

## FALL CREEK REGIONAL WASTE DISTRICT

№ 6411

9378 S 650 WEST, P.O. BOX 59, PENDLETON, IN 46064

765-778-7544

## AGREEMENT FOR SANITARY SEWER SERVICE

This Agreement made and entered into this 10 day of January, 2011, between FALL CREEK REGIONAL WASTE DISTRICT ("District") and Jeff Burnett ("Applicant") regarding the provision of sanitary sewer service, and the assignment of capacity in, and connection to, the District's facilities for the premises located at 5995 S 425 W.

NOW THEREFORE, the parties, in consideration of the mutual promises set out in this Agreement, the receipt and sufficiency of which is hereby acknowledged, agree as follows:

1. The Applicant agrees that all workmanship and materials shall conform to all District ordinances and the District's construction standards. District must accept and approve all work and materials before backfilling and final connection is made to the sewer mains. Any violation of this provision will cause all lines and appurtenances in violation to be removed and replaced at the Applicant's expense.
2. The District shall have the right to enter upon the Applicant's premises at all reasonable times to inspect, repair, or replace any equipment used in connection with the District's service or which has an impact on said service.
3. The Applicant shall be responsible for all monthly user rates, capacity charges, and tap fees. The failure to pay any rate charge or fee may result in a lien against the property and/or the termination of service to the property, the cost of which will be borne by Applicant, including, but not limited to, all attorney's fees and collection costs.
4. The District shall not be responsible for any damages as a result of any failure to supply service unless said damages are due to default, neglect or culpability on the part of the District.
5. If there is an available sanitary sewer within three hundred (300) feet of the property line, the property owner shall be required to connect to the District's sanitary sewer system.
6. The Applicant and District agree that the provision of sanitary sewer service touches and concerns the property and the terms of this Agreement bind the District and Applicant and their heirs, executors, administrators, personal representatives, successors, agents, attorneys, assigns, designees, and transferees.

The parties hereto have read and fully understand the above provisions and agree to comply with said provisions.

FALL CREEK REGIONAL WASTE DISTRICT

Rebecca Lynn Hunter  
Signature

APPLICANT

Jeff Burnett  
Signature

STATE OF INDIANA )

) SS:

COUNTY OF MADISON )



Commission Expires November 20, 2015  
A Resident of  
Hamilton County, Indiana  
Rebecca Lynn Hunter, Notary Public

SUBSCRIBED and sworn to before me this 10 day of January, 2011.

My Commission Expires:

