INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We make Indiana a cleaner, healthier place to live.

Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.in.gov/idem

Notice

You are hereby notified that the Elkhart County Council and the Elkhart County Commissioners have petitioned the Commissioner of the Indiana Department of Environmental Management for an order establishing a Regional Sewer District to be known as the Elkhart County Regional Sewer District.

A public hearing will be held on August 3rd, 2004, at 6:30 p.m. (local time), in the Hillcrest United Methodist Church, 4206 E. Bristol Street, Elkhart, Indiana to receive public comments on said Petition. Written comments will also be accepted for a period commencing immediately and ending on August 20th, 2004 at the following address:

Ms. Lynne Newlon
Office of Water Quality
Indiana Department of Environmental Management
100 North Senate Ave., P. O. Box 6015
Indianapolis, Indiana 46206-6015

If you wish to receive notice of IDEM's decision on this matter, please submit a request in writing to Ms. Newlon at the above address.

For more information regarding the formation of regional water and sewer districts, see Indiana Code 13-26 (formerly 13-3-2). Additionally, a copy of the Petition to form the Elkhart County Regional Sewer District is on file at the Elkhart Public Library, Osolo Branch, 3429 E. Bristol Street, Elkhart, Indiana 46514, for public viewing.

Individuals with disabilities requiring reasonable accommodations for participation in this event should contact the Indiana Department of Environmental Management Americans with Disabilities Act (ADA) Coordinator at:

Brandye Hendrickson, ADA Coordinator
Indiana Department of Environmental Management
100 North Senate Ave., P. O. Box 6015
Indianapolis, Indiana 46206-6015

Please provide a minimum of five (5) days notification.

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July 15, 2004

The Elkhart Truth
421 S. Second Street
Phone: 574-294-1661
Fax: 574-522-4897

Dear Amanda,

Re: Public Notice

Enclosed please find a copy of a public notice regarding a Public Hearing concerning the formation of a Regional Sewer District. Please publish the Notice twice during the weeks of July 19 - 23 and July 26 – 30th, 2004.

Please place the public notice in (or close to) a **three (3) by five (5) inch ad** to meet statutory requirements.

For billing, please send a notarized 99P form and clippings showing the date of publication to me at Indiana Department of Environmental Management, P. O. Box 6015, Indianapolis, IN 46206-6015. On the reverse side of your publisher claim, please be sure to include your Social Security or Federal Identification Number on the first line below the statement: "In the sum of $..."

If you have any questions, please contact me at (317) - 233-0476.

Sincerely,

Lynne Newlon

Lynne Newlon
Regional District Coordinator
Indiana Department of Environmental Management

Enclosure

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 NORTH SENATE AVENUE, P.O. BOX 6015

INDIANAPOLIS, IN 46206-6015

Elkhart County Regional Sewer District

ORIGINAL

PUBLIC HEARING

Place: Hillcrest United Methodist Church
4206 E. Bristol St.
Elkhart, IN 46514

Date: August 3, 2004

Time: 6:32 p.m.

REPORTED BY: JEANNE DRUST, AAS

APPEARANCES

FOR THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT:

LYNNE NEWLON, REGIONAL WATER/SEWER DISTRICT COORDINATOR
Office of Water Quality, Planning Branch
100 North Senate Avenue, P.O. Box 6015
Indianapolis, IN 46206-6015
(317)233-0476

ATTORNEY WILLIAM HARKINS

FOR THE INDIANA RURAL COMMUNITY ASSISTANCE PROGRAM:

ROCHELLE K. OWEN, TECHNICAL ASSISTANCE PROVIDER
1845 West 18th Street
Indianapolis, IN 46202
(317)638-9302

FOR THE ELKHART COUNTY GOVERNMENT:

KRISTINE KRUEGER, ELKHART COUNTY PROCUREMENT SPECIALIST
117 North Second Street
Goshen, IN 46526-3298
(574)535-6746

ALSO PRESENT:

Members of the public

ELKHART, INDIANA, TUESDAY, AUGUST 3, 2004

MS. NEWLON: Good evening. Can everyone hear me? Great. Because if you can't hear me, we can make another front row, or I can turn on the microphone. I'd like to get things started. Would the official reporter designated for this hearing please stand, and raise your right hand, and state your name.

