

ILLINOIS POLLUTION CONTROL BOARD

June 28, 1971

MRS. E. ALLEN HAIGHT )  
 )  
 v. ) #71-93  
 )  
 ENVIRONMENTAL PROTECTION AGENCY )

Opinion and Order of the Board (by Mr. Currie):

This petition requests a variance from the Board's order of March 31, 1971 in the case of League of Women Voters v. North Shore Sanitary District, #70-7, which forbade new sewer connections or increased sewer discharges in portions of Lake County until adequate treatment facilities are constructed to deal with the added wastes. We grant the petition for reasons given by the Agency in its recommendation.

The petitioner was refused a building permit to add two bedrooms, two bathrooms, and a family room to the ground floor of an existing residence in Highland Park. The need for the addition is the illness of the petitioner's children, which will make stair climbing impossible. As the Agency says, "the Haight residence is already connected to the NSSD system and thus would not constitute a new source of waste. Nor is this a case of allowing an existing source to increase the quantity or concentration of its waste. As the petition succinctly points out, 'the planned addition to our home places no additional burden to the Sanitary District. We will still number five bodies living at 267 Sumac Road...' The present case should be distinguished from variance petitions contemplating a change in the use of an existing connection, where the change would increase the number of people using the facilities or result in a different type of sewage being added to the system." How we would resolve such a case we do not today decide.

As the Agency points out, this request is not in conflict with the objectives of the Board's order. Moreover, the hardship if the variance were denied would be great indeed. The variance is granted. We regret that it has taken us so long to decide the case.

I, Regina E. Ryan, Clerk of the Pollution Control Board, certify that the Board adopted the above opinion and order this 28 day of June, 1971.

