ILLINOIS POLLUTION CONTROL BOARD
December 6, 1971

JOHN & LUELLA WOJCEK	)	
	)	
v.	)	PCB 71-350
	)	
ENVIRONMENTAL PROTECTION AGENCY	)	

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

On November 4, 1971, John and Luella Wojcek filed a petition for variance with the Board asking the Board to allow the Wojceks to connect a home sewer line to that of the North Shore Sanitary District. The variance would be from paragraph 7 of the Board's order in the case of the League of Women Voters et al v. North Shore Sanitary District, PCB 70-7, et seq. March 31, 1971.

The petition for variance does not, however, contain sufficient facts for the Board to make a decision. Some of the facts which the Board does not know are the following:

1. What have the Wojceks done to the lot since the date of purchase in 1955?

2. When was construction begun on the home?

3. Can a septic field be used and, if so, at what cost? Is the cost a hardship and, if so, why?

There may be other facts which would demonstrate that not granting a variance to the Wojceks would create an "arbitrary or unreasonable" hardship. It is not enough that the Wojceks have owned the lot for some time, if they did nothing prior to March 31, 1971 to build the house. We need much more information and if it is not provided within twenty (20) days of this order, the petition will be dismissed.

It is so ordered.

I, Christan Moffett, Acting Clerk of the Pollution Control Board, hereby certify that the Board adopted the above opinion and order this 6 day of December, 1971.

Christan Moffett
Christan Moffett
Acting Clerk