

1 INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
2  
34 STATE OF INDIANA )  
5 )  
6 COUNTY OF MARION )  
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8

ORIGINAL

9 IN THE MATTER OF:  
10  
1112 PETITION OF HAMILTON COUNTY, INDIANA FOR AN ORDER  
13 ESTABLISHING THE HAMILTON COUNTY REGIONAL UTILITY  
14 DISTRICT15 The hearing in the above-referenced matter was  
16 held before IDEM staff on the 11th day of JANUARY, 2023,  
17 at 6 p.m. EST at the Hamilton County Government Center,  
18 Noblesville, Indiana, and reported by me, Marjorie A.  
19 Addington, Notary Public in and for the County of  
20 Hamilton, State of Indiana, CM, CSR.  
21  
22  
2324 ACCURATE REPORTING OF INDIANA, LLC  
25 543 PONDS POINTE DRIVE  
CARMEL, INDIANA 46032  
(317) 848-0088

IDEM-WATER QUALITY

JAN 19 2023

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1 MS. BOTTOM: Good evening. I'd like to welcome  
2 you all to tonight's public hearing. Will the official  
3 court reporter for this hearing please stand and raise  
4 your right hand and state your name?

5 (Reporter is sworn.)

6 MS. BOTTOM: My name is Angela Bottom, I'm the  
7 Regional Sewer District Coordinator for the Indiana  
8 Department of Environmental Management in the water  
9 department. I will be the hearing officer. This is  
10 concerning the Hamilton County Regional Sewer  
11 District.

12 IDEM public noticed, since you all are here and I  
13 sent letters out for everyone, so you can view the  
14 petition at in.gov, you can just go to "Regional Sewer  
15 Districts," if you want to look it up online the  
16 petition's in there. You can also come downtown if  
17 you'd like to the Indiana Government Center North  
18 where you can look at paper copies. If you want to  
19 take copies with you, I think there's a small fee.

20 I'd like to introduce the other IDEM staff that  
21 are here with me, I have Mr. Brian Wolff, he is the  
22 Branch Chief of the Surface Water Operations Branch  
23 and Samantha Whitaker is the Section Chief for the  
24 Operations Section in IDEM. The purpose of this  
25 hearing is to give all interested parties an

1 opportunity to comment on the petition concerning the  
2 creation of the Hamilton County Regional Sewer  
3 District. The IDEM staff who are present here this  
4 evening will not be acting as advocates of the  
5 district, we will not present any evidence as to why  
6 the district should or should not be created. The  
7 IDEM staff want to hear your comments and evidence on  
8 whether the district should or should not be formed.

9 When presenting your comments and evidence as to  
10 why the district should or should not be formed,  
11 please include the facts and evidence such as dates,  
12 what you have personally observed and when, what you  
13 feel the solution is to the problem and why. It is  
14 not helpful to the Department to receive comments  
15 favoring or not favoring the district unless the  
16 comments are accompanied by reasons backed up by the  
17 evidence and facts.

18 Notice of the time and place of this hearing were  
19 given as required by law. Appearance cards are  
20 available on the table. If you would like to speak,  
21 just put your name on one of those and bring them here  
22 and we'll call you up to speak. Be sure to indicate  
23 whether you're appearing for yourself or on behalf of  
24 a group or organization. Also, please note the  
25 capacity in which you appear, such as attorney,

1 officer, authorized spokesperson. Oral statements and  
2 written statements will be considered and included in  
3 the record. Please hand any written statements to the  
4 IDEM staff present here tonight. A written transcript  
5 of this hearing will be made. The transcript and any  
6 written submissions will be open for public inspection  
7 at the Indiana Department of Environmental Management,  
8 100 North Senate Avenue, Indianapolis, Indiana.

9 At this point I'm going to start taking comments  
10 on the proposed Hamilton County Sewer District.  
11 Comments should be directed as to the substance of the  
12 petition and the staff will not be responding to  
13 comments during tonight's public hearing. When I call  
14 your name to come up, if you would spell your first  
15 and last name for the court reporter just so she can  
16 get it correct. I have a David Alsup. Oh, and  
17 everybody gets five minutes to speak and then at the  
18 end if there's time and you want to speak again we'll  
19 allow you to do that. Okay.

20 DAVID ALSUP: My name is David, D-A-V-I-D, last  
21 name is A-L-S as in Sam U-P. I live over on 256th and  
22 Dunbar is where I'm at, and right now I'm a little  
23 dismayed at what's going on with this. From my  
24 personal experience and from what I've seen in the  
25 past in the construction industry, No. 1, I don't see

1 a need for this sewer system, water system to come  
2 through. From what I have seen in the past from my  
3 personal experience I've seen a do-nothing-but-  
4 destroy-the-land it's going to go through. It's going  
5 to cause zoning issues. You have homes, you have  
6 farms out there that's been there for over a hundred  
7 and some years that'll have to be rezoned and once  
8 that rezoning has happened then it can no longer be a  
9 farmland. Once they stop doing what they want to do  
10 with it, it'll have to be whatever it's zoned for, so  
11 if it's zoned for commercial use, then the only thing  
12 that the people coming in, the family that's left, the  
13 only thing they'll be able to put in there is they'll  
14 say it's designed for business use, a car wash or  
15 something to that effect. They can't put cattle back  
16 on that land. So you're basically going to come in  
17 and destroy it. You're going to make it prime-  
18 pickings for these -- and forgive me, I'm trying to be  
19 as politically correct as I can because this is really  
20 upsetting to me. Bringing in subdivisions that's  
21 going to target that area and all it's going to do,  
22 and I've seen it time and time again, it's going to  
23 bring in crime into a peaceful area, it's going to  
24 destroy the wildlife population out there. You can  
25 already see it when you go into Sheridan, a beautiful

1 part of the land out there is now destroyed because  
2 they're putting in a subdivision back there and it's  
3 all crackerbox homes, crackerbox homes. I know they  
4 don't like to say "tract homes" anymore, but that's  
5 exactly what they are, they are tract homes and they  
6 are junk, and that's exactly what this will do.

7 Now let's move to the water treatment plant that  
8 they want to put there on Bakers Corner I believe if  
9 I'm not mistaken. All that's going to do is smell the  
10 place up. And please, please, do not, and I put this  
11 in the record specifically, do not insult our  
12 intelligence by telling us it will not smell because  
13 you're wrong. I have put in more utility stuff around  
14 and inside sewage plants I know, I used to do  
15 directional drilling, I know what it smells like, I  
16 know what it's going to do, and I know what it's going  
17 to do to the water table out there, so those of us  
18 that have wells, guess what, our wells are no good,  
19 so, oh, my, now all of a sudden, and I'm sorry for the  
20 sarcasm, now we have to hook into the water system  
21 which causes our taxes to go up. There's no sense in  
22 it, there's no reason for it. We have a right down  
23 the road from me, and I don't know whether the Wilsons  
24 are represented here tonight, I think I seen one of  
25 them back here, they have a store that's been out

1       there for I don't know how long. I think the  
2       grandfather put that store in out there on 31 and  
3       256th Street early to mid '60s I believe and they have  
4       grown it ever since, it has grown and grown and grown.  
5       Now they're going to have to move it. They've been  
6       fighting it, but they're going to have to move it, so  
7       a family-owned business has to move or go completely  
8       out of business because somebody thought it was a good  
9       idea. It's not. This is a bad idea, it benefits no  
10      one except corporate, that's the only people it  
11      benefits, no one else. It benefits no one that has  
12      lived out there.

13             The home I live in has been out there -- the  
14      house itself was built in 1965 I believe by my uncle.  
15      My grandparents bought it off of him. When my  
16      grandmother passed away I bought it from the rest of  
17      the family. Before that my grandmother could tell me  
18      when she had been out there and walked through those  
19      fields out there in the '30s. Tell me that this isn't  
20      going to destroy those families and stuff that's been  
21      out there for over a hundred years. It's not worth  
22      it. That's all I got.

23             MS. BOTTOM: Thank you, David. Mitchell  
24      Rockwell.

25             MITCHELL ROCKWELL: M-I-T-C-H-E-L-L,

1 R-O-C-K-W-E-L-L. I'm speaking this evening on behalf  
2 of my parents, Linda and Ray Rockwell as well as  
3 myself and my brothers. My parents own 40 acres on  
4 Dunbar within the proposed utility district. This  
5 land has been in my family for 117 years. I have a  
6 vested interest in the action taken by this counsel  
7 and IDEM because one day this land will be passed to  
8 me and then to my son with the hopes that it will stay  
9 in the family for over 200 years. This is our legacy.

10 For about 18 years after graduating college I  
11 lived in the old farmhouse that my great-grandmother  
12 was born in on Dunbar Road. We still have the Farmall  
13 B and the two bottom trip plow that my great-great-  
14 grandfather used to farm that land with. My oldest  
15 brother farms that land today. This is our legacy.

16 We oppose the utility district as it will  
17 fundamentally change the way of life in this rural  
18 part of the county, and I'm not convinced by the  
19 20-year-old studies that it is pressingly necessary to  
20 form this district. The opt-out provisions laid out  
21 by the county will be an unnecessary burden to  
22 homeowners in the area affected and the opt-in  
23 provisions will be an even greater burden. I also  
24 question the annual numbers set forth in a meeting  
25 held January 3rd of this year. The district



1 boundaries were redrawn after last year's June meeting  
2 making it smaller with less homes included, yet the  
3 numbers set forth in the January meeting were exactly  
4 the same as the numbers presented in last June's  
5 meeting. The numbers don't add up unless the district  
6 is going to be increased to the original boundaries or  
7 unless there are already plans to increase the number  
8 of homes to be built within the district in a short  
9 period of time.

10 In last June's meeting Commissioner Altman touted  
11 how creating this district would increase the value of  
12 our property. I take exception to this thought  
13 process in that it will also decrease the quality of  
14 life of those who enjoy living in a rural setting.  
15 Our property values may go up but so will the taxes  
16 levied by the county and what happens when these taxes  
17 are so high that even the cash rent made from farming  
18 can't cover the cost.

19 In ending I'd like to share some quotes from  
20 Commissioner Heirbrandt in an article from the  
21 "Hamilton County Reporter" dated August 25th, 2022,  
22 quote, We've watched as neighboring counties lose  
23 thousands of acres of prime farmland to large solar  
24 installations. In surveys and meetings with residents  
25 in northern Hamilton County landowners expressed

1 concern about the effect commercial solar farms could  
2 have on home values, topsoil, drainage and water  
3 quality. The updates are meant to protect northern  
4 Hamilton County's agrarian way of life" and further  
5 down he states, quote, This is a prime area for  
6 development in Hamilton County. The new ordinance  
7 encourages capital investment and economic development  
8 in this area by promoting increased density and mixed-  
9 use developments." These statements are contradictory  
10 to each other as well as disingenuous, how can you  
11 protect the agrarian way of life when you want to  
12 fundamentally change the community in which it  
13 thrives. Thank you.

14 MR. WOLFF: Thank you. If you have written  
15 comments and you're willing to turn them in, we can  
16 add them to the official record.

17 MS. BOTTOM: Kimberly Chance.

18 KIMBERLY CHANCE: My name is Kimberly Chance. I  
19 live at 3161 East 246th Street in Cicero, and I  
20 appreciate the fact that none of the county  
21 commissioners are here tonight to hear once again what  
22 the community thinks about this. The first meeting  
23 that we had about this was pretty heated. Anyone who  
24 was here knows that this community as a whole is  
25 opposed to this. One thing that I have come to

1 realize after being sent all over the county to get  
2 the various pieces of this project, and trust me when  
3 I say that I have been sent all over the county, I was  
4 sent to the surveyor's office for this question, I was  
5 sent to the highway department for this question, I  
6 had to go to different places for individual  
7 questions, I've talked to Connor multiple times, I've  
8 e-mailed many times, and at the end of the day all  
9 roads lead back to the county commissioners who had  
10 all of the answers but failed to share all of those  
11 answers with the community.

12 I am still at this point in time unsure of all of  
13 the moving parts of this project but one thing that I  
14 do know that I have learned is that it is difficult  
15 for a community member to get the information that we  
16 need, that we are entitled to, that is just a moral  
17 imperative when you are seeking to change the way of  
18 life of an entire community, and so it's been very  
19 disappointing that it's been very difficult to get  
20 that information, and it has been very difficult. I  
21 can give you the dates of all of the e-mails and the  
22 phone calls and multiple back-and-forth with different  
23 departments and as I said I still don't have all of  
24 the information. One of the things that I also wanted  
25 to bring up is that this project isn't simply isolated

1 to sewer and water, as someone mentioned, development  
2 is a part of this of package deal. The commissioners  
3 have spoken to multiple developers. This is pretty  
4 much a fait accompli. Before they ever notified the  
5 community they talked to all of the different partners  
6 involved, and I'm just going to give you one example  
7 of how this involves more than just sewer and water.  
8 The Board recently voted to increase my taxes for  
9 survey for a drainage tile that is right across the  
10 street that has been at capacity for over 50 years.  
11 There is standing water all around the area, this has  
12 been a long-time problem, but now that development is  
13 coming, that they see tax dollars, that they see all  
14 the revenue coming into the county coffers, they want  
15 to fix it and they want to charge the residents who  
16 live there 100 percent for that increase in diameter  
17 of that drainage tile rather than just simply  
18 replacing a field tile as would normally happen, so  
19 this involves more than just hooking up to sewer and  
20 water, this is going to be schools, it's going to be  
21 more police, it's going to be fire stations, it's  
22 going to be all of the things that come with an  
23 increase in residents and that is going to increase  
24 our tax burden and the amount of money that we're  
25 going to have to pay out of pocket for the privilege

1 of destroying our way of life. We're being asked to  
2 pay for this. And that's all I wanted to say.

3 MS. BOTTOM: Thank you. I have Joanie? Janie?  
4 Passing, okay. Gerald Dunnmire.

5 GERALD DUNMIRE: Gerald, G-E-R-A-L-D, Dunmire,  
6 D-U-N-M-I-R-E, 2840 East 236th Street. I'm against  
7 this on all kinds of levels. My wife and I moved out  
8 here in our 60s because we wanted to get out of the  
9 city. We lived at 146th and Spring Mill in a very  
10 nice subdivision, I could fish for bass five minutes  
11 away any time I wanted to and had enough of that. We  
12 moved to this location on a small piece of property to  
13 be away from all of that. We've been here six years  
14 and now you want to do this. The creek borders my  
15 property, Hinkle Creek. The increased flow and the  
16 contamination of that flow from the potential sewer  
17 treatment plant, what's that going to do when my  
18 grandkids want to get down in the creek and piddle  
19 around in the summer when it's two inches deep. The  
20 volume's going to be increased and as that happens the  
21 erosion in the creek makes a curve. I've already lost  
22 about four feet since I moved in five, six years ago,  
23 so the increased volume and speed is going to change  
24 that as well. The other side of that if this goes in  
25 is what's your mitigation program when that sewer

1 plant is overwhelmed when there's a lot of rain, when  
2 whatever it takes to overwhelm it, it floods and you  
3 have to release raw sewage. What's going to happen  
4 then? So I'm concerned about lots of levels,  
5 increased traffic flow on the road, that's not in  
6 particular this particular hearing, but all you have  
7 to do is walk down there where they've done their work  
8 and look how big the ditches are when they put around  
9 that interchange.

