

Another Anderson OK needed

Daleville incorporation approved

Daleville received the first of two needed approvals from Anderson Thursday night for its incorporation plans.

The Anderson Plan Commission unanimously approved the incorporation petition and said it was not in conflict with this city's comprehensive development plan.

The commission is sending the petition to the Anderson City Council without a recommendation for action. The council will consider the petition at its Feb. 11 meeting.

"Anderson has no plans that reach as far as Daleville," Kenneth Montgomery, commission president, said in introducing the matter for discussion.

Chesterfield opposes part of the incorporation plans for its eastern neighbor. In dispute are 70 acres located in Salem Township, Delaware County. Chesterfield included those acres in its annexation approved by the plan commission and city council last year. Daleville hopes to incorporate those same 70 acres within its town limits.

According to state statute, both areas had to obtain

approval of their plans from Anderson as the property is within three miles of this city's limits.

In addition to approval from Anderson, Daleville also must obtain a positive recommendation from the Indiana Department of Commerce, William Hughes, attorney for the Committee to Incorporate Daleville, said.

Daleville will have a public hearing on the plans Feb. 23, and then send all the approvals to the Delaware County commissioners in a petition for an ordinance, which would be the final step to incorporation, he said.

Bill Kreegar, attorney for Chesterfield, said that city was contesting the incorporation of Daleville on the basis of the 70 acres in Delaware County. Chesterfield has received all its approvals for annexation and has passed an ordinance which will become effective the third week of March, he said.

The proposal would have no effect on Anderson, Hughes said, as all the acreage is located in Delaware County.

Kreegar also questioned the size of an incorporated

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Daleville

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Daleville and said it would be larger in area than other Madison County towns but would have less population and a lower budget.

Sewer and water services also are being furnished by Chesterfield to the disputed 70 acres, Kreegar said. He also suggested that since Daleville is hooked into Anderson's sewer system through Chesterfield, the issue should be studied for possible effects on the utility. Chesterfield's petition for annexation was delayed for a month while city officials studied its effects on the sewer system.

Unanimous approval also was given to a tax abatement petition for 1123-1125 Meridian St. as it is not in conflict with the city's development plan. Roger Warrum, Charles Braddock, Stephen Claise and James and Lavonna Day are the owners.

In other action, the commission re-elected Montgomery as president and Robert Hooker as vice president. Irna Hampton Nave was elected to represent the commission on the Historic Preservation Commission, and James Priest was reconfirmed as director of the Planning Department.

Chesterfield board

18 ANDERSON DAILY BULLETIN
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Statements, legislators irk

By JACK TINKLE
Bulletin Staff Writer

CHESTERFIELD — Town officials fired off a number of salvos Wednesday night in the wake of the public hearing on Daleville's incorporation petition.

Targets included:

- Daleville residents who allegedly made misleading statements.
- Delaware County Sheriff Gary Carmichael, who said he had few worries about the Daleville area because it had the lowest crime rate in his county, while in actuality, the board said, the Chesterfield marshal's office handles many calls from Daleville residents.

- Madison County's representatives in the General Assembly for failing to bring to the town's attention a bill which could figure in the outcome of a move to annex land to the east of Chesterfield and which is across the county line.

- The Indiana Association of Cities and Towns, which lobbies for municipalities in the Legislature for failing to bring the same bill to the attention of the town.

Chesterfield doesn't oppose the incorporation, but opposes the inclusion of a portion of land in Delaware County it has already started to annex. The Chesterfield annexa-

tion would become effective in about two weeks. The matter may end up in court.

Don Carpenter, town board member, said if Chesterfield is guilty of anything it is "trying to provide jobs" for the area.

He said Indiana House Speaker Robert Dailey, Muncie, was not talking about "jobs and people" Wednesday night, but spoke in a partisan manner. Dailey told the gathering in Daleville Elementary School gym that a bill had been passed which prohibits a municipality from annexing across a county line without approval of the county commissioners of the affected county. He urged Daleville residents to write Gov. Robert Orr to sign the measure.

Charles R. Steigerwalt, Chesterfield board president, said it seemed to him everyone kept "quiet about the bill until it was on the governor's desk."

Carpenter said in the years he has served on the board Madison County's representatives in the General Assembly have never asked if there was anything they could do to help.

Carpenter praised Delaware County Commissioner Ron Quak-

enbush for the way he presided over the meeting, and Chesterfield town counsel William Kreegar for the way he presented Chesterfield's views despite some catcalls.

He also said the people of Daleville have the wrong idea about the sewer system being installed there by the Delaware County Wastewater District.

"We had nothing to do with it," he said. The project was ordered by the federal Environmental Protection Agency and the state to reduce pollution, Carpenter said.

Patricia Summers, clerk-treasurer, said Chesterfield was approached in the early 1970s about water and sewer services. Subsequently, on May 1, 1974, an agreement was signed by which services were to be provided to Story's Truck Stop with the private company installing lines to connect to the town's system at a cost to the firm of \$52,740. Anyone tying into the lines for a period of 15 years reimburses the company. A provision of that contract says annexation would not be opposed by Story's.

Trustee Jim Morrison said he took offense when a Daleville

banker in supporting the incorporation petition failed to mention the help the Chesterfield marshal's office has extended to the bank over the years.

Chesterfield "police have responded to a number of alarms at the bank," Morrison said. Other types of police aid which extended to Daleville were mentioned.

The board ordered Marshal Moses Beeman not to respond to calls in the future unless a police officer is in jeopardy.

Beeman said Sheriff Carmichael misspoke when he said there has been very little crime in Daleville. Killings were among the crimes mentioned by Beeman as having taken place in the past five years.