STATE OF INDIANA

INDIANAPOLIS 46206

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
633-5467

VIA CERTIFIED MAIL

IN THE MATTER OF THE PETITION OF THE BOARD OF TRUSTEES FOR THE TOWNS OF PENDLETON AND INGALLS, INDIANA, FOR THE FORMATION OF A REGIONAL SEWAGE DISTRICT TO BE KNOWN AS THE FALL CREEK REGIONAL WASTE DISTRICT, MADISON COUNTY, INDIANA, PURSUANT TO IC 1971, 19-3-1.1

CAUSE NO. B-254

RESOLVED: That the findings of fact and recommendations of Robert G. Grant, Hearing Officer, on the above captioned matter dated October 22, 1974, which are adopted and incorporated herein by reference, show that the organization of the proposed Fall Creek Regional Waste District complies with the conditions of IC 1971, 19-3-1.1, for the creation of a district, and

That the purposed Fall Creek Regional Waste District appears capable to provide for the collection, treatment, and disposal of human, commercial and industrial wastes within the purposed area so as to improve the 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 Fall Creek Regional Waste District, be organized as an independent political entity of the State of Indiana and as a body corporate and political.

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

3. That the territory to be included in the district will include the incorporated areas of the Towns of Pendleton and Ingalls, Indiana.

4. That the district be governed by a Board of Trustees consisting of nine (9) members to be appointed by the Town Board Presidents of Pendleton and Ingalls as follows:

   a) The Town of Pendleton shall appoint five (5) members to the Board of Trustees. Such members shall be residents of said District.

      1) Two (2) appointments by the President of Pendleton Town Board shall serve four (4) years;

      2) One (1) appointment shall serve three (3) years;

      3) One (1) appointment shall serve two (2) years;

4) One appointment shall serve one (1) year.

b) The Town of Ingalls shall appoint four (4) members to the Board of Trustees. Such members shall be residents of said District.

1) One appointment by the President of Ingalls Town Board shall serve four (4) years;

2) Two (2) appointments shall serve three (3) years;

3) One appointment shall serve two (2) years.

5. That the Board of Trustees shall provide sufficient bond for all officers, Trustees or employees who have any power to dispense 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.

6. That said district shall conduct a feasibility study to determine the cost effectiveness of serving Huntsville, South Anderson and Fortville. If the analysis indicates cost-effectiveness the district shall invite the township trustees of those townships containing Huntsville and South Anderson and the Town of Fortville to petition to join the district.

7. Six months from the date of this order, the Fall Creek Regional Waste District shall file with the Stream Pollution Control Board of the State of Indiana, a detailed plan for the construction and operation of the district's facilities pursuant to the provisions of IC 1971, 19-3-1.1-5 (a).

Dated at Indianapolis this 22nd day of November, 1974.

Oral H. Hert

Oral H. Hert, Technical Secretary
Stream Pollution Control Board

RGG/dsc