



Kenton C. Ward, Surveyor Phone (317) 776-8495 Fax (317) 776-9628

Suite 188 One Hamilton County Square Noblesville, Indiana 46060-2230

October 5, 2005

To: Hamilton County Drainage Board

Re: Village of West Clay Drain, Section 10012 Arm

Attached is a petition filed by Brenwick Development along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Section 10012 Arm, Village of West Clay 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:

| 12" RCP | 568 ft | 18" RCP | 287 ft | 24" RCP | 362 ft |
|---------|--------|---------|--------|--------------|--------|
| 15" RCP | 240 ft | 21" RCP | 448 ft | 36" RCP | 697 ft |
| | | | | Open Channel | 180 ft |

The total length of the drain will be 2,782 feet.

The open channel listed above is from Structure 672 to the current end of Elliott Creek at or near Structure 710. This location is in Section 9005 of the Village of West Clay on Lot 61.

The retention pond (lake) which is located in Block "B" Commons is not to be considered part of the regulated drain for maintenance purposes. Only the inlets and outlets will be maintained as part of the regulated drain. The maintenance of the pond (lake) shall be the responsibility of the Homeowners Association as per the subdivision covenants on pages 11 and 12, sections 4 and 5, and recorded in the Office of the Hamilton County Recorder as instrument number 199909946964. The Board will however, retain jurisdiction for ensuring the storage volume for which the lake was designed will be retained. Thereby, allowing no fill or easement encroachments.

The subsurface drains (SSD) under curbs are not to be part of the regulated drain. This is per the agreement between Brenwick Development and the Hamilton County Commissioners on April 26, 1999. (See Commissioner's Minute Book 93, Pages 565-566).

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 \$5.00 per acre, \$5.00 per acre for roadways, with a \$120.00 minimum. With this assessment the total annual assessment for this drain/this section will be \$2,941.66.

The petitioner has submitted surety for the proposed drain at this time. Surety shall be submitted prior to the approval of the Hamilton County Board of Commissioners/commencement of construction. The sureties which are in the form of a Performance Bond are as follows:

Agent: Bond Safeguard Insurance Co. Agent: Bond Safeguard Insurance Company

 Date: April 22, 2005
 Date: April 22, 2005

 Number: 5016377
 Number: 5016376

 For: Storm Sewers
 For: Erosion Control

 Amount: \$304,776.00
 Amount: \$50,400.00

Parcels assessed for this drain may be assessed for the Collins-Osborn or William Creek Drain at sometime in the future. Parcels assessed for this drain will also be assessed for the Elliott Creek Drain.

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC36-9-27-67 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 Village of West Clay Section 10012 as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for November 28, 2005.

Kenton C. Ward

Hamilton County Surveyor

KCW/llm

| | | | (Revised 06/08/04) |
|---|--|--|--|
| STATE OF INDIA | ANA) | | |
| |) | | |
| COUNTY OF HA | MILTON) | | |
| TO: HAMILTON | COUNTY DRA | INAGE BOARD | |
| % Hamilton (| County Surveyor | | |
| One Hamil | ton County Squa | re, Suite 188 | |
| Noblesville | e, IN. 46060-223 | 0 | |
| In the matter | of | Village of WestClay | Subdivision, Section |
| 100 | 012 | Drain Petition. | |
| County, Indiana. 'roads as shown in Petitioner bel | The general route the plans on file ieves that the cos | e of such drainage shall be in the Surveyor's Office. st, damages and expenses | clay , a subdivision in Hamilton in existing easements and along public of the proposed improvement will be less ikely to be benefited thereby. Petitioner |
| believes the propo | | | ikely to be benefited thereby. I cuttofici |
| (a) | improve public | health | |
| (b) | benefit a public | street | |
| (c) | be of public util | lity | |
| Petitioner ag maintenance asses | | | lrainage system and requests periodic |

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.

