

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

December 29, 2017

To: Hamilton County Drainage Board

Re: Mallery-Granger Drain, North Arm, 209th and Hague Road Roundabout Project Reconstruction

Attached are petition from the Hamilton County Commissioners and plans for the reconstruction of the Mallery-Granger Drain North Arm. The petition involves the reconstruction of a portion of the drain in the 209th street (a.k.a., Carrigan Road) and Hague Road right-of-way owned by Hamilton County and the City of Noblesville per the Road Plans for 'Roundabout Construction of Carrigan Road / Hague Road, by USI Consultants, Project No 1297562.

Per the above mentioned plans, the upstream end of this reconstruction begins at manhole Str. 20 near the new southwest side of the intersection, and includes 212' feet of pipe to where the pipe outlets into the open ditch on the east side of the roundabout.

This reconstruction consists of the following:

212' of 44" x 27" Elliptical RCP

The newly installed drain has a length of 212'.

This project replaces approximately 104' of open drain. As constructed per my report dated June 7, 1999 and approved by the Board on June 28, 1999 (see Hamilton County Drainage Board Minutes Book 5, pages 169-172). This project adds 108' to the footage of the drain's total length. Prior to this reconstruction, Station 0+00 was located near the previous east right-of-way line. This roundabout project has expanded the right-of-way at this location. The 1999 drain length reconstructed by this project is approximately 104', which is equivalent to stations 0+00 to 1+04 on the 1999 drain mapping.

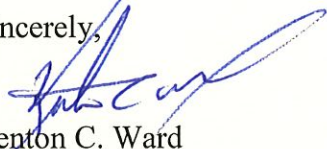
In addition to the reconstruction of the regulated drain, other storm sewers and a detention area were installed as part of the roundabout project that are not part of this drain reconstruction.

The cost of this project has been paid by Hamilton County Highway Department. The petitioner did not submit surety for the proposed drain reconstruction, as this requirement has been waived for the Hamilton County Highway Department.

The new drain installation is within existing regulated drain easement within road right-of-way. Therefore, no additional easement is required.

A hearing for this petition should be set for February 26, 2018.

Sincerely,



Kenton C. Ward
Hamilton County Surveyor

KCW/stc

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: Mallery Granger Drain)
Hamilton County, Indiana)

PETITION FOR RELOCATION AND RECONSTRUCTION

Hamilton County Board of Commissioners (hereinafter "Petitioner"),

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

1. Petitioner owns real estate through which a portion of the Mallery Granger 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 Mallery Granger 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 Mallery Granger Drain, without cost to other property owners on the watershed of the Mallery Granger Drain.
5. Proposed relocation and reconstruction will not adversely affect other land owners within the drainage shed.
6. Petitioner requests approval of the proposed relocation and reconstruction under IC 36-9-27-52.5.

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

Steven C. Dillinger
Signed

Steven C. Dillinger
Printed



STATE OF INDIANA)
) ss:
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY
DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN THE MATTER OF THE
RECONSTRUCTION OF THE
**Mallery-Granger Drain, North Arm, 209th and Hague Road Roundabout
Project Reconstruction**

FINDINGS AND ORDER FOR RECONSTRUCTION

The matter of the proposed Reconstruction of the **Mallery-Granger Drain, North Arm, 209th and Hague Road Roundabout Project Reconstruction** came before the Hamilton County Drainage Board for hearing on **February 26, 2018**, 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.

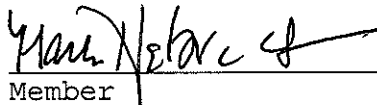
The Board further finds that it has jurisdiction of these proceedings and that all required notices have been duly given or published as required by law.

Wherefore, it is ORDERED, that the proposed Reconstruction of the **Mallery-Granger Drain, North Arm, 209th and Hague Road Roundabout Project Reconstruction** be and is hereby declared established.

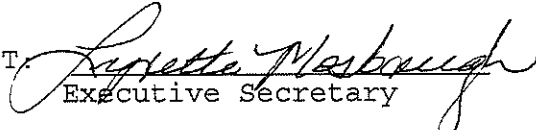
Thereafter, the Board made inspection for the purpose of determining whether or not the lands of any owners had been erroneously included or excluded from the Schedule of Assessments. The Board finds on the basis of the reports and findings at this hearing as follows:

HAMILTON COUNTY DRAINAGE BOARD


VICE PRESIDENT


Member


Alternate Member

ATTEST. 
Executive Secretary

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Mallery-Granger Drain, North Arm
209th & Hague Road Roundabout Reconstruction

NOTICE

To Whom It May Concern and: _____

Notice is hereby given of the hearing of the Hamilton County Drainage Board concerning the reconstruction of the **Mallery-Granger Drain, North Arm, 209th & Hague Road Roundabout Reconstruction on February 26, 2018 at 9:00 A.M.** in Commissioners Court, Hamilton County Judicial Center, One Hamilton County Square, Noblesville, Indiana. Construction and maintenance reports of the Surveyor and the Schedule of Assessments proposed 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

STATE OF INDIANA)
) SS BEFORE THE HAMILTON
)
COUNTY OF HAMILTON) DRAINAGE BOARD

IN THE MATTER OF **Mallery-Granger Drain, 209th and Hague Road Roundabout Reconstruction**

NOTICE

Notice is hereby given that the Hamilton County Drainage Board at its regular meeting **February 26, 2018** adopted the reconstruction report of the Surveyor and the Amended Schedule of damages and assessments including annual assessment for periodic maintenance, finding that the costs, damages and expense of the proposed improvement would be less than the benefits which will result to the owner of lands benefited thereby.

The Board issued an order declaring the proposed improvement established. Such findings and order were marked filed and are available for inspection in the Office of the Hamilton County Surveyor.

If judicial review of the findings and order of the Board is not requested pursuant to Article VIII of the 1965 Indiana Drainage Code as amended within twenty (20) days from the date of publication of this notice, the findings and order shall become conclusive.

HAMILTON COUNTY DRAINAGE BOARD

BY: Christine Altman
VICE PRESIDENT

ATTEST: Lynette Mosbaugh
SECRETARY