IDEM
OFFICE OF
WATER QUALITY

2011 JUN 20 A 10:59

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT STATE OF INDIANA

IN THE MATTER OF THE PETITION OF GREENE COUNTY, INDIANA, TO ESTABLISH A REGIONAL SEWER DISTRICT PURSUANT TO INDIANA CODE 13-26	)))))	**BEFORE THE COMMISSIONER OF IDEM, STATE OF INDIANA**

PETITION TO ESTABLISH REGIONAL SEWER DISTRICT

Comes now Greene County, Indiana, by and through its Board of County Commissioners and County Council (the "Petitioner"), and submits to the Indiana Department of Environmental Management ("IDEM"), pursuant to Indiana Code 13-26, its Petition to Establish Regional Sewer District (the "Petition"), and requests that an order directing that a regional sewer district be organized as an independent political entity of the State of Indiana, and as a body corporate and politic, and in support of the Petition allege and state:

1. Proposed Name. The proposed name for the regional sewer district is "Greene County Regional Sewer District."

2. Designated Representative. The Designated Representative for the Petitioner for additional information and amendments shall be Lucas M. Rudisill ("Mr. Rudisill"), whose contact information is as follows: Lucas M. Rudisill, The Rowe Law Firm, LLC, Rural Route 1, Box 988, Linton, Indiana 47441; phone: 812.847.4751, extension 4; fax: 812.847.4752; e-mail: lrudisill@therowelawfirm.com. Mr. Rudisill shall serve as the Point of Contact (POC) for the Petitioner until such time as the District is established and the Board of Trustees are appointed. Once the Board of Trustees are appointed, then the Board of Trustees shall select one Trustee to serve as the Designated Representative.

3. Principal Office. Once the Board of Trustees are appointed, the Board of Trustees shall select a location for the principal office of the District. Until such time as the Board of Trustees are appointed and establish a principal office, all correspondence shall be directed to the Designated Represntative/POC.

4. Approval by County Commissioners. The Petition has been approved by the Greene County Commissioners, as required by IC 13-26-2-2, and the resolution evidencing same is attached hereto, incorporated herein, and marked for identification purposes as "Exhibit A."

5. Approval by Fiscal Body. The Petition has been approved by the Greene County Council, as required by IC 13-26-2-2, and the resolution evidencing same is attached hereto, incorporated herein, and marked for identification purposes as "Exhibit B."

6. Description of Territory Included in Proposed District. The territory to be included in the District includes the West half of Section 31, all of Section 36 and the East half of Sections 26 and 35, containing approximately 1600 acres, all within Taylor Township, Greene County, Indiana, and including the unincorporated community of Scotland, as is more particularly depicted on the map that is attached to the Petition, incorporated herein, and marked for identification purposes as "Exhibit C". The following political subdivisions have land within the proposed District or have jurisdiction in the district: Greene County Board of Commissioners, Greene County Council, Taylor Township.

7. Need. There is a need for the proposed district in that it has long been recognized by residents and businesses in the area, as well as the Petitioner herein, that the need exists because sanitary sewage disposal is currently provided by each homeowner or business through an on-site septic tank, many of which leak, have failed, or will fail. Water is currently supplied to the area within the proposed District by Eastern Heights Utility Company. However, the absence of public sanitary sewer service has contributed to a public health hazard and environmental contamination in the proposed District, as demonstrated in the letters from the Indiana State Department of Health and the Greene County Department of Health each of which are attached hereto, incorporated herein, and marked for identification purposes as subparts to "Exhibit D".

8. Purpose. The purpose to be accomplished with the district is the reduction of pollution of the environment by elimination of inadequate septic systems and the construction of a sanitary sewer collection system and appropriate treatment of collected sewage.

9. Establishment. Establishment of the District will be conducive to the public health, safety, convenience and welfare of the residents of the District for the following reasons: (a) No sanitary sewer system exists in the proposed District; (b) sewage collection, disposal and treatment in the proposed District is currently being provided by individual septic tanks or other on-site systems at each residence and place of business. Those on-site systems that have failed or are failing are contributing to the pollution of the environment in the proposed District and create a hazard to the health, welfare, and safety of the residents of the proposed District. In many instances, replacement of the failed o failing septic tanks or other on-site systems is not feasible due to the cost, condition of the soil, or parcel size; (c) there are no publicly or privately owned treatment works in the proposed District for treatment of sanitary sewage, which situation inhibits the ability of the residents to alleviate environmental and public health concerns created by failed and failing septic systems; and (d) the absence of sanitary sewers hinders property values and has limited residential and commercial growth in the proposed District because the requirements of the Greene County Health Department and the Indiana State Department of Health, as they apply to septic tanks and other on-site systems, prohibit, in many instances, construction of economically viable residential subdivisions and commercial developments. An estimated 200 homes would potentially be affected by the establishment of the District, as proposed.

10. Indebtedness. There is no outstanding indebtedness for the purpose proposed in the proposed District.

11. Financing. The Petitioner intends to finance the district through the use of all available public funds and private contributions, until such time as the district is in receipt of revenue from the district's operations.

12. Cost Estimate. The estimated cost of accomplishing the purpose of the district is $2,573,676.00; the estimated annual cost of operating and maintaining the works is $93,200.00; the sources of the funding of these costs are all available public funds and private contributions; and the estimated rates and charges that will be required are $12.45 monthly base rate + $12.60 per 1000 gallons used. Final rates shall be established by the Board of Trustees, who shall consult with a rate consultant of its choice. The Preliminary Engineering Report, performed by Jeffrey S. Fanyo (Registration No. 18283) of Bynum Fanyo & Associates, Inc., provides additional information in this regard and is attached hereto, incorporated herein, and marked for identification purposes as "Exhibit E".

13. Board of Trustees. The number, manner of selection, and terms of the Board of Trustees of the District is recommended as follows:

(A) The District Board shall be comprised of five trustees.

(B) The five-member Board shall be composed of three (3) Appointees of the Greene County Commissioners and two (2) Appointees of the Greene County Council. All trustees must be freeholders of real property situated, at least in part, within Greene County, Indiana.

(C) The above-listed initial appointments shall serve through January 31, 2013.

(D) Upon the expiration of the above initial appointments, all future Appointees shall serve for terms of one (1) year, beginning on February 1 and continuing until January 31 of the following year, unless the Appointee is a replacement Trustee, as provide in Paragraph 13, Subsection (E) of this Petition.

(E) Upon a vacancy on the Board of Trustees, for any reason, the appointing authority for that vacant position shall appoint a replacement Trustee to complete the term of the Trustee who vacated his or her office within 45 days of the Notice of Vacancy being received by the Board of Trustees and the appointing authority.

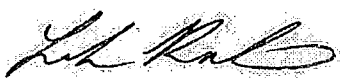
(F) The Board of Trustees shall have no authority to modify the number of Trustees that comprise the Board of Trustees, the term of service of the Trustees, or the method of appointing Trustees, without obtaining the written approval and authorization the Greene County Council, the Greene County Board of Commissioners, and pursuant to Indiana Code 12-26-1-2, of IDEM, to modify the composition of the Board of Trustees or the method by which the Trustees are appointed.

14. Filing of Petition. A copy of this Petition has been filed in the office of the Greene County Commissioners, the office of the Greene County Council, and the office of the Taylor Township Trustee

15. Public Record/Review. This Petition and Exhibits are available for review at the Bloomfield Eastern Greene County Public Library, 125 South Franklin Street, Bloomfield, Indiana 47424, and at THE ROWE LAW FIRM, LLC, Rural Route 1, Box 988, Linton, Indiana 47441.