COURT REPORTER: My name is Jeanne Drust.

(The court reporter was sworn).

MS. NEWLON: Thank you. My name is Lynne Newlon. I'm the senior environmental manager in the Office of Water Quality in the Indiana Department of Environmental Management. I am the hearing officer for this hearing.

The hearing this evening, August 3rd, 2004, is before the Department of the Environmental Management, henceforth referred to as either the Department or IDEM, in the matter of the proposed formation of the Elkhart County regional sewer district. Also with me tonight is Mr. William Harkins, an attorney with the Department.

Oral statements will be heard this evening at this hearing; however, written statements may be submitted to me at the hearing, or mailed to Lynne Newlon, Office of Water Quality, IDEM, 100 North Senate Avenue, P.O. Box 6015, Indianapolis, Indiana, 46206-6015. It's much easier to grab one of my cards. I have my address on my cards.

For the record, notice of time and place of this hearing was given as provided in the Indiana Code 13-26-2-6 by publication in the Elkhart Truth and the Goshen News during the weeks of July 19th through the 23rd, and July 26 through the 30th, 2004.

Sign-in sheets have been provided. If you have not yet signed in, please do so now. If you wish to present IDEM with information this evening, please indicate on the sign-in sheet. Also indicate if you will be appearing for yourself or on behalf of a group. If you are appearing for a group, please note the name of the group and in what capacity you are appearing, such as a group officer, an attorney, or an authorized spokesperson.

Finally, if you wish to receive notice of the agency decision in this matter, please indicate on the sign-in sheet, and please print, and have a legible address.

We will then begin hearing testimony regarding the proposed district. Because the proposed purpose of the hearing is to allow the public to present information pertinent to the formation of the district -- district, we ask that you hold all questions until the hearing is concluded. At that time, we will conduct an informal question and answer session. So during the hearing, we will only receive testimony. We'll close that part up, then we'll open it up to a public meeting.

The hearing officer takes the testimony received at the hearing and drafts a report, and makes recommendations on whether to approve, disapprove, or approve conditionally the petition itself. If the hearing officer recommends approval of the petition, then a commissioner's order, which is a legal document that gives permission to the petitioner to actually form the sewer district that is proposed. If the commissioner decides to sign that document, then it is mailed to the petitioners, and the district becomes legal 33 days after the petitioner receives the order.

As with a final decision of any agency, that decision is appealable, and information on how to appeal that decision will be included in the public notice in the newspaper. And that concludes the process that IDEM follows in reviewing the petitions formed.

Indiana Code 13-26-2-3 sets out the requirements for the formation of the district. I'm not going to read the whole statute, but I would like to highlight the requirements. We strongly encourage that comments be limited to these requirements, as these will be comments most useful to IDEM in this decision.

The statute requires the following: That the petition is filed by an eligible entity, and the proposed district name and location of the principle office be stated; that the petition stated state the need for the district, the

purpose of the district that will be accomplished, and how the district will be conducive to public health, safety, convenience or welfare; that the petition state how the water supply and sewage collection are currently being provided, and how the current situation creates or adds pollution, the healths hazards, or impedes development in the area -- excuse me; that the petition state whether there is any outstanding indebtedness for the purpose proposed; the petition accurately describes the territory to be included in the district, and that the territory can be situated as to promote public health, safety, convenience, or welfare by an organization of a single district; that the petition provide recommendations regarding the makeup of the board of trustees and the manner of selection; that the petition state the plan for financing the cost of the operations of the district until it receives revenues from operations or proceeds from bond sales; that the petition state an estimated cost of accomplishing the purpose of the district, and estimate of the cost of operating and maintaining the works, and the source of funding for these costs, including estimates of rates and charges to be required.

Again, the Department is extremely interested in any information that you can provide with regard to these requirements. All comments, both oral and written, will be reviewed by IDEM and carefully considered in making a

decision on this matter.

I will be limiting people to five minutes to speak. If you do get cut off after five minutes, I can ask that you submit additional comments in writing. They must be postmarked by -- all comments must be postmarked by August 20th, 2004.