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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

| Signed | Signed |
|---------------------------------------|--------------|
| Printed Name BRENWICK THO COMMUNETTES | Printed Name |
| 3/28/05 Date | Date |
| Signed | Signed |
| Printed Name | Printed Name |
| Date | Date |

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Village of West Clay Drain, Section 10012 Arm

On this 28th day of November 2005, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Village of West Clay Drain, Section 10012 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 Synether Mastracy

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Villages of West Clay Section 10012 GASB 34 Calculation

Villages of West Clay Drain – Section 10012 Arm: 2,782 ft Elliott Creek Drain – Lakeside Park Sec. 1 Relocation: 2,098ft

Total Footage = 4,880 ft **Bond Amount** = \$295,980

Villages of West Clay Drain – Section 10012 Arm: .57(\$295,980) = \$168,708.60 Elliott Creek Drain – Lakeside Park Sec. 1 Relocation: .43(\$295,980) = \$127,271.40

Note: Bonds were posted at 120% of the engineers estimate. This dollar amount is based upon the engineer's estimate.

CERTIFICATE OF COMPLETION AND COMPLIANCE

TO: HAMILTON COUNTY SURVEYOR RE: Village of West Clay Section 10012

I hereby certify that:

- 1. I am a Register Engineer in the State of Indiana
- 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, and
- 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.
- 5. The drainage facilities within the above referenced subdivision to the best of my knowledge, information and belief have been correctly represented on the Record Drawings, Digital Record Drawings and the Structure Data Spreadsheet.

| Signature: | 3-13 | Date: | 4-6-06 |
|---------------------|---------------------------------|---------------|--------------------|
| Type or print name: | Brandon T Burke, P.E. | | |
| Business /Address: | The Schneider Corporation | | |
| | 12821 E. New Market Street, Sui | te 301, Carme | el, IN 46032 |
| Telephone: _(317) 8 | 326-6401 | | |
| | | | |
| | | INDIANA R | EGISTRATION NUMBER |
| | | PE 10000075 | 5 |

SEAL







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

June 5, 2009

Re: Village of West Clay: Section 10012 Arm

Attached are as-builts, certificate of completion & compliance, and other information for Village of West Clay Section 10012. 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 October 5, 2005. The report was approved by the Board at the hearing held November 28, 2005. (See Drainage Board Minutes Book 8, Pages 537-539) The changes are as follows:

| Structure: | Length: | Size | Material: | Up Invert: | Dn_Invert: | Grade: | Changes: |
|------------|---------|------|-----------|------------|------------|--------|----------|
| 611-610 | 81 | 18 | RCP | 895.82 | 895.28 | 0.67 | -3 |
| 610-609 | 202 | 18 | RCP | 895.28 | 894.06 | 0.6 | -1 |
| 609-608 | 57 | 21 | RCP | 894.06 | 893.84 | 0.39 | |
| 608-607 | 160 | 21 | RCP | 893.84 | 893.05 | 0.49 | |
| 607-606 | 233 | 21 | RCP | 893.05 | 892.07 | 0.42 | 2 |
| 631-630 | 29 | 12 | RCP | 896.45 | 896.35 | 0.34 | |
| 630-606 | 97 | 12 | RCP | 896.35 | 892.07 | 0.92 | -1 |
| 606-605 | 171 | 24 | RCP | 892.07 | 891.45 | 0.36 | |
| 625-605 | 67 | 15 | RCP | 893.32 | 891.45 | 0.97 | 1 |
| 605-604 | 328 | 36 | RCP | 891.45 | 890.66 | 0.24 | |
| 604-603 | 125 | 36 | RCP | 890.66 | 890.33 | 0.26 | 1 |
| 603-602 | 29 | 36 | RCP | 890.33 | 890.21 | 0.41 | |
| 602-601 | 49 | 36 | RCP | 890.21 | 889.98 | 0.47 | 1 |
| 601-600 | 158 | 36 | RCP | 889.98 | 889.48 | 0.32 | -8 |
| 656-655 | 29 | 12 | RCP | 891.05 | 890.98 | 0.24 | |
| 655-642 | 147 | 12 | RCP | 890.98 | 889.89 | 0.74 | |
| 713-EXIST. | 49 | 12 | RCP | 901.18 | 900.83 | 0.51 | |
| 661-660 | 29 | 12 | RCP | 894.33 | 894 | 1.14 | 1 |
| 660-644 | 173 | 15 | RCP | 893.95 | 891.86 | 1.21 | -1 |
| 676-675 | 68 | 24 | RCP | 892.64 | 891.91 | 1.07 | -2 |
| 675-674 | 29 | 24 | RCP | 891.91 | 891.86 | 0.17 | |