Signature

Printed

Rebecca Lynn Hunter  
Notary Public  
Resident of Hamilton County

**FOR DEPOSIT ONLY**  
**FALL CREEK REGIONAL WASTE**  
**PENDLETON, INDIANA**

INSPECTOR Steve DATE INSPECTED 4/15/11 APPROVED ☒ REJECTED ☐

REASON FOR REJECTION \_\_\_\_\_

DATE REINSPECTED \_\_\_\_\_ APPROVED \_\_\_\_\_ REJECTED \_\_\_\_\_

## NOTES:

SIZE PIPE 4" 1/2 TYPE PIPE 35 160/55

BASEMENT YES NO

SUMP PUMP YES NO

DOWNSPOUT TO GROUND YES NO

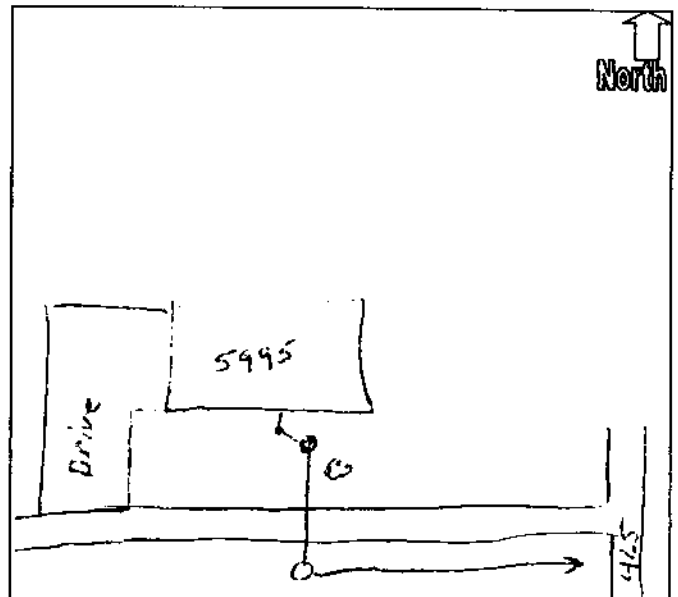
SEPTIC TANK PUMPED & FILLED YES NO

CONTRACTOR B.L. Brown

SPECIAL CONDITIONS \_\_\_\_\_

EXISTING HOME ☒

NEW CONSTRUCTION \_\_\_\_\_



COPY

JEFFREY J. BURNETT  
PH. 765-778-1522  
5995 S 425 WEST.  
PENDLETON, IN 46064

20-6-373  
740

4279

DATE JAN. 10, '11

FCRWD  
PAY TO THE ORDER OF  
FIVE THOUSAND THIRTY AND

\$5,030.<sup>64</sup>/<sub>100</sub>

DOLLARS



Security Features  
Included  
Details on Back

National City.

MEMO

*Jeffrey J. Burnett*

MP

⑆074000065⑆

279

5995 S 425 W

grinder

Brian Brown

765-808-0860

4.15.11 Steve



## FALL CREEK REGIONAL WASTE DISTRICT

P.O. Box 59 • 9378 S. 650 West • Pendleton, Indiana 46064-0059 • (765) 778-7544 • [www.fcrwd.com](http://www.fcrwd.com)

October 19, 2010

Jeff Burnett  
5995 South 425 West  
Pendleton, IN 46064

Dear Mr. Burnett:

In a letter dated March 1, 2006 and received by you on March 11, 2006, Fall Creek Regional Waste District notified you that wastewater collection service was available at the above address. Indiana Code 13 required connection to the wastewater collection system within 90 days of the receipt of the notice. Our records indicate that as of this date you have failed to connect.

Connection to the wastewater collection system is your responsibility and must comply with District Construction Standards as indicated on the attached sheet. Disposition of your existing septic tank is also your responsibility. The tank shall be disconnected from further use, emptied of its contents and filled with granular material.

A residential wastewater grinder unit is required to connect your facilities to the wastewater collection system. This unit is available to you from the District at a discounted cost of \$1,660.64 and arrangements can be made to pick up your unit from the District by contacting the Administration Office.

There is a residential tap-on fee of \$475.00 to the District for each hook-up. In addition, there is a capacity fee of \$2,160.00 per each Equivalent Dwelling Unit (EDU). A Permit will be issued to the homeowner when the Application for Service has been completed.

Please notify the District when the wastewater service connection is ready for inspection and connection to the sanitary sewer main. This service is for wastewater only. Connection of roof downspouts, exterior footing drains, surface run-off groundwater connections or sump pumps are prohibited. **This installation shall be completed within 90 days of receipt of this letter.** Failure to comply may necessitate legal action by Fall Creek Regional Waste District.

If you have any questions, please contact our office at (765) 778-7544 or 1-866-778-7544.

Respectfully,

Thomas A. Carr  
Projects Administrator

Encl. Construction Standards Sheet

CC: Brandon Clidence, Environmental Supervisor  
Madison County Health Department



## FALL CREEK REGIONAL WASTE DISTRICT

P.O. Box 59 • 9378 S. 650 West • Pendleton, Indiana 46064-0059 • (765) 778-7544 • [www.fcrwd.com](http://www.fcrwd.com)

October 29, 2010

Jeff Burnett  
5995 South 425 West  
Pendleton, IN 46064

Dear Mr. Burnett:

In regards to our telephone conversation on October 28, 2010, please be advised that I researched our files and found your letter dated April 14, 2006 concerning sanitary sewer availability. It was also noted that during a telephone conversation with you on May 8, 2006 I informed you that due to the land locked nature of your property, Fall Creek Regional Waste District would not require you to connect to the sewer system at that time. My letter dated October 19, 2010 did not reflect that previous conversation. Therefore, the following paragraph of the October 19, 2010 letter should have been deleted:

"In a letter dated March 1, 2006 and received by you on March 11, 2006, Fall Creek Regional Waste District notified you that wastewater collection service was available at the above address. Indiana Code 13 required connection to the wastewater collection system within 90 days of the receipt of the notice. Our records indicate that as of this date you have failed to connect."

If you have any further questions regarding this situation, please contact our office at (765) 778-7544 or 1-866-778-7544.

Respectfully,

Thomas A. Carr  
Projects Administrator