

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

February 25, 2013

To: Hamilton County Drainage Board

Re: Cool Creek Drainage Area, Overman Harvey #32 Arm

Upon review of the Cool Creek Drain, I believe that the Overman Harvey Drain should be made an arm to the Cool Creek Drain, as the Overman Harvey Drain outlets into the Cool Creek Drain. This would also avoid a double assessment on the tracts currently assessed for the Overman Harvey Drain when the remainder of the Cool Creek Drain is assessed for maintenance.

The Overman Harvey Drain was created by combining the Frank Overman and John Harvey Drains and placing them on maintenance per the Surveyor's report, which was approved by the Board at a hearing on January 4, 1971 (See Drainage Board Minute Book #1, pages 40, 59, 61, and 63). At present the Overman Harvey Drain maintenance assessment affects 292.65 acres and 950 lots. The rate of assessment for the drain is set at \$3.00 per acre with a \$30.00 minimum, and a \$30.00 minimum per lot. Parcel 08-09-14-00-00-010.002 is assessed at \$60.00 per acre. This rate collects \$32,690.90 annually and the balance within the fund is \$129,487.96. There are 2 outstanding work orders currently with the maintenance contractor's for this drain at this time.

The parcels in the Village of Mt. Carmel Drain area, portion of Springmill Ponds Drain area, and portion of Centennial Section 1 Drain area, shall not be assessed to Cool Creek Drain under this report. These parcels are all assessed to Cool Creek under my reports dated February 22, 2013 to combine these drains with the Cool Creek Drain. This will remove all double assessments to these parcels, after everything has been combined with Cool Creek Drain.

The current maintenance assessments, as per the existing rates set for the Cool Creek Drain are as follows:

1. Maintenance assessment for roads and streets are set at \$10.00 per acre with a \$25.00 minimum.
2. Maintenance assessment for agricultural tracts are set at \$2.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts are set at \$2.00 per acre with a \$15.00 minimum.
4. Maintenance assessment for commercial, institutional and multi-family residential tracts are set at \$35.00 per acre with a \$75.00 minimum.
5. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be part of the regulated drain shall be set at \$25.00 per lot/minimum. Common areas within non-regulated drain subdivisions shall be assessed at \$10.00 per acre with a \$25.00 minimum.
6. Maintenance assessment for platted lots within subdivisions whose drainage system will be part of the regulated drain shall be set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions shall be set at \$15.00 per acre with a \$65.00 minimum.

The total annual assessment for this arm will be \$46,634.56.

The current balance of the Overman Harvey Drain shall be kept separate and these funds expended for needed maintenance on the Overman Harvey Drain. This shall be done until the funds are exhausted. At that time funding for repairs shall then be taken from the Cool Creek Drain fund.

Future assessments for the drainage area of the Overman Harvey Drain will be made into the Cool Creek Drain fund. No further maintenance collections for the Overman Harvey Drain shall be made after 2012 other than any delinquent assessment penalties and interest which remain unpaid.

I recommend that the Board set a hearing for this consolidation for April 22, 2013.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

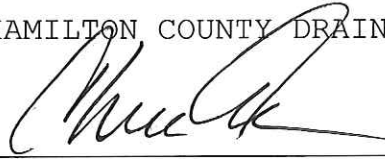
CONCERNING THE MAINTENANCE OF THE

Cool Creek Drainage Area, Overman-Harvey Arm

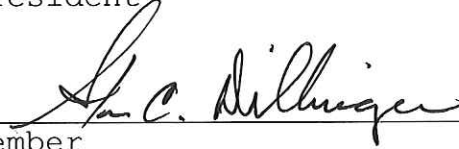
On this 22nd day of April, 2013, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Cool Creek Drainage Area, Overman-Harvey Arm.**

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



Member



Member

Attest:



COOL CREEK DRAINAGE AREA, OVERMAN HARVEY ARM

Property Owner	Parcel Number	Acres Benefited	Current Assessment	Proposed Maintenance	% of Maint. Cost
✓ Swanton, Michael P & Allison A	08-09-14-03-06-013.000	One Lot	\$30.00	\$65.00	0.14
✓ Hutson, Larry w & Judith A	08-09-14-01-01-016.000	One Lot	\$30.00	\$65.00	0.14
✓ Bielawski, Louis S & Majorie Jane	08-09-14-04-02-043.000	One Lot	\$30.00	\$65.00	0.14
Chapman, Brian T & Kimberly J	08-09-14-04-02-009.000	One Lot	\$30.00	\$65.00	0.14
✓ Schwegman, David H & Jennifer M	08-09-14-01-02-005.000	One Lot	\$30.00	\$65.00	0.14
Total		5 Lots	\$150.00	\$325.00	0.7

Lynette L. Mosbaugh

From: Surveyor
Sent: Tuesday, April 02, 2013 8:17 AM
To: Lynette L. Mosbaugh
Subject: FW: Objection to the Increased Assessment for the Cool Creek Drainage Area, Overman-Harvey Arm

From: mswanton@mmm.com [mailto:mswanton@mmm.com]
Sent: Thursday, March 28, 2013 4:49 PM
To: Surveyor
Cc: aswanton@indy.rr.com
Subject: Objection to the Increased Assessment for the Cool Creek Drainage Area, Overman-Harvey Arm

Dear Hamilton County Drainage Board,

I received your letter dated March 22nd 2013 about the increase in annual assessment.

After checking the detailed information on your website related to this meeting, I would like to object to the planned increase in my current Overman & Harvey Assessment unless there is better communication on the location of these drains and detailed itemized costs associated with the total \$46,634.56 annual cost of periodic maintenance of said drain. Also, it was mentioned that the current balance within the existing fund is \$129,487.96 (almost 3 times the annual assessment) with 2 outstanding work orders for this drain. I would like detailed itemized costs associated with these two outstanding work orders. I do not see the benefit in combining the Overman Harvey Assessment with the Cool Creek Assessment. It just seems I am getting assessed more than 2X and getting nothing in return.

It is my hope these concerns are addressed before in writing and/or during the meeting on Monday April 22nd at 9:20AM.