10 Water volume is going to increase dramatically  
11 there, all you got to do is look at this ditch, 40  
12 feet wide and 40 feet deep compared to an 18-inch  
13 culvert that was there before. Lots of situations  
14 there need to be looked at and it doesn't appear like  
15 there's any concern for those downstream, not just me  
16 but lots of other property owners, and of course  
17 Hinkle Creek then drains into Morse Reservoir, what's  
18 it going to do to the reservoir? Sewage. I know it's  
19 treated, I know you do testing. How often are you  
20 going to do testing? Those will be my questions. I'm  
21 against it. Thank you.

22 MS. BOTTOM: Thank you, Mr. Dunmire. Rich  
23 Molini.

24 RICH MOLINI: Rich, not financially, but R-I-C-H,  
25 Molini, M-O-L-I-N-I. Are we supposed to give address?

1 MS. BOTTOM: You don't have to.

2 RICH MOLINI: Okay. I'm certainly not as  
3 eloquent as some of these people here that, you know,  
4 have such good stories about their history and stuff.  
5 I mean there's going to be more history coming because  
6 I know the fellow from Wilson's is going to be over  
7 here, but what I'd like to just say is that this whole  
8 sewer and water district is actually built upon a ruse  
9 that some contamination, some E. coli contamination,  
10 that was found down at the corner of 236th and 31 back  
11 in 2000, so if it was such a big problem you'd think  
12 somebody would've looked into it. This could've been  
13 from bird droppings, who knows what it's from on E.  
14 coli, and so now they want you involved because you  
15 guys are the people that okay these districts.

16 Well, this district is so unnecessary, I mean  
17 there are going to be so many people that are going to  
18 make money off of that intersection down there at  
19 236th, motels and restaurants and whatever else. Now  
20 those are the people that should be paying for this,  
21 it shouldn't be on the backs of the individual  
22 landowners, I mean the small landowners. Actually, my  
23 argument is pretty basic, it is unnecessary and it's  
24 built upon a lie and on top of that I don't understand  
25 how we can go ahead with this and make people in this

1 district subject to put all of this on their backs,  
2 you know, their backs financially and socially,  
3 politically, all the rest, and I think that's about  
4 all I have to say, so thank you very much for your  
5 time.

6 MS. BOTTOM: Thank you. Did you want to turn  
7 your card in to speak? Frank McKeon.

8 FRANK MCKEON: My name's Frank McKeon, F-R-A-N-K,  
9 M-C-K-E-O-N. I live at 2646 East 236th Street in  
10 Cicero, I'm about between an eighth and a quarter mile  
11 towards Cicero from the big overpass. The main thing  
12 I have with this is there's still some very muddy  
13 water as to what is being done and by that I mean what  
14 are you doing to my property exactly because I've just  
15 seen a lot of generalizations, like one of the ladies  
16 that came up here and said it was hard to get the  
17 information. I'm still confused on the what, first  
18 off, you know, if this thing's moving forward and it's  
19 happening to all of our property and there's still not  
20 a real decent -- I got a black-and-white copy that my  
21 property was one of 50 on there that was going to be  
22 affected and that's the most information I've received  
23 about exactly what is happening. I can't tell how  
24 much of my property you're planning on trying to even  
25 take so I can make a plan of how that's going to



1       affect me with what's left. The main issue with the  
2       frontage of my property is that there's quite a bit of  
3       elevation on my property, I start very high at the  
4       road, it dips down into a valley, you go across the  
5       bridge that I had to replace because water was  
6       flooding the valley when it hit my bridge, then you  
7       climb up the hill again and my house sits up on the  
8       hill.

9               The frontage by the road that this is going to  
10       affect, my driveway has to run linear there to get me  
11       and my trucks flat enough so that I can actually pull  
12       out in the snow or stop and not slide out in the snow,  
13       and I bring that up because I plow snow for a living  
14       and I plow with four-wheel drives and skid-steers and  
15       they start from there at two inches and they go out in  
16       the snow and if you want to experience something fun  
17       that you don't have control of, try and climb out of a  
18       valley with a skid-steer attached to your truck and  
19       then feel the truck going the other direction and  
20       you're just along for the ride, you have no control of  
21       it at all, so that flat ground that is being taken is  
22       pretty key to me right now because that's how my  
23       family and my businesses and my employees safely get  
24       on and off the road. Second, from what kinda sorta  
25       information I've gotten about what may happen

1 possibly, nothing for sure, is that my driveway's now  
2 going to become straight and so I'm going to pull a  
3 skid-steer into snow out into a dip that is actually  
4 in front of my property and kind of have cars flying  
5 over the hill and I may not have the traction or the  
6 speed to get out of their way and this also will  
7 affect anyone coming in and out of there. I've got  
8 six children and my oldest is 14, they're going to  
9 start driving soon, they have to be able to come into  
10 my property and out of my property safely.

11 So I've heard, again no real detail, that they're  
12 going to fill that area in so that there's not this  
13 dip there and they're going to shave off my high  
14 ground and dump some of it in there, maybe, so then  
15 I'm still going to have a huge incline to try and pull  
16 out of or control coming into without sliding away  
17 with my equipment in the snow. That's one of my main  
18 concerns is if you're going to affect the first 50  
19 feet, in order to give me a grade that I can actually  
20 pull out in I need some sort of adjustment of about  
21 100 feet to be able to get I'm guessing around a 3  
22 percent grade to be able to safely come in and out of.  
23 I think my property's going to be one of the biggest  
24 properties that will really change just by this  
25 happening alone. Also, that bridge that I was talking

1       about, we had to put a bridge in, I had three 21-inch  
2       tiles there that used to be enough. My neighbors all  
3       pretty much had the same, me, Dan Conder, Joe  
4       Pettijohn, we've all paid 20, 30, 40, \$50,000 to have  
5       a bridge that could take this water at the levels it's  
6       at now and I'm concerned just like Gerry about how big  
7       the ditch is up there by the road but what are we  
8       doing about how it comes through our valley right  
9       after that. Thank you.

10           MS. BOTTOM: Thank you. I have Tom Stonecipher.

11           TOM STONECIPHER: Tom Stonecipher,  
12       S-T-O-N-E-C-I-P-H-E-R. I'll be very brief. I  
13       appreciate the comments that have previously been  
14       stated. I agree totally with almost all of them. My  
15       main concern is the lack of representation from the  
16       commissioners. The county commissioners are elected  
17       officials. I think the citizenry of this county  
18       particularly in this particular instance is being  
19       ignored. I think it is absolutely appalling that they  
20       would come and request a hearing in front of the  
21       Indiana Department of Environmental Management without  
22       disclosing to the citizenry in detail of what this is  
23       going to incur. To my knowledge I have not received  
24       any sort of a prospectus, a gameplan, on what it's  
25       going to be, what will be the logistics of the sewer

1 system, where it will terminate, what's going to be  
2 involved, and more importantly any cost to the  
3 landowners. Commissioners are all concerned about  
4 dollars, they want to get all the dollars they can,  
5 and the landowners want to know if they can afford to  
6 give any dollars, if it's going to be based on road  
7 frontage or what it is.

