



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

April 3, 2008

TO: Hamilton County Drainage Board

RE: Clay Creek Drain, Towne Oak Estates Arm

Attached is a petition filed by Towne East Development, LLC along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Towne Oak Estates Arm, Clay Creek 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:

6" SSD	2,091 ft.	8" PVC	104 ft.
12" RCP	1,078 ft.	21" RCP	203 ft.
15" RCP	393 ft.	24" RCP	591 ft.
18" RCP	309 ft.		

The total length of the drain will be 4,769 feet.

The 8" PVC listed above is the inlet and outlet to the Aqua-Swirl Units (off-line of Str. 103 and 122), which are to be maintained as part of the regulated drain system.

The dry detention basins (Basin 1 and 2) located in Common Area "A" is to be considered part of the regulated drain. The maintenance shall include the inlet(s), outlet(s), sediment removal and erosion control along the banks as part of the regulated drain. The maintenance of the dry detention basins such as mowing and storm water quality plantings will be the responsibility of the Homeowners Association. The Board however, will retain jurisdiction for ensuring the storage volume for which the pond was designed will be retained, thereby, allowing no fill or easement encroachments.

The subsurface drains (SSD) to be part of the regulated drain are those located under the curbs. Only the main SSD lines which are located within the right of way are to be maintained as regulated drain. Laterals for individual lots will not be considered part of the regulated drain.

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 for common areas and platted lots, with a \$50.00 minimum, and \$10.00 per acre for roadways. With this assessment the total annual assessment for this drain/this section will be \$900.00.

The petitioner has submitted surety for the proposed drain at this time. The sureties which are in the form of a Letter of Credit are as follows:

Agent: Key Bank National Association Standby Letter of Credit Services

Date: December 14, 2007

Number: S313125 For: Storm Sewers Amount: \$181,838.40

Parcels assessed for this drain may be assessed for the Williams Creek Drain at sometime in the future.

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.

The north off-site outlet easement for this project is through common area and existing platted easement in Section 10002 of Village of West Clay. The south off-site outlet easement is into Coxhall Parks and Gardens and permission was granted by the Hamilton County Parks Department.

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 Towne Oak Estates at Carmel as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for May 27, 2008.

Kenton C. Ward, CFM Hamilton County Surveyor

KCW/pll

STATE OF INDIANA)	(Revised 06/08/04)
COUNTY OF HAMILTO))N)	
% Hamilton County	inty Square, Suite 188	
In the matter of	Towne Oak Estates at Carmel Drain Petition.	Subdivision, Section
County, Indiana. The gen	er of all lots in the land affected by the is lots in Towne Oak Estates at C eral route of such drainage shall be in a son file in the Surveyor's Office.	Carmel a subdivision in Hamilton
Petitioner believes the	at the cost, damages and expenses of the land likely	ne proposed improvement will be less y to be benefited thereby. Petitioner

- (a) improve public health
- (b) benefit a public street
- (c) be of public utility

believes the proposed improvements will:

Petitioner agrees to pay the cost of construction of the drainage system and requests periodic maintenance assessments by the Board thereafter.

The Petitioner also agrees to the following:

- 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

hickord V Thiffman	
Signed	Signed
Richard V. Huffman	3-g.,va
Printed Name	Printed Name
9/5/07	
Date	Date
Signed	Signed
Printed Name	Printed Name
Date	Date

Adobe PDF Fillable Form

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD IN THE MATTER OF

Clay Creek Drain, Towne Oak Estates Arm

NOTICE

To Wh	om It	May	Concern	and:	 	 		
				-	 			

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the Clay Creek Drain, Towne Oak Estates Arm on May 27, 2008 at 9:15 A.M. in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana, and which construction and maintenance reports of the Surveyor and the Schedule of Assessments made by the Drainage Board have been filed and are available for public inspection in the office of the Hamilton County Surveyor.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD IN THE MATTER OF THE

Clay Creek Drain, Towne Oak Estates Arm

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **May 27, 2008** has issued an order adopting the Schedule of Assessments, filed the same and made public announcement thereof at the hearing and ordered publication. If judicial review of the findings and order of the Board is not requested pursuant to Article Eight of this code within twenty (20) days from the date of this publication, the order shall be conclusive.

