INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
NANCY A. MALOLEY, Commissioner

105 South Meridian Street
P.O. Box 6015
Indianapolis 46206-6015
Telephone 317-232-8603

STATE OF INDIANA)		BEFORE THE INDIANA DEPARTMENT
)	SS:	OF ENVIRONMENTAL MANAGEMENT
COUNTY OF MARION)		
IN THE MATTER OF THE PROPOSED)		
ESTABLISHMENT OF THE)		CAUSE NO. 88-W-J-89
HENDRICKS COUNTY REGIONAL)		
SEWER DISTRICT)		

ORDER ADOPTING THE FINDINGS OF FACT
AND RECOMMENDED ORDER OF THE ADMINISTRATIVE LAW JUDGE,
AS REVISED, FOR ORGANIZATION OF THE
HENDRICKS COUNTY REGIONAL SEWER DISTRICT

Notice is hereby given that the Administrative Law Judge has filed with the Commissioner of the Indiana Department of Environmental Management (Commissioner) his "FINDINGS OF FACT AND RECOMMENDED ORDER" relative to the petition requesting organization of the Hendricks County Regional Sewer District. Said Findings and Recommended Order are attached to this ORDER, and consist of three (3) pages, a distribution list and Attachment "A".

And the Commissioner, having reviewed the attached "FINDINGS OF FACT AND RECOMMENDED ORDER" of the Administrative Law Judge, now determines that organization of the recommended district complies with the conditions of IC 13-3-2, and that the recommended district appears capable of accomplishing its purpose in an economically feasible manner.

IT IS NOW ORDERED BY THE COMMISSIONER that the Hendricks County Regional Sewer District be organized as an independent municipal corporation pursuant to the terms and conditions set forth in the attached "FINDINGS OF FACT AND RECOMMENDED ORDER" which are now adopted and approved, and deemed incorporated into this ORDER as though set out in full, except for

paragraph 12 of the Findings of Fact which is revised to read as follows:

12. The proposed district shall encompass all of Hendricks County excluding the areas currently served or to be served in the future by the private, semi-public or public sanitary sewer treatment facilities listed in Attachment "A", which is incorporated herein by reference.

paragraph 3 of the Recommended Order which is revised to read as follows:

3. That the territory to be included in the Hendricks County Regional Sewer District shall consist of all areas within Hendricks County excluding the areas currently served or to be served in the future by the private, semi-public or public sanitary sewer treatment facilities listed in Attachment "A", which is incorporated herein by reference.

and paragraph 5 of the Recommended Order which is revised to read as follows:

5. That the Board of Trustees provide sufficient bond for all officers, trustees or employees who have any power to disperse funds of the district. Said bond, at a minimum, shall be in an amount equal to, plus ten percent (10%), of those funds anticipated to be received annually by the district, divided by three (3), which amount shall be determined annually by the Board of Trustees.

Pursuant to IC 13-3-2-5(e), IC 4-21.5-3-2 and IC 4-21.5-5-5, this Order becomes effective thirty-three (33) days after service through the United States mail unless a petition for judicial review is filed before or on the thirty-third (33rd) day. Standing and substantive requirements of the verified petition for review are specified in IC 4-21.5-5-3 and IC 4-21.5-5-7, respectively. Pursuant to IC 4-21.5-5-9, a person seeking judicial review of this Order may, by filing a verified petition, request an order of the court staying this Order pending a decision by the court.

All of which is ORDERED at Indianapolis, Indiana this 13th day of September, 1988.

Nancy A. Maloley

Nancy A. Maloley
Commissioner
Indiana Department of
Environmental Management
105 South Meridian Street
Indianapolis, Indiana 46225

Attachments: Findings of Fact and Recommended Order
Attachment "A"
Distribution List