

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director  
Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25170
- Stream : Sugar Creek
- Applicant : Ricky Shoultz  
2790 East Eden Road  
Greenfield, IN 46140-9015
- Description : A 45' by 65' pole barn will be constructed. Details of the project are contained in information and plans received at the Division of Water on February 18, 2009.
- Location : 2770 East Eden Road; approximately 1,500' east and 90' north from the County Road 250 East and East Eden Road intersection  
near Eden, Green Township, Hancock County  
SW¼, NE¼, SE¼, Section 20, T 17N, R 7E, Ingalls Quadrangle  
Quad Code: 3908587  
UTM Coordinates: Downstream 4418074 North, 606606 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10
- Application # : FW-25205
- Stream : Mud Creek
- Applicant : Hamilton Southeastern Utilities  
James Hart  
11905 Lakeside Drive  
Fishers, IN 46038-1316
- Description : A new 38' by 45' lift station will be constructed at an elevation of 787'. A series of 8", 10", 18", 20", 36" and 42" diameter sanitary sewer pipes will be installed below ground. The pipes will have a sluice gate near the lift station. All of the lines will be installed through open cutting. One 18" diameter sanitary sewer will be placed 12' below the creek bed and encased in concrete prior to backfilling. The bank will be stabilized with riprap. In addition, a 3' high temporary silt fence will be constructed around the new lift station area and the existing lift station at the site will be removed. Details of the project are contained in information and plans received at the Division of Water on March 4, 2009.
- Location : The project is located within the floodplain/floodway limits of Sand Creek & Mud Creek at the NE corner of the 106th St & Cumberland Rd intersection  
near Fishers, Fall Creek Township, Hamilton County  
SW¼, Section 5, T 17N, R 5E, McCordsville Quadrangle  
Quad Code: 3908588  
UTM Coordinates: Downstream 4421824 North, 585906 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25218
- Stream : Unnamed Tributary St.  
Joseph River
- Applicant : City of South Bend  
Carl P Littrell, PE  
1316 County-City Building  
227 West Jefferson Boulevard  
South Bend, IN 46601-1830
- Description : A new storm sewer will be placed along Fairfax Drive. The storm sewer will discharge to a proposed 290' by 230' retention basin. In addition, North Falls Church Court will be raised to allow drainage from the court to the proposed storm sewer. Details of the project are contained in information and plans received at the Division of Water on March 11, 2009.
- Location : beginning at the intersection of Fairfax Drive and Miami Street and extending approximately 325' north, 315' south, and 2350' east  
near South Bend, Centre Township, St. Joseph County  
SW¼, NE¼, NW¼, Section 31, T 37N, R 3E, Wyatt Quadrangle  
Quad Code: 4108652  
UTM Coordinates: Downstream 4607858 North, 564143 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-25224

Stream : Stahl Ditch

Applicant : \*Indiana Department of Transportation  
Richard L Phillabaum  
100 North Senate Avenue, Room N642  
Indianapolis, IN 46204-2216

Description : The existing 8' by 5' by 45.5' cast-in-place reinforced concrete box culvert carrying US Route 35 / State Route 22 over the stream will be replaced with a new culvert system to reduce upstream flood damages. The new crossing will consist of a 16' by 5' by 192' long precast reinforced culvert. The culvert will be skewed 30 degrees to align with streamflow. The channel will be relocated to improve flow and will have 4:1 side slopes. The structure inlet and outlet will be armored with 1172 tons of class 1 riprap at a 4' thickness and cutoff walls will be created as scour counter measures. The roadway will be elevated approximately 3' above the existing road elevations. In addition, The existing 24" pipe under US Route 35 / State Route 22 will be replaced with a 13' by 3' precast reinforced concrete box culvert on the existing alignment. The proposed culvert will carry runoff from the field south of the roadway under US Route 35 / State Route 22 to outfall into the stream. The structures outlet will be armored with 1125 tons of class 1 riprap at a 4' thickness. Details of the project are contained in information and plans received at the Division of Water on March 19, 2009.