Also attached and included as part of this public hearing is the following exhibits: The Heaton Lake Regional Sewer District Engineering Report, and the Elkhart County Regional Sewer District Petition to Establish the Regional Sewer District.

So at this time I'd like to make sure -- okay, I have the sign-in sheets. When I call your name, please approach the microphone. If you no longer wish to testify, please indicate such, those who decide during the hearing if they wish to testify, and not already have had an opportunity to speak at the closing of the hearing. So actually I don't think I got any cards, so now I will open it up to -- if anyone would like to come and give testimony or comments regarding the formation of this district.

(No response).

MS. NEWLON: In closing, I would like to remind everyone that written comments must be submitted to the Department before August 20th, 2004. And once again, please grab one of my cards, and it does have my address on it.

These proceedings are now concluded. This cause is therefore adjourned until further notice to the hearing officer. So what this means that the public hearing is now behind us. Now we will open it up to a public meeting for questions and answers.

This -- I was asked earlier to see that someone had asked why we're having a public hearing. This is part of the formal process of the formation of a district. So I know you've had a lot of meetings in the past. We have not been at them, all of them, but if anyone does have questions, we have in here, we have people from the county here, as well. If anyone has questions, we do have a map of the boundaries.

UNIDENTIFIED SPEAKER: Is this going to get done for sure?

MS. NEWLON: Can you come up and state your name, just because we have someone recording this.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Possibly. Maybe -- the question is, what is the process from here? The process from here is the petition has been submitted. I will wait 'til the end of the common hearing time. Then I will take everything and review it again, and make sure statutory requirements are met. And probably within six to eight weeks, I will draft findings of fact and recommended order, and then it will be sent out to our commissioner at IDEM, and ultimately it will

be...(inaudible).

COURT REPORTER: Lynne? I'm sorry, I'm having trouble hearing you with the air conditioner.

(Ms. Newlon approached the court reporter).

MS. NEWLON: I'll talk from here a little louder so she can hear you. But the commissioner then, once the recommended order is drafted, and the findings of fact, it will be sent to our commissioner. When she signs off on it, yes, 33 days from there you will -- it is a district. Did I answer your question?

UNIDENTIFIED SPEAKER: It's all cut and dried, right? It's going to get in, so why are we even doing this? We can't stop it.

(Ms. Newlon approached the speaker).

MS. NEWLON: Well, the county -- that's why we have a public hearing, so people can get up and testify.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: I don't know. I've been at public hearings that I'm still...(inaudible). So I'm...(inaudible).

UNIDENTIFIED SPEAKER: (Inaudible)...a lot of us here got brand-new septic systems.

MS. NEWLON: Well, and there is a statement -- or Indiana Code 13-26, it's a statute that oversees... (inaudible)...district. And if a brand-new system, not a repair, but brand-new system is in five years or less, the

individual homeowner can go to that district board and ask for an exemption or delay in hookup. And it can -- it's up to that board. They also have to go to the county health department, say it was properly permitted. There's some hoops one has to go through, but they can get up to $4,800 basically pro-rated off the rate. Where if everyone else is paying a certain amount, they may be paying $20 less to help offset that cost.

UNIDENTIFIED SPEAKER: So if you get the delay in hookup, then...(inaudible).

MS. NEWLON: Well, what you need to -- really, once that district board is formed, it's the individual homeowner's responsibility to go to that board. It's up to that board, because the statute says "may." It's not a...(inaudible), although it varies with what funding they consume, because some fundings...(inaudible)...are attached...(inaudible). So really -- and that board will be locally appointed by -- I believe the county commissioners have two appointments. County council has one, and the county attorney has one, and then the mayor of the municipality, because I think the understanding is they're planning on sending it to Elkhart. Once the district, if the district is formed, they have nine months to get a district plan into the Department, and then we review that, and then we can either accept it, modify it or reject it.

Any other questions? Thought I saw one. Yes, sir. Your name? Stand up...(inaudible).

MR. MCQUEEN: (Inaudible).

COURT REPORTER: I can't hear him.

