BEFORE THE STREAM POLLUTION CONTROL BOARD

OF THE STATE OF INDIANA

IN THE MATTER OF THE)
BROOKVILLE LAKE REGIONAL)
WASTE DISTRICT)

PETITION FOR ORGANIZATION OF A
REGIONAL WASTE DISTRICT

The Board of Commissioners of Union County, Indiana, having been authorised by the County Council of said County, and the Board of Commissioners of Franklin County, Indiana, having been authorized by the County Council of said County, hereby jointly petition the Stream Pollution Control Board of the State of Indiana for an order establishing a regional waste district in said counties, and in support thereof, allege and say as follows:

1. That said regional waste district shall be known as "The Brookville Lake Regional Waste District".

2. That the principal office of said regional waste district shall be located in the County Courthouse at Liberty, Union County, Indiana.

3. That construction of the dam which will create the Brookville Reservoir, which reservoir will extend from approximately at Brookville, Indiana, north a distance of nearly seventeen (17) miles is now essentially complete and impoundment of water has begun. This lake is being formed through drainage from the watershed area of the east fork of the Whitewater River. Most of the area surrounding said lake and in said watershed area is rural and agricultural in nature. The only incorporated town in the area to be contained in said Brookville Lake Region Waste District, and the largest concentration of population therein, is the Town of Liberty, Indiana, with a population of approximately 2,000 people. Practically all sewage treatment in said area is now done through individual septic tanks, with the exception that the Town of Liberty, Indiana, has a treatment plant. Affluent from the treatment

plant at Liberty, Indiana, flows into the east fork of the Whitewater River. Residential, recreational and commercial development near and around said lake is expected to be both rapid and intense and in order to avoid pollution of the lake and properly provide for an orderly development, establishment of a regional sewer district for the area around said lake is essential. The purpose of the regional waste district will be to provide for the collection, treatment and disposal of sewage within and without the district.

4. The territory to be included in the district is as follows:

All of Brownsville Township in Union County, Indiana, except for Section 25 in 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, 34.

The following sections of land in Center Township, Union County: 3, 4, 5, 6, 1, 12, 7, 8, 9, 16, 17, 18, 13, 24, 19, 20 and 21.

All of Liberty Township in Union County except for Section 36.

All of Harmony Township in Union County, Indiana.

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.

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.

5. That petitioners recommend that the manner of selection, the number and term of the members of the Board of Trustees of said district be based so as to, so far as practicable, have said members representative of the population of the district as follows:

1. One member will be appointed by the Governor of the State of Indiana by virtue of the fact that state lands will be involved in the district, said appointee to serve a four year term and successive appointees to serve four year terms.

2. One member to be appointed by the Board of Commissioners of Union County, Indiana.

3. One member to be appointed by the County Council of Union County, Indiana.

4. One member to be appointed by the Board of Commissioners of Union County, Indiana.

5. One member to be appointed by the County Council of Franklin County, Indiana.

6. One member to be appointed by the County Commissioners of Union County, Indiana.

7. One member to be appointed by the County Council of Union County, Indiana.

8. One member to be appointed by the Town Board of Liberty, Union County, Indiana.

9. One member to be appointed by the County Commissioners of Franklin County, Indiana.

The Trustees enumerated as 2 through 9 above shall serve four year terms, with the exception that the initial terms of Trustees 2 and 3 shall be for one year, the initial terms of Trustees 4 and 5 shall be for two years and the initial terms of Trustees 6 and 7 shall be for three years.

6. That petitioners propose that until receipt of revenues from the operation of said district or proceeds from the sale of revenue bonds are available, that the district will be operated, and necessary expenses incurred for legal and engineering services and other incidental expenses incident to the forming and organizing of the district will be paid, through grants received through federal or state sources.

7. That development of the sewer and treatment plants in said district will, it is anticipated, occur in phases with the final objective being to have all sewage or affluent from the water shed flow to a point below the dam of the Brookville Reservoir and to a treatment plant at that site. Estimated cost of the project in final form is the sum of $10,000,000.00. Charges for hook-on fees and usage of the sewer will vary greatly depending on sources of funds and contributions by developers and the rate of development in the district. It is estimated that user charges will not exceed $15.00

a month and hook-on fees will not exceed $1,000.00 per single family dwelling. The estimated cost of operation of the sewage treatment plant would be the sum of $100,000.00 per year.

