

ILLINOIS POLLUTION CONTROL BOARD
September 15, 1982

CITY OF SPRINGFIELD,)
)
) Petitioner,)
)
) v.) PCB 82-113
)
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
) Respondent.)

ORDER OF THE BOARD (by I. Goodman):

On August 31, 1982 the City of Springfield (City) filed for a provisional variance, and on September 15, 1982 the Illinois Environmental Protection Agency (Agency) filed its Recommendation. The Agency recommends that variance be granted from the suspended solids limitation of Section 304.124 for a period of five days, the time necessary to construct a bypass. Over the past two years when cleaning its surge lagoon, the City has diverted flows from a grit settling basin directly to Lake Springfield. It now proposes to construct a bypass around the grit tank and surge lagoon, to avoid future direct discharges. The Agency has concluded that environmental harm during the construction period to Lake Springfield will be minimal, and that the lake's public water supply is not adversely affected. Furthermore, the Agency has concluded that denial would impose an arbitrary or unreasonable hardship to the City.

Although the Board notes that the circumstances involved in constructing the bypass are not an emergency or unexpected nature, it will grant this provisional variance pursuant to Section 35(b) of the Environmental Protection Act.

ORDER

The City of Springfield is granted a provisional variance from the suspended solids limitation contained in 35 Illinois Administrative Act 304.124, for a period of five days during the construction of its bypass, subject to the following conditions:

1. The City shall notify the Illinois Environmental Protection Agency two days prior to diverting flows to Lake Springfield, and notify the Agency when the diversion has ceased.

2. The period of variance is to commence on the date the City begins to divert its flows to Lake Springfield.

3. The City's discharge shall not exceed the total suspended solids concentration of 225.0 mg/l during the period of the variance.

4. The City shall sample and analyze the diverted flow for the parameters as required in the NPDES permit and report the results to the Agency within fourteen days after the expiration of the variance.

5. The City shall make reasonable efforts to reduce wastewater flows during the period of this variance.

6. Within ten days of the date of this Order, Petitioner shall execute and forward to the Environmental Protection Agency, 2200 Churchill Road, Springfield, Illinois 62706, a Certificate of Acceptance and Agreement to be bound to all terms and conditions of this variance. The form of the certificate shall be as follows:

CERTIFICATE

I, (We), _____, having read the Order of the Illinois Pollution Control Board in PCB 82-113, dated _____, understand and accept the 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.

Board Chairman Dumelle and Board Member Joan Anderson concurred.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 15th day of September, 1982 by a vote of 5-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board