

**Burns Harbor Sanitary Board**  
Minutes of Wednesday, November 16, 2016

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The Burns Harbor Sanitary Board met in its regular session Wednesday, November 16, 2016 in the Town Hall. The meeting was called to order by President Toni Biancardi at 7:02 p.m.

The Pledge of Allegiance was recited.

**Roll Call:**

Toni Biancardi..... Present  
Jim Constantine..... Present  
Rick Balunda ..... Absent  
Wilbur Oudman..... Present  
Nathan Tumblin ..... Absent

Also present were Attorney Clay Patton, Sanitation Superintendent William Arney, Engineer Jeanette Hicks and Secretary Corinne Peffers.

**Approval of Minutes**

Constantine made a motion to approve the Minutes of October 19, 2016. Oudman seconded the motion. Motion carried by all in favor vote.

**Correspondence**

None.

**Sanitary Report**

The board reviewed the report and Arney informed the board that he and Laborer Rob Wesley were called out the evening of November 2 due to heavy rainfalls to address high wet well levels at Lift Stations #2 and #3, because the pumps couldn't keep up with the volume of rain. Arney said Eagle Services has performed annual flushes.

Arney also said he assisted the street department during the heavy rainfall because of the resulting flooding.

Constantine asked if we should put some type of barrier around Lift Station #2 in case we have overflows. Arney said there is an invert pipe there, a valve pit that can catch overflow, and a generator that is dedicated to the lift station to prevent overflows. He has seen a few close calls, but never an overflow since he has been Sanitation Superintendent.

Constantine said he remembers an overflow years ago.

Biancardi asked when Chesterton discharges, are they discharging because there's an overflow and they can't handle it, and is that something that we might ever be faced with, or if it overflows do we have to call it a discharge and report it.

Arney says it would be reported to IDEM as an uncontrolled discharge and then it starts the testing process. Because our permit is filed through IDEM through Mittal, it goes to them as well.

**Engineer Report**

Hicks reported that the Old Porter Road sewer extension permit has been approved by IDEM and they should be mailing it to us within the next few days. She also said she sent an email to RV Sutton letting him know that the permit is on the way.

Biancardi asked if RV Sutton will be taking care of the other side of Old Porter Road (stormwater project) and the sewer extension at the same time.

Arney said that was RV Sutton's original intention, and he reached out to him again but he hasn't heard back yet.

**Old Business**

**Carwashes**

Biancardi briefly recapped the discussion about carwashes held last month and said Town Council President Ray Poparad had reached out to Balunda, and we thought Balunda would be back this month to attend meetings. Balunda was going to put us in contact with Mittal's environmental staff person so we could see if the contract was negotiable, and we still haven't heard back or gotten contact information.

Oudman said he can get the needed contact information and he will reach out.

Constantine said he would like to find out what Mittal's reason against it would be because there is a whole lot more stuff that goes in the sewer system from the mill than what a carwash would ever put in.

Biancardi said she thinks it is a control measure to try and monitor what comes from the town, but we want to have a conversation about it again, as things have changed.

Constantine said it is an opportunity of another business we can get in town.

Biancardi commented exactly, and we are not near our capacity. She said we have Luke's that would be interested and Bosak Auto Group. Nissan has one that is closed.

#### ***Credit Card Payments***

Biancardi asked Secretary Peffers to ask Clerk-Treasurer Jane Jordan where we are on getting this set up.

#### ***New Business***

##### ***Public Hearing – Amend Burns Harbor Town Code Chapter 18, Section 3 (c)***

Biancardi opened the public hearing to amend Section 3 (c) of Chapter 18 of the Burns Harbor Town Code.

This ordinance will amend the text of the portions of the sewer rate ordinance in order to provide that no rates or charges shall accrue on new construction projects between the issuance of a building permit and a certificate of occupancy.

#### ***Section 3***

(c) Beginning with the first month after the sanitary sewers are connected to the lot, parcel of real estate or building, the full rates and charges shall become effective for such lot, parcel of real estate or building. Provided, however, that for new construction no rates or charges shall accrue on any lot, parcel of real estate or building during the period between the issuance of the building permit and the issuance of a certificate of occupancy by the Building Commissioner. In all such cases, the full rates and charges shall become effective beginning the first month after the certificate of occupancy is issued. (Ordinance 182, November 10, 2004)

Secretary Peffers confirmed that the public hearing was advertised properly.

Biancardi opened the floor for public comment. There was no public comment in favor of or opposition to the proposed amendment.

Biancardi said this will help us in the future with situations similar to the building on the corner of State Road 149 and US Highway 20, which have been abandoned and the water has been turned off, and then they turn the water back on and connect to our sanitary sewer system. They aren't new construction, they don't want to pay the sewer bill, but they can use the sewer system while they are remodeling the building prior to opening up for business.

Constantine said if they are using the system, they should be paying.

Biancardi said in the future, if this amendment is made, abandoned buildings would be paying when they tap on the sewer. With new construction, like a home, no one is living there so no one is using the system.

Arney said people could come in an appeal the sanitation board for relief in certain cases and he could inspect the property to see if the sewer system is being used.

Biancardi closed the public comment period.

Constantine made a motion to send a favorable recommendation to the Burns Harbor Town Council to amend Burns Harbor Town Code Chapter 18, Section 3(c). Oudman seconded the motion. Motion carried by all in favor vote.

#### ***Approval of Claims with three (3) or more signatures***

Oudman made a motion to approve the claims with three or more signatures. Constantine seconded the motion. Motion carried by all in favor vote.

**Spending Review**

The board reviewed the report and it was noted the drop in the wastewater operating fund balance is because of the new sanitation storage building.

**Delinquencies**

The board reviewed the report and there were no questions.

Biancardi asked if all the 2017 sanitation payment booklets have been mailed out and Secretary Peffers confirmed they have.

**Flow Report**

The board reviewed the report and it was noted that there were elevated flows on November 2 due to the heavy rainfall.

**Good of the Order of the Community & Any Other Business**

None.

**Announcements**

The next meeting will be held Wednesday, December 21, 2016 at 7:00 p.m.

**Adjourn**

Constantine made a motion to adjourn at 7:20 p.m. Oudman seconded the motion. Motion carried by all in favor vote.

Submitted by: Corinne Peffers, Secretary

**APPROVED**



Toni Biancardi, President



Corinne Peffers, Secretary