| 674-673 | 74 | 24 | RCP | 891.86 | 891.79 | 0.09 | 2 |
|-----------|----|----|-----|--------|--------|------|----|
| 673-672 | 14 | 24 | RCP | 891.79 | 891.65 | 1 | -6 |
| 677-673 | 51 | 12 | RCP | 892.31 | 891.79 | 1.02 | |
| 657-655 | 56 | 12 | RCP | 892.38 | 890.98 | 2.5 | 1 |
| 640A-640B | 37 | 12 | RCP | 891.51 | 889.46 | 2.03 | -1 |

RCP Pipe Totals:

| 12 | 524 | | | |
|----|-----|--|--|--|
| 15 | 240 | | | |
| 18 | 283 | | | |
| 21 | 450 | | | |
| 24 | 356 | | | |
| 36 | 689 | | | |
| | | | | |

Total:

2542

The length of the drain due to the changes described above is now 2761 feet.

The non-enforcement was approved by the Board at its meeting on November 28, 2005 and recorded under instrument #200500077026.

The following sureties were guaranteed by Bond Safeguard Insurance Co. and released by the Board on its September 8, 2008 meeting.

Bond-LC No: 5016377

Insured For: Storm Sewers

Amount: \$304,776

Issue Date: April 22, 2005

Bond-LC No: 5016376

Insured For: Erosion Control

Open Ditch Totals:

219

219

Open Ditch

Total:

Amount: \$50,400

Issue Date: April 22, 2005

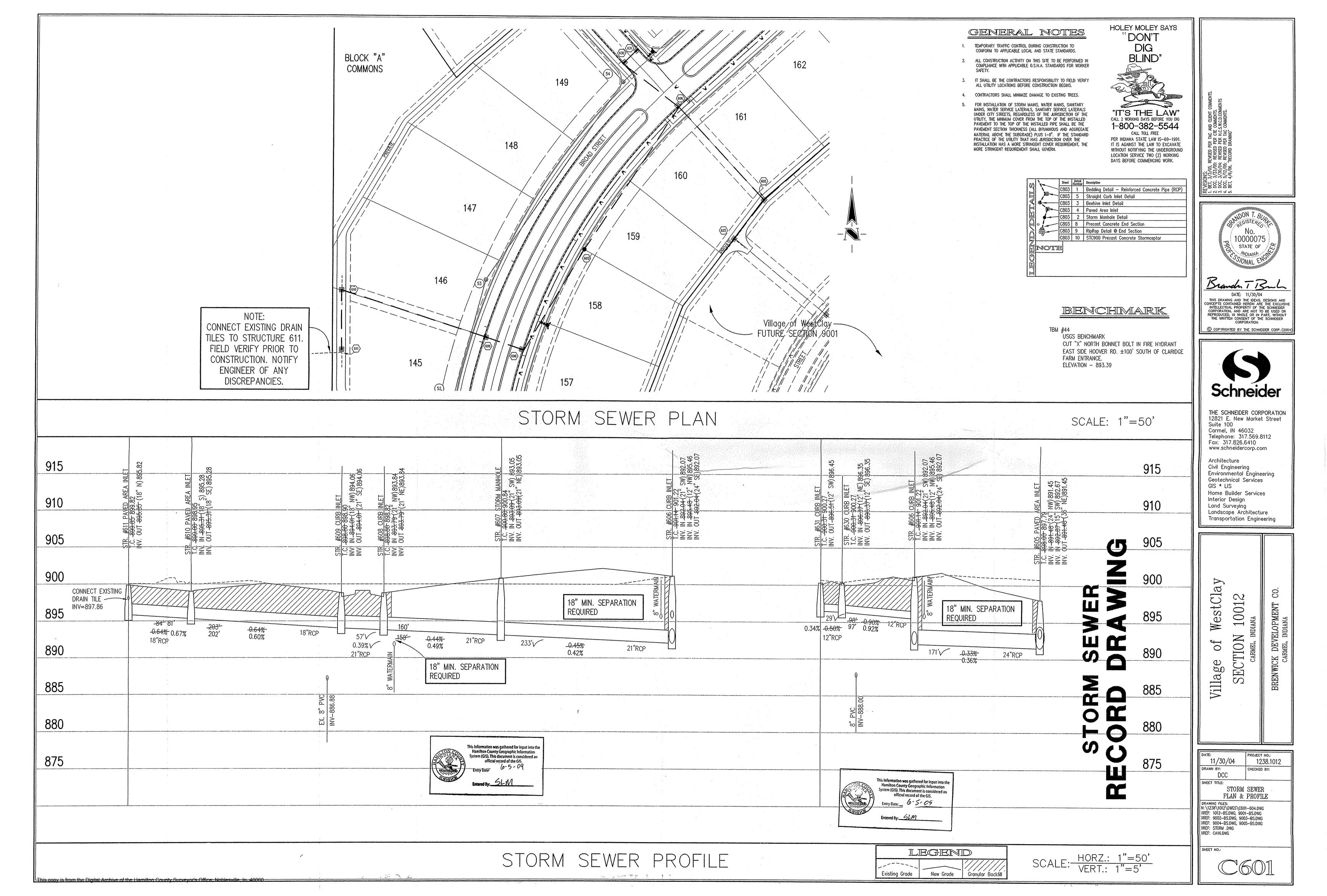
I recommend the Board approve the drain's construction as complete and acceptable.

