

ILLINOIS POLLUTION CONTROL BOARD  
June 23, 1994

VILLAGE OF SAUGET, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 94-175  
 ) (Permit Appeal)  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by G. T. Girard):

On June 8, 1994, the Village of Sauget filed a petition for permit review regarding its two (2) wastewater treatment plants, the American Bottoms Regional Wastewater Treatment Plant and the Physical Chemical Plant, both located in St. Clair County. The Petition seeks review of two (2) NPDES general storm water discharge permits. The permits were issued under the same permit number for both facilities.

The Village of Sauget asserts that the NPDES storm water permits were not necessary for either plant because both facilities are owned by a municipality which has a population of less than 100,000. (See Section 402(p) of the Clean Water Act, 33 U.S.C. §1342(p), codified at 40 C.F.R. 122.26).

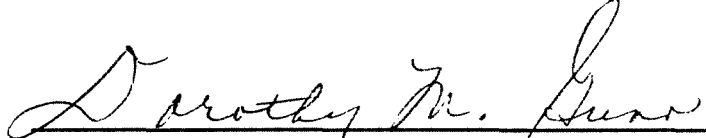
It has been the Board's long standing practice to require that separate petitions be filed for appeals of each of several permits; each permit involves a separate Agency permitting decision, permitting file, and deadlines for Board and Agency actions pursuant to Sections 39 and 40 of the Act. The Village of Sauget is accordingly directed to file an amended petition in this docket number (PCB 94-175) and a new petition in another docket. Each filing must challenge only one permit, which is to be identified by number in the petition. The new petition must be accompanied by the \$75.00 filing fee required by Section 7.5 of the Act. The filing of the amended and new petition will restart the Board's decision timeclock. However, the Board will look to the June 8, 1994 filing date of the initial petition in determining issues of timeliness of appeal.

Upon motion, the Board will consider consolidating these two dockets for hearing.

Failure to file the separate amended and new petition required by this order within 45 days of the date of this order may subject this matter to dismissal.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 23<sup>rd</sup> day of June, 1994, by a vote of 6-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board