

ILLINOIS POLLUTION CONTROL BOARD  
January 6, 1972

ANDROS CORP. )  
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 )  
 v. ) # PCB 71-390  
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 ENVIRONMENTAL PROTECTION AGENCY )

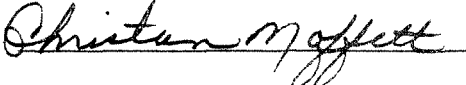
Opinion and Order of the Board (by Mr. Currie):

Andros asks a variance from our order forbidding the addition of new or increased wastes to overloaded treatment facilities in the North Shore Sanitary District (League of Women Voters v. NSSD, # 70-7, March 31, 1971). The petition does not allege facts sufficient to justify the request, and it must be dismissed.

The plan is to replace an existing rooming house of 13 units with a new apartment building of 19. It is clear that an increase in wastes discharged will result, and no special hardship is alleged. Even if all the facts alleged were proved, we could not therefore grant the variance. See Wojcik v. EPA, # 71-350, January 6, 1972, and cases cited. The petition is hereby dismissed.

We call attention to the pending proceeding by the District itself, # 71-343, in which a partial relaxation of the ban is sought which might benefit petitioners such as that in the present case.

I, Christan Moffett, Clerk of the Pollution Control Board, certify that the Board adopted the above Opinion and Order of the Board this 6 day of January, 1972 by vote of 4-0.

  
Christan Moffett