Hamilton County Drainage Board

Attest: Lynette Mosbaugh

ONE TIME ONLY

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Clay Creek Drain, Towne Oak Estates Arm

On this **27th** day of May 2008, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Clay Creek Drain, Towne Oak Estates 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: Seprette Markar



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 9, 2011

Re: Clay Creek Drain: Towne Oak Estates Arm

Attached are plans and other information for Towne Oak Estates. 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 April 3, 2008. The report was approved by the Board at the hearing held May 27, 2008. (See Drainage Board Minutes Book 11, Pages 175-176) The changes are as follows:

The 6" SSD was shortened from 2,091 feet to 2,081 feet. The 12" RCP was lengthened from 1,078 feet to 1,100 feet. The 21" RCP was lengthened from 203 feet to 603 feet. The 24" RCP was shortened from 591 feet to 191 feet. The 8" PVC was shortened from 104 feet to 60 feet. The length of the drain due to the changes described above is now 4,737 feet.

The non-enforcement was approved by the Board at its meeting on May 27, 2008 and recorded under instrument #2008044566. The following sureties were guaranteed by Key Bank National Association and expired on July 14, 2009.

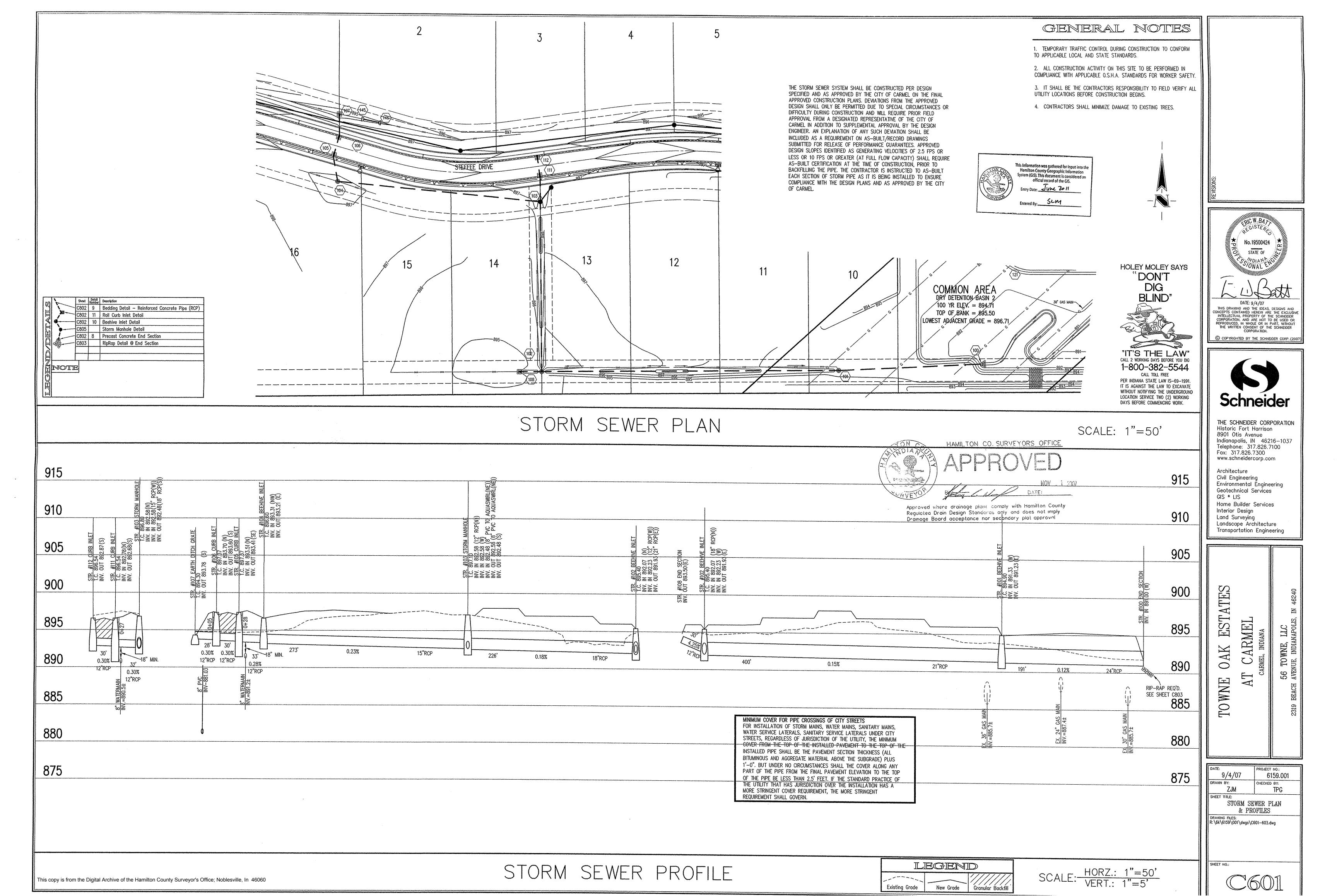
Bond-LC No: S313125 Insured For: Storm Sewers Amount: \$181,838.40

