

ILLINOIS POLLUTION CONTROL BOARD  
November 28, 1972

NEW HOPE MISSIONARY BAPTIST CHURCH )  
 )  
 ) #72-417  
 v. )  
 )  
 ENVIRONMENTAL PROTECTION AGENCY )

OPINION AND ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.)

New Hope Missionary Baptist Church seeks a variance from our sewer ban order of March 31, 1971 entered in League of Women Voters v. North Shore Sanitary District, #70-7, 12, 13 and 14, to enable construction of a new church building that will discharge its sewage into tributaries of the North Shore Sanitary District North Chicago Sewage Treatment plant.

By our order of October 24, we directed that petitioner furnish additional information with respect to the contaminants being discharged, the number of members in the congregation and whether the new church premises, as proposed, will add any additional load to the facilities of the North Chicago plant. Petitioner responded to our order stating that its membership ranged between 75 and 100 and that 99% of the members lived in the area served by the North Chicago Sewage Treatment plant and that their use of the church facilities would not add any additional load to the sewage treatment plant.

The Agency recommends that the variance be allowed upon proof of petitioner's allegations. We are satisfied with the representations as made in the petitions filed and grant the variance accordingly. We have granted variances for institutional uses where the proposed use of sewer facilities would be in substitution of sewer facilities in the homes of members, on the basis that the proposed use would not generate additional sewage to the facilities of the North Shore Sanitary District. See Tennis Development, Inc. v. Environmental Protection Agency, #72-59, 5 PCB (May 17, 1972); Waukegan Park District v. Environmental Protection Agency, #71-314 and #71-342, 3 PCB 313 (December 21, 1971). Petitioner has adequately demonstrated that it falls within this doctrine and the variance so requested is allowed.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the <sup>above</sup> Opinion and Order was adopted on the 28<sup>th</sup> day of November 1972, by a vote of 5 to 0.

*Christan J. Moffett*