Michael P & Allison A Swanton

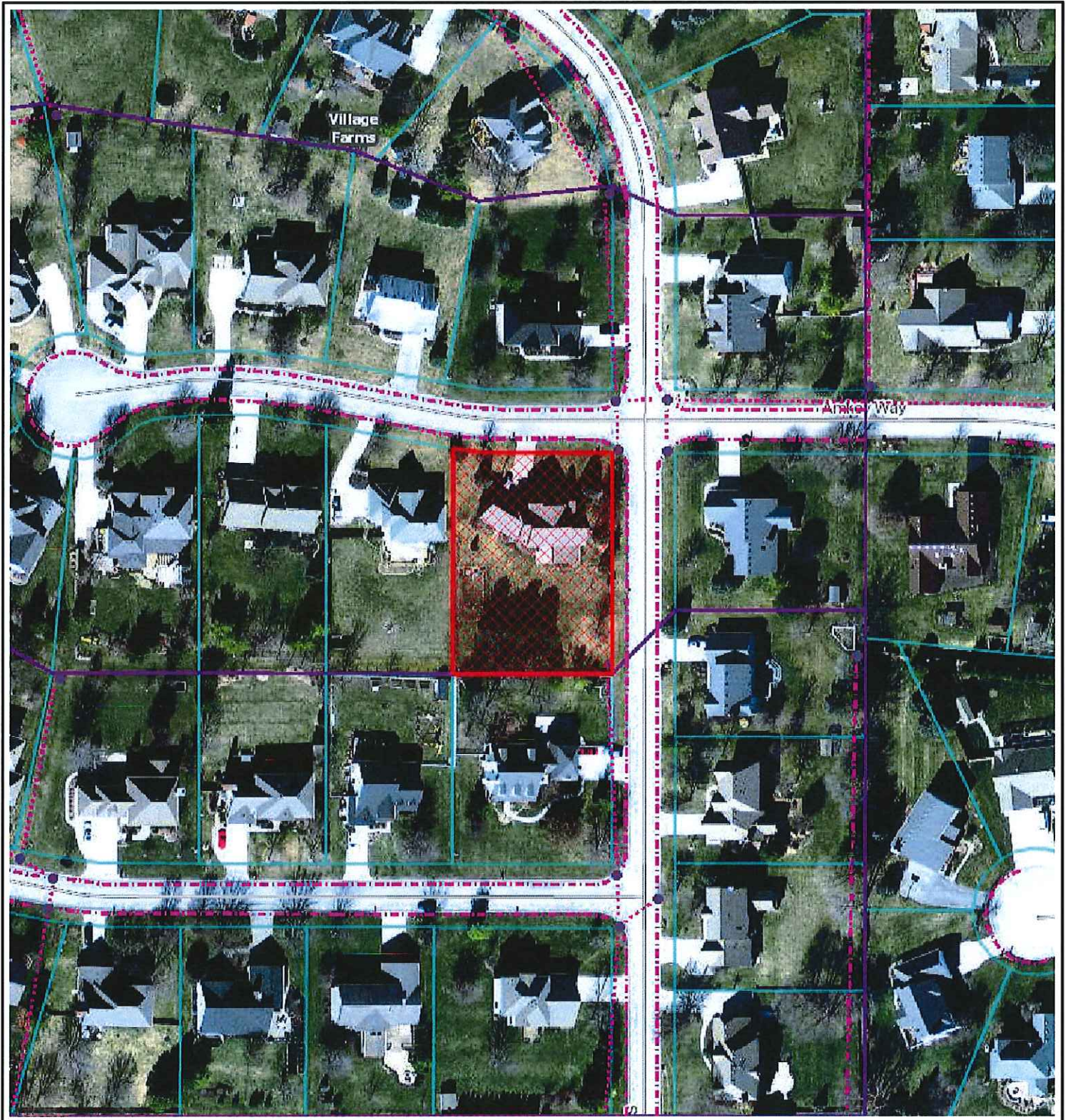
135 Amkey Way E

Carmel, IN 46032

S14T18R3 Village Farms 10th Lot 552

08-09-14-03-06-013.000

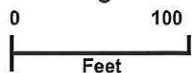




Hamilton County

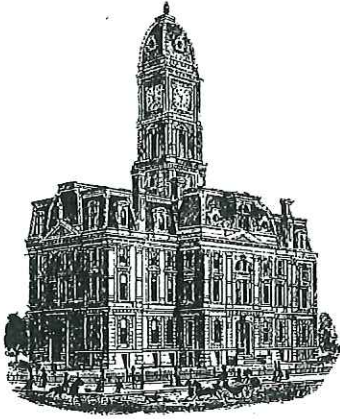
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Noblesville, Indiana 46060-2230

April 17, 2013

Michael P. & Allison A. Swanton
135 Amkey Way E.
Carmel, IN 46032

RE: Cool Creek Drainage Area, Overman Harvey Arm

I received your objection dated April 2, 2013 regarding the above referenced hearing.

In your objection you asked for a better location of the drain. Enclosed is a map showing your lot cross hatched in red and the location of the drains in green. As you can see there is a storm sewer inlet at your northeast and southeast corners along with under curb subsurface drains on Laredo Way and Amkey Way. If you would like to see the entire system please go online to www.hamiltoncounty.in.gov/flexviewer/index.html.

The \$46,634.56 is the total annual collection for this arm to Cool Creek. As far as the two (2) outstanding work orders, this office does not estimate costs for work orders. Due to the fact that work orders are issued to the contractor by a visual above ground inspection it is unknown what the extent of the work is until the specific problem is uncovered. The work could be as simple as sealing a leak at a joint or the entire length of drain could be in need of repair.

The benefit of combining the Overman Harvey assessment with the Cool Creek assessment is the cost to you, the property owner. The alternative is a double assessment with \$65.00 for Cool Creek and \$30.00 for Overman Harvey to each property.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

Lynette L. Mosbaugh

From: Surveyor
Sent: Thursday, April 04, 2013 9:57 AM
To: Lynette L. Mosbaugh
Subject: FW: Objection to the Increased Assessment for the Cool Creek Drainage Area and Overman-Harvey Arm



From: lwh [mailto:lwhutson43@gmail.com]
Sent: Thursday, April 04, 2013 9:55 AM
To: Surveyor
Subject: Objection to the Increased Assessment for the Cool Creek Drainage Area and Overman-Harvey Arm

08-09-14-01-01-016.000

To the Hamilton County Drainage Board,

I'm writing in response your letter of 22 March 2013 wherein you try to explain a sudden increase in the tax I currently pay to maintain the periodic maintenance of the Overman-Harvey arm of the Cool Creek drainage area. It appears that I, along with others in my area, are going to be charged an added assessment to now cover the entire Cool Creek drainage area. The projected increase will amount to \$65 to cover the Cool Creek area and it will be added to the existing \$30 assessment I'm currently paying for the Overman-Harvey arm.

