

ILLINOIS POLLUTION CONTROL BOARD
January 27, 1983

GREATER PEORIA SANITARY DISTRICT,)
)
) Petitioner,)
)
) v.) PCB 83-12
)
 ILLINOIS ENVIRONMENTAL PROTECTION)
 AGENCY,)
) Respondent.)

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

This provisional variance request comes before the Board upon a January 27, 1983 Recommendation of the Illinois Environmental Protection Agency (Agency). The Agency recommends that a 45-day provisional variance be granted to the Greater Peoria Sanitary District (District) to allow it to drain water in a flooded 150-acre sludge storage lagoon system. The District had been granted a similar provisional variance on December 16, 1982 but did not accept it since it was limited to the draining of a 50-acre area.

The Agency has concluded that compliance on a short-term basis with the 5-day biochemical oxygen demand and suspended solids limitations of Section 304.120 and the ammonia nitrogen limitation of Section 304.301 would impose an arbitrary or unreasonable hardship. It, therefore, recommends that a variance be granted which is applicable to the entire 150-acre site.

The Board notes that a similar provisional variance was granted to the District on April 15, 1982 (PCB 82-43, 46 PCB 117) which required the District to "proceed with plans to increase the elevation of the existing levees," as recommended by the Agency. This has apparently been accomplished. Also, no date for the commencement of this provisional variance is given, so the Board will order it to commence upon discharge.

Pursuant to Section 35(b) of the Act, the Board hereby grants the provisional variance as recommended.

ORDER

The Peoria Sanitary District is hereby granted a provisional variance from the Section 304.120 limitations for BOD and suspended solids and from the Section 304.301 ammonia nitrogen limitation for a period of 45 days beginning on the day that discharge begins subject to the following conditions:

1. The District informs Robert Broms, Manager, Compliance Assurance Section, Division of Water Pollution Control (217/782-9720):
 - a. the day discharge(s) begins;
 - b. the day discharge(s) ceases;
2. The two lagoons (and any others) containing the wet sludge prior to the flood shall be dewatered to no more than a level of one foot above the sludge;
3. The remaining lagoons containing dry sludge shall be dewatered to no more than a level that will assure that no sludge is discharged;
4. The District shall make visual observations of its discharge(s) 5 times per week and, upon any noticeable change in the discharge's appearance that could indicate sludge contamination, the discharge shall cease;
5. The District shall sample the discharge for BOD, TSS, volatile solids, and ammonia nitrogen 5 times per week and submit the results within 10 days after the end of each calendar week to Robert Broms;
6. The District shall execute a certificate of acceptance and agreement to be bound by the terms and conditions of this provisional variance within 10 days of the date of this Order. The certificate shall be addressed to the Illinois Environmental Protection Agency, Division of Water Pollution Control, Compliance Assurance Section, 2200 Churchill Road, Springfield, Illinois 62706 and shall be in the following form:

CERTIFICATION

I, (We) _____, having read the Order of the Illinois Pollution Control Board in PCB 83-12 dated January 27, 1983, understand and accept said Order, realizing that such acceptance renders all terms and conditions thereto binding and enforceable.

Petitioner

By: Authorized Agent

Title

Date

Board Member J. Anderson concurred.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 27th day of January, 1983 by a vote of 50.

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