

ILLINOIS POLLUTION CONTROL BOARD  
July 19, 1973

IN THE MATTER OF )  
 ) R 73-3  
WATER POLLUTION REGULATION AMENDMENTS ) R 73-4

ORDER OF THE BOARD (by Mr. Dumelle):

The following new Rule 409 Delays In Upgrading is enacted;

Because of inadequacies in funding of the federal construction grant program and the lack of any reasonable assurance that additional federal funds will be made available on a timely basis, the application of deadline dates in this Chapter to any discharger who is or will be eligible for a construction grant under Section 201(g) of the Federal Water Pollution Control Act Amendments of 1972 (33 U.S.C. 1251 et seq.) is modified as follows:

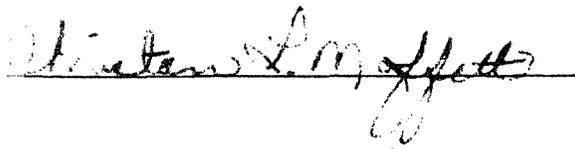
- (a) All effluent standards required to be met on December 31, 1973 are extended to December 31, 1974 for any discharger to the waters of the State who is or will be eligible for a construction grant as described above.
  - (i) The above provision shall not be construed as limiting the power of the Board to enter an order directing immediate construction of facilities necessary to abate pollution of the waters of the State, when the Board has found, as the result of an enforcement case initiated under Sections 30-34 of the Act, that the discharger is causing or tending to cause water pollution.
  - (ii) Whenever a discharger subject to the provisions of this Rule files or has filed the Project Completion Schedule required by Rule 1002 and receives a time extension through the application of this Rule, said Project Completion Schedule will be automatically adjusted to reflect the time extension.

The present Rule 602(c)(3) shall be deleted and a new Rule 602(c)(3) enacted as follows;

602(c)(3) To the extent necessary to prevent accumulations of sludge deposits or depression of oxygen levels, flows in excess of those described under paragraph (c)(2) above shall be treated by retention and return to the treatment works or otherwise. When the Agency finds it necessary, part or all of such excess flows shall be treated to substantially remove floating debris and solids.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted by the Board on the 19<sup>th</sup> day of June, 1973, by a vote of 4 to 0.

  
Christan L. Moffett