WHEREFORE, the Petitioner respectfully requests that the Indiana Department of Environmental Management make a finding that the foregoing Petition complies with Indiana Code 13-26, appoint a hearing officer to establish dates, times, and locations of any hearings on the Petition and provide notice consistent with Indiana Code 13-26-2-6, and for all other relief that is just and proper on the premises.

Respectfully Submitted,



Lucas M. Rudisill
Attorney for Board of Commissioners
of Greene County, Indiana

RESOLUTION 2011- 5
RESOLUTION OF THE BOARD OF COMMISSIONERS OF GREENE COUNTY, INDIANA, WITH RESPECT TO THE ESTABLISHMENT OF A REGIONAL SEWER DISTRICT

WHEREAS, pursuant to IC 13-26-2-2, the Board of Commissioners of Greene County, Indiana, is empowered to file a petition with the Indiana Department of Environmental Management ("IDEM") for the establishment of a regional sewer district after the filing of such petition has been authorized by the fiscal body of Greene County, Indiana; and

WHEREAS, on May 31, 2011, the Greene County Council, as the fiscal body of the County, authorized the filing of a petition to establish a regional sewer district within the portions of Greene County, Indiana, described and depicted on the map attached as Exhibit C the said Petition; and

WHEREAS, the Board of Commissioners has determined that there is a need for the proposed district, and that the establishment of a regional sewer district will promote the public health, safety, convenience and welfare of the residents of the proposed district;

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners hereby authorizes the President of the Board of Commissioners to file a petition to establish a regional sewer district, in the form and manner as is more fully set forth Exhibit A, which is attached hereto and made a part of this Resolution.

APPROVED this 6TH day of June, 2011.

BOARD OF COMMISSIONERS OF
GREENE COUNTY, INDIANA

By: _____
Stephen C. Lindsey, President

By: _____
Kermit E. Holtsclaw, Commissioner

By _____
Rick Graves, Commissioner

Attest:

_____
Matthew W. Baker, Auditor

EXHIBIT
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A

RESOLUTION 2011- 01

(A resolution authorizing the filing with the Indiana Department of Environmental Management by the Board of Commissioners of Greene County, Indiana, of a Petition to Establish a Regional Sewer District)

This Resolution is adopted this 31st day of May, 2011, by the County Council of Greene County, Indiana (the "Council"), pursuant to notice duly called, posted, and advertised as required by law, at a meeting at which a majority of the members of the Council were present, and Witnesses That:

Whereas, the Council anticipates economic development in certain parts of Greene County due to the construction of Interstate 69;

Whereas, there are certain economic, environmental, and health needs relating to the disposal of sewage in certain parts of Greene County that are likely to arise and increase with the construction of Interstate 69, which needs can be addressed through the formation of a regional sewer district;

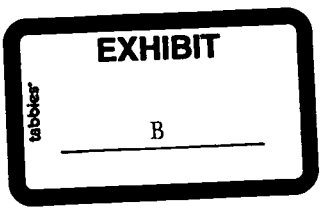
Whereas, a Preliminary Engineering Report (the "PER") identifying a proposed area of the district and the anticipated costs of constructing and maintaining the district and its facilities has been conducted by Jeffrey S. Fanyo, a Professional Engineer duly licensed in the State of Indiana, with Registered No. 18283;

Whereas, the Council members have been provided both a draft of a Petition to Establish Regional Sewer District (the "Petition") and a copy of the PER;

Whereas, there are certain environmental and health risks to the citizens of Greene County that may be reduced or ameliorated by the formation and operation of a regional sewer district, as proposed in the Petition;

Whereas, the Greene County Redevelopment Commission is providing the funding for the initial formation, construction, and operation of the regional sewer district and there is no anticipated indebtedness associated with the initial formation, construction, and operation of the proposed regional sewer district;

Whereas, pursuant to Indiana Code13-26-2-2, the Commissioners are required to obtain the approval of the Council to file the Petition with IDEM; and



Whereas, the Council believes that the passing of a Resolution authorizing the Board of Commissioners of Greene County, Indiana (the "Commissioners"), to file the Petition with IDEM should be passed;

Now, Therefore, Be It RESOLVED that the Greene County Council authorizes the Board of Commissioners of Greene County, Indiana, to petition the Indiana Department of Environmental Management to establish a regional sewer district, as proposed in the Petition, a copy of which petition as approved by the Council is attached hereto and made a part hereof..

So resolved this 31st day of May, 2011.

THE GREENE COUNTY COUNCIL, by:

John A. Wilkes

W. Edward Cullison

Jerry R. Frye

Edward L. Michael

William H. Harp

Rae Della Cravens

William L. Brown

ATTEST:

Matthew W. Baker, Auditor

NORTH

FIGURE 2-1
PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
PROJECT LOCATION

Date: 03/01/11 SCALE: 1=2400 Project No: 401108

BYNUM FANYO & ASSOCIATES, INC.
528 North Walnut Street
Bloomington, Indiana 47404

EXHIBIT C

Board of Health

Greene County, Indiana

217 E. Spring Street, Suite #1
Bloomfield, Indiana 47424
Phone: (812) 384-4496
Fax: (812) 384-2037

March 10, 2011

Indiana Department of Environmental Management
Indiana Government Center North
100 North Senate Avenue
Indianapolis, Indiana 46204

Re: Establishment of Greene County Regional Sewer District

To Whomever it May Concern:

I write to you on behalf of the Greene County Health Department in regards to the Petition to Establish Regional Sewer District (the "Petition") that, to our understanding, is or soon will be filed with the Indiana Department of Environmental Management ("IDEM") for its consideration and approval. I have reviewed a draft of the Petition and concur with the Greene County Board of Commissioners and the Greene County Council that there is a need for the proposed district, that the absence of a public sanitary sewer service has contributed to a public health hazard and environmental contamination in the proposed district, and that the establishment of the district would be beneficial to public health, safety, convenience, and welfare of the citizens of the district for all of the same reasons enumerated in the Petition.

If IDEM has any questions or concerns regarding the Petition, the contents of this correspondence, or otherwise, do not hesitate to contact Dr. Frederick Ridge at 812-384-4496. The Greene County Health Department appreciates your giving consideration to the Petition to Establish a Regional Sewer District in Greene County and ask that this correspondence be considered in support of approval of the Petition to Establish a Regional Sewer District. Thank you.

Yours very truly,

Frederick R. Ridge, MD

Greene County Health Department
By: Frederick Ridge, M.D.
Position: Greene County Health Officer

EXHIBIT
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Indiana State
Department of Health
An Equal Opportunity Employer

Mitchell E. Daniels, Jr.
Governor

Gregory N. Larkin, M.D., F.A.A.F.P.
State Health Commissioner

May 6, 2011

Rick Graves
Greene County Board of Commissioners
Courthouse
Bloomfield, IN 47424

Dear Mr. Graves:

Re: Sewage Disposal
Scotland, Taylor Township
Greene County

The information provided to this agency by the Greene County Health Department, and visits to the area by my staff, indicates that inappropriate sewage system construction or lack of any individual sewage disposal systems are the major reasons for the sewage - disposal problems acknowledged in the Taylor Township area. Poor soil conditions, density of development, some private well locations, lot size, and lot configuration preclude the possibility of using individual onsite sewage disposal systems as a means of eliminating the existing sewage disposal problems in most of this area.

A community approach for collection of wastewater from the residences and businesses to a central or decentralized treatment and disposal system is the optimal approach. System type will have to be determined after an engineered study is conducted and approved. However, as you know, if there is to be any application for obtaining grants or loans, the area has to become a legal entity, such as a Regional Water and Sewer District, Conservancy District, or a municipality.

