

ILLINOIS POLLUTION CONTROL BOARD  
January 7, 1982

BENJAMIN DAUM, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 80-17  
 )  
 VILLAGE OF ROSELLE, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by J.D. Dumelle):

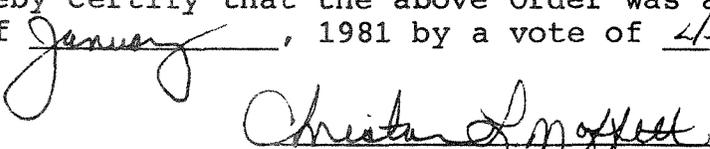
An enforcement action was filed against the Village of Roselle (Village) on January 21, 1980, alleging repeated overflows of sewage in violation of Rule 602(b) of Chapter 3: Water Pollution. On December 4, 1980 the Board found that the Village had violated that rule and ordered that it submit a plan to the Illinois Environmental Protection Agency (Agency) to minimize overflows. Since no such plan had been filed as of June 25, 1981, the Board ordered the Village to file within 30 days. The plan was finally filed on September 3, 1981. On November 14, 1981 the Agency filed its comments on the plan indicating that the plan is satisfactory as it affects Mr. Daum. This is based upon the lack of backups since September, 1979 at Mr. Daum's residence and the Village's allegation that bolt-down manhole lids have been installed to discourage vandalism.

Given that the Board has no information before it to indicate the contrary, the Board finds the plan to be acceptable, and accomplished, and that the Village has satisfied the earlier Board Orders in this proceeding. The Board does, however, note the considerable delay in presentation of an adequate plan, and points out that any necessary extensions in the time needed to comply should have been requested from the Board by a proper motion indicating the reason for such extensions.

Proceedings in this matter are hereby closed.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 7<sup>th</sup> day of January, 1981 by a vote of 4-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board