

ILLINOIS POLLUTION CONTROL BOARD  
January 17, 1974

GERALD F. VERMUELEN

v.

ENVIRONMENTAL PROTECTION AGENCY

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PCB 73-501

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

Petitioner filed a Variance Petition from Order #7 of League of Women Voters v. North Shore Sanitary District, PCB 70-7, 12, 13, and 14 to allow him to connect a newly constructed animal hospital sewer which is tributary to the Clavey Road Sewage Treatment Plant. The Agency filed a Recommendation to grant the variance on January 11, 1974.

Petitioner's animal hospital is located at 1391 Northwestern Avenue in Lake Forest, Lake County, Illinois in an area which is currently under a sewer ban. Since Petitioner's new facility is not larger than his old animal hospital and the old one is to be destroyed, a grant of Petitioner's request would not result in any additional load to the Clavey Road Sewage Treatment Plant.

To require Petitioner to wait until July 1, 1974 to connect his hospital to the sewer system would work an arbitrary and unreasonable hardship (See North Shore Sanitary District v. EPA, PCB 73-134, Order).

This Opinion constitutes the Board's findings of facts and conclusions of law.

ORDER

The Illinois Pollution Control Board hereby grants Gerald F. VerMeulen a variance from Order #7 of League of Women Voters v. North Shore Sanitary District, PCB 70-7, 12, 13, and 14 to allow a sewer connection for his animal hospital.

The Board hereby orders that the North Shore Sanitary District subtract Petitioner's population equivalent from the total population equivalent granted to the District in North Shore Sanitary District v. EPA, PCB 73-134.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Opinion and Order were adopted on the 17<sup>th</sup> day of January, 1974 by a vote of 5-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board