

SURVEYOR'S OFFICE

Hamilton County

Kenton C. Ward, Surveyor

Phone (317) 776-8495

Fax (317) 776-9628

Suite 188

One Hamilton County Square

Noblesville, Indiana 46060-2230

June 6, 2006

To: Hamilton County Drainage Board

Re: Village of West Clay Drain, Towne Road Reconstruction

Attached is a petition and plans for the proposed relocation of part of Section 8002 Arm, Village of West Clay Drain. The relocation is being proposed by Brenwick Development under the direction of the City of Carmel and is shown in the plans for the Towne Road Improvements. The proposal is to remove the existing CMP culvert pipe under Towne Road, which is part of the Village of West Clay Drain, and replace it with storm sewer to provide drainage for Village of West Clay Section 8002.

The drain shall consist of those lengths of pipes between the following structures as shown on the plans by The Schneider Corporation, received in Hamilton County Surveyor's Office on March 1, 2006, and are the road plans for Towne Road Improvement: the existing Structure 812, which is part of the Section 6001/6002 Arm, to Structure 837, then 848 and ending at Structure 849 as shown on Sheet 10/44. Also that portion between Structure 837, 838, 839, 840 and 841.

This line will consist of the following lengths:

12" RCP	48 ft.	18" RCP	180 ft.
15" RCP	272 ft.	21" RCP	110 ft.

On Sheet 11/44 the length of pipe between Structure 827, 828, 829 and 830 on the west side of Towne Road and the length of pipe between Structure 858, 844, 843, 842 and 841 on the east side of Towne Road shall be regulated drain.

These lines will be the following lengths:

12" RCP	362 ft.	15" RCP	352 ft.
---------	---------	---------	---------

Also, additional new drain shall be those lengths of pipes between the following structures: 864 to 863, then 862, 861 and outlet into the existing lake in Section 6003 of Village of West Clay. Also to be included is Structure 862 to 870 and 871, and Structure 864 to 876 as shown on Sheet 12/44. Along with these the lengths between Structure 867, 866, 865 and 864 on the west side of Towne Road and Structure 886, 893, 884, 883, 882, 881 and the outlet into the pond shall be included.

The portion between Structure 864 and 876 is also shown on the plans for Stratford Assisted Living Page C106 as prepared by Schneider Corporation, Project 1238.044, dated October 31, 2005.

This line will consist of the following lengths:

12" RCP	413 ft.	24" RCP	42 ft.	29"x45" ERCP	160 ft.
15" RCP	470 ft.	36 " RCP	290 ft	24"x38" ERCP	101 ft.
18" RCP	78 ft.				

The total length of new tile shall be 2,878 feet. The 45 feet of original culvert that was part of Section 8002 Arm shall be vacated. This proposal will add an additional 2,833 feet to the total length of the drain.

The curb inlets, Structures 850 to 857, 859, 822 to 826, 831 to 833, 845, 873, 875, 888, 890, 892 and 893 along with the section of pipe between these structures and the main line described above shall be the maintenance responsibility of the City of Carmel.

The cost of the relocation is to be paid by Brenwick Development.

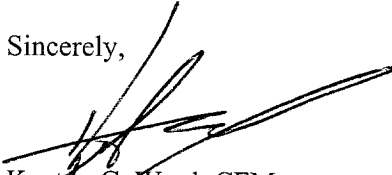
The easement width shall be the width of the Towne Road Right of Way plus additional easement as shown on the secondary plat for Section 6003 of Village of West Clay and the easements shown on the secondary plat for Section 8002 of the Village of West Clay.

The petitioner was not required to provide a performance bond since this is a City of Carmel Project.

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this drain shall be designated as an Urban Drain.

I recommend the Board set a hearing for this matter on September 25, 2006.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: TOWNE RD IMPROVEMENTS)
Hamilton County, Indiana)

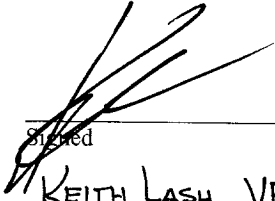
PETITION FOR RELOCATION AND RECONSTRUCTION

BRENWICK DEVELOPMENT Co., INC. (hereinafter Petitioner"),

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

1. Petitioner owns real estate through which a portion of the VILLAGE OF WEST CLAY 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 VILLAGE OF WEST CLAY 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 VILLAGE OF WEST CLAY Drain, without cost to other property owners on the watershed of the VILLAGE OF WEST CLAY Drain.

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


Signed
KEITH LASH, VP OPERATIONS
Printed

FINDINGS AND ORDER

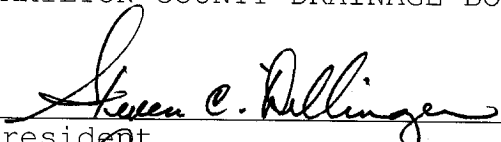
CONCERNING THE PARTIAL VACATION OF THE

**Village of West Clay Drain, Towne Road Reconstruction
45 Feet of Original Culvert (Part of Section 8002)**

On this *25th day of September 2006*, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Village of West Clay Drain, Towne Road Reconstruction, 45 Feet of Original Culvert (Part of Section 8002)*.

Evidence has been heard. Objections were presented and considered. The Board then adopted an order of action. The Board now finds that the costs of continued maintenance to the portion of the above drain exceed the benefits to the real estate benefited by the portion of the drain to be abandoned and issues this order vacating the above section of the **Village of West Clay Drain, Towne Road Reconstruction**.

HAMILTON COUNTY DRAINAGE BOARD




President



Member

Member

Attest: 

STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
Village of West Clay Drain, Towne Road Reconstruction

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the *Village of West Clay Drain, Towne Road Reconstruction* came before the Hamilton County Drainage Board for hearing on *September 25, 2006*, 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.

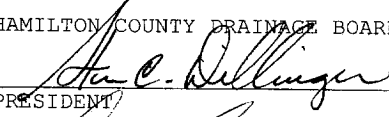
The Board having considered the evidence and objections, upon motion duly made, seconded and unanimously carried, did adopt the Schedule of Assessments as proposed, subject to amendment after inspection of the subject drain as it relates to the lands of any owners which may have been erroneously included 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 *Village of West Clay Drain, Towne Road 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:


Executive Secretary

**Gasb 34 Asset Price &
Drain Length Log**

Drain-Improvement: Village of West Clay - Towne Rd Reconstruction

Drain Type:	Size:	Length	Length (DB Query)	Length Reconcile	If Applicable	
					Price:	Cost:
RCP	12"	48	—	—	\$7 ²⁵	\$348 ⁰⁰
	15"	272	—	—	\$9 ⁵⁰	\$2584 ⁰⁰
	18"	180	—	—	\$10 ⁵⁰	\$1890 ⁰⁰
	21"	110	—	—	\$14 ²⁵	\$1567 ⁵⁰
	12"	362	—	—	\$7 ²⁵	\$2,624 ⁵⁰
	15"	352	—	—	\$9 ⁵⁰	\$3344 ⁰⁰
ERCP	29" x 45"	160	—	—	\$76 ⁹⁵	\$12,312 ⁰⁰
RCP	12	413	—	—	\$7 ²⁵	\$2994 ²⁵
	15	470	—	—	\$9 ⁵⁰	\$4465 ⁰⁰
	18	78	—	—	\$10 ⁵⁰	\$819
	24	42	—	—	\$18	\$756 ⁰⁰
	36	290	—	—	\$32 ²⁵	\$9352 ⁵⁰
ERCP	24" x 38"	101	—	—	\$52 ²⁵	\$5,277 ²⁵
Sum:		<u>2878</u>				<u>\$48,334</u>

Final Report: _____

Comments:
