

rules as promulgated by the Board and give the Respondent sufficient notice of the acts therein complained of so as to reasonably allow Respondent to prepare a defense.

As to its sixth contention, the Respondent apparently takes the position that since the public water supply regulations with respect to maximum iron content in finished water does not become effective until January 1, 1978, there can be no violation of section 18 of the Act. As compliance with regulations is only a prima facie defense to a violation of the Act, it is the Board's position that one may comply with the PCB regulations and yet violate the Act. The Board also holds that where water is discolored and unpalatable, it may be unfit for ordinary domestic consumption and therefore those facts may constitute a violation of section 18 of the Act.

It is the opinion of the Board that the Respondent's motion to dismiss be denied.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 8th day of May, 1975 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board