

ILLINOIS POLLUTION CONTROL BOARD  
August 5, 1982

VILLAGE OF FRANKLIN GROVE, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 82-95  
 )  
 ILLINOIS ENVIRONMENTAL PROTECTION )  
 AGENCY, )  
 )  
 Respondent. )

OPINION AND ORDER OF THE BOARD (by I.G. Goodman):

On August 4, 1982 the Illinois Environmental Protection Agency (Agency) filed a Recommendation that the Village of Franklin Grove (Franklin Grove) be granted a provisional variance from the biochemical oxygen demand limitations and suspended solids of Rule 404(c) (BOD/TSS) and the fecal coliform limitation of Rule 405, as contained in Chapter 3: Water Pollution. Variance is requested from the BOD/TSS limits a period of time necessary to repaint the Franklin Grove Water Treatment Plant's tertiary high rate sand filter. Since effluent from these sand filters is needed to operate the chlorinator, variance from the fecal coliform limit is needed for the same time period. The Agency has concluded that environmental harm during the repair period to the downstream waters of the Franklin Creek or the Rock River should be minimal. Pursuant to Section 35(b) of the Environmental Protection Act the Board will grant this provisional variance, as recommended.

ORDER

The Board hereby grants the Village of Franklin Grove (Franklin Grove) a provisional variance from the Rule 404(c) limitation for biochemical oxygen demand and suspended solids and the Rule 405 limitation for fecal coliform for a period of forty-five (45) days beginning the day the tertiary high rate sand filters are taken out of service, subject to the following conditions:

- 1) Franklin Grove's discharge shall not exceed 30 mg/1 BOD, 30 mg/1 TSS.
- 2) Franklin Grove shall report, on DMRs, levels of BOD and TSS according to the same sample type and frequency as required in Petitioner's expired NPDES Permit.

3) Franklin Grove shall report to the Agency when the sand filters are taken out of service and when they are returned to service. Notification shall be made within 3 days to the following address:

IEPA/SWPC  
4302 North Main Street  
Rockford, Illinois 61103  
(815)987-7755

4) Franklin Grove shall provide, at minimum, primary and secondary treatment.

5) Franklin Grove shall provide the best degree of operation and maintenance that is feasible.

6) Within ten days of the date of this Order, Franklin Grove shall execute a certificate of acceptance and agreement in the following form:

CERTIFICATION

I, (We), \_\_\_\_\_, having read the Order of the Illinois Pollution Control Board in PCB80-48, dated \_\_\_\_\_, understand and accept the said Order, realizing that such acceptance renders all terms and conditions thereto binding and enforceable.

\_\_\_\_\_  
Petitioner

\_\_\_\_\_  
By: Authorized Agent

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

IT IS SO ORDERED.

J.D. Dumelle dissents.

I, Christan L. Moffett, hereby certify that the above Order was adopted on the 5<sup>th</sup> day of August, 1982 by a vote of 4-1.

Christan L. Moffett, Clerk  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board