

ILLINOIS POLLUTION CONTROL BOARD
January 23 1973

FOSS PARK DISTRICT)
)
) #72-442
 v.)
)
 ENVIRONMENTAL PROTECTION AGENCY)

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

Petitioner seeks a variance from our order entered in League of Women Voters v. North Shore Sanitary District, #70-7, to enable construction of a recreation building that would discharge waste into sewers tributary to the North Chicago facilities of the North Shore Sanitary District. The park district is located in North Chicago and the petitioner has represented that the persons using the facilities would be principally from the North Chicago area.

The Agency has recommended that the petition be granted, subject to several conditions which we believe are not necessary to impose. We have granted variances of this nature for public recreational facilities in previous cases. See Tennis Development Corporation v. Environmental Protection Agency, #72-59, (May 17, 1972) and Waukegan Park District v. Environmental Protection Agency, #71-314, 71-342 (December 31, 1971). We believe the impact on the district facilities will be minimal and disproportionate with the hardship imposed on the community if the recreational facility is not constructed.

IT IS THE ORDER of the Pollution Control Board that petitioner, Foss Park District, be granted a variance from the order of the Board in League of Women Voters v. North Shore Sanitary District, #70-7, for construction of a recreational building and connection to facilities tributary to the North Shore Sanitary District sewage treatment plant.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Opinion was adopted on the 23rd day of January, 1973, by a vote of 3 to 0.

Christan S. Moffett