It is critical that the sewage disposal problems in the community be addressed as soon as possible. Any further delays will: 1) continue the existence of a public health hazard; 2) decrease the property values in the area; 3) hinder further development in this area; 4) increase project costs to the property owners due to inflation and the probability of further reductions in government funding and low-cost loans; and 5) may force the local health department to address health hazards individually through enforcement of state rules and statutes and local ordinances. These considerations will ultimately add to the cost and delay a comprehensive approach to the problem. In addition, there are concerns regarding the health and safety around or near the ditches and drainage ways that contain sewage contamination. As you are aware, several infectious diseases can be contracted from contact with improperly treated sewage such as: Salmonellosis, Shigellosis, Dysentery, Polio, Hepatitis (Type A), Amebiasis, and Giardiasis to name a few. Pools of sewage can also provide ideal breeding places for the mosquitoes most likely to be responsible for the spread of St. Louis Encephalitis and West Nile Virus.

According to information from the United States Department of Agriculture, Natural Resource Conservation Service's Soil Survey and this agency, the opportunity to correct many of the individual sewage disposal problems on site is stringently limited by such conditions as a limiting layer and/or seasonal high water table within 34 inches of the soil surface.

It is obvious from our interpretation of the findings that the public health and economic impact that accompanies the resolution of a problem of this magnitude is far reaching and will affect most, if not all, of the residents living in the Taylor Township community. We recognize that a local project steering committee and the county health department can provide the catalyst needed to generate awareness and provide the focus that will be required in order to resolve this matter. We will continue to offer our support when needed and requested.

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Michael Mettler, REHS, Director
Environmental Public Health Division
Phone 317/233-7173
FAX 317/233-7047
mmettler@isdh.in.gov

cc: Greene County Health Dept.
Debbie Barnhizer, ISDH

PRELIMINARY ENGINEERING REPORT

PROPOSED

GREENE COUNTY REGIONAL SEWER DISTRICT

GREENE COUNTY, INDIANA

FOR THE

BOARD OF COMMISSIONERS
OF GREENE COUNTY, INDIANA

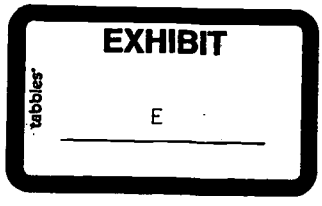
MARCH 4, 2011

Jeffrey S. Fanyo, P. E., CFM

Date

PREPARED BY

BYNUM FANYO & ASSOCIATES, INC.
528 N. WALNUT STREET
BLOOMINGTON, INDIANA 47404
PHONE (812) 332-8030
FAX (812) 339-2990



PRELIMINARY ENGINEERING REPORT

PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
GREENE COUNTY, INDIANA

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PRELIMINARY ENGINEERING REPORT

GREENE COUNTY REGIONAL SEWER DISTRICT
GREENE COUNTY, INDIANA

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- TRANSCRIPT OF PUBLIC HEARING
- ATTENDANCE SHEET FROM PUBLIC HEARING

PREFACE

The Board of Commissioners of Greene County, Indiana, proposes to establish a regional sewer district to serve the West half of Section 31, all of Section 36 and the East half of Sections 26 and 35 in Taylor Township which includes the unincorporated community of Scotland. The proposed Greene County Regional Sewer District will be adjacent to the WestGate @ Crane Technology Park which is located in parts of Greene, Daviess and Martin Counties. The Technology Park is adjacent to the west entrance to the Crane Naval Surface Warfare Center (NSWC) and is managed by the WestGate Authority which is a nine member board comprised of three members from each county. The WestGate Authority is currently investigating forming a regional sewer district to serve Daviess and Martin Counties with flow being treated by Crane NSWC. Under the provisions a Utility Sales Contract with Crane NSWC, the Crane Base has agreed to treat up to 44,200 gallons of wastewater per day. Currently, the Technology Park is only using about 5 % of that capacity. The contract does have a clause that states "Purchaser agrees to purchase this service from any private or other public source when available and adequate." Therefore it is anticipated that the portions of Daviess and Martin Counties within the technology park will be served by the Greene County Regional Sewer District at a later date. The Town of Crane has a similar agreement with the Crane NSWC for sewage treatment and most likely will also connect to the Greene County Regional Sewer District. The Greene County Regional Sewer District will initially serve the unincorporated community of Scotland, the portion of the WestGate Technology Park located in Greene County, and the existing homes along County Road 800 S.

The wastewater treatment plant will be a 50,000 gallon per day extended aeration plant and will discharge to an unnamed tributary of Stone Branch Creek. The construction permit for the treatment plant was approved on February 7, 2011, by the Indiana Department of Environmental Management with bids to be received on March 17, 2011. The Greene County Redevelopment Commission has issued Redevelopment Tax Increment Revenue Bonds to finance the construction of the wastewater treatment plant, the Scotland sewer system, the construction of a lift station and force main to serve the I-69 and US 231 interchange development, and the construction of a lift station and force main to serve the county's 34 acre tract of property located at the NE corner of the intersection of US 231 and County Road 800 S. A 52 acre tract of property owned by Greene County in the technology park located along County Road 200 E currently has sewer in place to connect to the treatment plant.

The formation of a Regional Sewer District is needed to efficiently manage the operation of the wastewater treatment plant and the collection system for the area described above and to protect the public health, safety and welfare of the residents of the proposed District.

CHAPTER ONE
PROJECT LOCATION

The Greene County Regional Sewer District would include the West half of Section 31, all of Section 36 and the East half of Sections 26 and 35 containing 1600 acres in Taylor Township This area includes the unincorporated community of Scotland. The proposed Greene County Regional Sewer District will be adjacent to the WestGate @ Crane Technology Park which is located in parts of Greene, Daviess and Martin Counties. The proposed service area includes only those sections previously mentioned which are entirely within Greene County.

The eastern most Greene County portion of the WestGate Technology Park is situated on 52 acres of former farm land lying east of County Road 1400 E and north of County Road 800 S. The first phase in developing the 52 acre site has begun with the construction of roads, water lines and sanitary sewer service. The first building to be constructed on the parcel will be a 12,000 square foot office building scheduled to begin in the spring of 2011. The residential community of Scotland located north of the technology park is within the proposed District and consists of 54 homes, 3 commercial buildings, a church and community center. The Scotland community does not currently have sanitary sewer service.

The Greene County Regional Sewer District will also incorporate the I-69/ US 231 interchange scheduled to be completed in 2013. The owner of a 154 acre tract adjacent to the interchange has contacted Greene County concerning the availability of sanitary sewer service for that area. The owner is an established commercial developer and has started to market the property.

Greene County currently owns 34 acres at the intersection of US 231 and County Road 800 S which is in the proposed District. This property is being marketed by the Greene County Economic Development Corporation for the location of a hotel, convenience store, restaurant and office buildings.

The Greene County Redevelopment Commission has purchased property in Daviess County on which to construct the wastewater treatment facility. The Daviess County property contains 62.4 acres of which the treatment plant will occupy approximately 2 acres.

The Greene County Regional Sewer District will have wastewater treatment for the area provided by a 50,000 gallon per day treatment facility scheduled to begin construction in May of 2011.

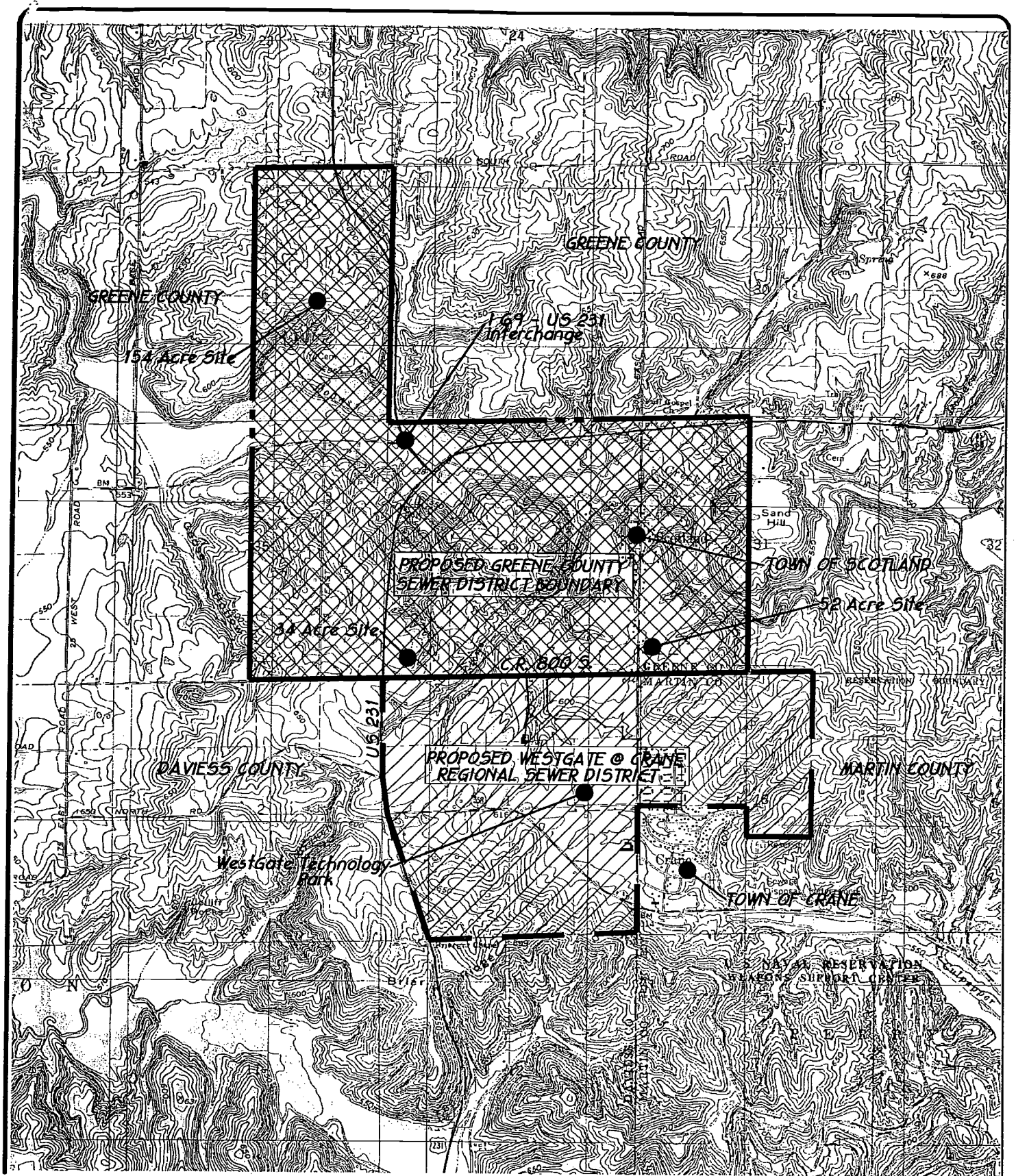

FIGURE 1-1
PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
USGS QUADRANGLE

NORTH
SCALE = 1:2400
Date: 03/01/11

Project No: 401108

BYNUM FANYO & ASSOCIATES, INC.
528 North Walnut Street
Bloomington, Indiana 47404

CHAPTER TWO
CURRENT SITUATION

The WestGate @ Crane Technology Park is located in parts of Greene, Daviess and Martin Counties. The WestGate @ Crane Technology Park holds Certified Technology Park status from the Indiana Economic Development Corporation. The State of Indiana has authorized the distribution of up to $10 million to Westgate @ Crane Authority from incremental state income tax and sales tax revenues generated within the Park to be used to promote economic development. The Technology Park is adjacent to the west entrance to the Crane Naval Surface Warfare Center (NSWC) and is managed by the Westgate @Authority. The Crane Naval Surface Warfare Center is a military base comprised of 100 square miles located in Martin and Greene Counties. The Technology Park has been established to locate support contractors and resources adjacent to the base but outside the naval base property. The Technology Park currently consists of seven buildings and approximately 420 employees in Greene, Daviess and Martin Counties. A proposed master plan for the park calls for the addition of another 30 buildings including a hotel and conference/training center. The Economic Development Administration has approved a $6.6 million grant for training center. It is currently under design and construction should begin in the fall of 2011. There are also other parcels within the technology park and surrounding area that will be developed as commercial and residential projects. The Westgate Authority has been authorized by the Daviess and Martin County Councils to form a regional sewer district to serve the Daviess and Martin County's portions of the technology park with flow being treated by Crane NSWC.

The Greene County Board of Commissioners has recently applied for funding from the Office of Community and Rural Affairs for a project to provide sanitary sewer service for the Scotland Community. As noted earlier, Scotland is an unincorporated community consisting of 54 homes, 3 commercial buildings, a church and community center. The platted lot sizes within Scotland range from 40' x 100' to 60' x 120'. The homes utilize on-site septic tanks with absorption fields as their means of wastewater disposal. The small lot sizes and age of the existing fields create an unhealthy environment for residents. The Greene County Redevelopment Commission has committed to providing $ 408,676.00 as the local match to help the project qualify for the OCRA funding.

The Greene County Redevelopment Commission has taken the initiative to fund the design and construction of a wastewater treatment facility to serve this area. The Redevelopment Commission has purchased 62.4 acres in Daviess County south of County Road 800 S of which two acres will be set aside for the treatment plant. The wastewater treatment plant will be a 50,000 gallon per day extended aeration plant and will discharge to an unnamed tributary of Stone Branch Creek. The construction permit for the treatment plant was approved on February 7, 2011 by the Indiana Department of Environmental Management with bids to be received on March 17, 2011. The plant construction will be funded by the Greene County Redevelopment Commission from TIF revenues. The Greene County Regional Sewer District will initially serve the Scotland community, the portion of the WestGate Technology Park located in Greene County, and the existing homes along the north side of County Road 800 S for a total of 67 initial customers.

NORTH

Date: 03/01/11 SCALE: 1=2400

FIGURE 2-1
PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
PROJECT LOCATION

Project No: 401108

BYNUM FANYO & ASSOCIATES, INC.
528 North Walnut Street
Bloomington, Indiana 47404

CHAPTER THREE
FUTURE SITUATION

In addition to the community of Scotland, the portion of the WestGate Technology Park located in Greene County and the existing homes along the north side of County Road 800S, the Greene County Regional Sewer District will serve new development at the I-69 and US 231 interchange, new development at the 34 acre parcel located at the US 231 and County Road 800 S intersection and the continued development of the 52 acre county owned site in the Technology Park. The Greene County Redevelopment Commission has issued bonds for the construction of a lift station and force main to serve development at the I-69 and US 231 interchange and the construction of a lift station and force main to serve the county's 34 acre tract of property located at the Northeast corner of the intersection of US 231 and County Road 800 S. The 52 acre tract of property owned by Greene County in the Technology Park located along County Road 200E currently has sewer in place to connect to the treatment plant.

The I-69 /US 231 intersection will be a major interchange for the area serving the Crane NSWC. This area will develop quickly once the interstate is completed in 2013. The owner of a 154 acre tract of ground adjacent to the interchange contacted the Greene County Redevelopment Commission in 2010 concerning plans to develop this parcel. The Greene County Redevelopment Commission has been working with the INDOT contractor for this section of I-69 to install a casing pipe under the new highway to provide sanitary sewer service for this area. The current proposal will include restaurants, office space, a hotel, a truck stop and additional service industries for the area. A lift station and force main will provide sewage treatment for this area by pumping back to the wastewater treatment plant being constructed in 2011.