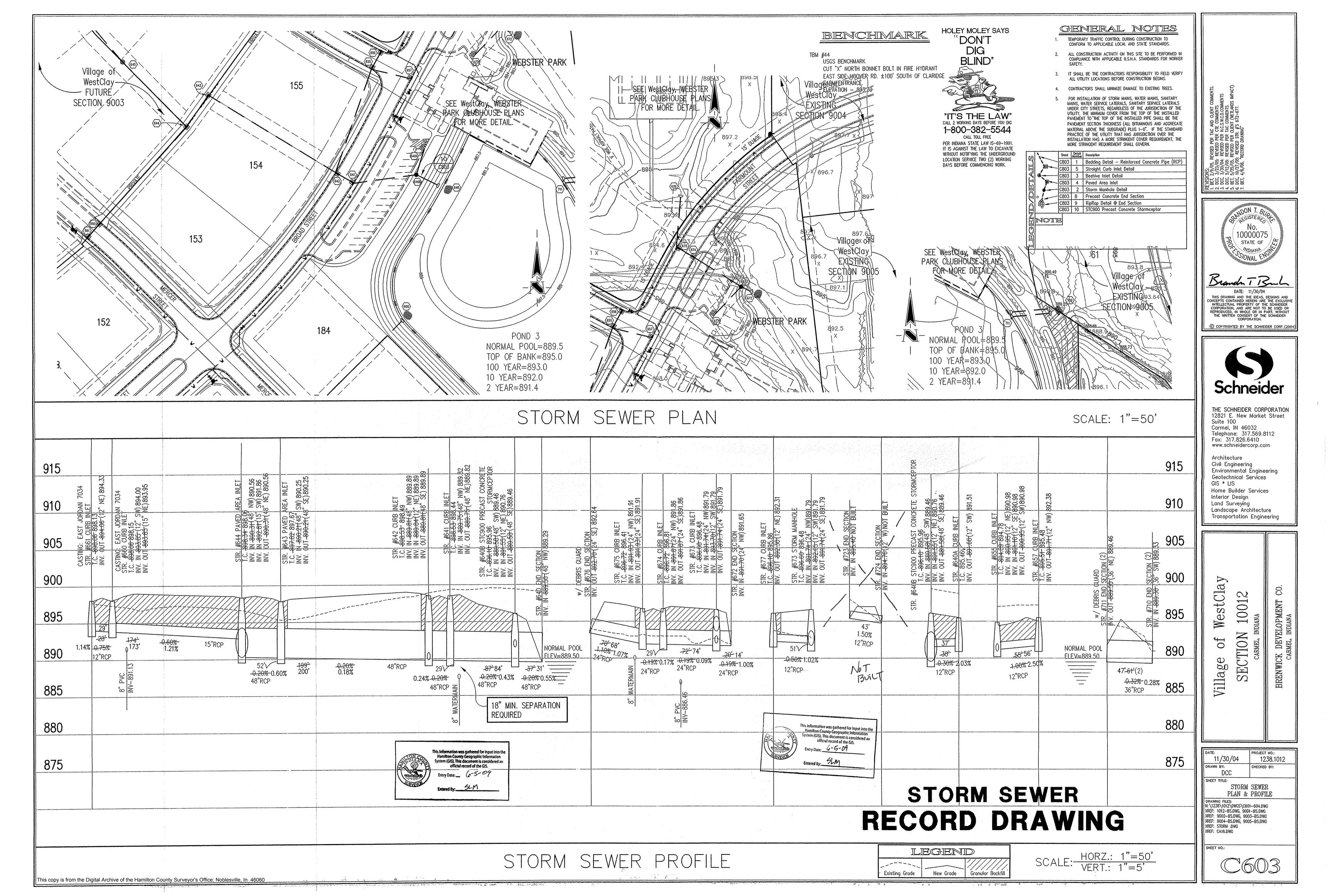
Sincerely,

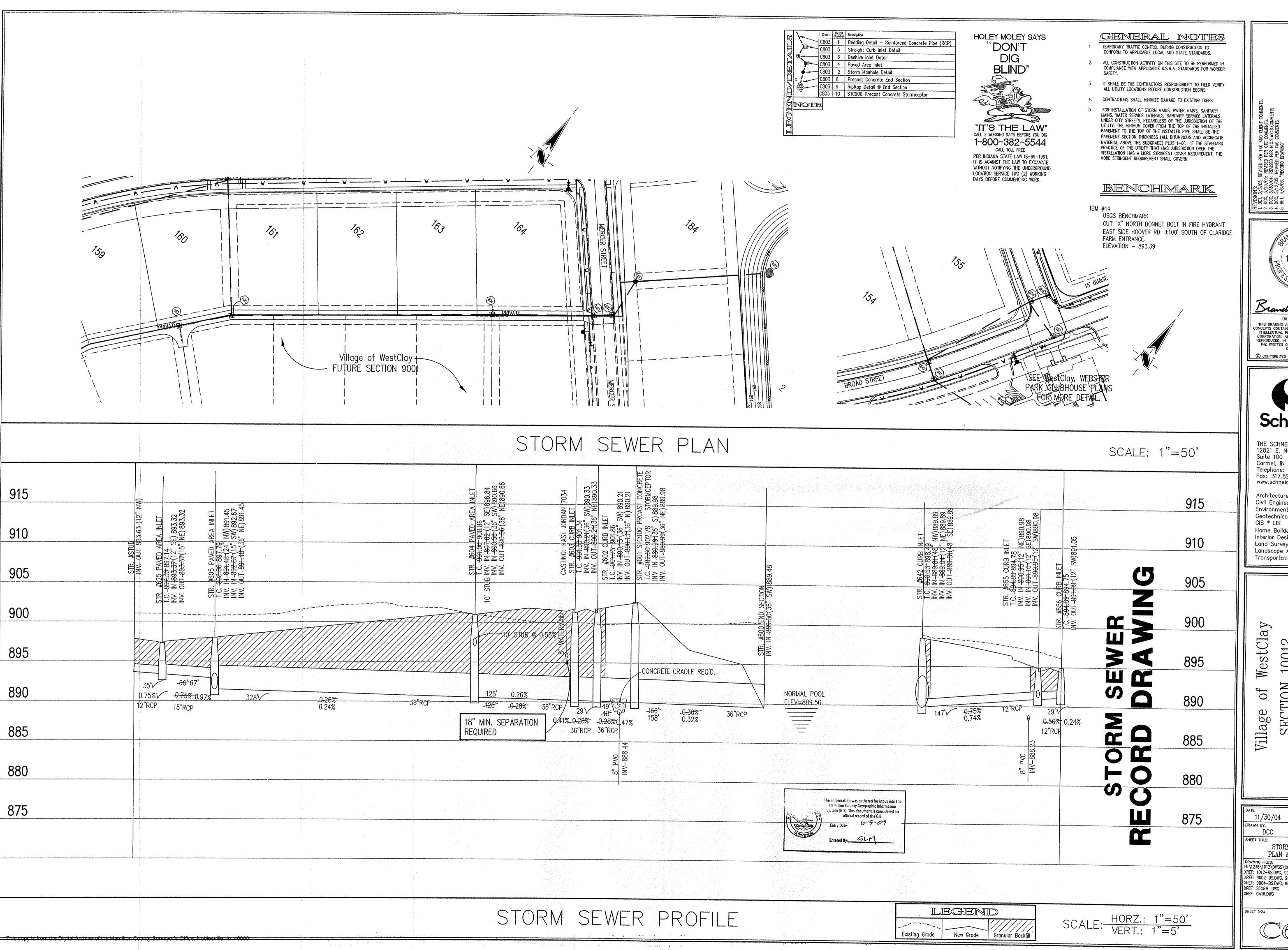
Kenton C. Ward, CFM

Hamilton County Surveyor

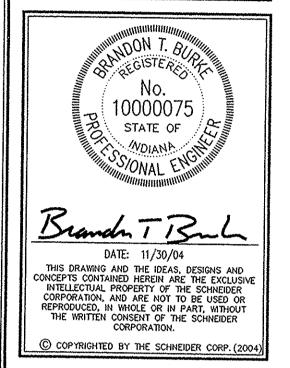
KCW/slm







REVISIONS:
1. BET, 3/3/05, REVISED PER TAC AND CLIENT COMMENTS.
2. DCC, 3/23/05: REVISED PER CTE COMMENTS.
3. DCC, 3/30/04: REVISED PER H.C.S.W.C.D.COMMENTS
4. DCC, 5/12/05: REVISED PER TAC COMMENTS.
5. BET, 4/6/06, "RECORD DRAWING"





THE SCHNEIDER CORPORATION 12821 E. New Market Street Suite 100 Carmel, IN 46032 Telephone: 317.569.8112 Fax: 317.826.6410 www.schneidercorp.com