Location : beginning at the US Route 35 / State Route 22 stream crossing and extending approximately 1050' west and 60' north  
near Kokomo, Taylor Township, Howard County  
NE $\frac{1}{4}$ , NE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Section 4, T 23N, R 4E, Kokomo East Quadrangle  
Quad Code: 4008641  
UTM Coordinates: Downstream 4481112 North, 578800 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25226
- Stream : Lick Creek
- Applicant : Indiana Oxygen  
Walter L. Brant  
6099 West Corporate Way  
Indianapolis, IN 46278-2923
- Description : Approximately 67' the stream's eroded west (right) bank will be restored to its original 2:1 slope and protected with Class I riprap laid over a geotextile fabric and compacted clay fill. The riprap will be keyed into the streambed at its base and will conform to the existing bank at the project limits. Details of the project are contained in information and plans received at the Division of Water on March 20, 2009.
- Location : Beginning approximately 400' upstream of the Bethel Avenue stream crossing and extending 67' upstream  
near Beech Grove, Perry Township, Marion County  
W½, E½, Section 21, T 15N, R 4E, Beech Grove Quadrangle  
Quad Code: 3908661  
UTM Coordinates: Downstream 4398243 North, 578039 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-25237

Stream : West Fork White River

Applicant : Daniel L Kent  
1480 East 71st Street  
Indianapolis, IN 46220-1108

H E Built  
6455 Holiday Drive West  
Indianapolis, IN 46260-4256

Description : Proposed project is to build a 336 square foot floating dock, a 700 square foot deck and a 100 square foot gazebo on the east bank of the West Fork White River. The floating dock will be permanently attached to the shore, the deck will be permanently attached to the house and the gazebo will be free standing. Details of the project are contained in information received electronically at the Division of Water on March 30, 2009 and in plans and information received at the Division of Water on

Location : The east bank of the West Fork White River at 1480 East 71st Street near Indianapolis, Washington Township, Marion County

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-25238

Stream : St. Joseph River

Applicant : City of Fort Wayne  
Dawn Ritchie, Greenways Manager  
One Main Street, Room 280  
Fort Wayne, IN 46802-1804

Description : A new bridge will be constructed over Sumner Drain to carry pedestrians across the stream. The new structure will be a single -span precast concrete bridge. The structure will have an out-to-out length of 45' and a width of 11' . The revetment riprap will be 18" thick over geotextile fabric. The south abutment will have 6 cubic yards of revetment riprap over geotextile fabric and the north abutment will have 5 cubic yards of revetment riprap over geotextile fabric. The existing bridge was completely removed from the floodway. The project is not federally funded. Details of the project are contained in information and plans received at the Division of Water on March 2, 2009.

Location : Immedately downstream of the California Road stream crossing at Sumner Drain near Fort Wayne, Washington Township, Allen County  
NE¼, SE¼, NE¼, Section 19, T 31N, R 12E, Fort Wayne East Quadrangle  
Quad Code: 4108511  
UTM Coordinates: Downstream 4553639 North, 658041 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25239
- Stream : Schoppman Drain
- Applicant : City of Fort Wayne  
Dawn Ritchie, Greenways Manager  
One Main Street, Room 280  
Fort Wayne, IN 46802-1804
- Description : A new wooden pedestrain bridge will be constructed over Schoppman Drain to carry pedestrains across the stream. The new structure will be a prefab wooden bridge set on double 12" wooden piers every 20'. The two end piers will be above the ordinary high water mark. The eighteen peirs in between will sit on piles driven 30' below the stream bed. The structure will have an out-to-out length of 200'. and a clear roadway width of 12'. Details of the project are contained in information and plans received at the Division of Water on March 2, 2009.
- Location : At the Schoppman Drain stream crossing approximately 200' upstream of its mouth  
near Fort Wayne, Washington Township, Allen County  
NE¼, SE¼, NE¼, Section 19, T 31N, R 12E, Fort Wayne East Quadrangle  
Quad Code: 4108511  
UTM Coordinates: Downstream 4555339 North, 659114 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10



# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-25240

Stream : West Fork White River

Applicant : City Of Anderson Department of Engineering  
Michael Spyers PE  
120 East Eight Street, PO Box 2100  
Anderson, IN 46018-2100

Description : A 72" diameter sanitary sewer will be constructed, by open cut, parallel to the West Fork White River in Madison County. The project begins approximately at 3rd St. at the downstream end and will terminate near East 10th St. on the east side of the river in Anderson, IN. This 72" pipe will provide in-line storage for Anderson's combined sewer system. An existing 36" diameter interceptor sewer already carries combined sewer in this area with several outfall structures that discharge into the White River during a significant rain event. After the installation of the 72" diameter sewer, the 36" diameter interceptor will overflow into the proposed 72" and this pipe will be installed to provide additional storage of combined and thus reduce the number of combined sewer overflows into the White River. Along with the installation of the 72" diameter sewer in this project, there will also be the removal of two (2) existing combined sewer overflow structures along the bank of the river and the installation of an inverted siphon crossing the river. The removal of the combined sewer overflow structures will consist of removing the existing concrete headwall structures and abandoning the existing discharge pipe from the existing interceptor to the outfall structure. After the excavation of the headwalls and the abandonment of the sewer, the bank will be restored to match existing contours, stabilized and re-vegetated. The construction of the inverted siphon will consist of two permanent structures (one on each side of the river) and a pair of sewer pipes crossing beneath the river connecting to each structure. The structures will be constructed above the bank of the river and erosion and sediment controls will be implemented to minimize potential polluted runoff from entering the river. Also, both of the HDPE sewer pipes will be directionally drilled beneath the river and will have a minimum of 5' of cover beneath the streambed and a minimum of 5' of cover in the banks. All ground disturbance will be restored to predisturbance ground contours following construction. Disturbed soil will be re-vegetated and best management practices will be used to control erosion and sediment. Details of the project are contained in information received electronically at the Division of Water on April 1, 2009 and in plans and information received at the Division of Water on

Location : Along the east bank of the White River beginning at E. 3rd St. then heading south along Wilcon St. and then continuing south along the east side of the river for a total of approximately 3,000' to E. 10th St.  
near Anderson, Anderson Township, Madison County  
Section 12, T 19N, R 7E, Anderson South Quadrangle  
Quad Code: 4008516