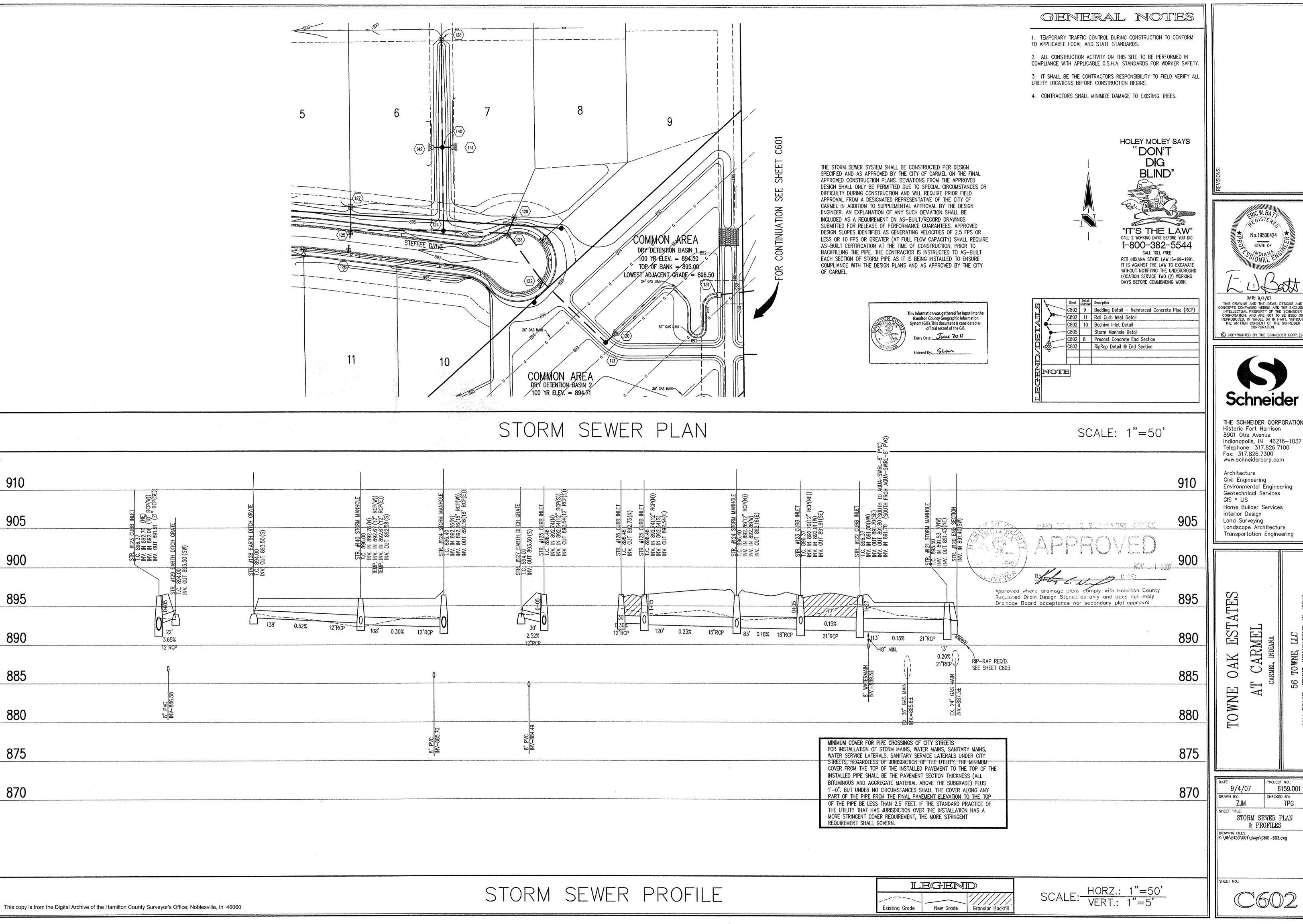
Issue Date: December 14, 2007

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

Sincerely,

Kenton C. Ward, CFM Hamilton County Surveyor





No.19500424 STATE OF DATE: 9/4/07 THIS DRAWING AND THE IDEAS, DESIGNS AND CONCEPTS CONTAINED HEREIN ARE THE EXCLUSIVE INTELLECTUAL PROPERTY OF THE SCHNEIDER CORPORATION, AND ARE NOT TO BE USED OR REPRODUCED, IN WHOLE OR IN PART, WITHOUT THE WRITTEN CONSENT OF THE SCHNEIDER CORPORATION.



THE SCHNEIDER CORPORATION Historic Fort Harrison 8901 Otis Avenue Indianapolis, IN 46216-1037 Telephone: 317.826.7100 Fax: 317.826.7300 www.schneidercorp.com