If this is correct, I must object strenuously. First of all, what has changed? Why, suddenly, is my parcel, supposedly 0.14% of the total area, going to be charged an additional \$65? How many residents are included in this added assessment? Where do they live? I have seen no new drains added along my street nor do I notice any increase in the efficiency of the existing drains to carry off water during/after rainstorms. Why am I now paying for the entire drain, rather than the existing Overman-Harvey arm, which is what I've been paying for years? And what do you intend to do after you collect an amount equal to 8 times the annual

assessment? And, moreover, why is it necessary to collect 8 times the annual assessment? This appears to be nothing more than an arbitrary reach for more of the taxpayer's money, something that governments are prone to do today.

As I've stated, I can't see that anything has changed, drainage-wise. I haven't moved, no new drains have been added, no increased drainage efficiency has occurred, but my tax bill to periodically maintain this drainage area is to suddenly jump 300%. I need answers and I believe I deserve a written response before the public hearing that is scheduled for the 22nd of this month, a meeting that I certainly plan to attend .

Larry Hutson
15211 Citation Road
Carmel, IN 46032

Lynette L. Mosbaugh

From: Surveyor
Sent: Thursday, April 04, 2013 12:21 PM
To: Lynette L. Mosbaugh
Subject: FW: Objection to the Increased Assessment for the Cool Creek Drainage Area and Overman-Harvey Arm

From: lwh [mailto:lwhutson43@gmail.com]
Sent: Thursday, April 04, 2013 10:51 AM
To: Surveyor
Subject: Objection to the Increased Assessment for the Cool Creek Drainage Area and Overman-Harvey Arm

In reviewing my letter below, I see that my math calculation of 300% is a bit high. It should read 200 plus%. Either one is egregious and totally unacceptable, however.

To the Hamilton County Drainage Board,

I'm writing in response your letter of 22 March 2013 wherein you try to explain a sudden increase in the tax I currently pay to maintain the periodic maintenance of the Overman-Harvey arm of the Cool Creek drainage area. It appears that I, along with others in my area, are going to be charged an added assessment to now cover the entire Cool Creek drainage area. The projected increase will amount to \$65 to cover the Cool Creek area and it will be added to the existing \$30 assessment I'm currently paying for the Overman-Harvey arm.

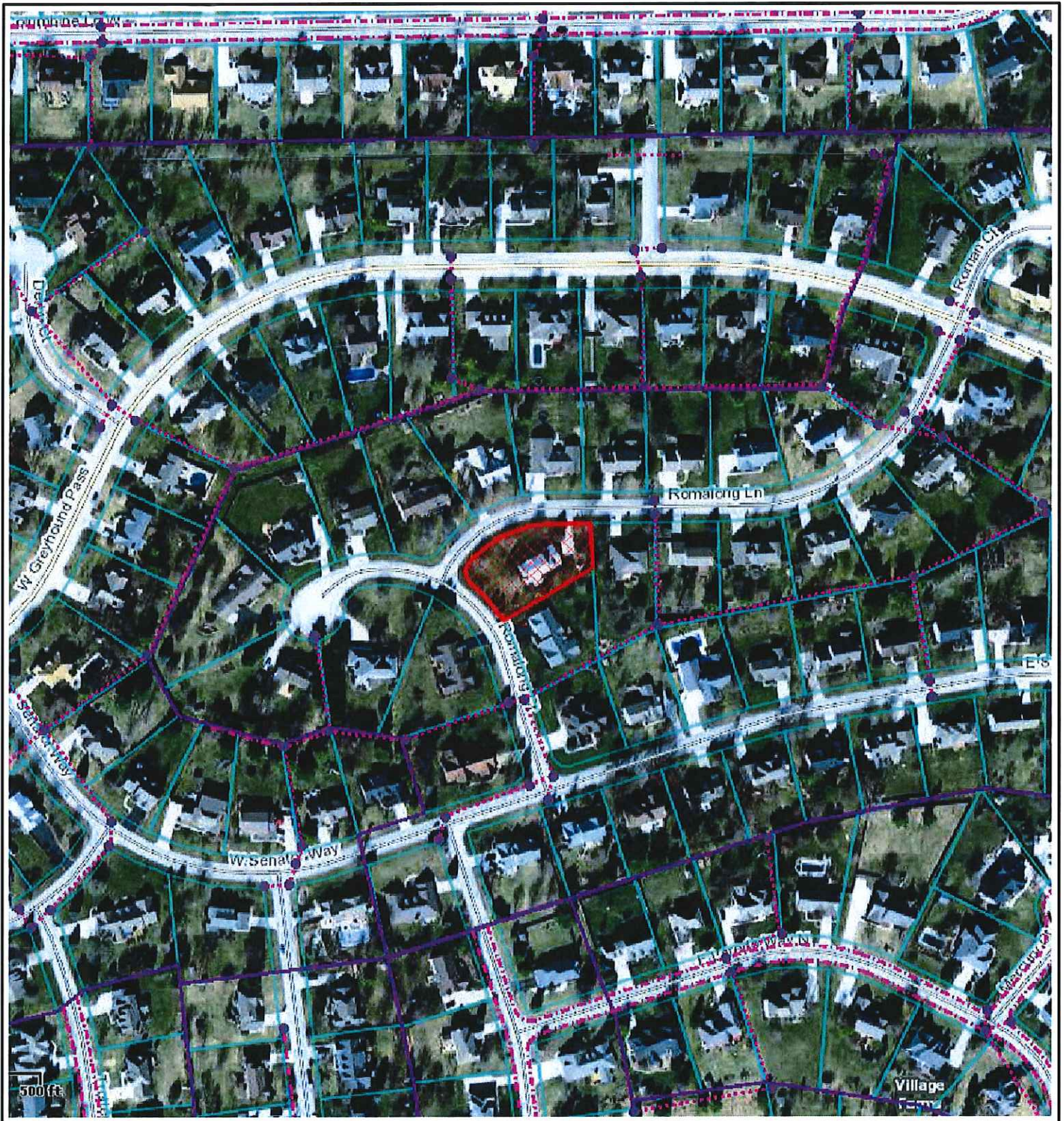
If this is correct, I must object strenuously. First of all, what has changed? Why, suddenly, is my parcel, supposedly 0.14% of the total area, going to be charged an additional \$65? How many residents are included in this added assessment? Where do they live? I have seen no new drains added along my street

nor do I notice any increase in the efficiency of the existing drains to carry off water during/after rainstorms.

