ILLINOIS POLLUTION CONTROL BOARD
August 5 , 1976

CITY OF EFFINGHAM,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 76-129
	)	
ENVIRONMENTAL PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by Dr. Satchell):

Petitioner filed a request for a modification on July 9, 1976. The Board on June 3, 1976 had granted a variance from Rule 203(h) of the Chapter 3: Water Pollution Regulations to Petitioner to allow application of the herbicide 2,4-D to Lake Sara. Lake Sara is the supplemental water supply for the City of Effingham. As a condition of the variance water from Lake Sara was not to be used for 30 days. In a letter dated July 8, 1976 the City informed the Board that only a fifteen day supply of water was left in the reservoir normally used and that the water in Lake Sara was needed to supply the City. Any action taken by the Board would have occurred too late to alleviate the problem. In this emergency situation there is no alternative but to rely on tests of the water supply made by the Environmental Protection Agency and the best judgment of the City and the Agency of how to resolve the situation.

The request for modification is denied.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 5th day of August, 1976 by a vote of 5-0.

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