INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
*We Protect Hoosiers and Our Environment.*
100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

**Michael R. Pence**
*Governor*

**Thomas W. Easterly**
*Commissioner*

To: Fulda Regional Sewer District
P. O. BOX 46
Fulda, IN 47536

August 27, 2014

Dear District,

The District has met the statutory requirements for requesting the district to reduce the boundaries of the District. Enclosed is the First Order modifying your Order. If you have any questions, please feel free to contact me at 317-233-0476.

Sincerely,

Lynne Newlon

Lynne Newlon
Regional District Coordinator
IDEM

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| STATE OF INDIANA | ) | BEFORE THE INDIANA DEPARTMENT |
| | ) SS: | OF ENVIRONMENTAL MANAGEMENT |
| COUNTY OF MARION | ) | |

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| IN THE MATTER OF | ) |
| THE FIRST MODIFICATION | ) |
| OF THE FULDA | ) |
| REGIONAL SEWER DISTRICT | ) |

# FIRST ORDER MODIFYING THE ORDER FORMING THE FULDA REGIONAL SEWER DISTRICT

The Fulda Regional Sewer District (District) was previously established by Order of the Indiana Department of Environmental Management (IDEM), dated May 13, 2002, (Order), for the purpose of collection, treatment, and disposal of sewage.

On or about June 23, 2014, the District, by its Board of Trustees, petitioned to amend the Order, pursuant to Indiana Code (IC)13-26-1-2(a)(2), by requesting to surrender and relinquish a portion of the territory in which the District is authorized to provide service. The area the District is surrendering is no longer in the District's Plan to serve. In addition, and in accordance with IC 13-26-8, a district is required to notify IDEM when adding territory to the district. The District submitted to IDEM on or about August 12, 2014, a letter from the Harrison Township Trustee asking the District to include a portion of Harrison Township, Spencer County.

The Commissioner of IDEM now orders that the Order is amended as follows:

1. The District shall surrender and relinquish the area of concern. The area to be relinquished is the following:

   Land Description:
   Section 26
   All of the District's boundaries lying in Section 26 will be relinquished.

2. The District has notified IDEM of additional territory. The area to be added is:

   Land Description:
   SW ¼ of NW ¼ and the North ½ of SW ¼ of Section 3, Township 5 South, Range 4 West.

3. In all other respects, the District will remain subject to the terms of the original Order entered on May 13, 2002.

Pursuant to IC 4-21.5-3-5(f) and IC 4-21.5-3-2(e), this Order modifying the Order forming the Fulda Regional Sewer District, becomes effective eighteen (18) days after its mailing. If you wish to challenge this decision, IC 4-21.5-5-3-7 requires that a petition for administrative review be filed. The petition describing your intent must be submitted to the Office of Environmental Adjudication, 100 North Senate Avenue, IGC-N, Indianapolis, Indiana 46204, within eighteen (18) days from the mailing of this notice. This petition must be filed in accordance with IC 4-21.5-5-7, and must include facts demonstrating that the petitioner is the applicant, a person aggrieved by this decision, or a person entitled to review by law.

Dated in Indianapolis, Indiana, on this 27th day of August, 2014.

Thomas W. Easterly

Commissioner

Indiana Department of Environmental Management