

ILLINOIS POLLUTION CONTROL BOARD
April 10, 1975

ENVIRONMENTAL PROTECTION AGENCY,)
Complainant,)
)
)
v.) PCB 74-431
)
)
CITY OF MOUNT OLIVE, a municipal)
corporation,)
Respondent.)

INTERIM ORDER OF THE BOARD (by Mr. Dumelle):

This enforcement action was filed November 19, 1974. The complaint charges the City of Mount Olive with numerous violations of the Environmental Protection Act, Sanitary Water Board Regulations and Pollution Control Board Regulations, Chapter 3 (Water Pollution Regulations) in the operation of its sewage treatment plants. A hearing was held on March 6, 1975 wherein a Stipulation of Facts was entered into, admitting the violations alleged.

The Board rejects this Stipulation as inadequate in that it fails to set forth the quantities of contaminants discharged and the effect on the receiving waters. Measurements for ammonia nitrogen, BOD, suspended solids, fecal coliform and mercury were not provided. In addition, no evidence was submitted to indicate the city's attempts to obtain a sewage treatment grant or its current priority status. The Board cannot make an informed judgment on the amount or necessity for a penalty without additional facts.

ORDER

It is the Order of the Pollution Control Board that the parties return to hearing or file an amended stipulation to correct the deficiencies in the record within 45 days from the date of this Order.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Opinion and Order were adopted on the 10th day of April, 1975 by a vote of

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Christan L. Moffett, Clerk
Illinois Pollution Control Board