The 34 acre parcel located at the intersection of US 231 and County Road 800S is owned and being marketed by Greene County. This parcel has been schematically designed to include a hotel, restaurant, convenience store, office buildings and a bank. The parcel will be served by a lift station and force main to pump flow to the treatment plant. The lift station is currently under design and scheduled to be constructed in 2012.

The 52 acre site owned by Greene County and within the Technology Park will have an office building completed in 2011 now that roads and utility infrastructure have been completed. This site will be developed into office building and light manufacturing facilities in the same manner as the current facilities located within Daviess and Martin Counties section of the Technology Park. The site has an existing gravity sewer and will not require any additional construction.

The WestGate @ Crane Technology Park, operated by the WestGate Authority, currently has seven existing buildings with approximately 420 employees located in Greene, Daviess and Martin Counties. The WestGate Authority is in the process of proposing a regional sewer district for Daviess and Martin Counties for an area that encompasses approximately800 acres. The initial average daily flow estimates for the Technology Park as determined by Civil Site Group Inc. and Bernardin Lochmueller & Associates, Inc. are 44,200 and 46,750 gallons per day.

The current wastewater treatment for Westgate Authority is provided through a Utility Sales Contract with Crane NSWC, which allows for treatment of a maximum of 44,200 gallons per day. Under the terms of the Contract, when service is available and adequate from any private or other public source, the Westgate Authority will be obligated to obtain sewer service from the other provider. Therefore it is anticipated that the portions of Daviess and Martin Counties within the technology park and the additional area in the proposed regional sewer district will be served by the Greene County Regional Sewer District at a later date.

The Town of Crane is located in the far northwestern portion of Martin County and is adjacent to the WestGate @ Crane Technology Park. The Town has recently applied for and received a grant from the Office of Community and Rural Affairs to replace its aging sanitary sewer collection system. The project has been designed and the Town will accept bids on March 21, 2011. The project is scheduled to be completed within six months. The Town of Crane has 96 customers and receives wastewater treatment from the Crane Naval Surface Warfare Center (NSWC). The Town of Crane has a similar agreement with the Crane NSWC for sewage treatment and most likely will also connect to the Greene County Regional Sewer District at some time in the future.

The wastewater treatment plant has been designed to treat an average design flow of 50,000 gallons per day with a peak flow of 125,000 gallons per day. The initial plant construction has been designed to expand the plant to an average flow of 100,000 gallons per day. The potential for growth of the Technology Park and surrounding areas is expected require the expansion in approximately ten to fifteen years.

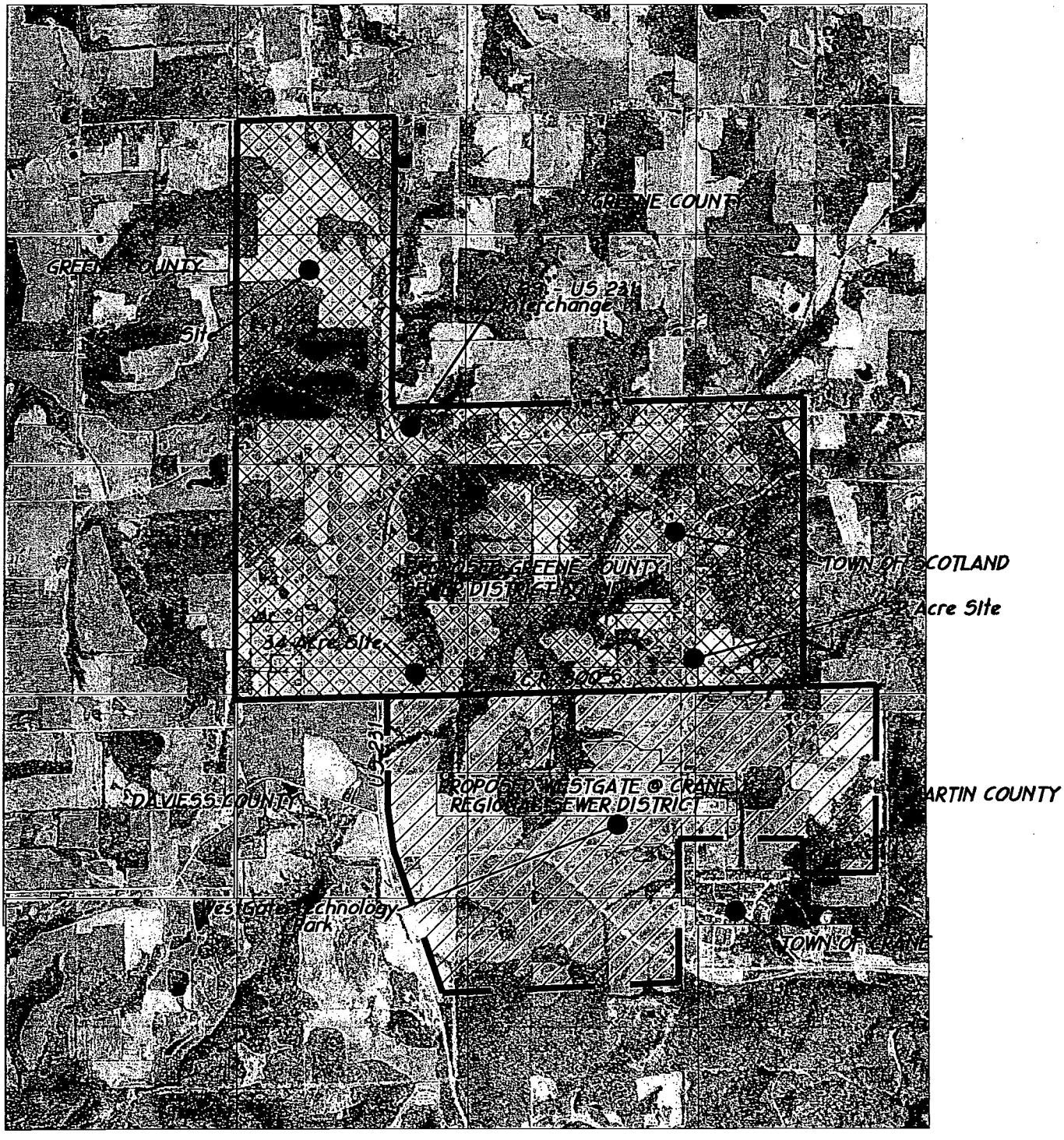

FIGURE 3-1
PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
SEWER DISTRICT REFERENCE MAP

NORTH
SCALE = 1:2400
Date: 03/01/11

Project No: 401108

BYNUM FANYO & ASSOCIATES, INC.
528 North Walnut Street
Bloomington, Indiana 47404

CHAPTER FOUR
EVALUATION OF ALTERNATIVES

The Greene County Redevelopment Commission reviewed different alternatives to provide wastewater treatment for the area. The Commission considered the following alternatives:

- No Action – Continue to discharge to the Crane NSWC
- Constructed Wetland
- Extended Aeration Mechanical System

No Action

The Greene County Redevelopment Commission discussed the continued reliance upon Crane NSWC for treatment of the wastewater generated by the WestGate Technology Park and the adjacent areas. The contractual agreement with Crane NSWC has a maximum capacity of 44,200 gallon per day with the technology park using only five per cent of the allowable capacity at this time. However with development expected to increase significantly over the next few years, the Greene County Redevelopment Commission determined that there was a need to develop a stable and reliable source of wastewater treatment to permit continued expansion of the Technology Park

Constructed Wetland Treatment Alternative

The Greene County Redevelopment Commission hired the firm of Bernardin Lochmueller & Associates to prepare an engineering report utilizing constructed wetland technology to provide wastewater treatment for the area. The eco-treatment system as provided in the report to the Commission consisted of a subsurface-flow constructed wetland, a vegetated re-circulating gravel filter lying atop a subsurface-flow constructed wetland and a soil absorption system (preferably a drip irrigation system). The subsurface-flow constructed wetland would be a man-made gravel bed with a synthetic liner planted with wetland species. Wastewater then flows below the gravel. These types of facilities recreate the complex biological pollutant removal processes which occur in natural wetlands and are relatively simple to operate. Constructed wetlands can provide treatment of wastewater with little energy usage, no chemicals, and very few operational and mechanical requirements. Wastewater which passes through the constructed wetland is then pumped to a vertical-flow gravel filter which further reduces the pollutants. The water passing through the filter returns to the constructed wetland. Final effluent will be disposed of using a drip irrigation system.

Extended Aeration Mechanical System

A mechanical extended aeration type activated sludge process is widely used for small communities. Aeration basins mix the wastewater and grow a bacterial population that consumes pollutants. This mixture is termed activated sludge. Clarifiers follow the aeration basins and clarify the treated wastewater by removing the bacteria from the water which are then either returned back to the aeration basin or wasted for further treatment. A digester is necessary to further reduce the volume of wasted activated sludge. Finally this sludge will need to be disposed of offsite to a treatment facility with additional sludge handling capabilities or land applied to farm fields as another method of disposal. The effluent from the treatment process is then disinfected using either chlorination or ultra violet disinfection. The disinfected effluent is then aerated and discharged into the environment.

ALTERNATIVE CONSTRUCTION COST ESTIMATES

Constructed Wetlands System

Constructed Wetlands System	
Description	**Total Amount**
Eco-Treatment System (50,000 gpd)	$1,200,000.00
Site Work	$48,000.00
Piping	$36,000.00
Electrical	$60,000.00
Mobilization / Demobilization	$24,000.00
Clearing	$25,000.00
Mechanical Building	$150,000.00
Erosion Control - Silt Fence / Rip Rap	$1,500.00
Subtotal	$1,544,500.00
Contingency @ 10%	$154,450.00
Total Construction Costs	$1,698,950.00

Extended Aeration Mechanical System

Mechanical Wastewater Treatment Plant	
Description	**Total Amount**
Package Plant (50,000 gpd)	$372,000.00
Site Work	$50,000.00
Piping	$60,000.00
Lift Station	$105,000.00
Mobilization / Demobilization	$8,000.00
Grinder Structure	$60,000.00
Ultra-Violet Disinfection	$32,000.00
Post Aeration	$28,500.00
Lab/Blower Building	$255,000.00
Erosion Control - Silt Fence / Rip Rap	$1,500.00
Subtotal	$972,000.00
Contingency @ 10%	$97,200.00
Total Construction Costs	$1,069,200.00

Recommended Alternative

The Greene County Redevelopment Commission reviewed the options and determined the "Do Nothing" alternative was not an option for the long term growth potential of the technology park. The Commission was very receptive to the constructed wetlands option. This option utilized green technology as a solution to the treatment issue. However, the initial cost of the construction of the wetlands and the extensive amount of suitable land required for a wetlands system, caused the Commission to select the extended aeration mechanical system option as the preferred option. This extended aeration mechanical treatment plant has proven to be a reliable system and can be easily expandable to meet future needs.

CHAPTER FIVE
FINANCING AND PROPOSED RATES

The Greene County Redevelopment Commission has issued a Tax Increment Revenue Bond Anticipation Note, a portion of which will be utilized to fund the cost of construction for the wastewater treatment plant, the Scotland sewer system, the construction of a lift station and force main to serve development at the I-69 and US 231 interchange, the construction of a lift station and force main to serve the county's 34 acre tract of property located at the northeast corner of the intersection of US 231 and County Road 800S. The amounts approved for the various projects are as follows:

Wastewater Treatment Plant and Collection System	$ 1,500,000.00
Scotland Community Sewer System Construction	$ 408,676.00
I 69 and US 231 Regional Lift Station	$ 365,000.00
Greene County 34 Acre Site – US 231 & CR 800 S	$ 300,000.00

Greene County Regional Sewer District
Treatment Rate Estimate
March 2, 2011

Annual Operations Costs		**Allocated Costs**	**Usage Factor**	**Charge**
Administration & Billing		$4,464.00	744	$6.00
Collection System Maintenance				
Purchased Power	$1,000.00			
System Maintenance	$1,300.00			
Lift Station Maintenance	$1,500.00			
Depreciation	$1,000.00			
		$4,800.00	744	$6.45
Scotland Collection System Debt		$0.00	62	$0.00
Based on $1.0M for 20 Years @ 4.0%				
Treatment Plant O& M (Flow)				
Purchase Power	$18,000.00			
System Operations	$30,000.00			
NPDES Testing	$6,000.00			
Administrative	$3,600.00			
Permitting Per Year	$800.00			
		$58,400.00	7,015	$8.32
Depreciation		$15,000.00		$20.16
Initial Area Customer Base		62		
Average GPD per Customer = 310				
	Users	GPD	Gallons per Year/1000	
Flow Calculation per Year	62	310	7,015	
		Cost Per 1000	4000 Gallons	Charge
Flow Charge for 4000 Gallons per Month		$8.32	4	$33.30
Base Charge per Month per User				$32.61
Charge per Customer per Month - 4000 Gallons Usage				**$65.91**

Table 5-1

CHAPTER SIX
PUBLIC PARTICIPATION

Public participation plays a key role in the creation of a sewer district. Greene County will hold a public meeting to ensure that the public has been fully informed of the nature and needs of the proposed district, has had the opportunity to express their concerns with the planning, and has reviewed the final report.

Greene County held a public hearing on the proposed sewer district on _____2011, in the Commissioners Meeting Room at the Greene County Courthouse, Bloomfield, Indiana. The Public Hearing was advertised in the _____. A copy of the legal notice and proof of publication is included in Appendix B.

The public hearing presented an overview of the Preliminary Engineering Report, the nature of proposed sewer district and the financial aspects. A copy of the attendance sheet is also included in Appendix B.

Board of Health

Greene County, Indiana

217 E. Spring Street, Suite #1
Bloomfield, Indiana 47424
Phone: (812) 384-4496
Fax: (812) 384-2037

March 10, 2011

Indiana Department of Environmental Management
Indiana Government Center North
100 North Senate Avenue
Indianapolis, Indiana 46204

Re: Establishment of Greene County Regional Sewer District

To Whomever it May Concern:

I write to you on behalf of the Greene County Health Department in regards to the Petition to Establish Regional Sewer District (the "Petition") that, to our understanding, is or soon will be filed with the Indiana Department of Environmental Management ("IDEM") for its consideration and approval. I have reviewed a draft of the Petition and concur with the Greene County Board of Commissioners and the Greene County Council that there is a need for the proposed district, that the absence of a public sanitary sewer service has contributed to a public health hazard and environmental contamination in the proposed district, and that the establishment of the district would be beneficial to public health, safety, convenience, and welfare of the citizens of the district for all of the same reasons enumerated in the Petition.

If IDEM has any questions or concerns regarding the Petition, the contents of this correspondence, or otherwise, do not hesitate to contact Dr. Frederick Ridge at 812-384-4496. The Greene County Health Department appreciates your giving consideration to the Petition to Establish a Regional Sewer District in Greene County and ask that this correspondence be considered in support of approval of the Petition to Establish a Regional Sewer District. Thank you.

