

SURVEYOR'S OFFICE  
**Hamilton County**

*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 4, 2013

To: Hamilton County Drainage Board

Re: Williams Creek Drainage Area, Vernon W. Asher #151 Arm

Upon review of the Williams Creek Drainage Area, I believe that the Vernon W. Asher Drain should be made an arm to the Williams Creek Drainage Area as the Vernon W. Asher Drain is a tributary to the Williams Creek Drain. This would also avoid a double assessment on the tracts currently assessed for the Vernon W. Asher Drain when the remainder of the Williams Creek Drain is assessed for maintenance.

The Vernon W. Asher Drain was created by the Hamilton County Circuit Court in 1939. The Vernon W. Asher Drain was placed on maintenance by the Hamilton County Drainage Board per the Surveyor's report and approved by the Board on August 20, 1973 (see Hamilton County Drainage Board Minutes Book 1, page 102). At present the Vernon W. Asher Drain maintenance assessment affects 240.24 acres and 454 lots. The rates of assessment for the drain are set at \$2.00 per acre with a \$6.00 minimum. This rate collects \$3,405.10 annually and the balance within the fund is \$51,797.60. There are no current work orders submitted or issued at this time.

The Waterwood Subdivision Drain within the Vernon W. Asher Shed will be made an arm to Williams Creek under a separate report. The assessment of the Waterwood Drain will be made as a subdivision whose drainage system will be part of the regulated drain under this report and no assessment will be made under the subdivision drain combination report.

The current maintenance assessments, as per the existing rates set for the Williams Creek Drainage Area are as follows:

1. Maintenance assessment for roads and streets are set at \$10.00 per acre.

2. Maintenance assessment for agricultural tracts are set at \$3.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts are set at \$3.00 per acre with a \$15.00 minimum.
4. Maintenance assessment for commercial, institutional and multi-family residential tracts are set at \$10.00 per acre with a \$75.00 minimum.
5. Maintenance assessment for platted lots in subdivisions whose drainage systems will not be part of the regulated drain shall be set at \$35.00 per lot/minimum. Common areas within non-regulated drain subdivisions shall be assessed at \$5.00 per acre with a \$35.00 minimum.
6. Maintenance assessment for platted lots within subdivisions whose drainage system will be part of the regulated drain shall be set at \$65.00 per lot/minimum. Common areas within the regulated drain subdivisions shall be set at \$10.00 per acre with a \$65.00 minimum.

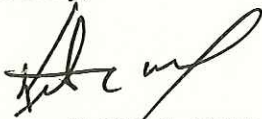
The total annual assessment for this arm will be \$24,794.98.

The current balance of the Vernon W. Asher Drain shall be kept separate and these funds expended for needed maintenance on the Vernon W. Asher Drain. This shall be done until the funds are exhausted. At that time funding for repairs shall then be taken from the Williams Creek Drainage Area fund.

Future assessments for the drainage area of the Vernon W. Asher Drain will be made into the Williams Creek Drainage Area fund. No further maintenance collections for the Vernon W. Asher Drain shall be made after 2013 other than any delinquent assessment penalties and interest which remain unpaid.

I recommend that the Board set a hearing for this consolidation for May 28, 2013.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

**Williams Creek Drainage Area, Vernon Asher Arm**

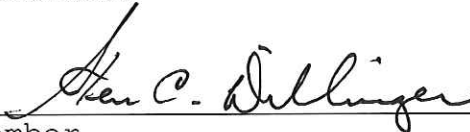
On this 28<sup>th</sup> day of May, 2013, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Williams Creek Drainage Area, Vernon Asher Arm**.

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:



WILLIAMS CREEK DRAINAGE AREA, VERNON ASHER ARM

<b>Property Owner</b>	<b>Parcel Number</b>	<b>Acres Benefited</b>	<b>Current Assessment</b>	<b>Proposed Maintenance</b>	<b>% of Maint. Cost</b>
Renie-Hoffman, Debra Elise	17-13-02-04-11-017.000	One Lot	\$6.00	\$35.00	0.14
Harrison, Charles W. & Patricia Joan	17-13-02-04-09-009.000	1	\$6.00	\$35.00	0.14
<b>Total</b>		<b>1 Acre &amp; 1 Lot</b>	<b>\$12.00</b>	<b>\$70.00</b>	<b>0.28</b>



