

Phone (317) 776-8495 Fax (317) 776-9628 Noblesville, Indiana 46060-2230

August 23, 2005

TO: Hamilton County Drainage Board

RE: J.W. Brendel Drain, Lakeside Park Section 3 Arm

Attached is a petition filed by Roehling Enterprises along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Lakeside Park Section 3 Arm, J.W. Brendle Drain to be located in Clay Township. I have reviewed the submittals and petition and have found each to be in proper form.

I have made a personal inspection of the land described in the petition. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a public highway, and be of public utility and that the costs, damages and expenses of the proposed drain will probably be less than the benefits accruing to the owners of land likely to be benefited. The drain will consist of the following:

6" SSD	3,726 feet	15" RCP	342 feet	24" RCP	457 feet
12" RCP	162 feet	21" RCP	420 feet		

The total length of the drain will be 5,107 feet.

The retention pond (Lake #7) located in Common Area #21 is to be considered part of the regulated drain. Pond maintenance shall include the inlet, outlet, sediment removal and erosion control along the banks as part of the regulated drain. The maintenance of the pond (Lake #7) such as mowing and aquatic vegetation control will be the responsibility of the Homeowners Association. The Board will also retain jurisdiction for ensuring the storage volume for which the pond (Lake #7) was designed will be retained, thereby, allowing no fill or easement encroachments.

The subsurface drains (SSD) to be part of the regulated drain are those located under the curbs. Only the main SSD lines which are located within the (right of way) are to be maintained as regulated drain. Laterals for individual lots will not be considered part of the regulated drain.

I have reviewed the plans and believe the drain will benefit each lot equally. Therefore, I recommend each lot be assessed equally. I also believe that no damages will result to landowners by the construction of this drain. I recommend a maintenance assessment of \$65.00 per lot, \$10.00 per acre for roadways and common areas with a \$65.00 minimum. With this assessment the total annual assessment for this drain/this section will be \$2,403.00

The petitioner has submitted surety for the proposed drain at this time. The sureties which are in the form of a Letter of Credit are as follows:

Agent: Huntington National Bank Date: March 4, 2005 Number: OSB-003257 For: Storm Sewers Amount: \$72,344.40 Agent: Huntington National Bank Date: March 22, 2005 Number: OSB-003296 For: Sub-Surface Drains Amount: \$18,944.00

Agent: Huntington National Bank Date: March 22, 2005 Number: OSB-003298 For: Erosion Control Amount: \$32,808.00

Parcels assessed for this drain may be assessed for the Long Branch Drain at sometime in the future.

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this drain shall be designated as an Urban Drain.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request. The request is for the reduction of the regulated drain easement to those easement widths as shown on the secondary plat for Lakeside Park Section 3 as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for January 23, 2006.

Kenton C. Ward Hamilton County Surveyor KCW/pll

(Revised 06/08/04)

#### STATE OF INDIANA

COUNTY OF HAMILTON )

#### TO: HAMILTON COUNTY DRAINAGE BOARD % Hamilton County Surveyor

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One Hamilton County Square, Suite 188 Noblesville, IN. 46060-2230

In the matter of	Lakeside Park	Subdivision, Section
Three	Drain Petition.	

Petitioner is the owner of all lots in the land affected by the proposed new regulated drain. The drainage will affect various lots in Lakeside Park Subdivision, Section 3, a subdivision in Hamilton County, Indiana. The general route of such drainage shall be in existing easements and along public roads as shown in the plans on file in the Surveyor's Office.

Petitioner believes that the cost, damages and expenses of the proposed improvement will be less than the benefits which will result to the owners of the land likely to be benefited thereby. Petitioner believes the proposed improvements will:

- (a) improve public health
- (b) benefit a public street
- (c) be of public utility

Petitioner agrees to pay the cost of construction of the drainage system and requests periodic maintenance assessments by the Board thereafter.

The Petitioner also agrees to the following:

- 1. To provide the Drainage Board a Performance Bond or Non-Revocable Letter of Credit for the portion of the drainage system which will be made a regulated drain. The bond will be in the amount of 120% of the Engineer's estimate. The bond will be in effect until construction of 100% of the system is completed and so certified by the Engineer.
- The Petitioner shall retain an Engineer throughout the construction phase. At completion of the project the Petitioner's Engineer shall certify that the drainage system which is to be maintained as a regulated drain has been constructed as per construction plans.
- 3. The Petitioner agrees to request in writing to the County Surveyor any changes from the approved plan and must receive written authorization from the County Surveyor prior to implementation of the change. All changes shall be documented and given to the Surveyor to be placed in the Drain file.
- 4. The Petitioner shall instruct his Engineer to provide a reproducible print on a 24" x 36" Mylar of the final design of the Drainage System. This shall be submitted to the County Surveyor prior to the release of the Performance Bond.
- 5. The Petitioner shall comply with the Erosion Control Plan as specified on the construction plans. Failure to comply with the Erosion Control Plan shall be determined by the Board as being an obstruction to the drainage system. The County Surveyor shall immediately install or repair the needed measures at Petitioners cost as per IC 36-9-27-46.

The Petitioner further requests that the Drain be classified as an Urban Drain as per IC 36-9-27-69(d).

### RECORDED OWNER(S) OF LAND INVOLVED

\_\_\_\_\_

Rey Rockling			
Signed	Signed		
Ray Roehling			
Printed Name	Printed Name		
October 7, 2004			
Date	Date		
Signed	Signed		
Printed Name	Printed Name		
Date	Date		

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#### FINDINGS AND ORDER

#### CONCERNING THE MAINTENANCE OF THE

J. W. Brendle Drain, Lakeside Park Section 3 Arm

On this **23rd** day of January 2006, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the J. W. Brendle Drain, Lakeside Park Section 3 Arm.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.

HAMILTON COUNTY DRAINAGE BOARD

President

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Member

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## **CONSULTING ENGINEERS • LAND SURVEYORS**

David J. Stoeppelwerth, P.E., P.L.S. President, C.E.O.

Curtis C. Huff, P.L.S. Vice-President, C.O.O.

R.M. Stoeppelwerth, P.E., P.L.S. President Emeritus

## CERTIFICATE OF COMPLETION AND COMPLIANCE

To: Hamilton County Surveyor

Re: Lakeside Park Subdivision, Section 3

I hereby certify that:

1. I am a Registered Land Surveyor or Engineer in the State of Indiana.

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- 2. I am familiar with the plans and specifications for the above referenced subdivision.
- 3. I have personally observed and supervised the completion of the drainage facilities for the above referenced subdivision.
- 4. The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been installed and completed in conformity with all plans and specifications.

Signature:W Darling	Date: <u>July 13, 2005</u>
Business Address: Stoeppelwerth & Associates, Ir	ıc
9940 Allisonville Road, Fisher	s, Indiana 46038
Telephone Number: (317) 849-5935	_ · · .
SEAL	INDIANA REGISTRATION NUMBER
	900017
NO. 900017 STATE OF WDIANA	

9940 Allisonville Road • Fishers, Indiana 46038-2005 • (317) 849-5935 • 1-800-728-6917 • FAX: (317) 849-5942

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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

#### To: Hamilton County Drainage Board

#### February 9, 2007

## Re: JW Brendle Drain, Lakeside Park Section 3

Attached are as-builts, certificate of completion & compliance, and other information for Lakeside Park Section 3. An inspection of the drainage facilities for this section has been made and the facilities were found to be complete and acceptable.

During construction, changes were made to the drain, which will alter the plans submitted with my report for this drain-dated August 23, 2005. The report was approved by the Board at the hearing held January 23, 2006. (See Drainage Board Minutes Book 9, Pages 21-22) The changes are as follows:

Structure:	Length:	Size	Material:	Up Invert:	Dn Invert	Grade:	Changes:
237-236	146	15	RCP	910.68	909.51	0.8	1
236-235	30	15	RCP	909.05	909.27	0.8	
235-234	167	15	RCP	909.27	907.88	0.83	
234-211	164	24	RCP	907.88	907.52	0.22	
218-217	150	21	RCP	908.19	908.66	0.31	
217-216	39	21	RCP	908.15	907.8	1	-8
216-215	201	21	RCP	907.8	906.4	0.7	-22
238-212	159	12	RCP	910.03	907.95	1.31	-3
231-234	293	24	RCP	908.98	907.87	0.38	
6" SSD Streets:					RCP Pipe	Totals:	
Heathermoor	444.5					12	159
Fieldshire	759.5					15	343
Amblewind	698					21	390
x2						24	457
Total:	3804				I	Total:	1349

The length of the drain due to the changes described above is now 5,153 feet.

The non-enforcement was approved by the Board at its meeting on January 23, 2006 and recorded under instrument #20060004909.

The following sureties were guaranteed by Huntington National Bank and released by the Board on its January 9, 2006 meeting.

Bond-LC No: OSB-003257 Insured For: Storm Sewers Amount: \$72,344.40 Issue Date: March 4, 2005

Bond-LC No: OSB-003296 Insured For: Sub-Surface Drain Amount: \$18,944.00 Issue Date: March 22, 2005

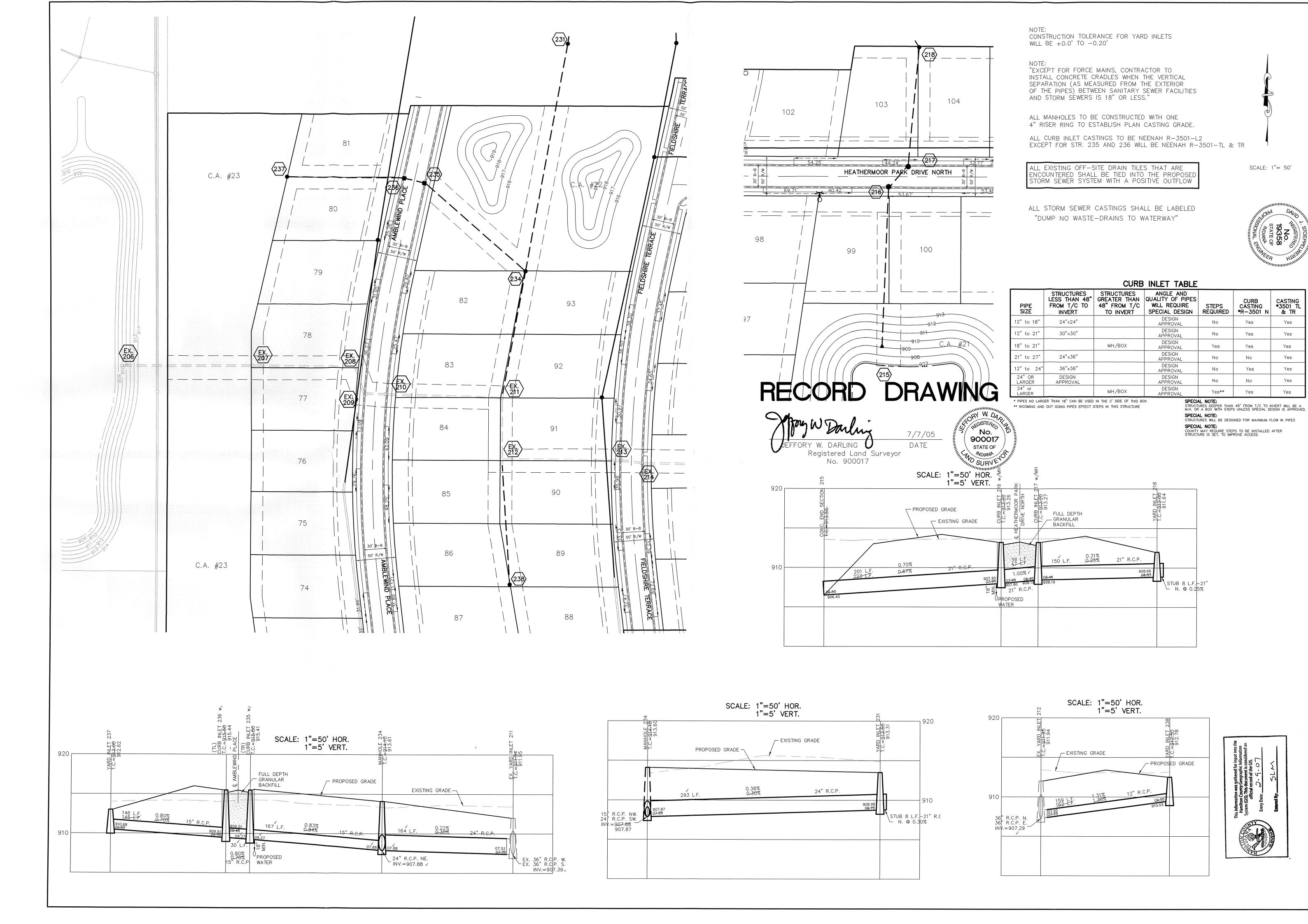
Bond-LC No: OSB-003298 Insured For: Erosion Control Amount: \$32,808.00 Issue Date: March 22, 2005

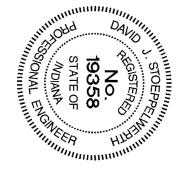
I recommend the Board approve the drain's construction as complete and acceptable.

Sincerely,

Kenton C./Ward, Hamilton County Surveyor

KCW/slm





Yes

No

Yes

No

Yes

SCALE: 1"= 50'



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AKESIDE

SHEET NO.

C600

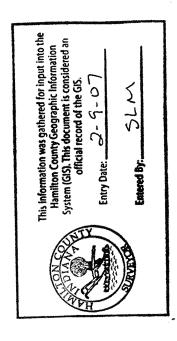
<sup>Job no.</sup> 41760S3

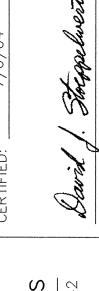
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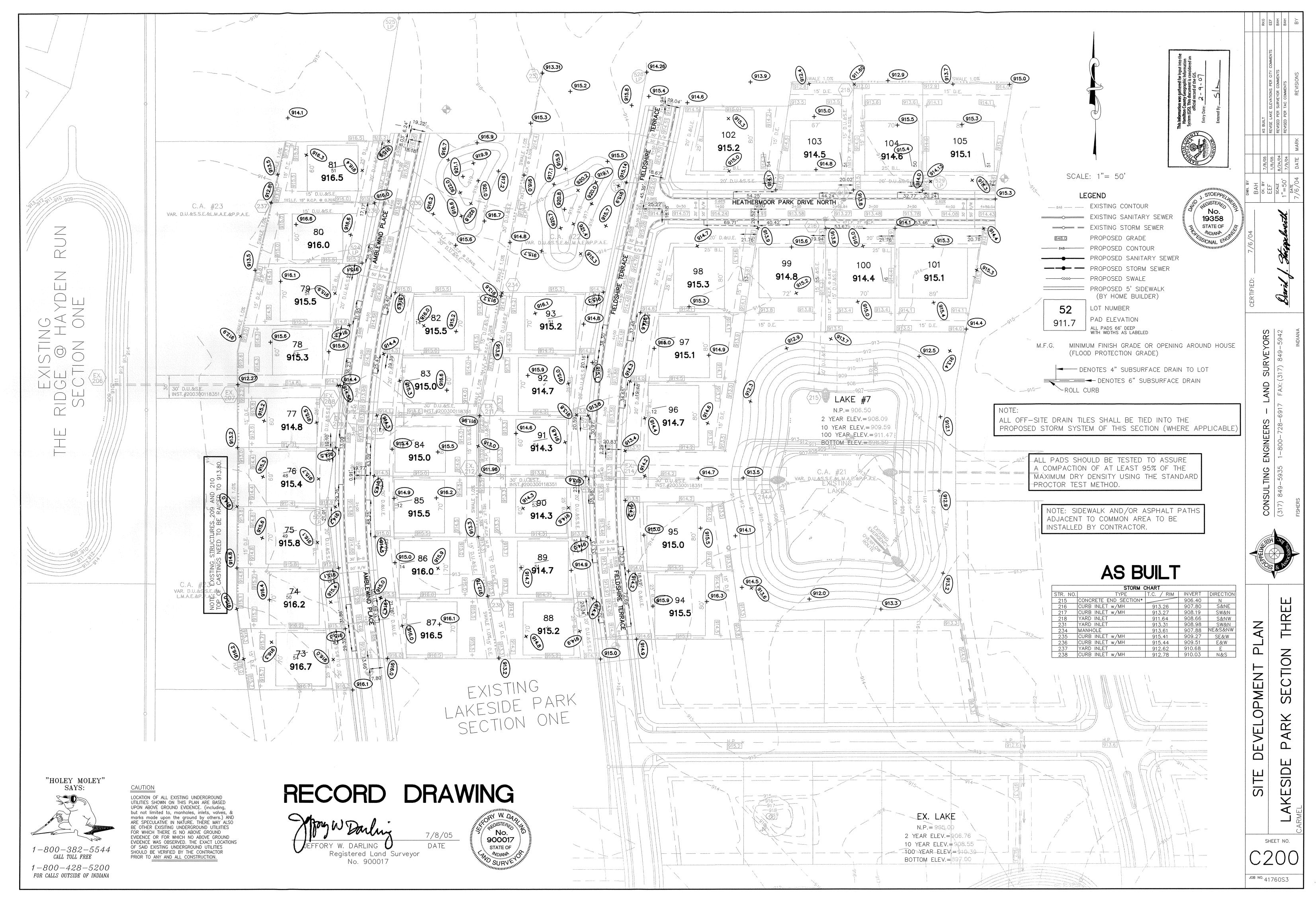
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