

TOWN of GEORGETOWN, IN

Ordinance # G-08- 06

**AN ORDINANCE FORMALLY REAFFIRMING PREVIOUS  
ORDINANCES AND ACTIVITIES TAKEN IN  
FURTHERANCE OF UTILITY IMPROVEMENT AND  
APPROVING THE FILING OF PERMITS**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE  
TOWN OF GEORGETOWN, INDIANA THAT:

WHEREAS, the Town of Georgetown (hereinafter ("Georgetown")) has, by various Ordinances authorized the construction of wastewater treatment plant(s) pursuant to authority granted under IC 36-9-23-1 et seq.; and,

WHEREAS, the Georgetown Town Council (hereinafter "Council") has changed entirely in composition as of January 1, 2008.

WHEREAS, actions have been taken by the Georgetown under the former Town Council; certain other actions having been taken by former Town Manager, Kenton Griffin; and,

WHEREAS, such actions included the financing of the construction of a sewage treatment plant by issuance of municipal bonds, and the application for various construction permits through and by contracted engineers; and,

WHEREAS, the statutory authority authorizing the Town of Georgetown to construct a sewage treatment plant authorizes multiple ordinances for the approval of the multiple steps necessary for that construction; and,

WHEREAS, the current Georgetown Town Council wishes to bring current all authorizations and actions which have been authorized and/or taken towards the construction of a sewage treatment plant in order to ensure a unified, transparent, and legal process from which all citizens so authorized may bring whatever remedial action to which they may be entitled; and,

WHEREAS, the newly elected Georgetown Town Council wishes to re-affirm and re-authorize certain of the above actions taken.

NOW THEREFORE, BE IT ORDAINED:

**1. Approval of Bond Financing for Sewage Treatment Plant.**

The Georgetown Town Council hereby approves the actions of the former town council with respect to the authorization of bond funding to finance the acquisition and/or construction of a sewage treatment plant. Such are approved as if ordered and set forth herein.

**2. Approval of Application for IDEM and DNR Permits.**

The Georgetown Town Council hereby approves the actions of the former town council and town manager and the contracted engineers of the Town of Georgetown in applying for permits to construct a sewage treatment plant, also called waste water treatment plant, from the Indiana Department of Environmental Management (IDEM), permits numbers 18413 and 18413R. The Council also approves of the application for permits from the Indiana Department of Natural Resources (DNR). The aforementioned are approved as if ordered and set forth herein.

**3. Approval for Application and Re-application for IDEM and DNR Permits.**

The Council hereby orders and approves the renewal of permit number 18413 or reapplication for a replacement permit from the Indiana Department of Environmental Management (IDEM) for the construction of a waste water treatment plant on such site(s) as the Council orders or has ordered by ordinance.

**4. Supplement and Severability**

The approvals and authorizations contained in this ordinance are intended to bring all current and former action under a uniform system of authorization. The authorizations herein are supplemental in as much as they duplicate prior authorizations and original in as much as no prior authorization existed, if such is the case. Should any provision set forth herein be found to be void by preemption by statute or Constitution, the remaining provisions shall be several and remain in full force.

Adopted by the Town Council of the town of Georgetown, Indiana, this 28 day of JAN, 2008.

YEA

NAY

*Ernest Palle*  
*[Signature]*  
*[Signature]*  
*[Signature]*  
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*Mike Mills*  
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ATTEST:

*Douglas Cook*  
Douglas Cook, Georgetown Clerk/Treasurer