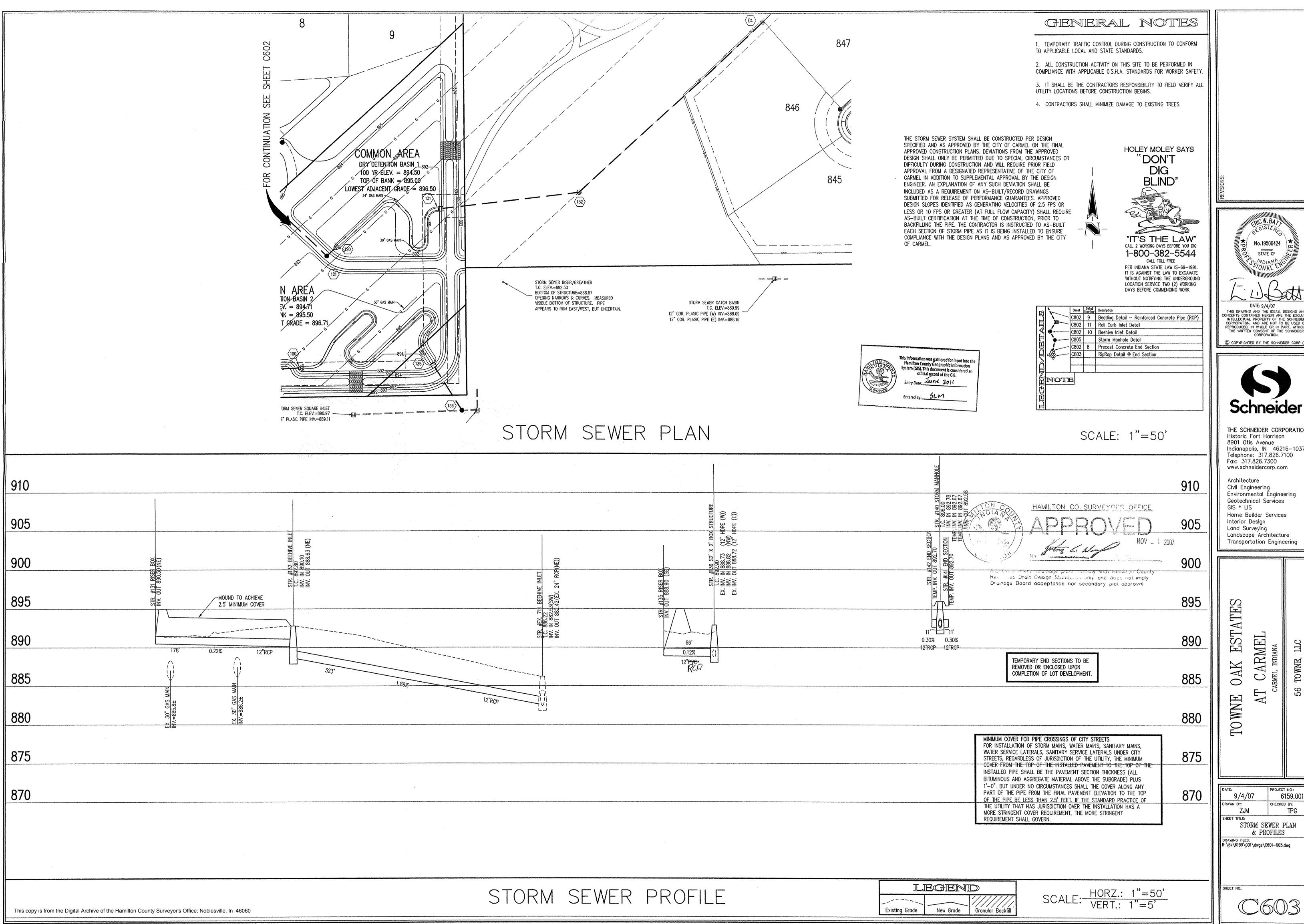
Architecture Civil Engineering Environmental Engineering Geotechnical Services GIS * LIS Home Builder Services

Interior Design Land Surveying Landscape Architecture Transportation Engineering

CARMEL

DATE:		PROJECT NO.:
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	STORM SI	EWER PLAN
	& PR	OFILES

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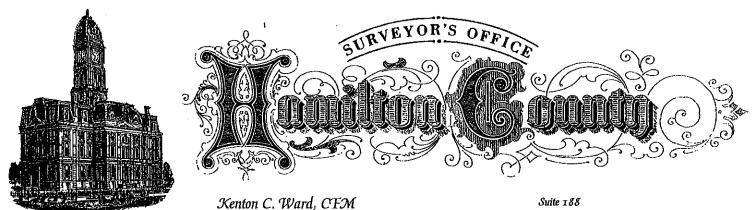
Civil Engineering Environmental Engineering Geotechnical Services GIS * LIS Home Builder Services Interior Design

Land Surveying Landscape Architecture Transportation Engineering

ARMEL

DATE:	PROJECT NO.:
9/4/07	6159.001
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ZJM	TPG
SHEET TITLE:	
STORM S	EWER PLAN
& PI	ROFILES

DRAWING FILES: R:\6k\6159\001\dwgs\C601-603.dwg



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Map Correction-Field Verification

Drain Number: 315 Drain Length: 4737

Drain Name: Clay Creek – Towne Oak Est. **Change + / - : -22**

Date: 10-20-2017 **New Length:** 4715

Verified By: slm

Notes & Sketch: See attached Map

Structure 141 to 140 and Structure 142 to 140 were designed as temporary and should not have been included in the final report. Therefore, 22 feet of 12" RCP should be removed.

Suzanne L. Mills GIS Specialist