8 I particularly own a horse farm and I have a vast  
9 amount of road frontage. If they're going to charge  
10 me by the foot to put in a sewer system that I don't  
11 need, I have a lot of reservation in that regard. It  
12 reminds me of previously where I'm being charged on my  
13 property tax for the ditch cleaning of the drainage  
14 for Cicero Creek and Hinkle Creek, both which run  
15 through my properties, and to maintain and uphold the  
16 water flow within both of these creek basins, for 25  
17 years I've paid on this and they're supposed to be  
18 maintained and cleaned. Well, I'm an engineer and I'm  
19 fairly decent at numbers and in 25 years I can count  
20 on one hand how many times either one of those ditches  
21 have been cleaned. Zero. They got their money every  
22 month but they performed zero.

23 My question to the commissioners are have you ran  
24 this by the county surveyor? Have you had any open  
25 discussions with the citizenry, of the electoral

1 people that put you in office, or is this just going  
2 to be another scam where at a later date we have to  
3 address the comments that were previously made by my  
4 neighbors? Thank you for your time.

5 MS. BOTTOM: Thank you, sir. Jacque Bryant.

6 JACQUE BRYANT: My name is Jacque, J-A-C-Q-U-E,  
7 last name Bryant, B-R-Y-A-N-T. I live at 5225 East  
8 225th Street. Obviously I oppose this. 30 years ago  
9 when I was searching for property it was to find  
10 floodplain and a creek that ran through it for the  
11 simple reason of the wildlife and the deer and the  
12 birds and everything that come with it.

13 I bought into a tract of 180 acres, part of it,  
14 and the Secor (phonetic) and McKinney Farm that was on  
15 that property prior to John Lowdermout buying it and  
16 selling it had a cattle farm on it and when -- I'm  
17 trying to remember the name of the people that built  
18 the reservoir, but anyway, when that reservoir went in  
19 that cattle farm was shut down because of the cattle  
20 and the amount of creek, it runs from Jeff Kappes'  
21 property through my property through my neighbor's  
22 property to get to 216th Street before it gets to the  
23 reservoir. So I see double standards here, you know,  
24 some cows going in the creek versus a sewer plant  
25 that's going to be upstream of where myself and our

1 neighbors live that's going to eventually get to the  
2 reservoir. I don't know if the people in Noblesville  
3 and Cicero were notified about what's going on. I'm  
4 sure that there would be a lot more people here if  
5 they had been knowing that what's going to be coming  
6 down creek to the reservoir.

7 I grew up in Carmel, I worked at American  
8 Aggregates at 96th and Hazel Dell for many, many  
9 years, like back in probably 1980 through '86. The  
10 Carmel sewer plant is just adjacent to that property  
11 there. I can tell you in the summertime it was pretty  
12 horrific. I can tell you from being in that area  
13 where the White River connects with the sewer plant,  
14 if anybody knows what seafoam is, that's what the  
15 White River looks like all the way to 82nd Street is  
16 just seafoam.

17 I'm trying to figure out the impact. Have you  
18 guys done a study on the amount of trees that are  
19 going to come down? Does that mean that since I live  
20 two miles from 31 that with the amount of foliage and  
21 trees that are going to come down that now all's I'm  
22 going to hear is highway noise? I mean you're talking  
23 about an impact not only to the soil and you guys are  
24 talking about an impact to what transpires in the  
25 water. What's the impact to the animals that are in

1 the area, let alone the impact is going to be for  
2 those who have chosen to move out there? You know, a  
3 good part of the people that are in here own 40 acres  
4 plus, you know, a hook-up per 40 acres, you know, so  
5 that we can have some businesses out along the road?  
6 I mean I understand that there's got to be progress  
7 but I don't understand why we're absorbing the cost of  
8 what you guys want to do.

9 I mean if you've grown up on well water and you  
10 drink city water, I mean it's not pleasant, all right?  
11 You know, if our finger system goes bad, you put in a  
12 new finger system. The amount of money that's being  
13 spent to do this project and the amount of tax revenue  
14 that's going to come from it so that we can have  
15 something that none of us really want, you know, I  
16 don't feel like I have any part of raising my kids and  
17 grandkids and these folks out here that want to be in  
18 peace, in private, I mean a lot of people have either  
19 gained their property through family or they've chose  
20 to come out here to get away from what's going on.  
21 Thank you.

22 MS. BOTTOM: Thank you. I have Scott Griffin.

23 SCOTT GRIFFIN: Scott Griffin, S-C-O-T-T,  
24 G-R-I-F-F-I-N. I understand this was a 20-year-old  
25 plan is what was told to us last time here, so 20

1 years ago. We all know that that's not really the  
2 truth. We know that you guys have been doing this for  
3 quite awhile now, a few years. You said you wasn't  
4 doing anything with Westfield but it's kind of funny  
5 the boundary goes straight to Westfield boundaries, so  
6 you're stopping them from coming on down. I know that  
7 there's several businesses coming in throughout there.  
8 I know you're buying the water from Sheridan is what  
9 we was told, so there's an increase in water right  
10 there because you've got to increase it to get it to  
11 the public.

12 Your wastewater plant, I don't know how big it's  
13 going to be, if you're going to be in sludge or you're  
14 going to be in belt presses or what, how you're going  
15 to get rid of that part of it. The infrastructure  
16 going down some of these roads that you guys have  
17 planned for I don't see the recoup on the money,  
18 unless you guys already know something that we don't  
19 know that all the land is already purchased for  
20 houses. If not, you'll never recoup your money off  
21 some of these projects. I know it's grant funds and  
22 stuff, but I mean nobody really wants -- We move to  
23 the country for a reason, to get away from everybody,  
24 and this is being brought to us. This is something  
25 that we don't want, you know. I guess if worse comes



1 to worse, you know, sell and go someplace else,  
2 Tennessee, you know. I don't want to have to do that.  
3 You know, the grandkids and everyone else want a place  
4 to stay, want a place to live. I know I've got the  
5 Armory catty-corner from me. I understand there's a  
6 bunch of businesses going in up on 31, I mean I  
7 understand all that, but to come down and start on a  
8 lot of these country roads where there's only a few  
9 houses down there and you're dumping millions and  
10 millions and millions of dollars in infrastructure, I  
11 don't see where the return's at, and I know this plan  
12 has been going on for a few years because I've heard  
13 talk and everything else and you guys already took  
14 bids on stuff and everything else. It hasn't went to  
15 the State yet, you haven't created a district yet from  
16 what I gather. I don't know if we're going to be  
17 informed of that, if we're going to see the letter  
18 that's proposed to the State, if we're going to be  
19 informed on that of what it said and the reason why  
20 it's needed. If it's needed because of a 20-year-old  
21 problem, sewer, that's not justified, not one bit.