Yours very truly,

Frederick R. Ridge, MD

Greene County Health Department
By: Frederick Ridge, M.D.
Position: Greene County Health Officer

EXHIBIT
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Indiana State
Department of Health
An Equal Opportunity Employer

Mitchell E. Daniels, Jr.
Governor

Gregory N. Larkin, M.D., F.A.A.F.P.
State Health Commissioner

May 6, 2011

Rick Graves
Greene County Board of Commissioners
Courthouse
Bloomfield, IN 47424

Dear Mr. Graves:

Re: Sewage Disposal
Scotland, Taylor Township
Greene County

The information provided to this agency by the Greene County Health Department, and visits to the area by my staff, indicates that inappropriate sewage system construction or lack of any individual sewage disposal systems are the major reasons for the sewage - disposal problems acknowledged in the Taylor Township area. Poor soil conditions, density of development, some private well locations, lot size, and lot configuration preclude the possibility of using individual onsite sewage disposal systems as a means of eliminating the existing sewage disposal problems in most of this area.

A community approach for collection of wastewater from the residences and businesses to a central or decentralized treatment and disposal system is the optimal approach. System type will have to be determined after an engineered study is conducted and approved. However, as you know, if there is to be any application for obtaining grants or loans, the area has to become a legal entity, such as a Regional Water and Sewer District, Conservancy District, or a municipality.

It is critical that the sewage disposal problems in the community be addressed as soon as possible. Any further delays will: 1) continue the existence of a public health hazard; 2) decrease the property values in the area; 3) hinder further development in this area; 4) increase project costs to the property owners due to inflation and the probability of further reductions in government funding and low-cost loans; and 5) may force the local health department to address health hazards individually through enforcement of state rules and statutes and local ordinances. These considerations will ultimately add to the cost and delay a comprehensive approach to the problem. In addition, there are concerns regarding the health and safety around or near the ditches and drainage ways that contain sewage contamination. As you are aware, several infectious diseases can be contracted from contact with improperly treated sewage such as: Salmonellosis, Shigellosis, Dysentery, Polio, Hepatitis (Type A), Amebiasis, and Giardiasis to name a few. Pools of sewage can also provide ideal breeding places for the mosquitoes most likely to be responsible for the spread of St. Louis Encephalitis and West Nile Virus.

According to information from the United States Department of Agriculture, Natural Resource Conservation Service's Soil Survey and this agency, the opportunity to correct many of the individual sewage disposal problems on site is stringently limited by such conditions as a limiting layer and/or seasonal high water table within 34 inches of the soil surface.

It is obvious from our interpretation of the findings that the public health and economic impact that accompanies the resolution of a problem of this magnitude is far reaching and will affect most, if not all, of the residents living in the Taylor Township community. We recognize that a local project steering committee and the county health department can provide the catalyst needed to generate awareness and provide the focus that will be required in order to resolve this matter. We will continue to offer our support when needed and requested.

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Michael Mettler, REHS, Director
Environmental Public Health Division
Phone 317/233-7173
FAX 317/233-7047
mmettler@isdh.in.gov

cc: Greene County Health Dept.
Debbie Barnhizer, ISDH

6. Description of Territory Included in Proposed District. The territory to be included in the District includes the West half of Section 31, all of Section 36 and the East half of Sections 26 and 35, containing approximately 1600 acres, all within Taylor Township, Greene County, Indiana, and including the unincorporated community of Scotland, as is more particularly depicted on the map that is attached to the Petition, incorporated herein, and marked for identification purposes as "Exhibit C". The following political subdivisions have land within the proposed District or have jurisdiction in the district: Greene County Board of Commissioners, Greene County Council, Taylor Township.

7. Need. There is a need for the proposed district in that it has long been recognized by residents and businesses in the area, as well as the Petitioner herein, that the need exists because sanitary sewage disposal is currently provided by each homeowner or business through an on-site septic tank, many of which leak, have failed, or will fail. Water is currently supplied to the area within the proposed District by Eastern Heights Utility Company. However, the absence of public sanitary sewer service has contributed to a public health hazard and environmental contamination in the proposed District, as demonstrated in the letters from the Indiana State Department of Health and the Greene County Department of Health each of which are attached hereto, incorporated herein, and marked for identification purposes as subparts to "Exhibit D".

8. Purpose. The purpose to be accomplished with the district is the reduction of pollution of the environment by elimination of inadequate septic systems and the construction of a sanitary sewer collection system and appropriate treatment of collected sewage.

9. Establishment. Establishment of the District will be conducive to the public health, safety, convenience and welfare of the residents of the District for the following reasons: (a) No sanitary sewer system exists in the proposed District; (b) sewage collection, disposal and treatment in the proposed District is currently being provided by individual septic tanks or other on-site systems at each residence and place of business. Those on-site systems that have failed or are failing are contributing to the pollution of the environment in the proposed District and create a hazard to the health, welfare, and safety of the residents of the proposed District. In many instances, replacement of the failed o failing septic tanks or other on-site systems is not feasible due to the cost, condition of the soil, or parcel size; (c) there are no publicly or privately owned treatment works in the proposed District for treatment of sanitary sewage, which situation inhibits the ability of the residents to alleviate environmental and public health concerns created by failed and failing septic systems; and (d) the absence of sanitary sewers hinders property values and has limited residential and commercial growth in the proposed District because the requirements of the Greene County Health Department and the Indiana State Department of Health, as they apply to septic tanks and other on-site systems, prohibit, in many instances, construction of economically viable residential subdivisions and commercial developments. An estimated 200 homes would potentially be affected by the establishment of the District, as proposed.

10. Indebtedness. There is no outstanding indebtedness for the purpose proposed in the proposed District.

11. Financing. The Petitioner intends to finance the district through the use of all available public funds and private contributions, until such time as the district is in receipt of revenue from the district's operations.

12. Cost Estimate. The estimated cost of accomplishing the purpose of the district is $2,573,676.00; the estimated annual cost of operating and maintaining the works is $93,200.00; the sources of the funding of these costs are all available public funds and private contributions; and the estimated rates and charges that will be required are $12.45 monthly base rate + $12.60 per 1000 gallons used. Final rates shall be established by the Board of Trustees, who shall consult with a rate consultant of its choice. The Preliminary Engineering Report, performed by Jeffrey S. Fanyo (Registration No. 18283) of Bynum Fanyo & Associates, Inc., provides additional information in this regard and is attached hereto, incorporated herein, and marked for identification purposes as "Exhibit E".

13. Board of Trustees. The number, manner of selection, and terms of the Board of Trustees of the District is recommended as follows:

(A) The District Board shall be comprised of five trustees.

(B) The five-member Board shall be composed of three (3) Appointees of the Greene County Commissioners and two (2) Appointees of the Greene County Council. All trustees must be freeholders of real property situated, at least in part, within Greene County, Indiana.

(C) The above-listed initial appointments shall serve through January 31, 2013.

(D) Upon the expiration of the above initial appointments, all future Appointees shall serve for terms of one (1) year, beginning on February 1 and continuing until January 31 of the following year, unless the Appointee is a replacement Trustee, as provide in Paragraph 13, Subsection (E) of this Petition.

(E) Upon a vacancy on the Board of Trustees, for any reason, the appointing authority for that vacant position shall appoint a replacement Trustee to complete the term of the Trustee who vacated his or her office within 45 days of the Notice of Vacancy being received by the Board of Trustees and the appointing authority.

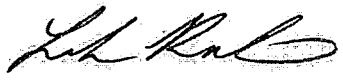
(F) The Board of Trustees shall have no authority to modify the number of Trustees that comprise the Board of Trustees, the term of service of the Trustees, or the method of appointing Trustees, without obtaining the written approval and authorization the Greene County Council, the Greene County Board of Commissioners, and pursuant to Indiana Code 12-26-1-2, of IDEM, to modify the composition of the Board of Trustees or the method by which the Trustees are appointed.

