

Indiana Department of Natural Resources / Division of Water

30 Day Public Notice Report

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

Application # : FW-25860

Stream : Ohio River

Applicant : Town of Clarksville
R Brian Kaluzny
2000 Broadway Suite 221
Clarksville, IN 47129-7762

Description : The Ohio River Greenway Public Access project consists of increasing access to and along the river. The overall project includes an approximate seven (7) mile multi-use trail and roadway that connects New Albany, Clarksville, and Jeffersonville. This greenway will eventually connect to the Louisville Loop with the conversion of the Big Four Bridge into a pedestrian bridge. The west Clarksville portion of the greenway is located within the Falls of the Ohio State Park and includes the construction of approximately 2,700 feet of 12 foot wide multi-use asphalt trail. Much of this section of the project is located within the floodway. Additional greenway trail construction through the Town of Clarksville will be proposed with funding and resources become available. Details of the project are contained in information and plans received at the Division of Water on July 2, 2010.

Location : The proposed trail extends from Sherwood Avenue eastward to the Woemer Avenue
DOWNSTREAM: at Clarksville, Jeffersonville Township, Clark County
Clark Military Grant, New Albany, IN-KY Quadrangle
Quad Code: 3808537
UTM Coordinates: Downstream 4237039 North, 608309 East
UPSTREAM:
UTM Coordinates: Upstream 4236548 North, 608934 East

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

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30 Day Public Notice Report

- Application # : FW-25879
- Stream : Mill Creek
- Applicant : Fulton County Drainage Board
Don Towne
125 East 9th Street
Rochester, IN 46975-1500
- Description : A maximum of 400' in length with a maximum depth of 2' of sediment will be excavated from each of 7 areas along the stream. The excavated material will be placed beyond the top of the bank and leveled out to meet the surrounding areas. Additionally, a maximum of 120' of stream bank along each of 4 areas west of County Road 1000 West. Specific project information will be added to the description as the application is further reviewed. Details of the project are contained in information and plans received at the Division of Water on July 20, 2010.
- Location : Beginning at the South County Road 625 East and East County road 400 South intersection and extending approximately 5100' along the stream
DOWNSTREAM: near Kewanna, Harrison Township, Pulaski County
Section 1, T 30N, R 1W, Grass Creek Quadrangle
Quad Code: 4008684
UTM Coordinates: Downstream 4538541 North, 543578 East
UPSTREAM: near Kewanna, Union Township, Fulton County
Section 5, T 29N, R 1E, Grass Creek Quadrangle
Quad Code: 4008684
UTM Coordinates: Upstream 4537337 North, 547683 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

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30 Day Public Notice Report

- Application # : FW-25906
- Stream : St. Joseph River
- Applicant : Kate Hughes
55646 Rivershores Lane
Elkhart, IN 46516-1221
- Description : The construction of a new steel sheet piling seawall is proposed along 80' of the applicant's frontage. The new seawall will be approximately 32" high, as measured from the riverbed and it will also tie into existing concrete seawalls located on the adjacent properties to the east and west. The seawall will be anchored with deadmen spaced 4' apart. In addition, approximately 9 cubic yards of fill will be brought in to backfill the area landward of the new seawall. The fill will be level with the top of the wall and will taper back to match the existing ground elevations. Details of the project are contained in information and plans received at the Division of Water on August 11, 2010.
- Location : 55646 Rivershores Lane
near Elkhart, Cleveland Township, Elkhart County
Section 2, T 37N, R 4E, Osceola Quadrangle
Quad Code: 4108661
UTM Coordinates: Downstream 4615479 North, 580525 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

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30 Day Public Notice Report

Application # : FW-25918

Stream : Wabash River

Applicant : Norfolk Southern Corporation
Douglas E Williams
1200 Peachtree Street North East, Box 142
Atlanta, GA 30309-3579

Description : The Norfolk Southern Railway seeks a two year permit to remove timber drift on a recurring basis where it accumulates at the railway's bridge over the Wabash River and Big Pine Creek between Fountain and Warren Counties. Removal will be conducted on the railway's right of way from the east or west bank of the river. As the use of hand operated equipment is impractical, a track mounted backhoe will be employed to maneuver the drift close to the bank, where it will be collected and transported for lawful disposal. A boat may also be employed in rigging and maneuvering the drift. Work will be conducted with minimum disturbance to vegetation. No clearing or grading will be required. In order to access the drift near the west bank of the Wabash River, the aforementioned trackhoe and a rubber-tired skidder must cross Big Pine Creek. Details of the project are contained in information received electronically at the Division of Water on August 19, 2010 and in plans and information received at the Division of Water on August 25, 2010.