April 30, 2013

Reference: Williams Creek Drainage Assessment


Parcel: 17-13-02-04-11-017.000  
S2 T17 R3 Dixie-Hi-Way lot 45, Pt 44

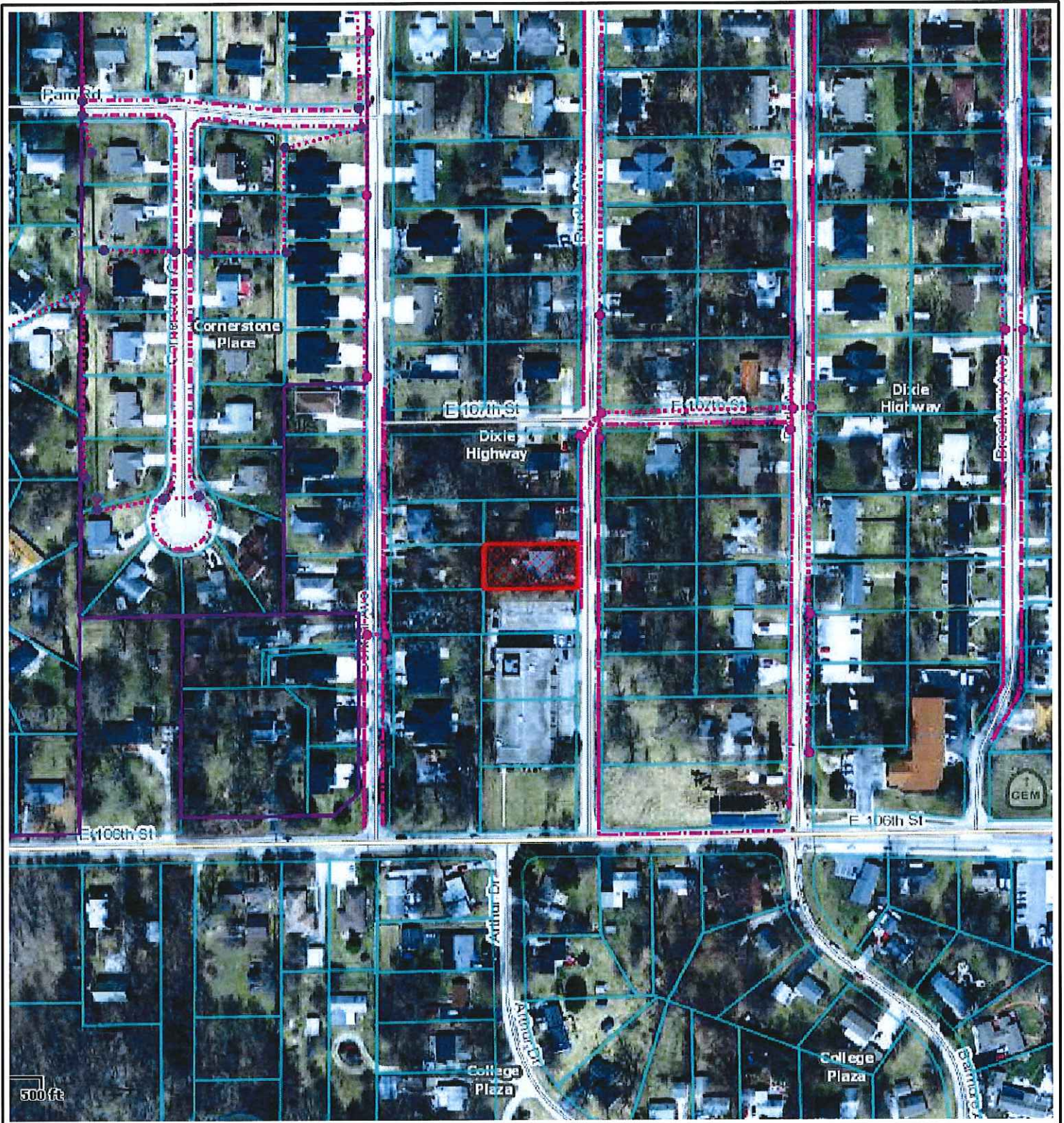
*vernon Asher Arm*

To whom it may concern;

As the owner of this property, I want to formally object to this drainage fee. I can't attend the meeting on May 28, 2013. I'm a teacher and school is still in session.

Concerned Homeowner

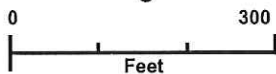
  
Debra Elise Renie-Hoffman  
741 E. Main St.  
Carmel, IN. 46032



# Hamilton County

## This is My Map

Printed: May 09, 2013



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County of  
**Hamilton**  
Indiana  
[www.hamiltoncounty.in.gov](http://www.hamiltoncounty.in.gov)

Williams Creek, Vernon Asher

17-13-02-04-09-009.000

May 10, '13

Dear Sirs:

We have been paying for water and drainage for many years!

My husband passed away two years ago and my only income is my social ~~sec~~ security.

So I am unable to pay more for the drainage.