(Mr. McQueen approached the microphone).

MR. MCQUEEN: Can you hear? My name is Mike McQueen. I live on Ridge Street. My question is, do we -- if we get the system, do we know what system we're getting, which one? There are three different types of systems.

MS. NEWLON: Okay. He asked -- his question was, do they know what type of system, and the question is not that. Well, depending -- this is for the formation. It's basically taking an unincorporated area, making it an incorporated unit of government, non-for-profit utility, and once that district board is formed, they're making a decision, and they have that nine months to decide what's going to be the best, since we're arguing. So it's not me in Indianapolis making the decision. It's a local decision. So at this time they don't know. Any other questions?

MR. GREG MILLER: My name is Greg Miller. My question is how many people that are sitting in the audience today know what a sewer -- regional sewer is? Those of you who know, raise your hands.

So the majority here know what it is. I have no idea. That's why I'm asking. The people sitting here right

now looking like they're totally baffled. I walk in here tonight and find it's almost already over and done with.

MS. NEWLON: They've been -- there's been meetings for years, and talks, but you have a municipality, which is an incorporated area. You have conservancy districts, which are formed through the local courts, through DNRs, which have nine different purposes, and they can utilize the tax money to pay for it. You have regional districts, which you cannot utilize tax money. It's user fee only, and therefore, according to Indiana Code 13-26, you have CTA, which is Certificate of Territory Authority, which are private utilities for profit, and then there's sanitary districts, which is only about seven to nine of those throughout the state. But those are the different types of utilities out there. Did I miss any, Greg?

MR. GREG MILLER: I guess I'd ask you, what does establishing a sewer district mean for people who are currently on septic systems?

MS. NEWLON: It means they would -- if they were a district, they would become incorporated only for that service, only for sewers. Not trash pickup, not police, anything else. They become -- they can qualify for the low-interest loan programs out there through the federal government. They have rural development money. They can -- they can qualify for that by becoming a district, as well as

grant money. The grant money is not available out there to unincorporated areas, or private utilities.

MR. GREG MILLER: Then once again, question, is the mission or a goal of a sewer district is to have everyone ultimately on a sewer?

MS. NEWLON: That's up to that district board. I mean, we have probably 11 county-wide districts out there. That doesn't mean that there are sewers running everywhere in the county. They take, you know, there's areas -- there's a lot of soils in Indiana that do not -- septics don't work very well. Some areas they do, but you know, even county-wide districts, we're not seeing sewer lines everywhere. But it's taking the problems and prioritizing them and fixing them. And it can even be a septic maintenance program under a sewer district.

MR. GREG MILLER: So in other words, it's a way of bringing the power to make those kinds of decisions to a local, regional board rather than someone in Indianapolis?

MS. NEWLON: Rather than being -- getting a notice of violation and folks down in Indianapolis, a regulatory agency making the decision. Yes. I mean, it is local power. The decisions will be made right here, and I'll be amongst that board. I do encourage you to know who that board is, and they are open meetings.

UNIDENTIFIED SPEAKER: The local health department

(inaudible)...county health department, where do they fit into this?

MS. NEWLON: To my knowledge, I think one may be appointed to the board. They have been involved from the very beginning. They're definitely aware, and when I told Bob Watkins of this meeting, unfortunately they have another big meeting that he said he waited a year to get forms, that he was not able, and it was too late to switch, so unfortunately they are not represented here tonight. But Bob Watkins would be the health department contact. But yes, they are aware of this and have been involved with this.

UNIDENTIFIED SPEAKER: So the best way for individual members here tonight to find out what this is all about specifically would be to contact you and have you send them a copy of what it is they're agreed to and us being against it?

MS. NEWLON: This has been in the library. This was submitted November 5th of last year. This is the petition. This is the area report. This has been -- help me out. What library?

MS. OWEN: Osolo.

MS. NEWLON: Osolo Library, and to my knowledge it's still there, and yeah, you can also call me. I cannot -- unfortunately the State has to charge you per page to send you one, but if it's just a matter of the petition, I usually kind of go if it's under 15 pages, I will send one out upon

request if you can't get to the library. But yeah, this is public information.

