

ILLINOIS POLLUTION CONTROL BOARD  
March 22, 1973

DAVID J. BURRY )  
 )  
 ) #73-39  
 v. )  
 )  
 ENVIRONMENTAL PROTECTION AGENCY )

ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.):

Petition has been filed by David J. Burry, seeking variance from our order in League of Women Voters v. North Shore Sanitary District, #70-7, 12, 13, 14 (March 7, 1971) in order to connect a new single-family residence to the overloaded Waukegan sewers, tributary to the North Shore Sanitary District.

Petitioner has failed to demonstrate that he would suffer an arbitrary or unreasonable hardship if the variance is denied. No work has been done on the property, either predating our sewer ban order or in expectation of the granting of a permit, nor are the circumstances alleged of a sufficient magnitude of hardship to justify a relaxation of the sewer ban order. The increased costs of building and services are not unique to petitioner.

We again urge that the City of Waukegan take the necessary steps to bring its sewer system into compliance so that construction of the area can proceed. The petition for variance is denied without prejudice.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the xx day of March, 1973, by a vote of 4 to \_\_\_\_\_.