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25241
- Stream : Unnamed Tributary  
McFadden Creek
- Applicant : Evansville Western Railway Inc  
Robbie Buchanan  
724 West 3rd Street  
Mt. Vernon, IN 47620-1141
- Description : A new rail siding approximately 9,400' in length will be constructed parallel to and north of an existing shortline rail east of Mt. Vernon, Indiana that is owned by CSX Transportation, Inc., and it is leased, operated, and maintained by Evansville Western Railway, Inc. The purpose of the proposed rail siding is to provide additional capacity for the rail line. The construction will occur within existing rail right-of-way; adjacent land use is agricultural crop production. The mouth of the western UNT is 2,900 linear feet downstream (south) of the proposed bridge at its confluence with McFadden Creek. A timber rail bridge is proposed for the new stream crossing. The proposed structure will span a length of 62.5', and will have vertical abutments armored with D-50 15" limestone riprap at 1.7:1 or flatter side slopes. No guardrail has been proposed. The bridge will include six sets of 14" diameter timber piers. The proposed low chord elevation for bridge is 382.89' NAVD 1988, and the top of rail elevation for the proposed bridge is 385.78' NAVD 1988. Erosion and sediment control measures will be employed during construction. The proposed project will cross an additional UNT to McFadden Creek that is also in IDNR jurisdiction, and a separate application has been submitted for that crossing. Details of the project are contained in information received electronically at the Division of Water on April 1, 2009 and in plans and information received at the Division of Water on
- Location : The proposed bridge is 2,900 linear feet upstream (north) of the UNT confluence with McFadden Creek and immediately north of the existing rail bridge near Mt. Vernon, Black Township, Posey County  
Section 36, T 6S, R 13W, Caborn, IN-KY Quadrangle  
Quad Code: 3708787
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25242
- Stream : Unnamed Tributary  
McFadden Creek
- Applicant : Evansville Western Railway Inc  
Robbie Buchanan  
724 West 3rd Street  
Mt. Vernon, IN 47620-1141
- Description : A new rail siding approximately 9,400' in length will be constructed parallel to and north of an existing shortline rail east of Mt. Vernon, Indiana that is owned by CSX Transportation, Inc., and it is leased, operated, and maintained by Evansville Western Railway, Inc. The purpose of the proposed rail siding is to provide additional capacity for the rail line. The construction will occur within existing rail right-of-way; adjacent land use is agricultural crop production. The mouth of the eastern UNT is 4,300 linear feet downstream (south) of the proposed bridge at its confluence with McFadden Creek. A timber rail bridge is proposed for the new stream crossing. The proposed structure will span a length of 62.5', and will have vertical abutments armored with D-50 15" limestone riprap at 1.7:1 or flatter side slopes. No guardrail has been proposed. The bridge will include six sets of 14" diameter timber piers. The proposed low chord elevation for bridge is 383.59' NAVD 1988, and the top of rail elevation for the proposed bridge is 386.48' NAVD 1988. Erosion and sediment control measures will be employed during construction. The proposed project will cross an additional UNT to McFadden Creek that is also in IDNR jurisdiction, and a separate application is being submitted for that crossing. Details of the project are contained in information received electronically at the Division of Water on April 1, 2009 and in plans and information received at the Division of Water on
- Location : The proposed bridge crossing will be 4,300 linear feet upstream (north) of the UNT confluence with McFadden Creek and immediately north of the existing rail bridge.  
Near Mt. Vernon, Marrs Township, Posey County  
Section 31, T 6S, R 12W, Caborn, IN-KY Quadrangle  
Quad Code: 3708787
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-25245
- Stream : Highland Creek
- Applicant : Hix Wrecker Service  
James and Ova Hix  
3200 Bluff Road  
Indianapolis, IN 46217-3202
- Description : The asphalt parking lot and drives of an existing commercial development along Highland Creek will be reconstructed, and required storm sewer and water quality unit installed. The parking lot reconstruction will match existing elevations of the current parking lot. Also, a fence will be installed along the eastern property line of the site, paralleling Bluff Road perpendicular to Highland Creek. The fence is being installed for the protection of the property. A gap in the fence will be left across Highland Creek at the width previously determined by DNR. Details of the project are contained in information received electronically at the Division of Water on April 2, 2009 and in plans and information received at the Division of Water on
- Location : The parking lot reconstruction and fence installation is located on the west side of Bluff Road approximately 0.20 miles south of Troy Avenue  
at Indianapolis, Center Township, Marion County  
NW¼, Section 26, T 15N, R 3E, Maywood Quadrangle  
Quad Code: 3908662
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-21245

Lake : Cedar Lake

Applicant : Kubal Rentals  
Brian J Kubal  
PO Box 1396  
Cedar Lake, IN 46303-1396

Description : An aerator is proposed along an existing permanent pier to protect the pier from ice damage. Details of the project are contained in information and plans received at the Division of Water on March 12, 2009 and April 1, 2009.

Location : 13134 Lakeshore Drive; approximately 400' west and 600' north of the West 133rd Avenue and Morse Street/West Lakeshore Drive intersection at Cedar Lake, Cedar Creek Township, Lake County  
NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 23, T 34N, R 9W, St. John Quadrangle  
Quad Code: 4108744  
UTM Coordinates: Downstream 4580928 North, 464598 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : PL-21246
- Lake : Bass Lake
- Applicant : Meyers Subdivision Property Owners Association  
Inc  
Nancy Adochio, President  
PO Box 63  
Winamac, IN 46996-0063
- Description : A temporary wooden group pier will be placed along the shoreline of Bass Lake. The pier will be approximately 3.5' wide and will extend into the lake approximately 172'. A 10' by 10.5' swimming platform will be positioned off of the pier approximately 143.5' from the shoreline. The pier will be supported by 3" auger poles that will be placed in the lakebed using hand held tools. In addition, temporary augers, wave runners/boats on shorestations or augering of boats will be included in the project. Specific details about these items will be added upon further review of the project. Details of the project are contained in information and plans received at the Division of Water on March 17, 2009 and March 31, 2009.
- Location : The southwest 15' of Lot 49 in Scoules Subdivision  
near Knox, California Township, Starke County  
Section 24, T 32N, R 2W, Bass Lake Quadrangle  
Quad Code: 4108625  
UTM Coordinates: Downstream 4562099 North, 534136 East
- Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-21253

Lake : Jimmerson Lake

Applicant : Gary and Judy Koontz  
7723 Weymouth Court  
Fort Wayne, IN 46825-3528

Description : A new glacial stone seawall will be constructed across 40' of the applicant's frontage. The lakeward face of the wall will be located along the lake's legal/average normal shoreline. Details of the project are contained in information and plans received at the Division of Water on March 20, 2009.

Location : 100 Lane 101 Jimmerson Lake Road; Jimmerson Creek/Jimmerson Lake Channel Frontage Lot 82 Fast Subdivision, 100 Lane 101 Jimmerson Lake Road. Beginning approximately 450' west of the Bay View Road intersection and County Road 300 and approximately 100' north near Angola, Jamestown Township, Steuben County NE¼, NE¼, NE¼, Section 5, T 37N, R 13E, Angola West Quadrangle Quad Code: 4108561 UTM Coordinates: Downstream 4618226 North, 662280 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Indiana Department of Natural Resources / Division of Water  
30 Day Public Notice Report

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Application # : PL-21255

Lake : Koontz Lake

Applicant : Joel M Carney  
1701 Briarcliffe Court  
Chesterton, IN 46304-3114

Description : A new seawall will be constructed across 80' of the 80' frontage of the applicant along Koontz Lake to deter shoreline erosion. The wall will consist of 6" H x 17" W x 12" D concrete retaining wall blocks which will be sloped on the lakeward side. It will be 48" high and will be uniform in thickness of 12" from the base to the top. The lakeward face of the wall will be average normal shoreline. A 12" wide layer of glacial stone will be placed at the base of the wall for toe protection. Details of the project are contained in information received electronically at the Division of Water on March 30, 2009 and in plans and information received at the Division of Water on

Location : 11253 East Pottowotomie Trail South; Lot 33 and Lot 34 in Woodland Park Subdivision at Koontz Lake near Walkerton, Oregon Township, Starke County Section 12, T 34N, R 1W

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11



# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : PL-21257
- Lake : Big Barbee Lake
- Applicant : JFNew  
John Richardson, Project Manager  
708 Roosevelt Road  
Walkerton, IN 46574-1220
- Description : An existing 40' wide by 800' long channel off the southwest corner of Big Barbee Lake will be restored to its original condition to allow for navigation. Approximately 4' - 6' of accumulated muck and debris will be removed from the channel bed by dredging to a depth of 8' below the legal level of the lake at the center of the channel and sloping uniformly to a depth of 0.1' at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal via hydraulic pumping. Water from the containment area will allowed to return to the lake. A second channel 40' wide and 100' ong between Big Barbee Lake and Kuhn Lake will be dredged to a maximum depth of 6' in the center of the channel and slope uniformly toward to a depth of 0.1' at each shoreline. Details of the project are contained in information received electronically at the Division of Water on March 31, 2009 and in plans and information received at the Division of Water on
- Location : Area one is located on the Y shaped channel between EMS B25 and EMS B26 Lane at the SW corner of Barbee Lake. Area 2 is located at the end of B20B LN on the SE corner of Barbee Lake  
near North Webster, Washington Township, Kosciusko County  
Section 33, T 33N, R 7E, North Webster Quadrangle  
Quad Code: 4108536
- Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11