8. That at any time after the creation of the District, any political subdivision whose territory is not wholly included within the District may file an application with the District setting forth a general description of the territory it desires to have included within the District, the necessity for the inclusion of such territory within the District, that it will be conducive to the public health, safety, convenience or welfare, and that it will be practical and feasible for such territory to be included within the District. If said application is approved by a majority of the Board of Trustees of the District, the territory described in said application shall thereupon become part of the District.

9. a) That the Trustees of the District be authorized to borrow money for the purposes of carrying on the duties of the district from any bank and to issue notes and securities therefor;

b) That the Trustees of the District be authorized to issue revenue bonds as provided in the act for the purposes of the District;

c) That the Trustees of the District be authorized to contract with any user or governmental unit;

d) That the District and the Trustees be given the powers to do everything necessary, proper, advisable, or convenient for the accomplishment of any of the purposes, or the attainment of any of the objects or the furtherance of any powers set forth in IC 19-3-1.1-1 through IC 19-3-1.1-20 as amended by the Acts of 1972 and 1973 of the Indiana General Assembly.

Executed by the Petitioning Bodies upon the dates indicated below and pursuant to proper authorizing resolutions by said Bodies and their respective County Councils.

UNION COUNTY COMMISSIONERS

James M Curry
Commissioner

Dated: 4-1-74

Roy Coffman
Commissioner

ATTEST:

Albert Brown
Auditor of Union County

Clyde C. Downing
Commissioner

FRANKLIN COUNTY COMMISSIONERS

Omer Prickel
Commissioner

Dated: Mar. 18, 1974

Eugene J. Hunt
Commissioner

ATTEST:

Clifford Bischoff
Auditor of Franklin County

Harold Henderson
Commissioner

WAYNE, RUSH, UNION, FAYETTE, FRANKLIN COUNTIES, INDIANA

Region Nine Development Commission

Phone: 317/825-0521

P. O. Box 661, Connersville, Indiana 47331

MARVIN FRANCE,
Executive Director

May 15, 1974

Mr. William D. Christen, Hearing Commissioner
Stream Pollution Control Board
State of Indiana
Courthouse, Liberty, IN 47353

Dear Mr. Christen:

This positive statement in support of the petition filed with the State Stream Pollution Control Board for the purpose of establishing the Brookville Lake Regional Waste District, was authorized by the Board of Commissioners of the Region IX Development Commission. The commission has been a supporter of this effort since its inception and has followed progress very closely.

The commission has applied to the U.S. Army Corps of Engineers for assistance to the local people in the Brookville Lake Regional Waste District. We have received a positive response from the Louisville District Engineer in regard to our request for planning and Technical assistance for facilities design. We have also been informed that the Corps of Engineers has approximately one half million dollars designated for sewage treatment facilities for the recreation complex on Federal land at Brookville Lake. These funds may be transferred to a legal body such as the Regional Waste District under consideration.

Our commission is receiving assistance from the State Planning and Research Groups, authorized by the Lieutenant Governor. This assistance is in the preparation of a long range comprehensive plan for the Brookville Lake area. Already the commission is providing technical information and assistance to local county wide area plan

commissions.

We feel that the formation of the Brookville Lake Regional Waste District is a long over due positive step needed in planning the proper development in the area for future citizens. We would like to point out to the future trustees who will govern the District, that as local citizens they should be prepared to expand the district boundaries upon the presentation of proper requests. Sewage problems do not end at boundary lines.

We commend the local government officials of Franklin and Union Counties who authorized and filed the petition under consideration. The formation of the district may not benefit all citizens directly and may cause a financial burden on some individuals. The fact that it will be run by local people will be most helpful to those involved.

This commission pledges continuing support, assistance and cooperation for the good of the community.

Robert A. Hoffman, Secretary

Lawrence J. Rosenberger, Chairman