Location : At the Norfolk Southern Railway crossings of the Wabash River and Big Pine Creek

The bridge is located in Fountain and Warren Counties. The east approach is in Attica, IN. It is approximately 1790' long, traversing the Wabash River and Big Pine Creek. The west approach is in Washington Township.

near Attica, Washington Township, Warren County
Section 6, T 21N, R 7W, Attica Quadrangle
Quad Code: 4008732

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

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30 Day Public Notice Report

Application # : FW-25920

Stream : Salt Creek

Applicant : City of Winchester
Steven D Croyle
113 East Washington Street
PO Box 408
Winchester, IN 47394-0408

Description : Emergency repair of an existing Sanitary sewer. The City of Winchester has discovered a collapsed 12" Clay sanitary sewer pipe and needs to repair it immediately. The city has had the sewer inspected with a video camera and they believe the location of repair is directly under the channel of Salt Creek. They will need to dig down and replace the failed section of pipe. Any delay in the repair may result in the complete collapse of the pipe and a large infiltration of the creek into the sanitary sewer. Details of the project are contained in information received electronically at the Division of Water on August 20, 2010 and in plans and information received at the Division of Water on August 20, 2010 and August 23, 2010.

Location : The project location is directly under Salt Creek about 650' south of S.R. 32 in Winchester Indiana. The Salt Creek Interseptor is a sanitary sewer which is located along the Salt Creek
near Winchester, White River Township, Randolph County
Section 20, T 20N, R 14E, Winchester Quadrangle
Quad Code: 4008428
UTM Coordinates: Downstream 4448681 North, 672096 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

Application # : FW-25921

Stream : Wilson Creek

Applicant : Michael S Hall Land Surveying
Michael S Hall
618 Main Street
Lawrenceburg, IN 47025-1664

Description : A commercial development project, Wilson Creek Business Park, has been partially constructed within the left overbank of Wilson Creek. The proposed floodway encroachment consists of a commercial development project that will include one commercial (non-residential) building within the floodway, denoted as area 1 on the site plans (western most building on the overall project plans). The proposed building will have a length measured along the stream of approximately 150' and a width measured perpendicular to the stream of approximately 100'. The building will have a proposed finish floor elevation of 490.5', NAVD88, which is more than two feet above the applicable 100 year base flood elevation of 487.40 feet, NAVD88. The proposed commercial building floodway encroachment will be surrounded by paved parking lots, internal access drives, lighting, drainage system and other typical utilities associated with a commercial site development. The proposed commercial building, parking lot and internal access drives will be placed atop engineered earth fill to protect the development from flooding from both Wilson Creek and the Ohio River. The total footprint of the floodway portion of the fill pad will occupy approximately 1-acre of the floodway and will form a continuation of a single fill pad extending landward of the floodway which will protect non-floodway development in the floodway fringe. The earthen fill pad will be elevated above the existing grade at the site with an average fill depth of approximately 28'. The streamward limit of the fill pad will utilize 2-horizontal-to-1-vertical side slopes and will be vegetated with DNR-approved ground cover. The streamward toe-of-slope of the proposed fill pad will remain approximately 50' landward of the left bank of Wilson Creek at the upstream limit of the project site and approximately 140' at the downstream limit of the project site. Damage, removal and disturbance of existing trees within the floodway at the project site will be minimized. Any unavoidable loss of trees exceeding 10-inches in diameter at breast height will be replaced with DNR-approved saplings at a 5-to-1 ratio (5 new trees for each lost tree). Other disturbed areas will be seeded and restored per DNR-approved methods. Details of the project are contained in information received electronically at the Division of Water on August 23, 2010 and in plans and information received at the Division of Water on

Location : The project site is located along the left (east) bank of Wilson Creek south of and adjacent to U.S. 50 immediately east of the intersection of U.S. 50 and Wilson Creek Road
near Lawrenceburg, Lawrenceburg Township, Dearborn County
Section 21, T 5N, R 1W, Aurora, IN-KY Quadrangle
Quad Code: 3908418

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

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IAC 10

Application # : FW-25923

Stream : Sugar Creek

Applicant : Crawfordsville Parks & Recreation Dept
Roger W Neal
922 East South Boulevard
Crawfordsville, IN 47933-3777

Description : Construct a public access (including handicap accessible) canoe launch on Sugar Creek at the Rock River Ridge Landing. Details of the project are contained in information received electronically at the Division of Water on August 24, 2010 and in plans and information received at the Division of Water on

Location : 2722 West Rock River Ridge Road
at Crawfordsville, Union Township, Montgomery County
Section 2, T 18N, R 5W

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

Application # : PL-21579

Lake : Big Chapman Lake

Applicant : Chapman Smith Properties LLC
Peter M Smith
931 Chapman Lake Drive
Warsaw, IN 46582-7833

Description : A temporary pier will be placed in front of the applicant's property. The pier will extend 155' lakeward of, and perpendicular to, the lake's legal shoreline. Details of the project are contained in information and plans received at the Division of Water on July 22, 2010.

