

SURVEYOR'S OFFICE
Hamilton County

Kenton C. Ward, CFM
Surveyor of Hamilton County
Phone (317) 776-8495
Fax (317) 776-9628

Suite 188
One Hamilton County Square
Noblesville, Indiana 46060-2230

August 29, 2016

To: Hamilton County Drainage Board

Re: Cool Creek Drain –Mary Kreag Arm – Mapleridge Section 1 Reconstruction

Attached is a petition and plans for the proposed relocation of the Mary Kreag Arm of the Cool Creek Drain. The relocation is being proposed by Langston Residential Development. The proposal is to reconstruct the original tile through a detention ponds and detention pond outlet pipe to the open Mary Wilson Regulated Drain. The tile location will be moved to accommodate the development of Mapleridge but will connect to the open ditch at approximately the same location the original tile entered the open drain.

This line will consist of the following:

312 feet of 24" RCP

375 feet of Open Ditch

The total length of the new drain shall be 687 feet. The 1247 feet of the original drain between Sta. 21+83 and Sta. 28+30 and Arm 2 from Sta. 0+00 to Sta. 6+00 shall be vacated. This proposal will remove a total of 560 feet from the Mary Kreag Arm of the Cool Creek Drain's total length.

The open ditch listed above is through Pond #2 from Str. 624 to the outlet of the original main tile drain coming into the detention pond on the west bank.

The internal storm sewers for Mapleridge subdivision will be maintained by the City of Westfield.

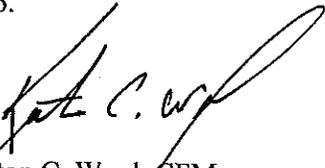
The retention pond (Pond #2) located in Common Areas #3 is not to be considered part of the regulated drain. Pond maintenance assumed by the Drainage Board shall only include the inlet and outlet as part of the regulated drain. The maintenance of the retention ponds (lakes) such as sediment removal and erosion control along the banks, mowing and aquatic vegetation maintenance and control will be the responsibility of the Homeowners Association. The Board will retain jurisdiction for ensuring the storage volume for which the pond was designed will be retained. Thereby, allowing no fill or easement encroachments.

The cost of the relocation is to be paid by 0th Mapleridge LLC.

The petitioner has not submitted surety for the proposed drain at this time. Surety shall be submitted prior to commencement of construction.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request. The request will be for the reduction of the regulated drain easement to those easement widths as shown on the secondary plats for Mapleridge Section 1 as recorded in the office of the Hamilton County Recorder.

I recommend that the Board set a hearing to consider this reconstruction for October 24, 2016.



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

FILED

JUN 21 2016

IN RE: Mary Kreag Drain)
Hamilton County, Indiana)

OFFICE OF HAMILTON COUNTY SURVEYOR

PETITION FOR RELOCATION AND RECONSTRUCTION

Langston Residential Development (hereinafter "Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the Mary Kreag Drain, and in support of

said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the Mary Kreag Drain runs.
2. Petitioner plans to develop its real estate with roads, buildings, utilities, storm drains, sanitary sewers and other structures.
3. Petitioner's proposed development of its real estate will require relocation and reconstruction of a portion of the Mary Kreag Drain, as specifically shown on engineering plans and specifications filed with the Hamilton County Surveyor.
4. The work necessary for the proposed relocation and reconstruction will be undertaken at the sole expense of the Petitioner and such work will result in substantial improvement to the Mary Kreag Drain, without cost to other property owners on the watershed of the Mary Kreag Drain.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County Drainage Board authorizing relocation and reconstruction of the Mary Kreag Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

John Edwards
Signed
John Edwards
Printed

FINDINGS AND ORDER

CONCERNING THE PARTIAL VACATION OF THE

Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction

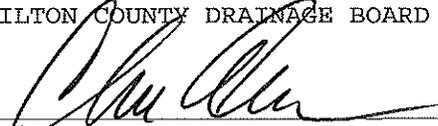
Station 21+83 to Station 28+30 (Original Drain)

Station 0+00 to Station 6+00 (Arm 2)

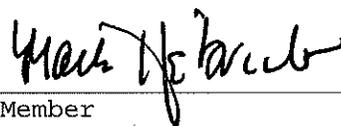
On this 24th day of October, 2016, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstructions - Station 21+83 to Station 28+30 (Original Drain) and Station 0+00 to Station 6+00 (Arm 2).

Evidence has been heard. Objections were presented and considered. The Board then adopted an order of action. The Board now finds that the costs of continued maintenance to the portion of the above drain exceed the benefits to the real estate benefited by the portion of the drain to be abandoned and issues this order vacating the above section of the Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction - Station 21+83 to Station 28+30 (Original Drain) and Station 0+00 to Station 6+00 (Arm 2).

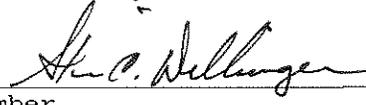
HAMILTON COUNTY DRAINAGE BOARD



President



Member



Member

Attest:



STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction** came before the Hamilton County Drainage Board for hearing on **October 24 2016**, on the Reconstruction Report consisting of the report and the Schedule of Damages and Assessments. The Board also received and considered the written objection of an owner of certain lands affected by the proposed Reconstruction, said owner being:

Evidence was heard on the Reconstruction Report and on the aforementioned objections.

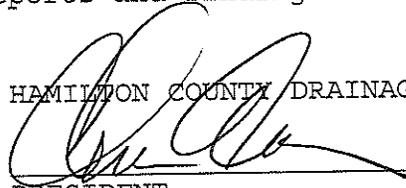
The Board, having considered the evidence and objections, and, upon motion duly made, seconded and unanimously carried, did find and determine that the costs, damages and expenses of the proposed Reconstruction will be less than the benefits accruing to the owners of all land benefited by the Reconstruction.

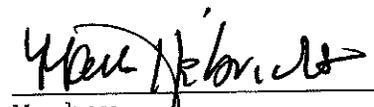
The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included or omitted from the Schedule of Assessments.

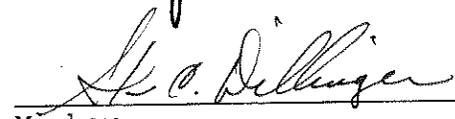
The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.

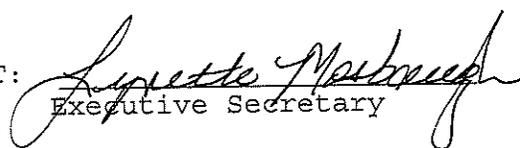
Wherefore, it is ORDERED, that the proposed Reconstruction of the **Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction** be and is hereby declared established.

Thereafter, the Board made inspection for the purpose of determining whether or not the lands of any owners had been erroneously included or excluded from the Schedule of Assessments. The Board finds on the basis of the reports and findings at this hearing as follows:

HAMILTON COUNTY DRAINAGE BOARD

PRESIDENT


Member


Member

ATTEST: 
Executive Secretary

ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COSTS

MAPLE RIDGE - SECTION 1

Mary Kraeg Reconstruction

Storm sewers					
Description	Quantity	Unit	Amount	Total	
24 in. RCP	312	LF	\$44.61	\$13,918.32	
Large manhole	1	Ea	\$2466.00	\$2,466.00	
Outlet Structure	1	Ea	\$2565.00	\$2,565.00	
Large RCES	1	Ea	\$967.00	\$967.00	
Rip-Rap on fabric	44	Tons	\$26.76	\$1,177.44	
Total Storm Sewers				\$21,093.76	



Ashton L. Fritz

Ashton L. Fritz 7/8/2016

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

*Cool Creek Drain, Mary Kreag Arm
Mapleridge Section 1 Reconstruction*

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board concerning the reconstruction of the **Cool Creek Drain, Mary Kreag Arm, Mapleridge Section 1 Reconstruction** on **October 24, 2016 at 9:00 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. Construction and maintenance reports of the Surveyor and the Schedule of Assessments proposed by the Drainage Board have been filed and are available for public inspection in the office of the Hamilton County Surveyor.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

STATE OF INDIANA)
) SS BEFORE THE HAMILTON
)
COUNTY OF HAMILTON) DRAINAGE BOARD

IN THE MATTER OF Cool Creek Drain, Mary Kreag Arm,
Mapleridge Section 1 Reconstruction

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **October 24, 2016** adopted the reconstruction report of the Surveyor and the Amended Schedule of damages and assessments including annual assessment for periodic maintenance, finding that the costs, damages and expense of the proposed improvement would be less than the benefits which will result to the owner of lands benefited thereby.

The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

If judicial review of the findings and order of the Board is not requested pursuant to Article VIII of the 1965 Indiana Drainage Code as amended within twenty (20) days from the date of publication of this notice, the findings and order shall become conclusive.

HAMILTON COUNTY DRAINAGE BOARD

BY: Christine Altman
PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY