

ILLINOIS POLLUTION CONTROL BOARD
October 24, 1972

NEW HOPE MISSIONARY BAPTIST CHURCH)
)
v.) #72-417
)
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, etc., to enable construction of a new church building that will discharge its sewage into tributaries of the NSSD North Chicago Sewage Treatment Plant. We will require petitioner to furnish additional information in order that the petition meets the procedural requirements of a variance petition, as provided in our Rules (Rule 401a). Specifically, we will need additional information on the following subjects: the nature and quantity of contaminants to be discharged, the number of members in the congregation, whether the use of the church premise as proposed, will add any additional load to the facilities of the North Chicago Plant in consideration of the residence location of congregation members, the status of the sewer to which connection is sought as to possible overload, and whether the congregation is presently occupying a building that will be put to a new use.

We have granted variances for institutional uses where the proposed use of sewer facilities would be in substitution of use of 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, 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.) However, we are unable to determine from the petition whether this exception to the sewer ban Order would be available to the petitioner or whether other circumstances exist that would justify a variance.

Petitioner is granted 15 days from the date of this Order to furnish the information requested. The 90 day statutory period for the determination of a variance shall begin to run from the receipt of the foregoing information by the Pollution Control Board.

It is so ordered.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Opinion and Order was adopted on the 24 day of October, A. D. 1972, by a vote of 4 to 0.

Christan Moffett