

2. Authorized Representative of Petitioner. The authorized representative for Petitioner shall be NAME, TITLE, ORGANIZATION. The authorized representative may be contacted regarding this Petition or other district business via CONTACT INFORMATION.

3. Principle Office. The principle office of the district shall be located at LOCATION, MAILING ADDRESS.

4. Name of District. The name of the regional [water and sewer] district shall be the NAME Regional [Water and Sewer] District.

5. District Territory Description. The territory to be included in the district shall be the unincorporated property in TOWNSHIP that is bounded by North Road to the North, East Road to the East, South Lake to the South, and West River to the West. The territory to be included in the district is outlined on the map(s) attached to this Petition as Exhibit “B”. *(The territory description or map should be specific enough that anyone who reads the petition is able to identify the territory by use of the petition alone. A detailed boundary depicted on a map as an exhibit is sufficient. A description of the boundaries without a map may also be sufficient. For county-wide districts, any areas that are excluded from the proposed territory, such as areas already within the boundaries of another municipal corporation and “areas currently served by another entity”, should be described or depicted in the same detailed manner. If proposed territory is non-contiguous, the Petition should explain how the public health, safety, convenience, or welfare will be promoted by its establishment as a single district as required in IC 13-26-2-3(4).)*

6. Governmental Entities and State Property in District. The following governmental entities (political subdivisions) have territory within the proposed district boundaries: NAME County, NAME Township, NAME Conservation District, NAME School Corporation, and

NAME Hospital Authority. The following state agencies own, control, or lease land within the proposed district: The Indiana Department of Transportation and the Indiana Department of Natural Resources. *(See IC 13-26-2-1 for filing requirements regarding governmental entities.)*

7. District Median Income. According to the most recent federal decennial census, the median income for households in the proposed district is MEDIAN DOLLARS.

8. Current Services in District. Potable water is provided in the proposed district exclusively by on-site private well systems. Sanitary waste is disposed of in the proposed district exclusively by on-site septic systems. *(IC 13-26-2-3(3)(C) requires a specific statement identifying how services are currently provided. Please identify any property in the proposed district that may already be hooked up to a water or sewer provider or has a waste system other than septic, for example. You do not have to identify properties that have been excluded from the proposed territories in the territory description, but it is helpful to indicate that a territory has been excluded for that reason. **If the proposed district includes areas already served or planned to be served by another entity, any indebtedness that may exist for those services must be explained in the section of the Petition addressing “Indebtedness” required by IC 13-26-2-3(3)(D), and a plan must be proposed to protect any rights and investments related to that existing or planned service from district actions.**)*

9. Indebtedness. There is no outstanding indebtedness in the district territory for the proposed purpose of the district. *(Include in this section any debts that may have been incurred by any party for current or planned services related to the purpose(s) of the proposed district. A plan must be proposed to protect those rights and investments, if any.)*

10. Need for District. NAME County government, residents, and businesses have recognized the need for a district to provide water and sewer services in the proposed territory.

Residents of the district have expressed dissatisfaction with the quality and safety of well water in the district. Properties near South Lake have aging and failing septic systems that have contributed to contamination of the lake, causing a public health concern. Residents and local business support the extension of sewer and water services to improve property values and encourage development. Resolutions and letters of support for the establishment of the district from COUNTY COMMISSIONER, COUNTY HEALTH DEPARTMENT, NEARBY MUNICIPALITIES, ETC. are included with this Petition as Exhibit “C”. *(This is example language only. The justification for a regional district should include the unique investigations, facts, studies, and letters of support specific to that proposed district.)*

11. Purpose(s) of District. The purposes of the district are as follows:

- a. To improve public health, safety, convenience, and welfare through the provision of potable water for domestic, industrial, and public use inside the proposed district territory.
- b. To reduce the risks to public health and the environment posed by failing or inadequate septic systems through the provision of sanitary sewer collection, treatment, and disposal services inside the proposed district territory.

12. Alternatives to Creating District. The primary alternative to creating the district would be that MUNICIPALITY extends water and sewer service to the district; however, MUNICIPALITY has declined pursuing this option. *(A summary of alternatives to creating the district is required by IC 13-26-2-3.)*

13. Initial Financing Plan. Until the district is in receipt of revenue, the district’s cost of operation shall be funded by THESE FUND SOURCES.

14. Feasibility Study. Attached to this Petition as Exhibit “D” is a feasibility study that sets forth the basic plan for implementing the purpose of the district, including estimates of the following:

- a. the costs of accomplishing the purpose of the district;
- b. the costs of constructing, operating, and maintaining the works;
- c. the sources of the funding of these costs; and
- d. the rates and charges that will be required.

