

**RESOLUTION NO. 2021-0813-2**

**RESOLUTION REGARDING CONNECTING TO THE EAST SHORE  
CONSERVANCY DISTRICT SYSTEM**

WHEREAS, East Shore Corporation, a sewer utility, has been providing sewer service to residents located on the east shore of Lake Maxinkuckee ("Lake") for more than twenty (20) years; however, several homes located close to the Lake continue to use septic systems rather than connecting to the East Shore Corporation's sewer system; and

WHEREAS, the East Shore Conservancy District ("ESCD") recently acquired the assets of East Shore Corporation; and

WHEREAS, the Board of Directors of ESCD believes that in order to protect the waters of the Lake and the land surrounding the homes on the east shore of the Lake it is important that all structures still using a septic system as of the date of this Resolution within the boundaries of ESCD be connected to the ESCD system; and

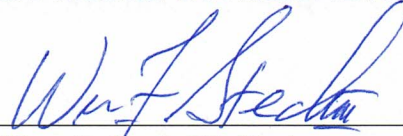
WHEREAS, the Board believes that it is necessary to establish a daily monetary penalty to be paid to ESCD by any freeholder failing to abandon any existing septic system and connect to the ESCD system within the time periods established by this Resolution,

**NOW, THEREFORE, BE IT RESOLVED THAT:**

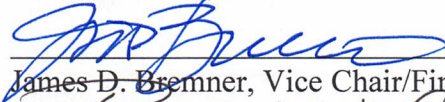
1. Any structure located on real estate abutting the Lake utilizing a septic system as of the date of this resolution, and being assigned an even numbered address, shall be connected to the ESCD system in compliance with all State, County and District regulations on or before December 31, 2022 in accordance with Indiana statutes.
2. Any structure utilizing a septic system as of the date of this resolution, and being assigned an odd numbered address, shall be connected to the ESCD system in compliance with all State, County and District regulations on or before December 31, 2023 in accordance with Indiana statutes.
3. In the event that the owner of a structure subject to this Resolution fails to connect to the ESCD system within the time periods established by this Resolution; such owner shall be liable to the ESCD for a daily penalty of \$ 10<sup>0</sup> per day, which shall be considered a rate and charge of the District or such other amount as provided in the District's Rate

Resolution as amended from time to time and in effect as of the date of the required connection set by the Board in addition to any other remedies available to the District.

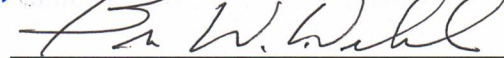
**EAST SHORE CONSERVANCY DISTRICT**



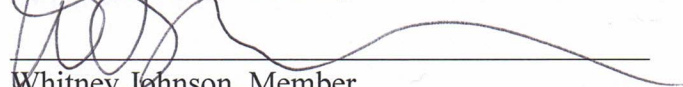
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William F. Steck III, Chair



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James D. Bremner, Vice Chair/Financial Clerk



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Brian W. Welch, Secretary



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Whitney Johnson, Member



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Peter D. Cleveland, Member

Resolution as amended from time to time and in effect as of the date of the required connection set by the Board in addition to any other remedies available to the District.

**EAST SHORE CONSERVANCY DISTRICT**

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William F. Steck III, Chair

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James D. Bremner, Vice Chair/Financial Clerk

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Brian W. Welch, Secretary

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Whitney Johnson, Member

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Peter D. Cleveland, Member

In the event that ~~the~~ any structure <sup>is not able to be</sup> connected by the deadlines set forth <sup>in this Resolution</sup> herein due to contractor ~~equipment~~ <sup>schedules</sup> or equipment shortages the penalties set forth herein will not apply.

*subject to this resolution*