22 So you guys are going up from -- You guys redone  
23 your map again, so you got the district, so you're  
24 going to create a district, so my question is from  
25 there you guys build the water and the wastewater, how

1 long do you guys plan on keeping it before you sell it  
2 off to somebody else to get money for it and then  
3 we've got to deal with these other people raising our  
4 prices and everything else on water and sewer. I know  
5 it's going to be sold off, it just will be, and you're  
6 getting your water from Citizens from what I  
7 understand, so I don't understand quite a bit of this  
8 or the thinking of it. I mean I understand you guys  
9 are going right there to businesses and everything  
10 else, but you guys are traveling way out in the  
11 country and stuff where there's hardly any homes at  
12 all and messing with ground and messing with people  
13 out that way and, you know, I just don't see the  
14 return on you guys' investments. I mean I personally  
15 don't want it and I don't know if I'm overspeaking or  
16 something, but I'm pretty sure everybody behind me  
17 don't want it.

18 We all moved to the country for a reason, the  
19 reason was to get away from city life, city  
20 government, being controlled and everything else.  
21 We're supposed to live in a free country. Well, yeah,  
22 it's kind of going by the wayside when we're told what  
23 we're going to be doing, when we're told we've got to  
24 do this, when we're told we've got to do that, yeah,  
25 it's no longer free. Yeah, we don't own none of our

1 property because you guys do whatever you want, but,  
2 you know, that's my thoughts on it, so I really don't  
3 want the project, I don't think it's worth it, so  
4 that's my opinion on it. Appreciate it. Thank you.

5 MS. BOTTOM: Thank you. Anyone else like to  
6 speak that didn't fill out a card, or comments, come  
7 on up, just spell your name for the court reporter.  
8 No? Everybody's done?

9 KIMBERLY CHANCE: Can I actually address one more  
10 time, do you have a moment?

11 MS. BOTTOM: Oh, absolutely, come on up.

12 KIMBERLY CHANCE: Thanks. My name is Kimberly  
13 Chance, and I just want to reiterate, with all of the  
14 comments that have been made tonight, I just want to  
15 reiterate the fact that the county commissioners are  
16 not here. It has been difficult to get information.  
17 They have done a lot of things with a handshake,  
18 behind the back, there's quid pro quo, I've learned  
19 about some of them, some of my neighbors have learned  
20 about some of them, and I would just ask IDEM to  
21 please respect the fact that as a community we have  
22 really struggled to get a good handle on the scope of  
23 this that is directly affecting us and it is very  
24 disingenuous for the county commissioners to portray  
25 this as something that is beneficial to the community

1 when the community cannot even get a full scope of  
2 what is happening here and I think all of the comments  
3 tonight bore that out and I just wanted to reiterate  
4 that and the fact that they're not here tonight speaks  
5 volumes to those of us in this room. I know they were  
6 not required to be, but it sure would've been nice  
7 considering all of the questions and comments and  
8 e-mails and phone calls and all of the other things to  
9 be here to at least face the people that they're  
10 directly affecting, and that's all I wanted to say,  
11 thanks.

12 MS. BOTTOM: Thank you. Sir, would you like to  
13 speak?

14 STEPHEN PERETIN: Last name P-E-R-E-T-I-N, first  
15 name, Stephen, S-T-E-P-H-E-N. My wife and I purchased  
16 12 and a half acres on Oak Ridge Road just south of  
17 236th and we closed on that property in May. We've  
18 come to find out that a sewer line is going to run  
19 directly down the east side of Oak Ridge Road which is  
20 our property. Currently our trees go right up to the  
21 road, so I have to be on record saying I am absolutely  
22 opposed to this because that will impact my property  
23 that I just purchased. We're planning on building a  
24 home on that property, so hello neighbors, we're the  
25 new construction drive south of 236th on Oak Ridge.

1 We're planning on breaking ground mid this month for  
2 our new home and the reason we came there is we're  
3 living downtown Indy currently in a townhome. We want  
4 to be out in a free area, we want open space, clean  
5 air, space for our new son to play, and where this  
6 proposed water treatment facility is at Bakers Corner  
7 I will undoubtedly smell that being at 236th and Oak  
8 Ridge Road. So, again, absolutely completely opposed  
9 to this treatment facility.

10 I grew up on well water, I grew up on septic,  
11 there's nothing wrong with it. Absolutely only reason  
12 for this to go in is to supply sewer and water to  
13 large subdivisions and to create a higher tax base to  
14 collect money from a bigger population to go directly  
15 into this building. That's it.

16 MS. BOTTOM: Thank you. Anybody else? Come on  
17 up.

18 RITA OREAR: My name is Rita Orear, R-I-T-A,  
19 O-R-E-A-R. I just have a couple of questions and I  
20 know that you're not answering things except I need to  
21 know, Ms. Chance referred to IDEM. Are you guys the  
22 Indiana Department of Environmental Management?

23 MS. BOTTOM: Yes, ma'am.

24 RITA OREAR: So we are speaking to you for what  
25 purpose? I guess I'm a little confused because I

1 don't know what you are doing, what you have to do  
2 with all of this.

3 MR. WOLFF: So under Indiana statute, if they can  
4 meet the terms of the statute to create a district, if  
5 there's a need for the district for water quality  
6 improvements, then we will be reviewing that  
7 application to either approve or deny the formation of  
8 the district, and so the purpose of tonight is for us  
9 to get information concerning water quality concerns  
10 as to what the need is and if it's a feasible  
11 district, so we're here to get comments in order to  
12 make a decision.

13 RITA OREAR: Okay, so then I would like to  
14 comment on that because it sounds to me like you have  
15 to give your permission or your approval for this  
16 program to go through and I along with everyone else  
17 who has spoken tonight have indicated that we are very  
18 happy with well and septic, we've lived with this for  
19 years, we don't want city water and sewer, we don't  
20 need it, and I have to restate what other people have  
21 said because you don't have to be a genius to know  
22 there's going to be development coming in to support  
23 this tax base, we already know. I don't want to sound  
24 -- I guess I'm just going to stick to the point, those  
25 of us here do not want this, we represent those who

1 live near us and it would appear to me that we  
2 represent the feelings of the people in this area more  
3 than our representatives do. And that's all I have to  
4 say.

5 MS. BOTTOM: Thank you.

6 FRANK MCKEON: Frank McKeon, M-C-K-E-O-N. So you  
7 heard me comment earlier about the valley that we have  
8 there. I'm a general contractor for a living. Like I  
9 said, you're putting sewer here, valley comes down,  
10 homes are all on the high ground, my home, several of  
11 my other neighbors down through there, the valley  
12 floods already, so from what I know of how I would  
13 hook a custom home on that property to a sewer if I  
14 was trying to do that, toilet paper slides downhill,  
15 so you're going to tilt that pipe and it's going to  
16 run down to the valley where it becomes a problem  
17 because it don't flow uphill and then all of us  
18 through there we'll have to put in some sort of lift  
19 station that I'm assuming is going to be, one, our  
20 expense, two, it's going to have to cross Hinkle Creek  
21 for each home, and the last time I priced a lift  
22 station that was going 300 feet it was around \$40,000.  
23 Also, most lift stations are basically a septic tank  
24 except they don't have a leaching system in them, they  
25 have pumps that once it gets full it pumps and sends

1 it to where it can start sliding downhill again and  
2 they're daylighted for maintenance and inspection and  
3 services, so they're going to be in this valley, mine,  
4 Dan's, Gerald's, the Pettijohns, everybody down there,  
5 all of our toilet paper is going to go into the valley  
6 along the road that doesn't reach your sewer system  
7 that we have to pay for to get again to there and so  
8 when the water's not controlled and my valley floods  
9 and it floods every year one to three to five times,  
10 all of our daylight lift stations will then become  
11 flooded and all of our poop and toilet paper will then  
12 be flowing down the road never even making it to the  
13 sanitation station that we don't want anyway, so what  
14 would be done about that and who's paying for that on  
15 top of the sewer system?