Location : 955 Chapman Lake Drive
near Warsaw, Plain Township, Kosciusko County
Section 25, T 33N, R 6E, Leesburg Quadrangle
Quad Code: 4108537
UTM Coordinates: Downstream 4571247 North, 602367 East

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

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30 Day Public Notice Report

Application # : PL-21580

Lake : Lake Maxinkuckee

Applicant : SDF Management LLC
Howard Nagel
11052 Mayflower Lane
Orland Park, IL 60467-7616

Description : A concrete seawall will be refaced with a layer of concrete across 50' of the applicant's frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on July 26, 2010 and August 12, 2010.

Location : 1128 South Street
near Culver, Union Township, Marshall County
SW¼, Section 21, T 32N, R 1E, Culver Quadrangle
Quad Code: 4108624
UTM Coordinates: Downstream 4561800 North, 548665 East

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

Application # : PL-21582

Lake : Lake of the Woods

Applicant : Lake of the Woods/McClish Lake Associates
J Burton DeRusha
11460 East 650 South
Hudson, IN 46747-9633

Description : A concrete boat ramp will be constructed across 12' of the applicant's frontage. The ramp will extend approximately 48' lakeward of the lake's legal shoreline. A 8" curb will be placed at the end of the new ramp in 3' of water depth to notify users of end of ramp. In addition, a total of eight (8) temporary pier posts will be placed along both edges of the new ramp for user guidance. The existing boat ramp will be completely removed. Details of the project are contained in information and plans received at the Division of Water on July 29, 2010 and August 24, 2010.

Location : At the Lake of the Woods and McClish Lake Private Boat Ramp
near South Milford, Milford Township, LaGrange County
Section 25, T 36N, R 11E, Stroh Quadrangle
Quad Code: 4108552
UTM Coordinates: Downstream 4600918 North, 650592 East

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

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Application # : PL-21584

Lake : Adams Lake

Applicant : Jerry Gump
9030 McComb Road
Churubusco, IN 46723

Description : A concrete seawall will be refaced with a layer of concrete across 50' of the applicant's frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on August 3, 2010.

Location : 5045 East 620 South
near Wolcottville, Johnson Township, LaGrange County
Section 25, T 36N, R 10E, Wolcottville Quadrangle
Quad Code: 4108553
UTM Coordinates: Downstream 4601256 North, 639504 East

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

Application # : PL-21587

Lake : Lake James

Applicant : Cliff Reynolds
#135 Lane 530 Lake James
Fremont, IN 46737-9086

Description : A concrete seawall will be refaced with a layer of concrete across 100' of the applicant's frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on August 5, 2010 and August 20, 2010.

Location : 135 Lane 530
near Fremont, Jamestown Township, Steuben County
NW¼, Section 33, T 38N, R 13E, Angola West Quadrangle
Quad Code: 4108561
UTM Coordinates: Downstream 4619583 North, 662630 East

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

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Application # : PL-21599

Lake : Jones Lake

Applicant : William F Ivy
10601 Oak Knoll Road
Rome City, IN 46784

Description : A new glacial stone seawall will be constructed along the frontage of the applicant. Putting glacial stone at base of shoreline will stop the flow of water taking the shoreline away. Filling the backside of the glacial stone to hold the stone in place with the shoreline flooding that occurs with the seasons. Details of the project are contained in information received electronically at the Division of Water on August 23, 2010 and in plans and information received at the Division of Water on

Location : 10601 Oak Knoll Road
near Rome City, Orange Township, Noble County

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

Application # : PL-21601

Lake : Messick Lake

Applicant : Indian Lakes Campground
Paul D Giesecking
6460 South 075 West
Wolcottville, IN 46795-9220

Description : A fish attractor will be installed in front of the property of the applicant on Messick Lake to enhance fish habitat. The attractor will be placed approximately 50' offshore in 12' to 18' of water. It will consist of a 4' tall by 6' to 8' diameter brush pile composed of mulberry & chestnut trees. The pile will be bound together with rope and will be weighted to the bottom with concrete blocks. Details of the project are contained in information received electronically at the Division of Water on August 24, 2010 and in plans and information received at the Division of Water on

Location : The fish attractors will be installed about 50 feet off the peninsula in about 12 to 18 feet of water
near Wolcottville, Clearspring Township, LaGrange County
NW¼, NE¼, Section 25, T 36N, R 9E

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