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Hamilton County

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March 31, 2020

To: Hamilton County Drainage Board

Re: Little Eagle Creek Drain, Cove Horney Arm—Osborne Trails Section 1 Reconstruction

Attached is a petition and plans for the proposed reconstruction of the Little Eagle Creek Drain, Cove Horney Arm. The reconstruction is being proposed by Platinum Properties Management Company LLC. The proposal is to reconstruct the Cove Horney drain located within the Osborne Trails Subdivision. The reconstruction is per plans by Stoepelwerth and Associates Inc., having job no. 76515PLA-S1 and dated February 2nd, 2018. (See sheets C200, C600 and C807)

The relocation begins at Existing Sta. 59+68 of the Cove Horney Drain's June 1903 description (See Commission Record Book 14, Page 392) which is new structure 859 and ends at existing Sta. 66+79 (Station 67+00 of 1903 description). The total existing drain to be removed is 711 feet.

The new system consists of two lakes (Lake 1 and Lake 1A) on either side of Sumrall Place and connected by a 21'x7' box culvert. The relocation shall begin at new Str. 859 per the plans and then run 57 feet southwest with 21" RCP to new structure 860 per the plans. Then, turning West the existing regulated drain will be replaced by the 2 lakes mentioned above. Lake 1A runs for 120 feet before outletting to a 21'x7' box culvert which runs for 100 linear feet before connecting to Lake 1. Lake 1 runs for 520 feet before connecting via spillway to the existing Alva Osborn open drain.

This Reconstructed drain shall consist of the following:

21"	57 feet
Open Ditch	552 Feet
21'x7' Box Culvert	100 Feet
Spillway	72 Feet

The total length of the reconstructed drain will be 781 feet.

Lake 1 and Lake 1A are to be considered part of the regulated drain as open ditches. Maintenance of the area assumed by the drainage board shall include the inlet and outlet and ensuring that the flow of water is maintained as well as the storage volume, thus allowing no encroachments. The maintenance of

the lakes such as sediment and erosion control along the banks, mowing and aquatic vegetation maintenance and control will be the responsibility of the Homeowners Associations.

In accordance with IC 36-7-4-709, the petitioner did not submit surety for the proposed drain prior to construction commencing. If the petitioner/developer wants to submit final secondary plat for recording prior to the final inspection and approved as-built drawings, a bond will be required at that time.

Because the proposed reconstruction will be done upon the petitioner's property at the petitioner's expense it meets the requirements of I.C. 36-9-27-52.5 for a hearing. Therefore, I recommend approval by the Board at this time.

I recommend that upon approval of the above proposed reconstruction that the Board also approve the attached nonenforcement for Osborne Trails Section 1 Secondary Plat.

Kenton C. Ward

Hamilton County Surveyor

KCW/pll

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

FILED
APR 23 2018
OFFICE OF HAMILTON COUNTY SURVEYOR

IN RE: Osborne Trails, Section 1)
Hamilton County, Indiana)

PETITION FOR RELOCATION AND RECONSTRUCTION

Osborne Trails Developer, LLC (hereinafter "Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the Alva Osborn Drain Drain, and in support of said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the Alva Osborn Drain 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 Alva Osborn Drain 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 Alva Osborn Drain Drain, without cost to other property owners on the watershed of the Alva Osborn Drain Drain.

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


Signed
Timothy J. Walter
Printed

KLW

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
**Little Eagle Creek Drain, Cove Horney Arm - Osborne Trails Section 1
Reconstruction**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Little Eagle Creek Drain, Cove Horney Arm - Osborne Trails Section 1** came before the Hamilton County Drainage Board for hearing **on May 11, 2020**, 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.

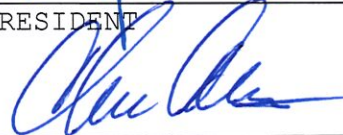
Wherefore, it is ORDERED, that the proposed Reconstruction of the **Little Eagle Creek Drain, Cove Horney Arm, Osborne Trails Section 1** be and is hereby declared established.

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:

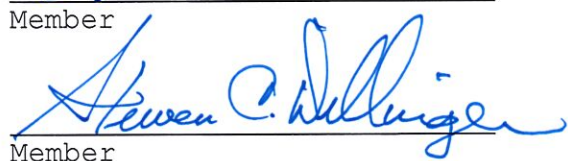
HAMILTON COUNTY DRAINAGE BOARD




PRESIDENT



Member



Member

ATTEST: 
Executive Secretary