

ILLINOIS POLLUTION CONTROL BOARD  
July 11, 1974

ENVIRONMENTAL PROTECTION AGENCY     )  
  )  
                                  v.        )     PCB73-282  
  )  
ADOLPH RAYMOND and JOSEPH NOVELLE    )

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

The Stipulation and Proposal for Settlement contained in the transcript of May 28, 1974 would have the respondent agree to a penalty of \$1,700 for the violations admitted to in Paragraph 7. This Paragraph reads as follows:

Respondents admit they constructed, installed and operated the aerated holding tank and septic tank system from April 16, 1972 to June 1, 1973 without construction or operating permits having been granted by the Illinois Environmental Protection Agency (hereinafter "Agency"), having only secured a permit to construct such facilities from the Public Health Department of McHenry County.


Reading this paragraph with Paragraphs No. 8-15 inclusive indicates that the septic tank system violations alleged were separate and distinct from the aerated holding tank violations.

The parties are ordered to file within 60 days any showing of the necessity to obtain permits, whether construction or operating, for a septic tank system, under the Water Pollution Regulations of the Board or under any regulations still in effect as adopted by the Sanitary Water Board. The Agency shall state the number of septic tank system permits it has granted since the adoption of the Water Pollution Regulations and give the size of the facility served in terms of population equivalents (P.E.).

If the parties do not find a legal basis for requiring septic tank system permits, then in the alternative, they may propose to the Board an amended stipulation.

IT IS SO ORDERED.

I, Christan L. Moffett, hereby certify that the Board adopted the above Interim Order this 11<sup>th</sup> day of July, 1974 by a vote of 5-0.



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Christan L. Moffett, Clerk  
Illinois Pollution Control Board