road Plant will have the capacity to treat 12,000,000 gpd at a secondary level of treatment.

The Agency recommends a grant of the variance if the petitioner can provide a verified statement that the septic tank discharges cannot be eliminated "by relatively minor expenditures." On March 15, the Board entered an order requesting that information within 15 days. On March 28 a letter to Mrs. Miller from H.T. Strenger, Inc., a plumbing contractor estimated that it would cost \$3,800 to install a lift pump-and-basin and a septic field. No guarantee could be given because of the soil conditions.

A letter dated March 30 was received from the Lake County Health Department Division of Environmental Health which verifies the Strenger comments as to unsuitability of the soil and strongly recommends connection to the sanitary sewer.

While we are not advised as to where the storm sewer drains we can assume that at some point the unchlorinated septic tank

effluent joins a water course and could pose a health hazard.  
We agree with the Agency and Lake County and grant the variance.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk, Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 26<sup>th</sup> day of April, 1973 by a vote of 3-0.



Christan L. Moffett, Clerk  
Illinois Pollution Control Board