UNIDENTIFIED SPEAKER: All right...(inaudible).

MS. NEWLON: I can't hear you, sir.

UNIDENTIFIED SPEAKER: Is it on the website?

MS. NEWLON: I don't believe it's on the website. Any other questions?

(No response).

MS. NEWLON: I'd like to thank whoever got this facility tonight, especially that it is air conditioned. It would have been very hot if it hadn't been. Yes, sir.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Speak loud so everybody can hear you.

UNIDENTIFIED SPEAKER: So this is it; this is the meeting.

MS. NEWLON: This is the formal public hearing.

UNIDENTIFIED SPEAKER: Right.

MS. NEWLON: This is what I -- we're paying for it, as far as the agency. You got a letter -- a letter notice regarding this. People only in the district boundaries received the letter, so if you didn't receive a letter, you're probably outside of these boundaries. But this is the formal process, and like I say, I will wait 'til after the public comment hearing is over. I will take everything I have filed, review everything, and then I will draft a

findings of facts and recommended order.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: There will not be another meeting from the Department, no. This is it.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Now, not to say the sewer district, you know, their meetings are public once they get formed.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: I don't know if they -- Kris, do you know where they'll be holding the meetings?

MS. KRUEGER: Not yet. We're still in the --

MS. NEWLON: They don't know yet.

MR. MCQUEEN: Will they notify all of the homeowners that are here tonight to be at that meeting so we know which way to go?

MR. JONES: There will be a -- as the -- as the district gets formed and the project starts to congeal, the funding becomes more of a reality, there will be a public bidding project, or -- or projects, and there will be some required public hearings before...(inaudible)...operate there.

MR. MCQUEEN: Now, it will be in a meeting...(inaudible).

MR. JONES: It really depends on what the district board decides to do. My guess is it will probably be in a meeting.

MS. NEWLON: Usually there is a meeting, but that's

truly up to that board, and as I said, this board is made up currently of five people, so that the mayor, if they end up sending it to Elkhart, the mayor executive of that municipality gets one appointment. County commissioners can get one appointment.

MS. KRUEGER: No, commissioners --

MS. NEWLON: Or commissioners, two appointments. I'm sorry. County council will get one appointment, and then the township trustee can advise the board of this township...(inaudible)...one town gets an appointment.

UNIDENTIFIED SPEAKER: (Inaudible)...does the board make the final decision, or I mean...(inaudible).

MS. NEWLON: Yes. The board will be reviewing the alternatives, and it's probably laid out in the...(inaudible)...report, but they will review everything, and then they have nine months from when that order is out, and actually I write in a specific date that they have to submit plans and facts and findings. And it's like -- we're, you know, a 20-year plan. If we're going with Option B, you know, investigation, and this window, and however finances and move forward. I believe they're also working on financing a parallel along with this formation.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Yes, sir. There will be a local -- you know, that board is made of people of Elkhart County.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Well, they will have a rate setting. I mean, they have to -- and again, when you go with public money, there is all sorts of checks and balances, more so than if you are not going with public money. They will have to apply all the steps.

UNIDENTIFIED SPEAKER: Board well then cite what the cost is as far as...(inaudible).

MS. NEWLON: The board, yeah. The board will let you know. They'll get a rate and they will spell it out, you know, how much money they got to borrow, how much they get from the grants, and they don't know yet, but you have to pay the debt service, and you also have to pay for the service and maintaining and operating the system. Yes, sir.

MR. HARVEY MILLER: Everybody, my name is Harvey Miller...(inaudible).

COURT REPORTER: I can't hear him.

MS. NEWLON: Sir, they can't hear you. Get this microphone.

MR. HARVEY MILLER: (Inaudible).

(Mr. Miller approached the microphone).

MS. NEWLON: That's okay. We want to make sure you get the words right.

MR. HARVEY MILLER: Did you get my name? I have been on this sewer committee since its formation. My concern from

the start was that the residents of Heaton Lake be given an informed choice of whether they want sewer service, and what the cost to them would be. When Goshen College conducted the income survey, two items that stood out were: One, less than 14% had problems with their septic systems, with most of them living on the lake or on the south side of the lake. Two, more than 44% of the residents did not want to pay more than $30 per month. What makes this important -- important is the income level of the residents of Heaton Lake is moderate to low -- excuse me -- with many of you living on fixed incomes. Any additional monthly bills will adversely affect them.

