

# SURVEYOR'S OFFICE Hamilton County

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April 22, 2022

To: Hamilton County Drainage Board

Re: Sly Run Drain, Willowview Road Arm, Carter Lumber Reconstruction

Attached are plans and petition for the reconstruction of the Sly Run Drain, Willowview Road Arm, Carter Lumber Reconstruction. This proposal includes a non-enforcement. This project is to be paid for by Carter Lumber. As part of a drainage improvement project to the overall Carter Lumber site, the proposal is for the re-grading of the banks of the existing open drain and replacing an existing CMP culvert pipe with RCP. The purpose of this reconstruction is to provide storm water detention. This is to be constructed per project plans and drainage report for Carter Lumber Company Drainage Improvement Plans by Civil & Environmental Consultants, Inc. (CEC), revision date March 25, 2022.

The project site is located at 2107 Westfield Road, in the City of Noblesville, Indiana. This project is located on parcel 10-10-03-00-005.000 owned by Carter Lumber Co. Inc.

Per the plans, the reconstruction begins near the west property line which involves regrading the existing flow line (approximately 277') through a proposed dry detention area. Then, partway through the site, 42' of (2) 24" RCP will be installed. Downstream of these pipes, the regrading will continue east (approximately 42') and end near the east property line.

The reconstruction will consist of the following:

- 319' of Open Drain (regrading)
- 42' of (2) 24" RCP

The proposed reconstruction will occur in-line along the existing flowline of existing regulated drain. Therefore, the overall length of the Sly Run Drain, Willowview Arm will remain the same. The reconstruction will occur between CEC plans Sta. 0+34 to

Sta. 3+95 with a total length of 361 linear feet. This reconstruction involves the following structures: #4, 5 and 6.

The Willowview Road Drain was established per my report dated April 14, 1986 and approved by the Drainage Board on August 11, 1986. (See Drainage Board Minutes Book 2, pages 128-129; 148-149; and 156-157). The Willowview Road Drain was extended across this parcel as part of the Noblefield Business Park Arm per my report dated December 8, 2005 and approved by the Drainage Board on March 27, 2006. (See Drainage Board Minutes Book 9, pages 130-131). The Willowview Road Drain was made an arm to the Sly Run Drain per my report dated April 22, 2009 and approved by the Drainage Board on June 22, 2022. (See Drainage Board Minutes Book 12, pages 108-111).

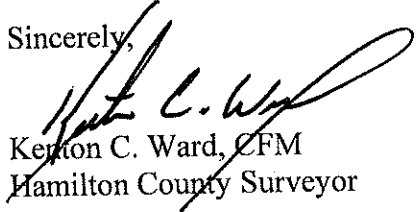
The easement for this reconstruction will include the existing easement for the Sly Run Drain, Willowview Road Arm. To accommodate the project's grading and the detention area control structure, a Non-enforcement has been submitted. I recommend approval of the Non-enforcement at this time.

The detention area (dry basin) outside of the flowline and storm pipes is not to be considered part of the regulated drain. The maintenance of the detention area such as sediment removal, erosion control, mowing and vegetation control will be the responsibility of the owner. The Board will also retain jurisdiction for ensuring the storage volume for which the detention area was designed will be retained, thereby, allowing no fill or easement encroachments.

The cost of the project is to be paid by the developer. The proposed reconstruction is wholly within the bounds of the petitioners property. The petitioner has not yet submitted surety for the proposed drain reconstruction at this time. Per the Board's policy, if approved, I recommend the developer submit surety in the amount of 120% of the engineer's estimate for the above reconstruction.

This proposal meets the criteria for reconstruction of a regulated drain as laid out in IC-39-9-27-52.5. I recommend approval.

Sincerely,



Kerion C. Ward, CFM  
Hamilton County Surveyor

KCW/scash

HAMILTON COUNTY DRAINAGE BOARD  
NOBLESVILLE, INDIANA

FILED

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OFFICE OF HAMILTON COUNTY SURVEYOR

IN RE: \_\_\_\_\_ )  
Hamilton County, Indiana )

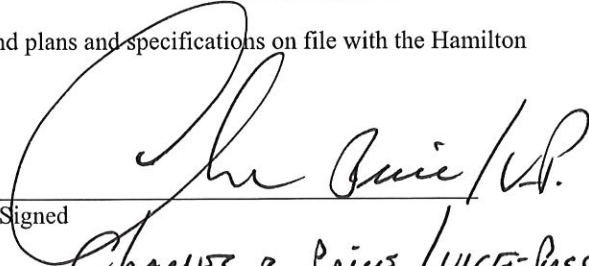
PETITION FOR RELOCATION AND RECONSTRUCTION

\_\_\_\_\_ Carter Lumber Company, Inc. (hereinafter "Petitioner"),

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

1. Petitioner owns real estate through which a portion of the \_\_\_\_\_ Willowview 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 \_\_\_\_\_ Willowview 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 \_\_\_\_\_ Willowview Drain, without cost to other property owners on the watershed of the \_\_\_\_\_ Willowview 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 \_\_\_\_\_ Willowview Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.

Signed   
Printed CHARLES R. PRICE / VICE-PRESIDENT

STATE OF INDIANA )  
 ) ss:  
COUNTY OF HAMILTON )

BEFORE THE HAMILTON COUNTY  
DRAINAGE BOARD  
NOBLESVILLE, INDIANA

IN THE MATTER OF THE  
RECONSTRUCTION OF THE  
**Sly Run Drain, Willowview Road Arm, Carter Lumber Reconstruction**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Sly Run Drain, Willowview Road Arm, Carter Lumber Reconstruction** came before the Hamilton County Drainage Board for hearing on **May 9, 2022**, 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.

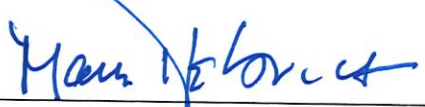
The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.

Wherefore, it is ORDERED, that the proposed Reconstruction of the **Sly Run Drain, Willowview Road Arm, Carter Lumber 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: 