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August 26, 2008

To: Hamilton County Drainage Board

Re: Elliott Creek Drain, 141st Street and Towne Road– Roundabout

Attached are petition, plans, and other information for the proposed reconstruction of the Elliott Creek Drain, for the 141st Street at Towne Road Roundabout project. The reconstruction was petitioned by the City of Carmel. During this reconstruction, the Elliott Creek Drain – Lakeside Park Section 5 Arm will be affected. Those changes are as follows:

Elliott Creek Drain

Elliott Creek Drain – Lakeside Park Section 5 Arm: The project will place a new Structure (Str. 603) approximately 35 feet west of Structure 180B per the plans for Lakeside Park Section 5, prepared by Stoepelwerth & Associates, having Job Number 41760S5, and date of 9/1/06. This will remove 35 feet of 12" RCP between new Str. 603 and existing Str. 180B. Also, the 210 feet of 6" SSD north and 260 feet of SSD south of existing Str. 180B will be removed. This is shown on Sheets 19 and 20 of the plans prepared by American Structurepoint, Inc., having City of Carmel Project Number 06-12, and dated April 16, 2008.

The road project will remove 505 feet of the Elliott Creek Drain, Lakeside Park Section 5 Arm.

The cost of the reconstruction is to be paid by the City of Carmel. Because the project is to be paid by the petitioner and is being completed within the right of way owned by the City of Carmel, the project falls under the requirements as set out in IC 36-9-27-52.5. Therefore, a hearing with 30 day notice is not required for the petition.

I recommend the Board approve the project at this time.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: _____)
Hamilton County, Indiana)

PETITION FOR RELOCATION AND RECONSTRUCTION

_____ The City of Carmel _____ (hereinafter "Petitioner").

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the _____ Elliott Creek-Lakeside Park Arm _____ Drain, and in support of said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the _____ Elliott Creek-Lakeside Pk Arm _____ 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 _____ Elliott Creek-Lakeside Park Arm _____ 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 _____ Elliott Creek-Lakeside Park Arm _____ Drain, without cost to other property owners on the watershed of the _____ Elliott Creek-Lakeside Park Arm _____ Drain.
5. Proposed relocation and reconstruction will not adversely affect other land owners within the drainage shed.
6. Petitioner requests approval of the proposed relocation and reconstruction under IC 36-9-27-52.5.

WHEREFORE, Petitioner requests that an Order issued from the Hamilton County Drainage Board authorizing relocation and reconstruction of the _____ Elliott Creek-Lakeside Park Arm _____ Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

Mike McBride
Signed
Mike McBride
Printed