And final costs keeps changing. On May -- on May 3rd, the cost was reported to you to be around a $3,200 connection fee that everyone has to pay, and a monthly bill of at least $37 per month. In May of this year, that monthly bill has increased to at least $50 per month, and could be higher. This is a lot higher than the $30 per month that was first discussed, and the price keeps going up.

And the other item of how many problems with their septic systems becomes a question of how many residents need or want a sewer system. The lake is not now, nor has it ever been, polluted by runoff, sewage runoff, so that doesn't become a point for the need for a sewer. The amount of land available for new housing is minimal, with none right on the lake, and growth will probably be slow, as past years have

indicated. That would mean a majority of the residents are being asked to subsidize the few that need a sewer system at a cost they can hardly afford.

I submit that I would like to see a petition taken of all of the residents asking them if they are in favor of or opposed to this sort of project. Included would be information as to the cost, and that they will be required to hook up this sewer no matter what the condition of the septic system is. Then, and only then, have the residents of Heaton Lake been given an informed, fair choice of whether they want or are willing to pay for a sewer system, and have not had it forced on them.

The sewer board has been appointed. Members are appointed, and they're ready to proceed with this, and construction could begin within the spring of next year. It's been decided.

MS. NEWLON: Thank you. Any other questions, comments, concerns?

UNIDENTIFIED SPEAKER: Who are the board members?

MS. NEWLON: To my knowledge, I don't -- I'll let Kris -- Kris works for the county. State your name.

(Ms. Krueger approached the microphone).

MS. KRUEGER: I'm Kris Krueger. I work in the county commissioner's office as a grant specialist. I've been working on this project to facilitate and give money to

assist residents and keep the costs down. So that's been my primary goal.

As for the board appointees, currently we have Mike Machlan in the audience from Elkhart City. We have Bob Watkins, who is the county health director. We have Scott Robina, who is one of your own residents, and let's see. I'm sorry, Mr. Duncan, who was appointed by the Osolo Township trustees. I'm afraid I can't remember his first name. And who's the --

MS. NEWLON: Aren't we waiting for --

MS. KRUEGER: We're waiting for the final appointment from the council.

MS. NEWLON; Thanks, Kris. Any other questions, concerns, comments? Yes.

MS. RICHARDSON: My name is Beverly Richardson, County Road 4. Okay. I've heard various stories, and maybe I've just not heard the right story. Will this be a flat-rate sewer? In other words, the family of six next to me pays the same as my family of two, or the family of one next to me? Is this a usage rate on the sewer, or sewer system, or is it a, you know --

MS. NEWLON: A metered system.

MS. RICHARDSON: Yeah.

MS. NEWLON: Honestly, I -- those decisions haven't been made because the district hasn't been formed, or it will be

up to that board.

MS. RICHARDSON: Right.

MS. NEWLON: To my knowledge, and correct me if I'm wrong, you have private wells.

MS. RICHARDSON: Right.

MS. NEWLON: You do not have a water system, so therefore it would be a cost of meters, although not saying -- I -- I don't know if they're going flat rate or not, what they're thinking. But ultimately, once that board convenes, it would be the decision of that board. Yes, sir.

MR. STIVER: Yes. If I could just offer a couple of positive comments. Phil Stiver, County Commissioner. I live in Elkhart, but as a...(inaudible)...of the office, Mr. Neff and I share this, and we have to thank the person that's here tonight for motivating us all, and that's Mary Sprowl. Don't throw rocks at her. She's a great lady, and she has absolutely carried this project. I heard about it 20 years ago when I worked at Miles. Mary, weren't you here 20 years ago?

MS. SPROWL: Yes.