16 Like I said before, I still don't really see a  
17 plan. I was in the military for 20 years and the  
18 first thing that we briefed was what we were doing,  
19 the rest of the time we then talked about how we were  
20 going to get it done, but that doesn't happen normally  
21 in politics. It's usually talking about why something  
22 needs to happen, who's going to do it, how great it's  
23 going to be when it's done and there's usually just  
24 not much info out there that's supposed to be public  
25 information about what this actually is. We have paid



1 for nice screens like this, so the next time we're in  
2 one of these meetings it would be nice if we could see  
3 some graphics on these screens about whatever is being  
4 discussed here. Thank you.

5 MS. BOTTOM: Thank you.

6 GERALD DUNMIRE: Gerald Dunmire, D-U-N-M-I-R-E.  
7 Just a little personal situation with what's going on,  
8 my septic system and well are great. We had it  
9 checked very closely when we moved in six years ago,  
10 but because of the road expansion, which isn't  
11 directly IDEM, my septic system will have to be  
12 completely rebuilt and I'll have to have a new well.

13 They've moved the right-of-way 15 feet which is  
14 allowing me to put in a septic system, otherwise I  
15 couldn't live there, there's not enough room on the  
16 property to do what has to be done to meet the health  
17 department requirements of separation between well and  
18 septic fingers. If they moved it five more feet we  
19 wouldn't have to touch a thing but they won't do it,  
20 FYI. Thank you.

21 MS. BOTTOM: Thank you.

22 CORY HAYDEN: My name's Cory Hayden, C-O-R-Y,  
23 H-A-Y-D-E-N. I live at 22038 Hinkle. Really the  
24 whole thing's kind of confusing to me how it's even  
25 gotten to you guys. The last meeting we were told

1       that there's issues that the septic systems are  
2       failing and we have E. coli in the water. When we  
3       were told this, several people asked about data and  
4       information for it. When it was brought up, it was  
5       told that it was 20-year-old data, nothing was new,  
6       they hadn't done any more testing on it. The issue  
7       was from one house in Bakers Corner, it had been  
8       hooked up to the drain, so it was incorrectly done.  
9       The problem was solved by giving the homeowners an  
10      easement on to the farm property behind them to put a  
11      finger system in for them, so that whole issue was  
12      resolved.

13             So 20 years later, 20 plus, now there's another  
14      issue they say, but there's no data showing that,  
15      they've not done any testing, or at least if they did  
16      they wouldn't tell us because when we asked they said  
17      that it was only from that time, the 20-year-old data.  
18      How can there be an issue with the water they say if  
19      there's no data showing it when the problem was fixed  
20      20 years ago? That's all I have to say.

21             MS. BOTTOM: Thank you. Come on up.

22             SCOTT GRIFFIN: Scott Griffin. You mentioned a  
23      minute ago about water quality. Are you going through  
24      each home out through the country and testing for  
25      water quality? Are you testing aquifers? Where has

1 the water quality come into place on needing a water  
2 plant and supplying water? Has there been a big  
3 increase with E. coli being dumped in that we're not  
4 aware of? Yeah, I mean I just heard you say it a  
5 minute ago, you know, "water quality," so I was just  
6 kind of curious about that to see if there's been a  
7 study or anything done on it.

8 MR. WOLFF: So I do want to offer this  
9 clarification. This is not IDEM's proposal, so I  
10 don't know that -- We have not gone out there to do  
11 that, so if you have data or information on water  
12 quality you can submit that to the agency and we'll  
13 consider that.

14 SCOTT GRIFFIN: Yeah, well, I don't have no data,  
15 I just heard you say something to the gentleman a  
16 little bit ago that, you know, it was "water quality"  
17 that you mentioned. Nobody mentioned anything about  
18 water quality until you mentioned it, so I was wanting  
19 to try to get it clarified if there has been a problem  
20 or if you know of anything that has been going on that  
21 has been told to you that we are not aware of.

22 MR. WOLFF: We're in the data-gathering phase  
23 right now, so I can't answer that question.

24 SCOTT GRIFFIN: Okay, well, that's what I was  
25 just kind of curious about and I didn't know if you

1 was going to each home and if you was testing aquifers  
2 or you're going out here and testing the creeks where  
3 the cows run in or, you know, what, you know, I'm not  
4 clear on how you're doing it, so that's the reason I  
5 was wanting to ask the question. All right, thank  
6 you.

7 MS. BOTTOM: Anyone else? Come on.

8 JACQUE BRYANT: Jacque Bryant, J-A-C-Q-U-E,  
9 B-R-Y-A-N-T. I want to go back to Carmel and the  
10 amount of years that I worked there and I still work  
11 in the area for the Carmel Parks Department, there are  
12 several parks located in that area, and I know I  
13 referenced back many, many years ago back in the '80s  
14 and I realized that Carmel has kept up quite  
15 extensively with the engineering and so on and so  
16 forth that goes with, you know, keeping things clean,  
17 but it's still -- you know, I mean on a hot humid day  
18 or a very windy day it's still very, very prevalent,  
19 and I respect what you guys are doing and I respect  
20 everybody that's in this room, you know, I know you  
21 guys all have goals and dreams and, you know, whether  
22 it's your perfect husband, perfect wife, your kids,  
23 vacation homes, whatever it may be, but I would ask  
24 you if you were in our situation does money speak over  
25 people, can money replace humans, can money replace

1        what we built for our families? I mean I don't want  
2        to sit out here and think that it sucks to be us  
3        because that's sure how I feel. You know, I travel to  
4        different places, I'll use California for an instance,  
5        in a certain area there's not a telephone pole to be  
6        found, it's the most glorious thing that a guy could  
7        ever see, everything's buried.

8                You know, we live in Hamilton County which is one  
9        of the nicest counties and has been rated one of the  
10       nicest counties for seven, eight years in the United  
11       States. Certainly you guys can be more creative in  
12       one of the most desirable counties in the United  
13       States other than running water down our creeks to our  
14       reservoirs. I mean I would encourage you guys to  
15       reach out to everybody that lives on Morse Reservoir  
16       and see how they feel about it. I mean I know we're  
17       out here at 31, but you know what, the results are  
18       going to end up there, and you can tell us all day  
19       long that that water's going to be more pure coming  
20       from a sewage plant than it is coming from the rain or  
21       coming from the fields and running down there, so now  
22       we have all of the runoff from the farms, from the  
23       animals, and now whoever wants to come out there and  
24       build, I don't know, you know, I mean it just --  
25       That's it. Thanks.

1 MS. BOTTOM: Thanks. Anyone else? Come on up,  
2 sir.

3 DAVID ALSUP: David Alsup, A-L-S-U-P. You asked  
4 for data and you said you guys are environmentalists,  
5 so I'm going to give you a little bit, I was a  
6 directional driller for quite a lot of years, did  
7 everything from a little pipe that goes up into your  
8 house to 40-inch mains. Let me tell you something,  
9 you going to put that in out there and you go by these  
10 creeks and you go under the creeks what's going to  
11 happen is you're going to have to go at least, at  
12 least, bare minimum, and I say this again with all  
13 certainty, bare minimum 10 feet under those creeks and  
14 that is going to cause a problem. You go 20 feet  
15 under the creeks you're going to hit sand bed, you're  
16 going to start having stuff come up from the bottom.  
17 You're going to contaminate the groundwater that's  
18 already there unless you are very, very, very careful.