15. Board of Trustees Appointment Recommendation. Petitioner recommends that the district board of trustees shall be made up of [3, 5, 7, 9, 11, or 13] members, appointed as follows:

- a. NUMBER appointed by ELIGIBLE ENTITY Executive;
- b. NUMBER appointed by ELIGIBLE ENTITY Fiscal Body;
- c. NUMBER appointed by NAME Township Trustees; and
- d. NUMBER appointed by MUNICIPALITY that has contracted to treat the sewage collected by NAME Regional [Water and Sewer] District. *(If required by IC 13-26-4-5.)*

16. Board of Trustees Term Recommendation. Petitioner recommends that the initial appointments shall be limited to the following term lengths:

- a. NUMBER years for the ELIGIBLE ENTITY Executive appointee(s);
- b. NUMBER years for the ELIGIBLE ENTITY Fiscal Body appointee(s);
- c. NUMBER years for the Name Township Trustees appointee(s); and
- d. NUMBER years for the MUNICIPALITY appointee(s).

Upon vacancy due to expiration of the initial appointment term, all appointments shall be for terms of four years. Upon vacancy for any reason before the expiration of a term, the appointing authority for that Trustee shall appoint a new Trustee to complete that term within 45 days.

(Petitioner may also propose for the district to have an elected board under IC 13-26-4-2.)

17. Notice and Public Meeting. Petitioner has public noticed and conducted a public meeting as required by IC 13-26-2-2.5 before the filing of this Petition.

- a. Public notice for the public meeting was provided by newspaper publications, radio broadcasts, and first class United States mail to each freeholder in the district according to the dates and intervals required by IC 13-26-2-2.5(b). Receipts for the purchase of these services and the list of freeholders notified by mail have been attached to this Petition as Exhibit “E”.
- b. The public meeting was conducted on DATE. The minutes of the public meeting have been attached to this Petition as Exhibit “F”.

18. Petition Filing and Availability. This Petition has been filed with all parties required by IC 13-26. This Petition has been filed within the time limits required under IC 13-26-2-2.5(d). Copies of this Petition and any subsequent amendments have been made available for 180 days from the date of filing with IDEM at NAME County Public Library and NAME Township Public Library. Interested parties may request an electronic copy of this Petition and any amendments by THIS METHOD.

WHEREFORE, Petitioner requests:

1. That IDEM public notice and conduct a public hearing on this Petition under IC 13-26-2; and

2. That the Commissioner grant the relief requested in this Petition by issuing an order establishing the NAME Regional [Water and Sewer] District.

This Petition for an order to establish a regional [water and sewer] district is respectfully submitted to IDEM on DATE. As the authorized representative of Petitioner, I swear or affirm that the statements and representations in this Petition are true, accurate, and complete to the best of my knowledge.

ELIGIBLE ENTITY

By:

(Authorized Representative)

EXHIBIT "A"

NAME COUNTY COUNCIL

RESOLUTION NO. _____

WHEREAS, the NAME County Council is an eligible entity for the purposes of IC 13-26; and

WHEREAS, The Council has determined that there is a need for a regional district in NAME County and wishes to authorize the creation and submission of a petition for the establishment of a regional district;

NOW, THEREFORE, BE IT RESOLVED BY THE NAME COUNTY COUNCIL, that:

Section 1. The Council authorizes the creation and submission of a petition to the Commissioner of the Indiana Department of Environmental Management requesting an order for the establishment of the NAME Regional [Water and Sewer] District under IC 13-26.

Section 2. The Council names NAME to be the representative of the County and authorizes NAME to sign the petition on the County's behalf.

ADOPTED ON THIS _____ DAY OF _____, 20____.

NAME COUNTY COUNCIL

EXHIBIT “B”

PROPOSED DISTRICT BOUNDARIES

Project: Proposed NAME Regional [Water and Sewer] District Boundaries

Prepared By: (NAME)_____

(DATE)_____

Description: *(You may wish to describe the map source, scale, or indicate how the boundary is depicted, for example.)*

EXHIBIT “C”

RESOLUTIONS AND LETTERS OF SUPPORT FOR THE ESTABLISHMENT OF

NAME REGIONAL [WATER AND SEWER] DISTRICT

1. NAME COUNTY COMMISSIONERS
2. NAME COUNTY HEALTH DEPARTMENT
3. NAME CITY COUNCIL
4. ETC.

EXHIBIT “D”

FEASIBILITY STUDY

Prepared by: Indiana RWSD Feasibility Study Creators Inc.

Date: _____

EXHIBIT “E”

PUBLIC MEETING NOTICE

1. General Circulation County 1 Newspaper 1 public notice and invoice.
2. General Circulation County 1 Newspaper 2 public notice and invoice.
3. County 1 Radio Station 1 public notice transcript and invoice.
4. County 1 Radio Station 2 public notice transcript and invoice.
5. List of freeholders in the district noticed by first class United States mail, postage paid.

(If the proposed district spans two counties, notice may need repeated in different newspapers and on different radio stations, depending on circulation and operating range. See IC 13-26-2-2.5.)

EXHIBIT “F”

PUBLIC MEETING MINUTES

Attached please find the minutes for the public meeting conducted on DATE as required by IC 13-26-2-2.5(c) prior to the filing of this Petition.