

ILLINOIS POLLUTION CONTROL BOARD
March 7, 1972

GODFREY TOWNSHIP UTILITY BOARD)
)
 v. PCB 72-68
)
ENVIRONMENTAL PROTECTION AGENCY)

OPINION OF THE BOARD (by Mr. Kissel):

The Godfrey Township Utility Board ("Township") filed a petition on February 23, 1972, requesting a variance from the Pollution Control Board for its single-cell lagoons at Youngblood, Black Creek and Coal Branch and for its three-cell lagoons at Warren-Levis and Monticello. The Township asks that the Board grant it a one-year variance in order that it can complete plans and construction of improvements to its existing system. The Township estimates that such improvements cannot be completed until February, 1974, about a year and a half after the deadline date in SW3-14 for secondary treatment. The Township also asks that the Board lift the sewer connection ban which the Agency has imposed in the Township due to the extremely organically-overloaded condition of the lagoons at present.

On the face of the petition, the Board would have no choice but to deny the Township's request. No indication is given as to why it is necessary to wait until February, 1974, for completion of the new treatment facilities. In addition, the Township asks that the Board lift the sewer ban even though the Township apparently plans no interim measures to raise its effluent quality. Exhibit B, submitted with the variance petition, presently shows an effluent quality greatly in excess of state standards. Further, we would call the Township's attention to Sections 404(c)(iii), and 404(f)(i) of the Water Quality Standards (R71-14, adopted March 7, 1972) as it pertains to the operation of a three-stage lagoon.

Since this case does concern a municipality which has apparently been acting in good faith, we will not dismiss this petition. See The City of Fairfield v. Environmental Protection Agency, PCB 72-58, dated February 27, 1972. Rather, the Godfrey Township Utility Board will be given an additional twenty (20) days within which to file an amended variance petition detailing the reasons for the delay.

I, Christian E. Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above Condition and Order this _____ day of March, 1972, by a vote of _____.

Christian E. Moffett