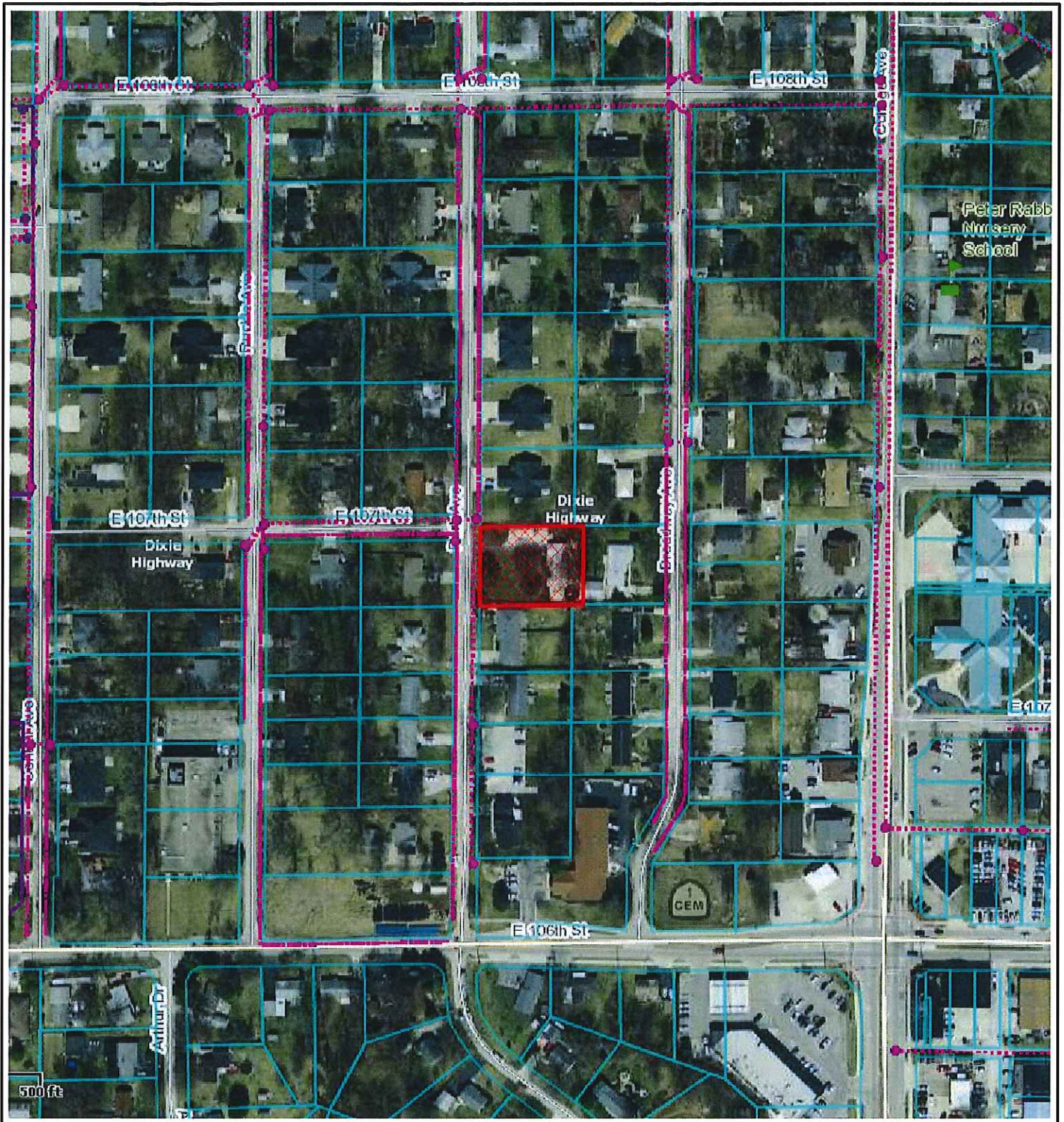
Please take this under consideration when you plan to raise the cost for older people in this area. Thank you!

Mrs. Charles Harrison  
10664 N. Broadway  
Indpls., In. 46280

317-846-5226

P.S. I am unable to make <sup>it to</sup> the meeting.

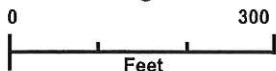
Mead



# Hamilton County

## This is My Map

Printed: May 14, 2013



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County of  
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Indiana  
[www.hamiltoncounty.in.gov](http://www.hamiltoncounty.in.gov)



OFFICE OF  
**HAMILTON COUNTY DRAINAGE BOARD**  
 April 26, 2013

**RETURNED**

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the  
**Williams Creek Drainage Area, Vernon Asher #151 Arm.**

Lambert, Paul A  
 10957 Park Ave  
 Indianapolis, IN 46280

Under the Indiana Drainage Code, all land which drains directly, or indirectly, may be assessed for either maintenance cost or reconstruction cost within the drain. In making the calculation for each parcel, the Drainage Board must calculate the percentage of the cost attributable to each parcel of land benefitted. From time to time the assessments may be increased or changed. The chart below contains your proposed assessment and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

The Drainage Board has received a maintenance report and schedule of assessments which affects your land. You are hereby notified that the maintenance report of the County 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 County Surveyor.

