

ILLINOIS POLLUTION CONTROL BOARD
April 29, 1982

CITY OF SPRING VALLEY,)
)
) Petitioner,)
)
) v.) PCB 82-56
)
) ILLINOIS ENVIRONMENTAL PROTECTION)
) AGENCY,)
)
) Respondent.)

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

On April 29, 1982 the Illinois Environmental Protection Agency (Agency) filed a recommendation that the City of Spring Valley (City) be granted a provisional variance from Rule 404 of Chapter 3: Water Pollution. The Agency has concluded that compliance on a short-term basis with the limitations of Rule 404 under the circumstances in this case would impose an arbitrary or unreasonable hardship on the City, and in fact delay in granting this variance could result in an increased probability of an adverse environmental impact. Therefore, pursuant to Section 35(b) of the Environmental Protection Act the Board will grant this recommended provisional variance.

ORDER

The Board hereby grants a provisional variance from Rule 404 of Chapter 3 to the City of Springfield for a period of 45 days subject to the following conditions:

1. Spring Valley shall notify the Agency when they begin draining the lagoon, when draining has been completed, when bypassing begins, and when the system has returned to operation. Notification shall be sent within 2 days of the date of each of the above events to:

Illinois Environmental Protection Agency
4302 North Main Street
Rockford, Illinois 61103
(815/987-7755)

2. All bypass flows shall receive primary treatment and chlorination prior to discharging.

3. Spring Valley shall complete repairs and return its system to operation as expeditiously as possible.

4. Spring Valley shall take at a minimum daily grab samples for BOD and TSS and submit the results to the Agency within 7 days after the end of each week of discharging.

5. Petitioner shall execute a certificate of acceptance and agreement to be bound by the conditions of the provisional variance in the following form:

CERTIFICATION

I, (We), the City of Spring Valley, having read the Order of the Illinois Pollution Control Board in PCB 82-56 dated April 29, 1982, understand and accept said Order, realizing that such acceptance renders all terms and conditions thereto binding and enforceable.

Petitioner

By: Authorized Agent

Title

Date

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order were adopted on the 29th day of April, 1982 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board