



**Adams Co. Regional Sewer District**

313 W. Jefferson St. • Room 337  
Decatur, IN 46733  
(260) 724-2995

<https://www.co.adams.in.us/303/ACRSD>

September 15, 2022

The Adams County Regional Sewer District (ACRSD) will be completing a sanitary sewer construction project in 2023 and your property has been identified as either a customer (connection) to the sanitary sewer system, or to be potentially affected by the construction. Homes within the project area will be required to connect to the new sanitary sewer after construction is complete. If you will be connecting to the sewer project, you will be provided more detailed information in the future about connection requirements and specific timing of your connection. Other property owners receiving this notice may be potentially affected by the construction due to your property being along the route of the sewer lines.

In the past, property owners have commented that they believe their existing septic system meets the county/state requirements and feel they should not be required to connect to the new sanitary sewer collection system. Indiana law allows for a process to determine whether you are eligible for an exemption from this connection requirement. Please see the enclosed NOTICE and procedure to claim an exemption which is enclosed. More specifically, you may be required to discontinue use of your septic tank soil absorption system. Your property may qualify for an exemption from the requirement to discontinue the use of your septic tank soil absorption system. The NOTICE sets forth the specific requirements for a property owner to be exempt from the requirement to connect to a sewer district's sewer system and discontinue use of a septic tank soil absorption system.

**If you believe your property meets the requirements specified in the NOTICE and you desire to claim an exemption, YOU MUST:**

1. Notify the Adams County Regional Sewer District in writing that you believe your system qualifies you for an exemption from the connection requirement within sixty (60) days after the date of **this** written notice; and
2. Provide the District with the written determination of an exemption as required and specified in the NOTICE within 120 days after your notice to the District under paragraph #1 that you are claiming an exemption.

**\*Please see the Notice and Exemption-Claim Form**

The Adams County Regional Sewer District holds meetings on the 2<sup>nd</sup> Thursday of each month at the Adams County Service Complex Annex. The meeting schedule is published in the Decatur Daily Democrat and Berne Witness.

Location: 313 W. Jefferson Street, Council/Commissioner's Room, Decatur, IN 46733

Over the next 3 months, the following meetings are scheduled and you are invited to attend. The Board takes questions from project residents at the beginning of the meeting.

October 13, 2022 at 3:00 p.m.

November 10, 2022 at 3:00 p.m.

December 8, 2022 at 3:00 p.m.

Sincerely,  
ACRSD Board

Joshua Zimmerman  
John Carroll  
Nathan Rumschlag  
Steve Bailey  
Richard Lambert  
Jim Franz  
Shannon Smitley

Larry Oberley , District Superintendent

September 15, 2022

## **NOTICE CONCERNING POSSIBLE EXEMPTION**

- 1) As a property owner, you may be required to discontinue the use of a septic tank soil absorption system you are now using.
- 2) You may qualify for an exemption from the requirement to discontinue the use of the septic tank soil absorption system; and
- 3) The procedure set forth in this notice describes the requirements to be eligible for an exemption, the length of an exemption and the process to claim an exemption.

### **EXEMPTION ELIGIBILITY**

A property owner is exempt from the requirement to connect to a district's sewer system and to discontinue use of a septic tank soil absorption system if the following conditions are met:

- (1)** The property owner's septic tank soil absorption system was new at the time of installation and was approved in writing by the local health department.
- (2)** The property owner, at the property owner's own expense, obtains a written determination from the local health department or the department's designee that the septic tank soil absorption system is not failing (**complete and file Exemption Claim Form**). The local health department or the department's designee shall provide the owner with a written determination not later than sixty (60) days after receipt of the owner's request. If the local health department or the department's designee fails to provide a written determination within the time established in this subdivision, the owner, at the owner's expense, may obtain a written determination from a qualified inspector. If the local health department or the department's designee, determines that a septic tank soil absorption system is failing, the property owner may appeal the determination to the board of the local health department. The decision of the board is final and binding.

**(3)** A property owner that qualifies for an exemption may not be required to connect to the district's sewer system for a period of ten (10) years beginning on the date of the written determination of the local health department, the department's designee, or a qualified inspector that the property owner's septic tank soil absorption system is not failing. A property owner with an approved exemption may apply for two (2) five (5) year extensions of the exemption by filing an extension request with the Adams County Health Department. The Health Department may require an inspection of the system at the time of each request for extension.

**(4)** The total period during which a property may be exempt from the requirement to connect to a district's sewer system may not exceed twenty (20) years, regardless of ownership of the property.

## EXEMPTION CLAIM FORM

To claim an exemption from the requirement to discontinue the use of your current septic system and the requirement to connect to the district sewer, please fill out, sign and return this Exemption Claim Form to the Adams County Regional Sewer District at the address set forth below **within 60 days** from the date of this notice.

To: Adams County Regional Sewer District  
313 West Jefferson Street  
Room 337  
Decatur, IN 46733

Name: (All owners of property should be listed)

\_\_\_\_\_

Address of site for which exemption is claimed: \_\_\_\_\_

Contact phone# \_\_\_\_\_

Approximate date the current system was installed new \_\_\_\_\_

Date \_\_\_\_\_  
\_\_\_\_\_ (Owner)

Date \_\_\_\_\_  
\_\_\_\_\_ (Owner)

**To finalize your claim for exemption, you must provide a** written determination from the local health department or the department's designee that your septic tank soil absorption system **is not failing to the District within 120 days from the date you send your Exemption Claim Request to the District.** You may also obtain such a written determination from a qualified inspector at your own expense. The system must meet the eligibility requirements.