MR. STIVER: Yes, and we always heard about the need out here, and she kept addressing the squeaking wheel. She was the squeaking wheel, and finally we got this thing going, and I just want to thank you all for participating and willing to accept what is a very positive cleanup, environmental issue

in the county. The board gives us the opportunity, then, to use this as an example for other areas, and other -- there are other areas of dire need. So -- but we had to have a project that people would get behind, accept, and looking at the numbers that hopefully made sense as a formula. Weight survey was a big help, and that was one of the requirements of the -- that we had to do, and Goshen College people did that for Kris. And she is the second person, I guess, behind Mary, that has been the champion of this project. And I just want you to know that these people deserve our thanks from the county, and let's get that board working. Thank you.

MS. NEWLON: Thank you. Any other comments? This is your chance to go on record.

UNIDENTIFIED SPEAKER: (Inaudible).

MS. NEWLON: Yes, sir. Yes, ma'am?

MS. RICHARDSON: Can you tell me if I have to hook up to the sewer system?

MS. NEWLON: Honestly, it will be up to that board.

MS. RICHARDSON: Up to the board. Okay.

MS. NEWLON: And that board -- that board, it varies. There's different variables that go into it. Usually everyone does. But there are -- there can be exemptions that individuals apply for, but ultimately is up to that board. And it can vary as to what funding they pursue, so I don't know the answer to your question today.

MS. RICHARDSON: Okay.

MS. NEWLON: But you need to find out who's on that board and -- and talk to them.

MS. RICHARDSON: All right. Thank you.

MS. NEWLON: Um-hmm. Any other questions?

(No response).

MS. NEWLON: I want to thank you for coming out. Appreciate it. I will stick around if anyone has any other questions. Thank you.

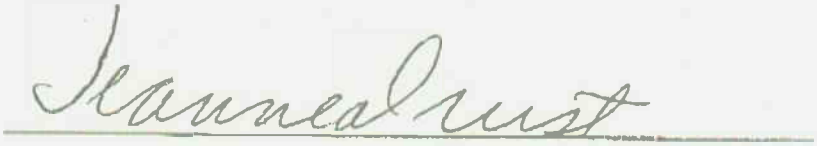
COURT REPORTER'S CERTIFICATE

I, Jeanne Drust, do hereby certify that on the 3rd day of August, 2004, I was duly affirmed to keep complete notes of the meeting herein, prepare a complete transcript thereof from my notes, and faithfully perform all duties imposed upon me as an official reporter;

I further certify that I reported said meeting by machine shorthand, and that I have transcribed my shorthand notes through the use of computer-aided transcription into the typewritten form, and that the foregoing and attached pages or parts of pages comprise a transcript of said proceedings prepared to the best of my ability;

I further certify that I am not a relative or employee of or an attorney for any party, or financially interested in the action.

IN WITNESS THEREOF, I have hereunto set my hand and official seal this 15th day of August, 2004.



JEANNE DRUST, A.A.S.
Olmsted & Associates
402 East Mishawaka Avenue
Mishawaka, IN 46545

OFFICE OF WATER MANAGEMENT IDEM
AUG 16 11 31 AM '04

Jeanne Drust
Official Court Reporter
Elkhart Superior Court No. 3
101 N. Main St., Suite 202
Goshen, IN 46526

Lynne Newlon
Office of Water Quality
Indiana Department of Environmental Management
100 N. Senate Ave., P.O. Box 6015
Indianapolis, IN 46206-6015

August 12, 2004

Dear Ms. Newlon:

Enclosed are the sign-in sheets from IDEM's public meeting held on 8-3-04 at the Hillcrest United Methodist Church. The transcript of the meeting is almost complete and will be mailed to you shortly. Thank you for giving me the opportunity to work with you in this matter. I look forward to reporting for you again in the future.

