

SURVEYOR'S OFFICE  
**Hamilton County**

*Kenton C. Ward, CFM*  
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*Noblesville, Indiana 46060-2230*

February 22, 2013

To: Hamilton County Drainage Board

Re: Cool Creek Drainage Area, Village of Mt. Carmel #257 Arm

Upon review of the Cool Creek Drain, I believe that the Village of Mt. Carmel Drain should be made an arm to the Cool Creek Drain, as the Village of Mt. Carmel Drain outlets into the Cool Creek Drain, through the Overman Harvey Drain. This would also avoid a triple assessment on the tracts when the remainder of the Cool Creek Drain is assessed for maintenance.

The Village of Mt. Carmel Drain was created per my report dated August 6, 1993 and approved by the Board at a hearing on October 25, 1993 (See Drainage Board Minute Book #3, pages 168 to 169). At present the Village of Mt. Carmel Drain maintenance assessment affects 7.30 acres and 33 lots. The rate of assessment for the drain is set at \$100.00 per parcel through 2016 and then \$10.00 acre with a \$65.00 minimum per lot thereafter. The rate through 2016 collects \$3,400.00 annually and the fund owes the General Drain Improvement Fund \$10,920.95. The General Drain Improvement Fund should be paid off at the end of 2016. There are no outstanding work orders for this drain at this time.

The current \$100.00 per parcel assessment for the Village of Mt. Carmel Drain shall be collected through 2016 and these funds used to repay the General Drain Improvement Fund. Starting in 2014 assessments for the drainage area of the Village of Mt. Carmel Drain shall be made into the Cool Creek Drain fund. No further maintenance collections for the Village of Mt. Carmel Drain shall be made after 2016 other than any delinquent assessment penalties and interest which remain unpaid. Starting in 2013 funding for repairs shall be taken from the Cool Creek Drain fund.

These parcels in Village of Mt. Carmel are currently double assessed to the Village of Mt. Carmel Drain and the Overman Harvey Drain with the exception of lots 184, 185, 214, 215 & 216. All parcel assessed to Cool Creek under this drain combination should be removed from the Overman Harvey assessment roll, so they are not assessed as part of the Overman Harvey Drain combination with Cool Creek.

The current maintenance assessments, as per the existing rates set for the Cool Creek Drain are as follows:

1. Maintenance assessment for roads and streets are set at \$10.00 per acre with a \$25.00 minimum.
2. Maintenance assessment for agricultural tracts are set at \$2.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts are set at \$2.00 per acre with a \$15.00 minimum.
4. Maintenance assessment for commercial, institutional and multi-family residential tracts are set at \$35.00 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 \$25.00 per lot/minimum. Common areas within non-regulated drain subdivisions shall be assessed at \$10.00 per acre with a \$25.00 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 \$15.00 per acre with a \$65.00 minimum.

The total annual assessment for this arm will be \$2,218.00.

I recommend that the Board set a hearing for this consolidation for April 22, 2013.

Sincerely,



Kenton C. Ward, CFM  
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

CONCERNING THE MAINTENANCE OF THE

Cool Creek Drainage Area, Village of Mount Carmel Arm

On this 8<sup>th</sup> day of July, 2013, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the *Cool Creek Drainage Area, Village of Mount Carmel 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:

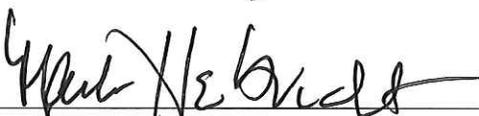
**FINDINGS AND ORDER**  
**CONCERNING THE MAINTENANCE OF THE**  
**Village of Mount Carmel Drain**

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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: 

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD  
IN THE MATTER OF

*Cool Creek Drainage Area, Village of Mount Carmel Arm*

NOTICE

To Whom It May Concern and: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Cool Creek Drainage Area, Village of Mount Carmel Arm** on **April 22, 2013** at **9:20 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

**Cool Creek Drainage Area, Village of Mount Carmel Arm**

NOTICE

Notice is hereby given pursuant to Section 405 of the 1965 Indiana Drainage Code that this Board, prior to final adjournment on **July 8, 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