Why am I now paying for the entire drain, rather than the existing Overman-Harvey arm, which is what I've been paying for years? And what do you intend to do after you collect an amount equal to 8 times the annual assessment? And, moreover, why is it necessary to collect 8 times the annual assessment? This appears to be nothing more than an arbitrary reach for more of the taxpayer's money, something that governments are prone to do today.

As I've stated, I can't see that anything has changed, drainage-wise. I haven't moved, no new drains have been added, no increased drainage efficiency has occurred, but my tax bill to periodically maintain this drainage area is to suddenly jump 300%. I need answers and I believe I deserve a written response before the public hearing that is scheduled for the 22nd of this month, a meeting that I certainly plan to attend .

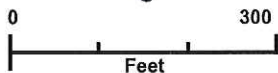
Larry Hutson
15211 Citation Road
Carmel, IN 46032



Hamilton County

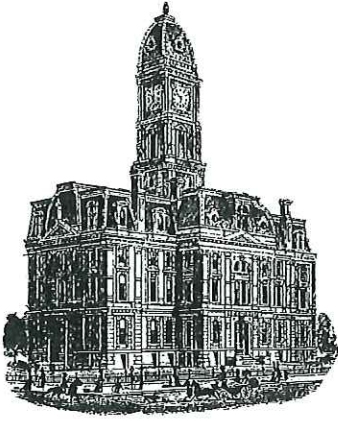
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Noblesville, Indiana 46060-2230

April 17, 2013

Larry Hutson
15211 Citation Road
Carmel, IN 46032

RE: Cool Creek Drainage Area, Overman Harvey Arm

I received your objection dated April 4, 2013 to the above referenced hearing.

At this time the Drainage Board has placed Cool Creek on maintenance to a point 427 feet downstream (south) of the bridge for southbound Keystone Ave. The drainage area upstream of this point is now being assessed for the maintenance of Cool Creek. Instead of having a double assessment for the drains as you mentioned in your first paragraph, the Board is combining the drains into one assessment. The future annual assessment for both drains will be \$65.00 total.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll



14926 Senator Way
Carmel, IN 46032
April 14, 2013

Hamilton County Drainage Board
Suite 188 One Hamilton County Square
Noblesville, IN 46060

Dear Sirs:

My property abuts the **Overman and Harvey** drain which is now being assessed for maintenance.

I have lived on this property for almost fifteen years. To my knowledge, the drain here has never been maintained by the Drainage Board. During those years the property owners have worked on the drain frequently as it often allows water to flood onto their lands.

I do not object to an assessment if maintenance is actually done by the county.

What plans do you have for work on this particular section of the drain?

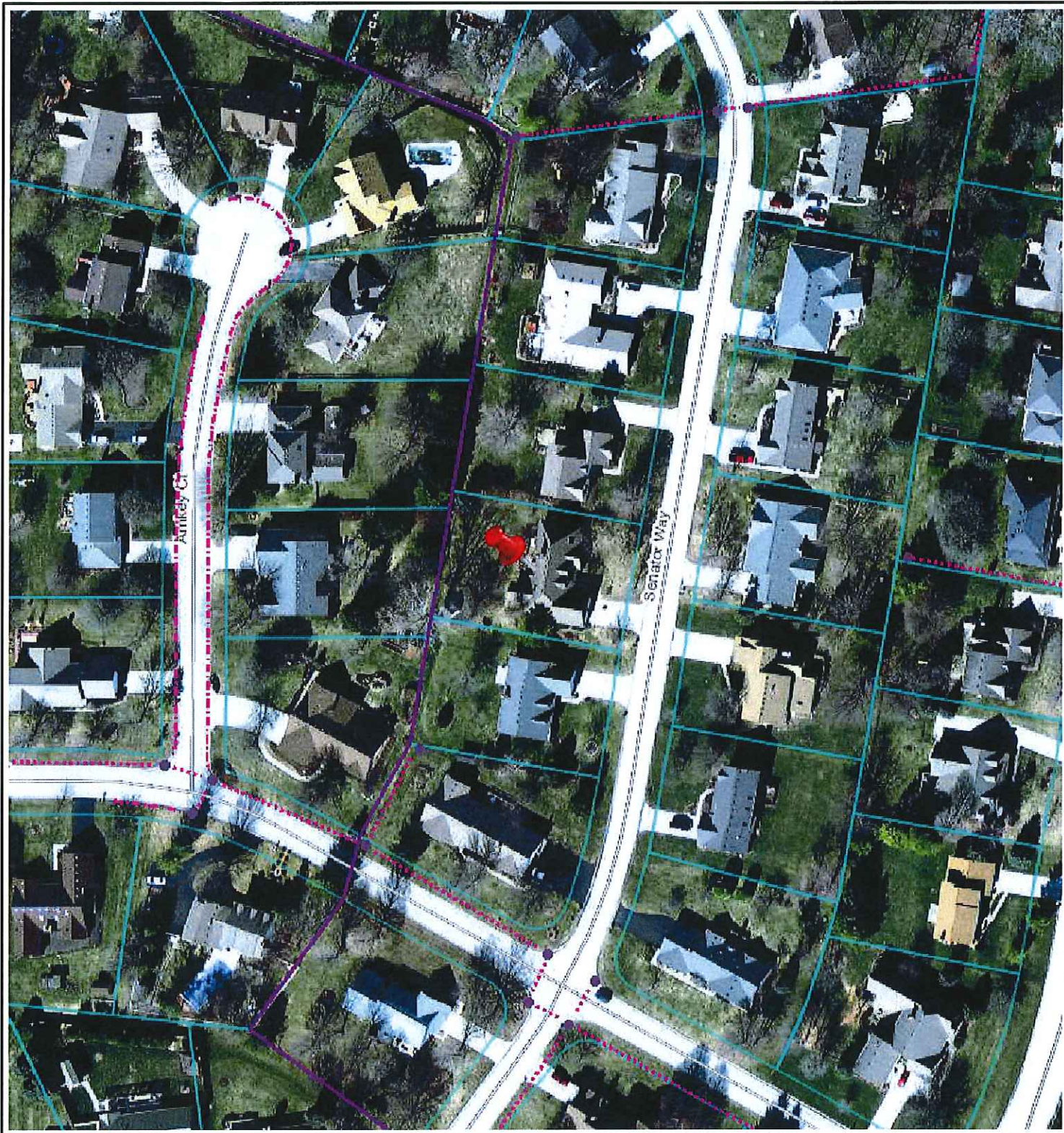
Any information you can give me would be appreciated.