The Surveyor has estimated that the annual cost of periodically maintaining the entire drain is **\$24,794.98**. The schedule of assessments shows you are the owner of tracts within the drainage shed. The following is your pro rata share for each tract and the proposed annual assessment for those tracts: This assessment is not a charge for services associated with regulating the quality of storm water within your city or town.

Parcel: 17-13-02-04-06-021.000 Rate: Un-Regulated Subd					
	Current Benefit	Current Vernon Asher Assessment	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 College Heights 2nd Lot 28	One Lot	\$6.00	One Lot	\$35.00	0.14%
The period of collections will be until the balance in Williams Creek fund reaches eight (8) times its annual assessment. When Vernon Asher is combined with Williams Creek, future assessments will be made to Williams Creek instead of Vernon Asher.					

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:05 A.M. on May 28, 2013** on the Surveyor's maintenance report and the proposed schedule of assessments. The law requires that any objection must be written and filed not less than five (5) days before the above hearing on the ground that benefits assessed are excessive. Written evidence in support of objections may also be filed. The failure of any owner to file an objection constitutes a waiver of his right to thereafter object on such ground to any final action of the Board. On or before the hearing date the Surveyor or any owner of lands named in the schedule of assessments may cause written evidence to be filed in support of or in rebuttal to any objection filed.

HAMILTON COUNTY DRAINAGE BOARD  
 One Hamilton County Square, Ste. 188  
 Noblesville, IN 46060

*For a copy of the Surveyor's Report to the Drainage Board and a copy of the map, if applicable, please go to [www.hamiltoncounty.in.gov/drainageboardnotices](http://www.hamiltoncounty.in.gov/drainageboardnotices).*

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Oros, Ladonna  
 221 Stephen Ct  
 Indianapolis, IN 46280

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Parcel: 17-13-02-04-13-022.000 Rate: Un-Regulated Subd					
	Current Benefit	Current Vernon Asher Assesmnet	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 Meridian Meadows Lot 7	One Lot	\$6.00	One Lot	\$35.00	0.14%
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OFFICE OF  
**HAMILTON COUNTY DRAINAGE BOARD**  
 April 26, 2013

**RETURNED**

**Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the  
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Klar, Richard J Jr & Donna Ruth  
 10842 Central N  
 Indianapolis, IN 46280

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Parcel: 17-13-02-04-01-010.000 Rate: Un-Regulated Subd					
	Current Benefit	Current Vernon Asher Assessment	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 College Heights 4th Lot 9	One Lot	\$6.00	One Lot	\$35.00	0.14%
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OFFICE OF  
**HAMILTON COUNTY DRAINAGE BOARD**  
 April 26, 2013

**RETURNED**

**MAY 10 2013**

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the  
**Williams Creek Drainage Area, Vernon Asher #151 Arm.**

Voigt, Leonard I  
 10820 College Ave N  
 Indianapolis, IN 46280-1050

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Parcel: 17-13-02-04-08-008.001 Rate: Un-Regulated Subd					
	Current Benefit	Current Vernon Asher Assessment	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 Dixie Hi-Way Lot Pt 9	One Lot	\$6.00	One Lot	\$35.00	0.14%
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OFFICE OF  
HAMILTON COUNTY DRAINAGE BOARD

April 26, 2013

**RETURNED**

**MAY 10 2013**

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Voigt, Leonard I  
10820 College Ave N  
Indianapolis, IN 46280-1050

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	Current Benefit	Current Vernon Asher Assessment	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 Dixie Hi-Way Lot 8	One Lot	\$6.00	One Lot	\$35.00	0.14%
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**MAY 10 2013**

Dagey, Gary  
 10644 Penn Dr  
 Indianapolis, IN 46280

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Parcel: 17-13-02-04-14-026.000 Rate: Un-Regulated Subd					
	Current Benefit	Current Vernon Asher Assessment	Proposed Benefit	Proposed Williams Creek Assessment	%of total assessment
S2 T17 R3 Meridian Highlands Lot 15	One Lot	\$6.00	One Lot	\$35.00	0.14%
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BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

***Williams Creek Drainage Area, Vernon Asher Arm***

NOTICE

To Whom It May Concern and: Lambert, Paul A.

Oros, Ladonna

Klar, Richard J. Jr. & Donna Ruth

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Williams Creek Drainage Area, Vernon Asher Arm** on **May 28, 2013** at **9:05 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

**Williams Creek Drainage Area, Vernon Asher 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 28, 2013** 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