19 Now, your other option is to go in there and just  
20 dig a giant trench across these creeks and just  
21 destroy the creeks altogether which destroys the  
22 environmental area, so you can go that route, but if  
23 you want environmental news, here it is, you go in  
24 there and you start ripping out all these trees  
25 because they're going to take that right down there

1 and I'm telling you right now if they dig it they're  
2 going to take out a road, they're going to have to  
3 redo the roads, they're going to have to change lines,  
4 I can't think of the word right now, and they're going  
5 to end up in people's yards, then they're going to  
6 have to fix it, and those are going to be giant  
7 trenches, that's going to bring all kinds of stuff up  
8 from underneath. It's going to destroy trees, it's  
9 going to destroy wildlife.

10 Keep in mind in Hamilton County up around 256th  
11 Street clear up to 296th I believe there's at least  
12 three, three bald eagle nests up in there. Guess  
13 where they fish at? Hinkle Creek, other areas. Guess  
14 where they get their food at? So you're going to  
15 displace, or I'm sorry, not you folks, but I want you  
16 to keep this in mind that doing this will displace at  
17 least three bald eagle nests, potentially, not  
18 necessarily it will exactly, but it will potentially  
19 displace them. So our national bird gets booted.  
20 There you go, that's a good idea. Plus it also  
21 destroys groundwater which is already there, and my  
22 groundwater was just tested recently because I had it  
23 when I bought the house after my grandmother passed,  
24 the groundwater's perfectly fine. And to answer the  
25 other gentleman's question over here, I can answer it

1 for him, the subject of the water was 20 years ago,  
2 there hasn't been an issue with the water system out  
3 in Hamilton County, northern Hamilton County, that I  
4 know of since then, so putting it in is going to cause  
5 more because you're going to put stuff in the ground  
6 that doesn't belong in the ground and you're going to  
7 contaminate it, so environmentally speaking it is a  
8 very, very bad idea. That's all.

9 MS. BOTTOM: Thank you.

10 RICH MOLINI: M-O-L-I-N-I. This whole thing is  
11 about a need for a district and that's based on big  
12 money, big money wants a district, they want to be  
13 able to, you know, disperse the cost for everything,  
14 but if the people around 236th that are going to buy  
15 up all that property and they're going to develop it,  
16 they should be the ones that -- it should be their  
17 district, they should pay for the line that runs to  
18 Sheridan, and the whatchamacallit, the National Guard  
19 Armory, if they want to be part of the district, they  
20 should pay to run that line all the way up to 276th  
21 Street and it's just that, I don't know, you know,  
22 that the people that have are always going to have and  
23 they're going to take it from the people that don't  
24 have and most of us here are don't-haves, so the whole  
25 idea of a sewer and water district is just, like I



1 said before, it's a ruse, I mean there's no need for  
2 it. If the people that want to develop those areas,  
3 put in subdivisions, I don't know where they're at,  
4 I'm sure everybody knows and Hamilton County  
5 Commissioners probably know who are trying to get  
6 ahold of them. So that's it. Just please consider  
7 the whole concept of the people that are going to need  
8 this and want this, make them pay for it, don't make a  
9 district out of this, just make those people pay for  
10 what they're going to get. Thanks.

11 MS. BOTTOM: Thank you. Anyone else? Come on  
12 up.

13 JEFF BROWN: I'm a new name, so Jeff Brown,  
14 J-E-F-F, B-R-O-W-N. I live on 266th Street just east  
15 of US 31, and just real quick, so I think I've been to  
16 two of the three meetings and I'm not certain I've  
17 heard one person stand up and say they were for this  
18 project, not one. Maybe I missed one, but it doesn't  
19 feel like it. So anyway, you know, I will just say  
20 I'm against it.

21 I have a perfectly fine well, perfectly fine  
22 septic system, so I'm not really interested in tying  
23 into it. It just feels like to me that there was  
24 money available from one of the federal projects and  
25 this seemed like a good place to put it. I'm not sure

1 it necessarily is, it doesn't feel like it, so as I've  
2 been sitting here listening to everybody else say they  
3 were against it I was reading that sign about a  
4 hundred times that "Government is best which governs  
5 least." Stop governing us and let us live our lives  
6 out in the country. That's all I've got to say.  
7 Thanks.

8 MS. BOTTOM: Thank you. Come on up.

9 CORY HAYDEN: Just like this gentleman said, I  
10 was just going to point out that last meeting we were  
11 told that over 900 flyers had been sent out to the  
12 homes in that district informing them of that meeting,  
13 and then on one of these it showed the district and  
14 the little area for Phase 1 and they said that eight  
15 houses, eight houses and one business wanted this, but  
16 the vast majority of the community is saying no, I  
17 just wanted to point that out.

18 MS. BOTTOM: Thank you.

19 KIMBERLY CHANCE: I know you're tired of hearing  
20 from me but I just want to say one more thing. I've  
21 been fighting this for months and months and months  
22 just to try to get information, but I feel like this  
23 is pertinent to the point of how difficult our county  
24 commissioners have been to give the community  
25 information and as I was sitting here listening I

1       remembered this point, I believe that according to  
2       IDEM the county commissioners are required to place in  
3       three different locations a sign for different  
4       meetings that they're going to have on this. I found  
5       it very interesting and I wanted to bring this up as  
6       an example as to how difficult it has been to get  
7       information as a community member. The three places  
8       that the commissioners chose to put the sign, one was  
9       in front of the county commissioners' office which is  
10      on the back side of this building. I don't know how  
11      many of you all normally come into this building but I  
12      don't unless I'm coming to a meeting that affects my  
13      home. Another one was on I believe 11th Street which  
14      again is not one of the main roads, it's not 8th  
15      Street, 9th Street, 10th Street, you know, I mean  
16      there's a lot of other roads you could go down, but  
17      that's not a very common road, and then the third one  
18      was in front of the old courthouse, which again all of  
19      us live in Cicero. I don't come to Noblesville unless  
20      I have a very specific reason to come, so I would  
21      never see any of those signs, and it's interesting to  
22      me that that's where they chose to place them to  
23      notify the community of what directly affects us, and  
24      so that is an illustration if nothing else to just  
25      share with you that based on your own guidelines it is

1 a matter of meeting the actual letter of the law but  
2 not the spirit of the law, and we're all just trying  
3 to get information that directly affects us, and again  
4 that is a disappointment that the commissioners who  
5 have a vested interest in whatever the quid pro quo is  
6 back and forth with them and all the other commercial  
7 entities, it directly affects us with that, so I just  
8 wanted to give that illustration because that pertains  
9 directly to this particular meeting tonight, and  
10 hopefully that will give you an idea as to why we're  
11 all upset in this room. Thank you.

12 MS. BOTTOM: Thank you.

13 RICH MOLINI: Sorry to bug you again. I got this  
14 letter saying there was going to be a meeting, I got  
15 it on December 29th. I'm kind of interested, is that  
16 the normal kind of a heads-up you get?

17 MS. BOTTOM: It's a two-week, yes, they have to  
18 be mailed out two -- they have to have a postmark date  
19 of two weeks out.