Sincerely,

Jeanne Drust, AAS

Elkhart County Regional Sewer District / PUBLIC HEARING / Aug. 3, 2004

	NAME (Please Print)	ADDRESS (Please Print)	DO YOU WISH TO SPEAK?
1.	Bill HARKINS	10 N. Scott, Ind, IN	N
2.	Greg Krueger	Co Commissioners	N
3.	Rochelle Owen	RCAP	N
4.	Rosemary H. Kerkezian	22714 Lake Shore Dr.	N
5.	Ralph Hochstetler	204 W. Logan ST NAPPANEE	No
6.	David Shankel	23197 HEATON VISTA	NO
7.	Richard Beatty	22728 Lakeshore	No
8.	EVERETT LIENHART	22571 LAKESHORE DR	NO
9.	Bodie J. Stegelmann	130 N. Main Goshen	N.
10.	Jeanne Drust	619 N Main Goshen	NO
11.	Deloris Yoder	23093 Heaton Vista	?
12.	George & Betty Bowen	23077 Heaton Vista	No
13.	Gregory McKee	23287 CEDAR CT.	NO

Elkhart County Regional Sewer District / PUBLIC HEARING / Aug. 3, 2004

	NAME (Please Print)	ADDRESS (Please Print)	DO YOU WISH TO SPEAK?
1.	Roger Behegt	22743 Firwood Lane	N
2.	MARTHA Hochstedler	23190 HEATON VISTA	N
3.	Helen & LAURIE ZIMMERMAN	23183 HEATON VISTA	N
4.	NATE COLE	22400 CR 10 E	N
5.	Philip Neff	117 N. 2nd ST. Goshen	N
6.	Beverly Richardson	22622	N
7.	W A West	22 Something Heaton Vista	N
8.	John Beaker	23161 Heaton Vista	
9.			
10.			
11.			
12.			
13.			

OFFICE OF WATER MANAGEMENT IDEM
AUG 16 11 31 AM '04

Elkhart County Regional Sewer District / PUBLIC HEARING / Aug. 3, 2004

	NAME (Please Print)	ADDRESS (Please Print)	DO YOU WISH TO SPEAK?
1.	Harriet Harrington	23217 Heaton Vista	NO
2.	Michael Mackton	1617 E. Lake Dr. W	NO
3.	Gary + Marla Williams	22824 Firwood Dr	No
4.	Joann Miller	22834 Firwood Ln.	no
5.	RAMONA KISH	22 HEATON VISTA	NO
6.	JAMES RILEY	22886 LAKE SHORE	NO
7.			
8.			
9.			
10.			
11.			
12.			
13.			

Elkhart County Regional Sewer District / PUBLIC HEARING / Aug. 3, 2004

	NAME (Please Print)	ADDRESS (Please Print)	DO YOU WISH TO SPEAK?
1.	Mike & Val McQueen	52120 Ridge	
2.	Walter & Martha Hochstedler	23192 Heaton Vista	
3.	Mary Sproul	23173 Heaton Vista	I may
4.	George & Nancy Moldenhauer	23763 Fernwood Lane	
5.	Mr + Mrs LaVern Sysinger	23759 Heaton Vista	
6.	Mr & Mrs. Harvey J. Miller	52106 Deckerd.	
7.	MR & MRS D. SIMMONS	22892 LAKE SHORE ELKHART	
8.	Dale Fallbeck	23139 Heaton VISTA Elkhart	
9.	John Sathern	23537 Broadwood Dr. Elkhart.	
10.	Thomas Mabie Jr	52256-6 IDEAL Beach RD	
11.	Dave Bostian	52256-4 IDEAL BEACH RD	
12.	RICK & BETTY COBB	22471 C.R. 20 GOSHEN, IN. 46528	
13.			

Elkhart County Regional Sewer District / PUBLIC HEARING / Aug. 3, 2004

	NAME (Please Print)	ADDRESS (Please Print)	DO YOU WISH TO SPEAK?
1.	CARL KUSH	RCAP	NO
2.	Kelly J. Kittle	22874 Lake Shore Dr.	
3.	Stacy Robinia	22880 Lake Shore Dr	No
4.	Scott Robinia	22880 Lakeshore Dr	NO
5.	MARY Hutchison	23121 HEATON Vista	
6.	HELEN WARNER	23058 4th. St 18467 Co Rd 10 Bristol, In 46507	
7.	Dorothy Thwaits	23085 Heaton Vista	
8.	Kyle Hannon	5 Ken Ct. Elkhart	No, commissioner ✓
9.	Phil R. Stivers	1077 Grandy Blvd 46516	NO
10.	James Conklin	23019 Heaton Vista	
11.			
12.			
13.			