STATE OF INDIANA

COPY

INDIANAPOLIS 46206

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
633-5467

RE: IN THE MATTER OF THE PETITION OF THE COUNTY COMMISSIONERS OF UNION AND FRANKLIN COUNTIES, STATE OF INDIANA, FOR THE ORGANIZATION OF A REGIONAL SEWAGE DISTRICT, PURSUANT TO IC 1971, 19-3-1.1) CAUSE NO. B-238

RESOLVED: That the Findings of Fact and Recommendations of William D. Christen, Hearing Officer, on the above-captioned matter, dated August 8, 1974, which are adopted and incorporated herein by reference, show that the organization of the proposed Brookville Regional Waste District complies with the conditions of IC 1971, 19-3-1.1 for the creation of a district, and

That the proposed Brookville Regional Waste District appears capable to provide for the collection, treatment and disposal of human, commerical and industrial wastes within the proposed area so as to improve health, safety and welfare in an economically feasible manner.

NOW THEREFORE, IT IS ORDERED BY THE STREAM POLLUTION CONTROL BOARD OF THE STATE OF INDIANA:

1. That a regional sewage district to be known as the Brookville Regional Waste District, be organized as an ~~independent~~ political entity of the State of Indiana as a body corporate ~~and political~~.

2. That the purpose to be accomplished by said district is to provide for the collection, treatment and disposal of sewage.

3. That the territory to be included in the district is as follows: all of Brownsville Township in Union County, Indiana, except section 25 located at the northwest corner; the following sections of land in Harrison Township, Union County: 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, and 34; the following sections of land in Center Township, Union County, Indiana: 3, 4, 5, 6, 1, 12, 7, 8, 9, 16, 17, 18, 13, 24, 19, 20, and 21, but excepting there from that portion of land presently known as and described as the Town of Liberty, Indiana; all of Liberty Township of Union County excepting section 36; all of Harmony Township, Union County, Indiana;

SOME OF THIS HAS CHANGED. WE ARE NOW GOVERNED BY INDIANA CODE 13-26.

the following sections of land in Union Township, Union County: 29, 30, 31, 32, 5, 6, 7, 8, 17, and 18; the following sections of land in Bath Township in Franklin County, Indiana: 19, 20, 29, 30, and 31; all of Fairfield Township in Franklin County, Indiana; the following sections and fractional sections of land in Blooming Grove Township in Franklin County, Indiana: 1, 11, 12, 14, 15, 13, 23, and 24 and the following sections and fractional sections of land in Brookville Township in Franklin County, Indiana: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, 16, and 17.

4. That the district be governed by a Board of Trustees consisting of nine (9) members, each of whom must be a registered voter in either Franklin or Union Counties, Indiana, and should be appointed in the following manner: (a) one member shall be appointed by the Governor of the State of Indiana by virtue of the fact the State lands will be involved in the district, said appointee to serve a four-year term and successive appointees to serve four-year terms. (b) one member to be appointed by the Board of Commissioners of Union County, Indiana. (c) one member to be appointed by the County Council of Union County, Indiana. (d) one member to be appointed by the Board of Commissioners of Union County, Indiana. (e) one member to be appointed by the County Council of Franklin County, Indiana. (f) one member to be appointed by the Board of Commissioners of Union County, Indiana. (g) one member to be appointed by the County Council of Union County, Indiana. (h) one member to be appointed by the County Council of Union County, Indiana. (i) one member to be appointed by the Board of Commissioners of Franklin County, Indiana.

   The trustees enumerated as (b) through (i) shall serve four-year terms, with the exception that the initial terms of Trustees (b) and (c) shall be for one year, the initial terms of Trustees (d) and (e) shall be for two years and the initial terms of Trustees (f) and (g) shall be for three years.

5. That the regional waste district shall only concern itself with human, commerical and industrial waste and that any waste created by agricultural operations, unless the operator of said agricultural operations so request, be excluded.

6. That the Board of Trustees shall provide sufficient bond for all officers, Trustees or employees who have any power to dispense or accept funds of the district. Said bond, as a minimum, shall be in an amount equal to, plus ten percent (10%) of, those funds anticipated to be received

by the district during a fiscal year of the district, divided by six (6), which amount shall be determined annually by the Board of Trustees.

7. Six months from the date of this order, the Brookville Regional Waste District shall file with the Stream Pollution Control Board of the State of Indiana:

   a. A detailed plan for the initial project of the district which plan shall include engineering reports, plans and specifications, and a feasibility study in such form as the Stream Pollution Control Board shall require, and

   b. The proposed regulation or ordinance in reference to hook on requirements to the sewage collection system which will assure existing owners of property wherein human sewage wastes are generated that no hook on to the system will be required unless said source is actually causing a pollution or health hazard or said dwelling unit wherein the sewage wastes are created is within three hundred (300) feet of the sewer line.

Dated at Indianapolis, Indiana this 20th day of August, 1974.

ATTEST:

Oral H. Hert

Oral H. Hert, Technical Secretary
Stream Pollution Control Board
of the State of Indiana

STATE OF INDIANA

INDIANAPOLIS 46206

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
633-4420

IN THE MATTER OF THE PETITION OF THE COUNTY)
COMMISSIONERS OF UNION AND FRANKLIN COUNTIES,)
STATE OF INDIANA, FOR THE ORGANIZATION OF A)
REGIONAL SEWAGE DISTRICT, PURSUANT TO) CAUSE NO. B-238
IC 1971, 19-3-1.1.)

RESOLVED: That the Findings of Fact and Recommendations adopted and the Order issued on August 20, 1974, on the Petition of the County Commissioners of Union and Franklin Counties, Indiana, is hereby amended so that wherever reference is made to the "Brookville Regional Waste District" in the above-mentioned Findings, Recommendations and Order, said phrase shall now read "Brookville Lake Regional Waste District" by the inclusion of the word "Lake" between the words "Brookville" and "Regional."

Dated at Indianapolis, Indiana, this 17th day of September, 1974.

ATTEST:

Oral H. Hert

Oral H. Hert, Technical Secretary
Stream Pollution Control Board
of the State of Indiana