20 RICH MOLINI: Okay, I just think that's kind of  
21 -- you know, that's a little short. I don't know,  
22 maybe everybody that was going to come has come, but  
23 it just seems -- You know, what's 30 days, I mean is  
24 that not enough, you know? So that's all I have to  
25 say. You don't get on the Hamilton County website,

1 it's almost impossible to find out anything about  
2 this, you know, you've got to stand on your head and  
3 try to contort to try to figure it out, it's just not  
4 easy to look at, it just doesn't follow, you know, it  
5 just doesn't work and I think that's intentional. So  
6 thank you.

7 JACQUE BRYANT: I'm done after this. Can I  
8 challenge you guys to set a new standard, you know?  
9 I'm sure, you know, that you guys get tired of doing  
10 these meetings, I'm sure it's the same thing  
11 everywhere you go. You know, God isn't making any  
12 more property. What we have is what we have, and, you  
13 know, I'm thankful that there's parks and there's  
14 county parks and there's state parks, but, you know,  
15 we're shrinking quickly and you guys have the  
16 opportunity to do something different and creative and  
17 I'd just challenge you to look into it and think about  
18 it.

19 MS. BOTTOM: Thank you.

20 RITA OREAR: I just have one more question.

21 MS. BOTTOM: Come right on up.

22 RITA OREAR: Okay, Rita Orear again. When you  
23 were talking about placing the signs, I'm curious,  
24 because this regional area is up north, who is  
25 responsible and what rules are there about placing

1 these Notice of Hearing signs and where they're  
2 supposed to be and is that something that you require  
3 for your meetings or is it something that Hamilton  
4 County requires for whatever is going on?

5 MS. BOTTOM: The statute IC Code 13-26 states  
6 that they have to post it in three different places,  
7 they have to put it in the newspaper for two weeks, I  
8 believe, and it has to be on the radio for a number of  
9 days, so that is a statute that we have to follow as  
10 IDEM that the legislators decided that, you know, that  
11 this is how it was going to be, so they are required  
12 to post it in three different places, but I cannot  
13 tell you, because I don't remember, but I cannot tell  
14 you if it says, you know, it has to be placed here,  
15 here and here, I don't recall it saying anything like  
16 that, it just has to be posted in three different  
17 places.

18 RITA OREAR: The reason that I'm really concerned  
19 about where it's supposed to physically be posted  
20 because I'm a Realtor and I know when we have to have  
21 any kind of a variance it's posted in front of the  
22 property and I don't understand why they -- There is  
23 no chance for anybody up in our area to see a posting.  
24 As far as the newspaper, it's really a moot point.  
25 Radio, okay, whatever, but it's those signs that are

1 really, really important and I want to know -- It's  
2 13.26, that's what you said?

3 MS. BOTTOM: 13-26, and I will be happy to e-mail  
4 you a copy.

5 RITA OREAR: That would be great.

6 MS. BOTTOM: -- if you want to give me your  
7 e-mail.

8 RITA OREAR: I will.

9 MS. BOTTOM: We can talk after the meeting and  
10 I'll take your e-mail and I'll be happy to send it to  
11 you.

12 RITA OREAR: Thank you.

13 MS. BOTTOM: I'll be happy to send it to anyone  
14 who wants to read it, so if anyone wants to give their  
15 e-mail address that has not put it on the sign-in  
16 sheet, if you feel like putting it over there, that  
17 would be wonderful. If not, I'll take a note and I'll  
18 make sure you get a copy. Anybody else have anything  
19 to say? Thank you for coming.

20 Okay, I want to remind you that if you have  
21 written comments they will become part of the record.  
22 If you have them with you, you can give them to any of  
23 us here at the meeting, and if you are going to go  
24 home and write a comment I just need it before  
25 February 1st of 2023.

1 MITCHELL ROCKWELL: Mitchell Rockwell. I was  
2 just wanting this to be on the record that your letter  
3 says you're taking written comments until February  
4 3rd.

5 MS. BOTTOM: Oh, does it say "3rd"?

6 MITCHELL ROCKWELL: The letter says the "3rd." I  
7 just want to get that on record so that everybody  
8 knows.

9 MS. BOTTOM: Absolutely.

10 MITCHELL ROCKWELL: That was all, thank you.

11 MS. BOTTOM: That's fine, thank you. So February  
12 3rd, I believe it's a Friday, so if you have any  
13 comments you want to send to me. The notice that you  
14 received in the mail has my name and my address, those  
15 kinds of things, so feel free to send them to me. I  
16 have some business cards over there if you want to  
17 e-mail me asking a question or wanting a copy of the  
18 Code or, you know, whatever I can do, I will give you  
19 as much information as I have available to myself.

20 GERALD DUNMIRE: Gerald Dunmire. When will a  
21 decision be made?

22 MS. BOTTOM: When?

23 GERALD DUNMIRE: And how will we be informed as  
24 landowners in the area?

25 MS. BOTTOM: The sign-up sheet for the meeting is



1 over there. We prefer if you have an e-mail address  
2 that you put the e-mail address on there and once a  
3 decision has been made I will send a notice to whoever  
4 wants to be notified of the decision.

5 GERALD DUNMIRE: Okay, but you don't have any  
6 idea of when that will occur at this point?

7 MS. BOTTOM: I do not at this time.

8 GERALD DUNMIRE: Thank you.

9 CORY HAYDEN: I've got one last thing.

10 MS. BOTTOM: Go ahead.

11 CORY HAYDEN: Cory Hayden. Just like the  
12 gentleman said earlier, you guys are in the data --

13 MS. BOTTOM: We are.

14 CORY HAYDEN: -- phase right now. I would just  
15 state that your biggest source of data should be the  
16 people that live there and drink that water. If we  
17 had any complaints, we would all be fighting for this  
18 district, but nobody says they have an issue. That's  
19 all I have to say. I'm done.

20 MS. BOTTOM: Thank you. Anyone else? Okay,  
21 well, I appreciate you all coming tonight. Like I  
22 said, if you have an e-mail address you would like to  
23 leave, please leave it on the sign-in sheets. My  
24 business cards are over there, it has my phone number  
25 and my e-mail address on there, so you're welcome to

1 call me or e-mail me with any questions, I'll answer  
2 the ones I can and the ones that I know.  
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3 CERTIFICATE

4 STATE OF INDIANA

5 SS:

6 COUNTY OF HAMILTON

7  
8 I, Marjorie A. Addington, the undersigned Court  
9 Reporter and Notary Public residing and maintaining  
10 offices in the City of Carmel, Hamilton County, Indiana,  
11 do hereby certify:12  
13 That I reported to the best of my ability in  
14 machine shorthand all of the words spoken by all parties  
15 in attendance during the course of the hearing;16  
17 That I later reduced my shorthand notes into the  
18 foregoing typewritten transcript form, which typewritten  
19 transcript is a true record to the best of my ability of  
20 the hearing;21  
22 That I am not a relative or employee or attorney  
23 or counsel of any of the parties, nor am I a relative or  
24 an employee of such attorney or counsel, and that I am  
25 not financially interested in this action.26  
27 IN WITNESS HERETO, I have affixed my  
28 Notarial Seal and subscribed my  
29 signature below this 17th day of  
30 JANUARY, 2023.31  
32 Notary Public  
33 County of Residence: Hamilton  
34 Commission Expires on: JUNE 25, 2023  
35 NOTARY #NP0669599