14. Filing of Petition. A copy of this Petition has been filed in the office of the Greene County Commissioners, the office of the Greene County Council, and the office of the Taylor Township Trustee

15. Public Record/Review. This Petition and Exhibits are available for review at the Bloomfield Eastern Greene County Public Library, 125 South Franklin Street, Bloomfield, Indiana 47424, and at THE ROWE LAW FIRM, LLC, Rural Route 1, Box 988, Linton, Indiana 47441.

WHEREFORE, the Petitioner respectfully requests that the Indiana Department of Environmental Management make a finding that the foregoing Petition complies with Indiana Code 13-26, appoint a hearing officer to establish dates, times, and locations of any hearings on the Petition and provide notice consistent with Indiana Code 13-26-2-6, and for all other relief that is just and proper on the premises.

Respectfully Submitted,



Lucas M. Rudisill
Attorney for Board of Commissioners
of Greene County, Indiana

RESOLUTION 2011- 5
RESOLUTION OF THE BOARD OF COMMISSIONERS OF GREENE COUNTY, INDIANA, WITH RESPECT TO THE ESTABLISHMENT OF A REGIONAL SEWER DISTRICT

WHEREAS, pursuant to IC 13-26-2-2, the Board of Commissioners of Greene County, Indiana, is empowered to file a petition with the Indiana Department of Environmental Management ("IDEM") for the establishment of a regional sewer district after the filing of such petition has been authorized by the fiscal body of Greene County, Indiana; and

WHEREAS, on May 31, 2011, the Greene County Council, as the fiscal body of the County, authorized the filing of a petition to establish a regional sewer district within the portions of Greene County, Indiana, described and depicted on the map attached as Exhibit C the said Petition; and

WHEREAS, the Board of Commissioners has determined that there is a need for the proposed district, and that the establishment of a regional sewer district will promote the public health, safety, convenience and welfare of the residents of the proposed district;

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners hereby authorizes the President of the Board of Commissioners to file a petition to establish a regional sewer district, in the form and manner as is more fully set forth Exhibit A, which is attached hereto and made a part of this Resolution.

APPROVED this 6TH day of June, 2011.

BOARD OF COMMISSIONERS OF
GREENE COUNTY, INDIANA

By: _____
Stephen C. Lindsey, President

By: _____
Kermit E. Holtsclaw, Commissioner

By _____
Rick Graves, Commissioner

Attest:

_____
Matthew W. Baker, Auditor

EXHIBIT
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RESOLUTION 2011- 01

(A resolution authorizing the filing with the Indiana Department of Environmental Management by the Board of Commissioners of Greene County, Indiana, of a Petition to Establish a Regional Sewer District)

This Resolution is adopted this 31st day of May, 2011, by the County Council of Greene County, Indiana (the "Council"), pursuant to notice duly called, posted, and advertised as required by law, at a meeting at which a majority of the members of the Council were present, and Witnesses That:

Whereas, the Council anticipates economic development in certain parts of Greene County due to the construction of Interstate 69;

Whereas, there are certain economic, environmental, and health needs relating to the disposal of sewage in certain parts of Greene County that are likely to arise and increase with the construction of Interstate 69, which needs can be addressed through the formation of a regional sewer district;

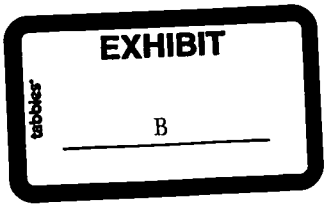
Whereas, a Preliminary Engineering Report (the "PER") identifying a proposed area of the district and the anticipated costs of constructing and maintaining the district and its facilities has been conducted by Jeffrey S. Fanyo, a Professional Engineer duly licensed in the State of Indiana, with Registered No. 18283;

Whereas, the Council members have been provided both a draft of a Petition to Establish Regional Sewer District (the "Petition") and a copy of the PER;

Whereas, there are certain environmental and health risks to the citizens of Greene County that may be reduced or ameliorated by the formation and operation of a regional sewer district, as proposed in the Petition;

Whereas, the Greene County Redevelopment Commission is providing the funding for the initial formation, construction, and operation of the regional sewer district and there is no anticipated indebtedness associated with the initial formation, construction, and operation of the proposed regional sewer district;

Whereas, pursuant to Indiana Code13-26-2-2, the Commissioners are required to obtain the approval of the Council to file the Petition with IDEM; and



Whereas, the Council believes that the passing of a Resolution authorizing the Board of Commissioners of Greene County, Indiana (the "Commissioners"), to file the Petition with IDEM should be passed;

Now, Therefore, Be It RESOLVED that the Greene County Council authorizes the Board of Commissioners of Greene County, Indiana, to petition the Indiana Department of Environmental Management to establish a regional sewer district, as proposed in the Petition, a copy of which petition as approved by the Council is attached hereto and made a part hereof..

So resolved this 31st day of May, 2011.

THE GREENE COUNTY COUNCIL, by:

John A. Wilkes

W. Edward Cullison

Jerry R. Frye

Edward L. Michael

William H. Harp

Rae Della Cravens

William L. Brown

ATTEST:

Matthew W. Baker, Auditor

THE **ROWE LAW FIRM, LLC**
ATTORNEYS AT LAW
RURAL ROUTE 1, BOX 988
LINTON, INDIANA 47441

JOHN ROWE
CORTNEY ROWE GIVENS
LUCAS M. RUDISILL
GENE D. EMMONS

Telephone: 812-847-4751
Fax: 812-847-4752

IDEM
OFFICE OF
WATER QUALITY
2011 AUG 15 A 10:01

August 10, 2011

Indiana Department of Environmental Management
ATTN: Lynn Newlon
Indiana Government Center North
100 North Senate Avenue
Indianapolis, Indiana 46204

Re: Regional Sewer District Affidavit of Governmental Entity Notification

Dear Lynn:

An executed Regional Sewer District Affidavit of Governmental Entity Notification is enclosed for your records. If you have any questions or concerns, do not hesitate to contact me at the above-listed number.

Yours very truly,

Lucas M. Rudisill
LMR/kdg
Enclosure

REGIONAL SEWER DISTRICT AFFIDAVIT
OF GOVERNMENTAL ENTITY NOTIFICATION

Lucas M. Rudisill, being duly sworn upon oath, deposes and says:

1. I live in Monroe County, State of Indiana, and being of sound mind and over twenty-one (21) years of age, I am competent to give this affidavit.

2. I hold the position of Attorney for the Board of Commissioners of Greene County, Indiana.

3. By virtue of my position with the Board of Commissioners of Greene County, Indiana, I am authorized to make representation contained in this affidavit on behalf of the petitioning eligible entity.

4. As required by Indiana Code § 13-26-2-1, the petitioning eligible entity will or has filed a copy of its petition with the executive of each governmental entity having territory in the district not later than ten (10) days after filing its petition with the Indiana Department of Environmental Management.

Further Affiant Saith Not.

I affirm under the penalty of perjury that the representations contained in this affidavit are true, to the best of my information and belief.

8-10-11
Date

Signature of Affiant

Lucas M. Rudisill
Printed Name

STATE INDIANA)
)
COUNTY OFGREENE)

Before me a notary Public in and for said County and State, personally appeared Lucas M. Rudisill and being first duly sworn by me under oath, says that the fact stated in the foregoing statements are true. Signed this 10th day of August, 2011.

Signature: Kelly Grismore

KELLY D. GRISMORE
Notary Public, State of Indiana
Greene County
My Commission Expires
May 12, 2016

EXHIBIT C

tabbies

NORTH

FIGURE 2-1
PROPOSED
GREENE COUNTY REGIONAL SEWER DISTRICT
PROJECT LOCATION

Date: 03/01/11 SCALE: 1=2400 Project No: 401108

BYNUM FANYO & ASSOCIATES, INC.
528 North Walnut Street
Bloomington, Indiana 47404