Very truly yours,

A handwritten signature in cursive script that reads "Jane Bielawski".

Jane Bielawski
317-706-0496

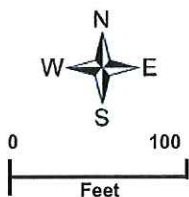
08-09-14-04-02-043.000



Hamilton County

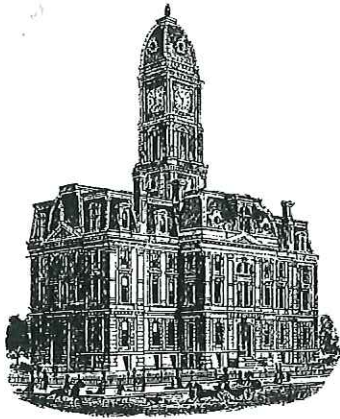
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Noblesville, Indiana 46060-2230

April 17, 2013

Louis S & M. Jane Bielawski
14926 Senator Way
Carmel, IN 46032

RE: Cool Creek Drain, Overman- Harvey Arm

I received your objection to the above referenced hearing on April 16, 2013.

Please be aware that the funds collected from this drain can only be used for the maintenance of the regulated drain facilities. You mention in your objection that "property owners have worked on the drain frequently as it often allows water to flood onto their lands". If you are writing about the rear yard swale behind your home that is up to the property owners to maintain. The swale is not part of the regulated drain. Enclosed is a map showing your tract and the location of the storm sewer inlets north and south of your tract. The indicated inlets and the associated storm sewers are regulated drain and are maintained by the county.

You also mention in your letter that to your knowledge the drain has never been maintained by the Drainage Board. Enclosed is a listing of the maintenance work orders completed on this drain over the past five (5) years.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll



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Village Farms/Overman Harvey Work Orders

<u>Work Order No.</u>	<u>Description</u>	<u>Cost</u>
2013-00050	Large hole over 30" RCP – 8' deep	\$ 848.50
2012-00300	Reset metal end section	\$ 291.30
2012-00276	Small holes over 21" RCP	\$ 1,368.25
2012-00252	Jet – SSD-Sediment in line	\$ 187.50
2012-00247	SSD along curb (tree roots) & cut	\$ 2,486.25
2012-00240	Hole over 15" RCP & private tile leaking	\$ 1,047.25
2012-00192	Solid pipe installed to keep roots out	\$ 3,401.78
2012-00177	French drain installed to dry swale	\$ 3,062.18
2012-00175	Jet to locate obstruction	\$ 250.00
2012-00174	Jet to locate obstruction	\$ 250.00
2012-00171	Leak at joint on manhole structure	\$ 449.40
2012-00113	Roots in SSD (Willow trees)	\$ 3,799.38
2012-00004	Large hole over 15" RCP at structure	\$ 1,239.00
2011-00315	Large hole over 18" RCP at curb	\$ 418.00
2011-00297	Dredge cattails & sediment from open ditch	\$ 3,297.25
2011-00143	SSD damaged & joint leak at structure	\$ 641.50
2010-00272	Holes over 49"x33" CMPA	\$ 1,756.30
2010-00241	Jet to locate buried structure	\$ 1,020.05
2010-00240	Repair structure & seal leaks	\$ 645.00
2010-00203	Clean sediment off concrete swale	\$ 871.00
2010-00186	Remove down tree from swale	\$ 196.00
2010-00159	Repair damaged SSD	\$ 1,773.55
2010-00122	Jet to locate obstruction	\$ 312.50
2010-00122	Joint leaks on RCP & bad structure	\$ 1,999.75
2009-00277	Remove roots & replace tile	\$ 1,641.55
2009-00275	Jet to locate obstruction	\$ 593.75
2009-00221	Connect tile to structure & grout structure	\$ 861.15
2009-00205	Hole at curb/structure leaking	\$ 1,829.35
2009-00126	Hole over 15" RCP near curb	\$ 347.95
2009-00112	Roots in SSD – replaced tile (utilities everywhere)	\$11,048.95
2009-00102	Hole at structure – joint leak	\$ 5,583.00
2009-00048	Roots in SSD – replace tile	\$ 6,745.38
2008-00242	Jet to locate obstruction	\$ 250.00
2008-00223	Hole in street over RCP	\$ 5,852.68
2008-00153	Hole at curb inlet	\$ 1,660.15
2008-00126	Re-grade swale & seed	\$ 1,717.90
2008-00116	Hole at structure – joint leaks	\$ 2,453.20
2008-00061	Repair area of previous repair	\$ 1,217.25
2008-00021	Hole over 24" RCP	\$ 4,192.05

Brian T. Chapman

14944 Adios Pass
Carmel, Indiana 46032-1187
317.848.1065

08-09-14-04-02-009.000



April 16, 2013

To: Hamilton County Drainage Board

Re: **Cool Creek Drainage Area, Overman Harvey #32 Arm**

In accordance with the notice of hearing dated March 22, 2013 please let this document and the attached items serve as the written objection to the proposed increase in the annual assessment.

In the February 25, 2013 letter to the Hamilton County Drainage Board from Kenton Ward, Surveyor, he reports that the current annual assessment is \$32,690.90 and that the fund balance is \$129,487.96. The March 22nd notice indicates the Surveyor has estimated that the annual cost of periodically maintaining the entire drain is \$46,634.56.

What is the basis for arriving at this amount? What projected expenses were used in these projections? Are there major repairs anticipated in the next few years? Or is it simply the amount equal to the aggregated proposed assessment? A list of work orders for the five year period of 2008 through 2012 was provided by Drainage Inspector Steve Baitz. The repairs for that five year period only totaled \$76,757.12 or an average of \$15,351.42 per year. This is 33% of the future estimated annual costs. Does this mean that the care for the drain up to this point has been inadequate?

Given that the current fund balance is \$129,487.96 the past five years of expenses totaled \$76,757.12 and the current annual assessment is \$32,690.90. It is believed the proposed increase is excessive. Based upon the past five years of expenses there is presently 8.5 times the average annual expenses in the existing fund. Even after removing roughly 289 parcels from the Overman Harvey Drain Assessment to prevent double assessment of those parcels would still be \$24,000 per year.

At the end of Mr. Ward's letter he indicates that the existing fund balance will be spent on Overman Harvey, but that future assessments will be allocated to the Cool Creek Drain fund. If future Overman Harvey expenditures are covered for the next 8.5 years, wouldn't this mean that future assessments will actually subsidizing other portions of the Cool Creek Drain? If other arms of the Cool Creek Drain are underfunded has their prior assessments been insufficient?

Attached are the following documents:

Letter to Hamilton County Drainage Board from Kenton Ward dated February 25, 2013.

Listing of 991 parcels making up the Overman Harvey Drain assessment

Listing of Overman Harvey work orders from 2008 to 2013

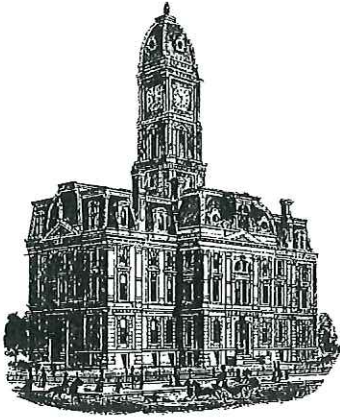
If my understanding of this information is in error or the logic used above is flawed please let me know and correct those errors. There are a number of questions in this letter that I would appreciate having answered.

Thank you for your consideration of this matter.

Sincerely,



Brian T. Chapman



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

April 18, 2013

Brian T. Chapman
14944 Adios Pass
Carmel, IN 46032-1187

Re: Cool Creek Drainage Area, Overman-Harvey Arm

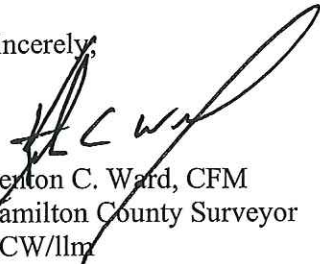
I received your objection dated April 16, 2013 for the above referenced hearing. My responses below are grouped in paragraphs to mirror your questions set out in your objection.

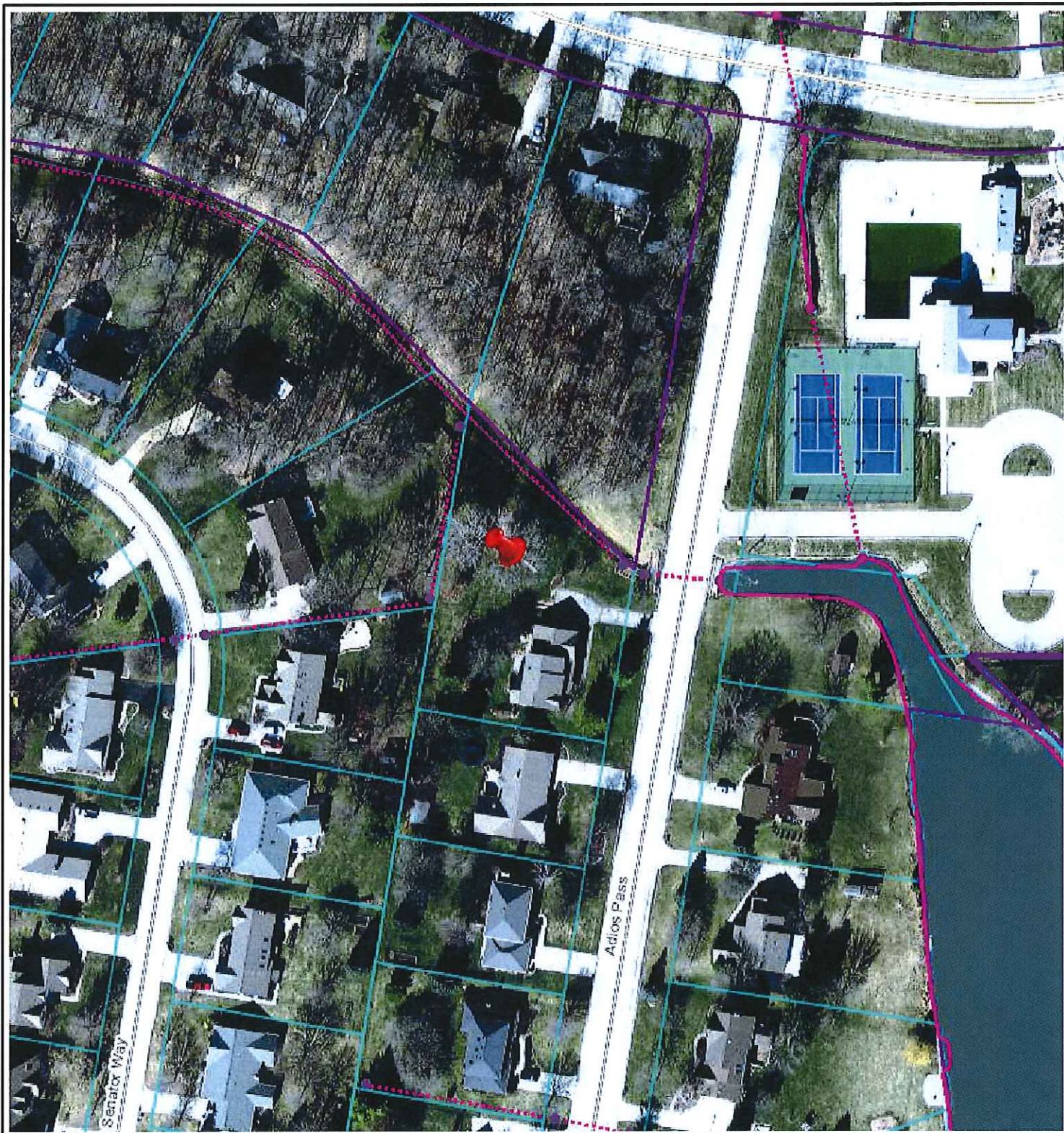
In the notice the \$46,634.56 figure given as the estimated annual cost of maintenance is actually the total annual assessment for this arm to Cool Creek. It is the rates as set for the Cool Creek Drainage Area spread across the Overman-Harvey Drainage Shed. No projected expenses were used in these projections. There are some projects anticipated for the future in Cool Creek. However, these will be done as funds become available in the future. The past care of the Overman-Harvey Drain has not been inadequate.

All portions of the Cool Creek Drainage Area will be assessed at the time tax bills are mailed for the May 2014 collections. There will no longer be an assessment for the Overman-Harvey Drain fund. The funds collected for the Cool Creek Drainage Area will be used for any regulated drains within the overall regulated drain system. Upon a check of the other regulated drains which have become arms to the Cool Creek Drainage Area all had positive fund balances.

I hope the above answers to the questions within your objection help you to understand the proposal. If you should have any further questions please contact the office for assistance.

Sincerely,

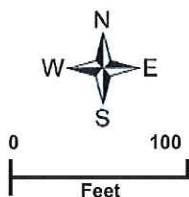

Kenton C. Ward, CFM
Hamilton County Surveyor
KCW/llm



Hamilton County

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www.hamiltoncounty.in.gov



April 15, 2013

David and Jennifer Schwegman

132 Greyhound Pass West

Carmel, Indiana, 46032

Hamilton County Drainage Board

One Hamilton County Square

STE. 188

Noblesville, In., 46060

Attn: Drainage Board Commissioner:

*08-09-14-01-02-005.000
Cool Creek, Overman-Harvey Arm*

We are sending this letter to object to the March 22nd assessment notice we received that indicates a greater than 300% increase is warranted for drainage ditch maintenance on our property at 132 Greyhound Pass West, Carmel, Indiana, 46032 in Village Farms.

What in the world will you be doing to the ditch in our backyard that supports this outrageous assessment fee? Not once has anyone **ever** done anything to clean and/or maintain our ditch area. My husband has routinely kept the ditch area clean and free from debri ever since we moved here in 1988. We understand that all too well costs have gone up, but shame on you for sending a ridiculously high bill for services you aren't performing. We go above and beyond to be good citizens, keep our home and property clean, and respect our neighbors.

This assessment is abusive and over-reaching. Please respond to our concerns by sending us written documentation of everything you will be doing to maintain the ditch area to support the requested increase.

Thank you for considering this letter of objection. People in our community are struggling to make ends meet, and this assessment highlights the fact that costs are increasing in all aspects of our lives, however, there must be some measure of reasonableness to this increase. Please do the right thing and reconsider this assessment at a much lower rate.

David Schwegman

Jennifer Schwegman

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
 March 22, 2013

**Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
 Cool Creek Drainage Area, Overman-Harvey Arm.**

Schwegman, David H & Jennifer M
 132 Greyhound Pass W
 Carmel, IN 46032

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County Surveyor and the schedule of assessments made by the Drainage Board have been filed and are available for public inspection in the office of the County Surveyor.

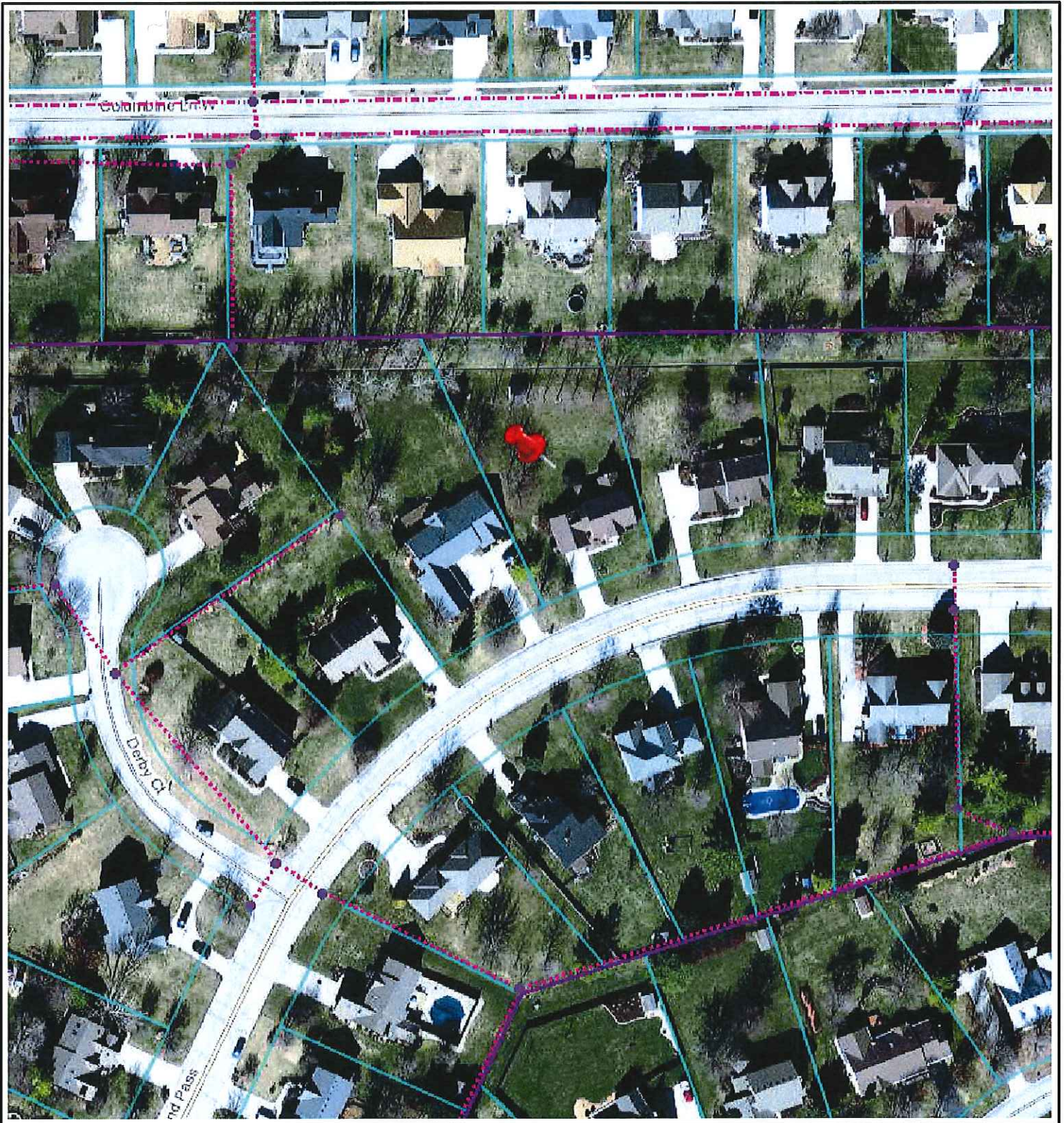
The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is **\$46,634.56**. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Parcel: 08-09-14-01-02-005.000 Rate: Regulated Subd				
Description	Acres Benefited	Current Overman & Harvey Assessment	Proposed Cool Creek Assessment	% of Total
S14 T18 R3 Village Farms 6th Lot 375	One Lot	\$30.00	\$65.00	0.14%
The period of collections will be until the balance in Cool Creek fund reaches eight (8) times its annual assessment. When Overman & Harvey is combined with Cool Creek, future assessments will be made to Cool Creek instead of Overman & Harvey.				