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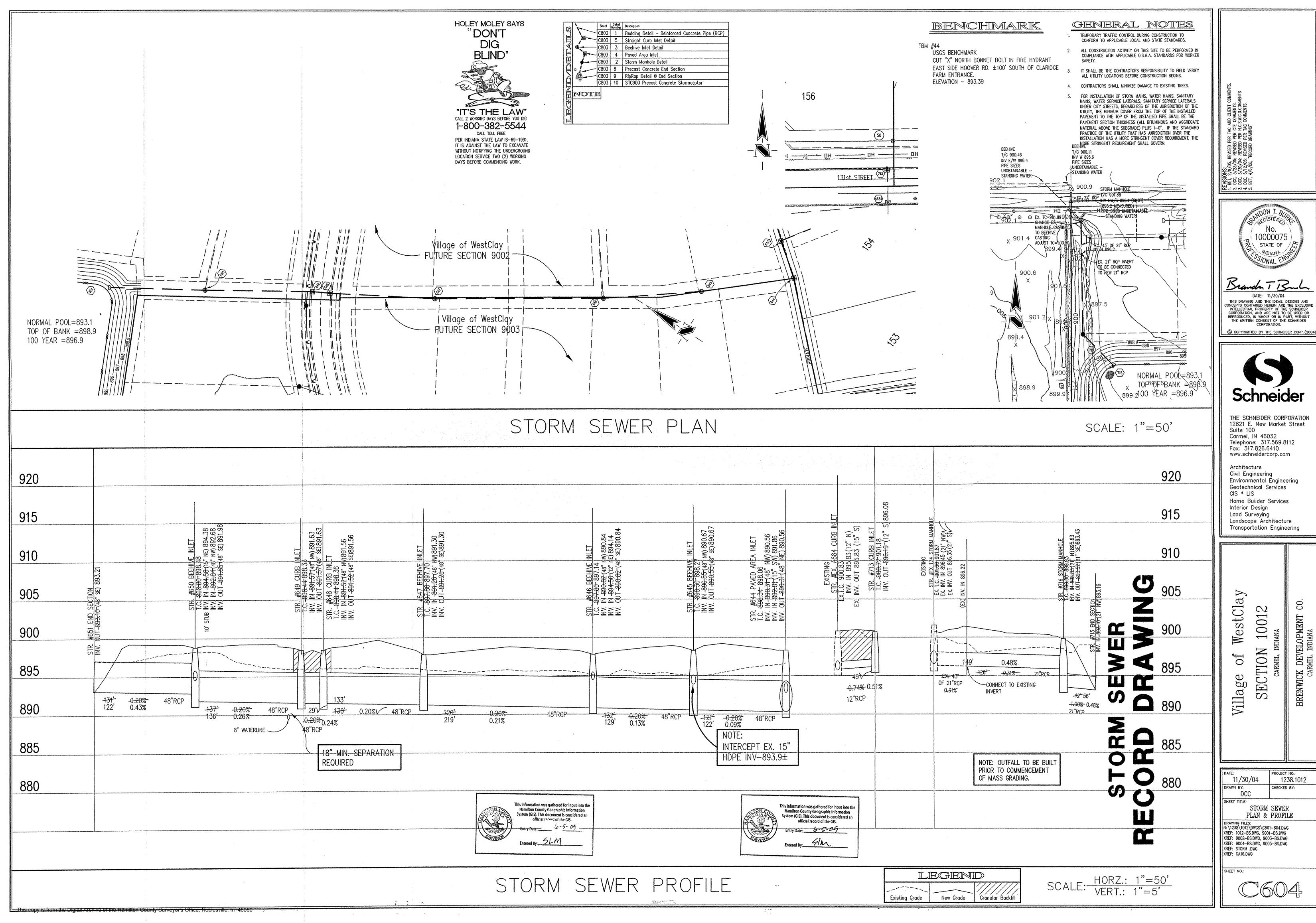
SECTION 10012

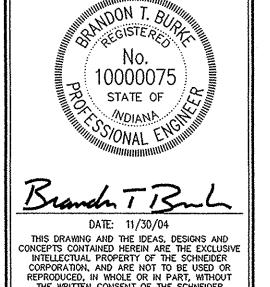
CARMEL, INDIANA

BRENWICK DEVELOPMENT CO.

| DATE: | PROJECT NO.: |
|--|-----------------------|
| 11/30/04 | 1238.1012 |
| DRAWN BY: | CHECKED BY: |
| DCC | |
| SHEET TITLE: | |
| STORM | SEWER |
| PLAN & | PROFILE |
| DRAWING FILES: N: \1238\1012\DWGS\C60 XREF: 1012-BS.DWG, 900 XREF: 9002-BS.DWG, 900 XREF: 9004-BS.DWG, 900 XREF: STORM .DWG XREF: CA16.DWG | 1-BS.DWG)3-BS.DWG |
| SHEET NO.: | |

C602







Civil Engineering Environmental Engineering

1238.1012