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:20 A.M. on April 22, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
 One Hamilton County Square, Ste. 188
 Noblesville, IN 46060

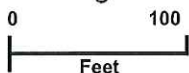
For a copy of the Surveyor's Report to the Drainage Board and a copy of the map, if applicable, please go to www.hamiltoncounty.in.gov/drainageboardnotices.



Hamilton County

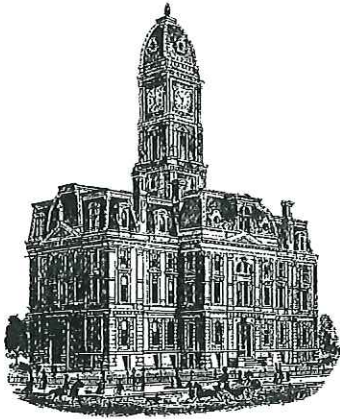
This is My Map

Printed: Apr 17, 2013



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County of
Hamilton
 Indiana
www.hamiltoncounty.in.gov



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

April 17, 2013

David & Jennifer Schwegman
132 Greyhound Pass West
Carmel, IN 46032

RE: Cool Creek Drainage Area, Overman Harvey Arm

I received your objection dated April 15, 2013 to the above referenced hearing.

At this time the Drainage Board has placed Cool Creek on maintenance to a point 427 feet downstream (south) of the bridge for southbound Keystone Ave. The drainage area upstream of this point is now being assessed for the maintenance of Cool Creek. Instead of having a double assessment for the drains the Board is combining the drains into one assessment. The future annual assessment for both drains will be \$65.00 total.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

RETURNED

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
March 22, 2013

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Cool Creek Drainage Area, Overman-Harvey Arm.

Glazier, Bradley S & Carla J
14050 Pondview Dr
Carmel, IN 46032

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County Surveyor and the schedule of assessments made by the Drainage Board have been filed and are available for public inspection in the office of the County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is **\$46,634.56**. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Parcel: 17-09-23-01-06-040.000 Rate: w/Springmill Ponds Arm #240				
Description	Acres Benefited	Current Overman & Harvey Assessment	Proposed Cool Creek Assessment	% of Total
S23 T18 R3 Springmill Ponds 4th Lot 181	One Lot	\$30.00	n/a	n/a
The period of collections will be until the balance in Cool Creek fund reaches eight (8) times its annual assessment. When Overman & Harvey is combined with Cool Creek, future assessments will be made to Cool Creek instead of Overman & Harvey. Assessed w/Springmill Ponds #240 Arm				

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:20 A.M. on April 22, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

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RETURNED

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD
March 22, 2013

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Cool Creek Drainage Area, Overman-Harvey Arm.

Krolow, Gloria D
148 Admiral Way W
Carmel, IN 46032

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Parcel: 08-09-14-03-03-022.000 Rate: Regulated Subd				
Description	Acres Benefited	Current Overman & Harvey Assessment	Proposed Cool Creek Assessment	% of Total
S14 T18 R3 Village Farms 7th Lot 446	One Lot	\$30.00	\$65.00	0.14%
The period of collections will be until the balance in Cool Creek fund reaches eight (8) times its annual assessment. When Overman & Harvey is combined with Cool Creek, future assessments will be made to Cool Creek instead of Overman & Harvey.				

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:20 A.M. on April 22, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

March 22, 2013

RETURNED

APR 10 2013

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Cool Creek Drainage Area, Overman-Harvey Arm.

Carpenter, Anthony Hermit
2 Greyhound Pass E
Carmel, IN 46032

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

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Parcel: 08-09-14-01-02-011.000 Rate: Regulated Subd				
Description	Acres Benefited	Current Overman & Harvey Assessment	Proposed Cool Creek Assessment	% of Total
S14 T18 R3 Village Farms 6th Lot 381	One Lot	\$30.00	\$65.00	0.14%
The period of collections will be until the balance in Cool Creek fund reaches eight (8) times its annual assessment. When Overman & Harvey is combined with Cool Creek, future assessments will be made to Cool Creek instead of Overman & Harvey.				

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:20 A.M. on April 22, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

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OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

March 22, 2013

RETURNED

APR 10 2013

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Cool Creek Drainage Area, Overman-Harvey Arm.

Martino, William A & Beatriz I
539 Stockbridge Dr
Westfield, IN 46074

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

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Parcel: 08-09-15-02-01-137.000 Rate: w/Centennial Sec. 1 Arm				
Description	Acres Benefited	Current Overman & Harvey Assessment	Proposed Cool Creek Assessment	% of Total
S15 T18 R3 Centennial 1st Lot 137	One Lot	\$30.00	n/a	n/a
The period of collections will be until the balance in Cool Creek fund reaches eight (8) times its annual assessment. When Overman & Harvey is combined with Cool Creek, future assessments will be made to Cool Creek instead of Overman & Harvey. Assessed w/Centennial Sec 1 Arm				

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:20 A.M. on April 22, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

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BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Cool Creek Drainage Area, Overman Harvey Arm

NOTICE

To Whom It May Concern and: Glazier, Bradley S & Carla J
Krolow, Gloria D

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Cool Creek Drainage Area, Overman Harvey Arm** on **April 22, 2013** at **9:20 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana, and which construction and maintenance reports of the Surveyor and the Schedule of Assessments made 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

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF THE

Cool Creek Drainage Area, Overman-Harvey Arm

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **April 22, 2013** has issued an order adopting the Schedule of Assessments, filed the same and made public announcement thereof at the hearing and ordered publication. If judicial review of the findings and order of the Board is not requested pursuant to Article Eight of this code within twenty (20) days from the date of this publication, the order shall be conclusive.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY