

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

June 6, 2011

To: Hamilton County Drainage Board

Re: Sly Run Drain, Pebble Brook Arm

Upon review of the drainage sheds, I believe that the Pebble Brook Drain should be made an arm to the Sly Run Drain as the Pebble Brook Drain is a tributary to the Sly Run Drain. This would also avoid a double assessment on the tracts currently assessed for the Pebble Brook Drain when the remainder of the Sly Run Drain is assessed for maintenance.

The Pebble Brook Drain was created per the viewers report dated August 13, 1984 and approved by Hamilton County Drainage Board. At present the Pebble Brook Drain maintenance assessment affects 867.94 acres and 777 lots. The rate of assessment for the drain is set at \$10.00 per acre for roads, and \$2.00 per acre with a \$15.00 minimum for residential and agricultural, \$2.00 per acre with a \$20.00 minimum for subdivision, \$10.00 per acre with a \$75.00 minimum for commercial. This rate collects \$18,705.40 annually and the balance within the fund is \$56,987.94. There are no outstanding work orders for this drain at this time.

The current maintenance assessment will revise as per the rates set for the Sly Run Drain which 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 \$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 \$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.

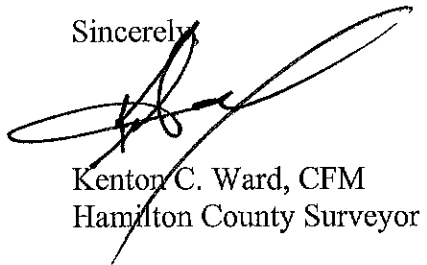
The total annual assessment for this arm will be \$50,493.92.

The current balance of the Pebble Brook Drain shall be kept separate and these funds expended for needed maintenance on the Pebble Brook Drain. This shall be done until the funds are exhausted. At that time funding for repairs shall then be taken from the Sly Run Drain fund. Collections for the Sly Run Drain will begin May 2012.

Future assessments for the drainage area of the Pebble Brook Drain will be made into the Sly Run Drain fund. No further maintenance collections for the Pebble Brook Drain shall be made.

I recommend that the Board set a hearing for this consolidation for July 25, 2011.

Sincerely,



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll

July 13, 2011

Hamilton County Drainage Board
One Hamilton County Square, Ste. 188
Noblesville, IN 46060

Homes in the Pebble Brook (Augusta Village) sub-division, with property that touches the Sly Run Drain, continue to have the "drain" overflow on to their properties. These overflows continue to threaten these homes several times a year. Some property owners have to sandbag their homes every time there is a heavy rain to keep the flood waters from entering their homes.

I was one of the first home owners to build in this sub-division. We visited our chosen lot many times during heavy rain storms, before building our home, to check on the overflow of Sly Run Drain on the property we had selected. We saw nothing that would indicate the type of flooding that is happening now. It seems the big change came when Pebble Brook PL street was built across the Sly Run Drain causing culverts to pass the water under the road. It is my perception those culverts are undersized and occlude the water flow enough to make properties upstream in higher risk of more frequent flooding. It also appears that debris builds up in the area of the culverts further occluding the flow of water. I wouldn't mind paying the increase from \$20 to \$65 per year if I thought or saw any indication that the flooding problem would be fixed, or significantly reduced. We are given the term "maintenance assessment" however no one seems to know what that means. When one buys a car or other product with a maintenance contract (for fee) there is usually a known list of procedures and services specified in the agreement. However, with the Sly Run Drain / Pebble Brook Drain maintenance situation, no one knows what the county's obligated services and/or duties related to "maintenance" of the drain are. I have lost five feet of my back yard to erosion from the fast moving currents when the drain would run full or overflowing. I didn't know, at the time, who to call, who was responsible, (if anyone) or that I had any right to complain. Eventually I found some answers of whom to call. And, yes the County came and put some "rip-rap" on the bank to reduce the erosion, thank you. However, there are other areas that have eroded causing low areas in the bank where the water flows out of the banks and in to yards. These low areas are the main portals for flood water to enter "my" yard and threaten my house. So what is maintenance? What does it include, not include, when is it done, at what intervals, is it pro-active or re-active, etc.?

Unless something is done to improve the flow of the drain water during heavy rains and reduce the risk of home flooding, I don't see how the increase in maintenance fees should be justified. We shouldn't have to pay an increased maintenance fee for no improvement in drain flow.

Respectfully submitted,

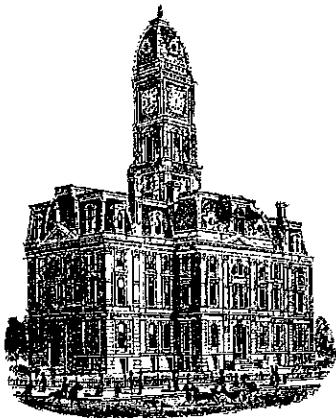


David L. Meats
1066 Pebble Brook Drive (lot 95)
Noblesville, IN 46062



11-06-33-02-04-009.000

This copy is from the Digital Archive of the Hamilton County Surveyor's Office; Noblesville, In 46060



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

July 20, 2011

David Meats
1066 Pebble Brook Drive
Noblesville, IN 46062

Re: Sly Run Drain, Pebble Brook Arm

I have received your objection dated July 13, 2011 regarding the above referenced hearing. Upon reading it I wanted to point out two items.

First, with over 1,200 miles of drains in the County and only four (4) inspectors we rely on the property owners to inform us when there is blockage to the drain or erosion which needs addressed. I'm happy to hear that your problem was addressed when reported. I will initiate a work order to check the other properties in your area along the ditch to address the other erosion areas.

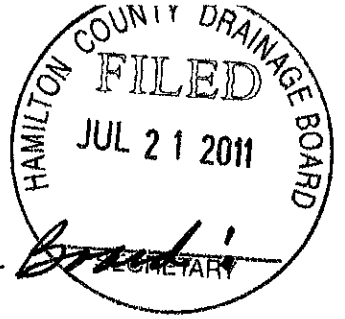
Secondly, a hearing was held on June 27th to enlarge the crossing at Pebble Brook Place. At that time the City of Noblesville objected and questioned the necessity of enlarging the structure. At that time the Drainage Board tabled the proposal until the August 22nd meeting. If you wish to address your concerns regarding this structure at that time you may attend the meeting which will be at 9:05 a.m. August 22, 2011.

Sincerely,

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/llm

July 17-2011



To the Hamilton County Drainage Board

It is my express opinion and desire to vote
No for this unreasonable move and added
expense to the homeowners of Pebblebrook.

The economic times are very dire - and the
people already are under much stress
to meet the regular financial obligations
of every homeowner already. Perhaps, we as a
Pebblebrook owner ~~and~~ take this up once
again in another year, hoping the economy
will improve and it will not be such a
burden for we, the homeowners.

Parcel ID #
11-06-33-03-04-011.00
LOT 75
Village of Pebblebrook

Sly Run - Pebble Brook Arm

Thank you.

Respectfully
Dorinda L. Hoppel
Owner of 4873 Ashbrook Dr.
Noblesville, Ind.

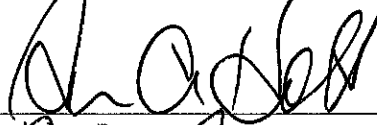
46062
Phone 615-288-4150

FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Sly Run Drain, Pebble Brook Arm

On this **25th day of July, 2011**, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Sly Run Drain, Pebble Brook 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.

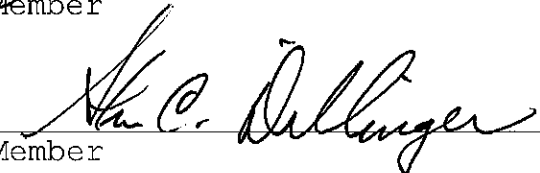
HAMILTON COUNTY DRAINAGE BOARD




President



Member



Member

Attest: 

OFFICE OF

HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Petersheim, Gideon R & Fannie S
 17849 Sandy Run Ct
 Noblesville, IN 46062

Under the Indiana Drainage Code, all land which drains directly, or indirectly, is 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 existing assessment, the 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 \$50,493.92. 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.

Description: 11-06-33-03-04-019.000	Current Acres Benefitted to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Vlgs at Pebble Brook 4TH LT 67	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

A public hearing will be held by the Drainage Board in Commissioner's Court at 9:15 A.M. on July 25, 2011 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.

HAMILTON COUNTY DRAINAGE BOARD

RETURNED

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Baugh, Linda D
 4267 Amesbury Pl
 Westfield, IN 46062

Under the Indiana Drainage Code, all land which drains directly, or indirectly, is 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 benefited. From time to time the assessments may be increased or changed. The chart below contains your existing assessment, the proposed assessment, and your percentage of the total annual maintenance contribution to the costs attributable to providing drainage to your land.

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Description: 08-06-32-00-12-016.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Andover 2nd Lot 68	One Lot	\$20.00	One Lot	\$35.00	0.07%
Un-Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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

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HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Farmer, Benjamin Lee & Tracy
4245 Amesbury Pl
Westfield, IN 46062

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Description: 08-06-32-00-12-019.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Andover 2nd Lot 71	One Lot	\$20.00	One Lot	\$35.00	0.07%
Un-Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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One Hamilton County Square, Ste. 188
Noblesville, IN 46060

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HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Inlow, April
5463 LaCosta Ln
Noblesville, IN 46062

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Description: 11-06-33-04-06-007.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Pinehurst Village 1ST LOT 7	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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Noblesville, IN 46060

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HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Greenwalt, Gregory A
17818 Aviara Dr
Noblesville, IN 46062

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Description: 11-06-33-04-06-025.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Pinehurst Village 1ST LOT 25	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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

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HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the **Sly Run Drain, Pebble Brook Arm.**

Hoffman, Alison
 17849 Village Center Dr
 Noblesville, IN 46062

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Description: 11-06-33-04-07-007.000	Current Acres Benefitted to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Pinehurst Village 2ND LOT 51	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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 One Hamilton County Square, Ste. 188
 Noblesville, IN 46060

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OFFICE OF

HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Sly Run Drain, Pebble Brook Arm.

D & S Investments
 17920 Pebble Brook Dr
 Noblesville, IN 46062

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Description: 11-06-33-00-00-002.011	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
S33 T19 R4 0.02 AC Commercial	0.02 Ac	\$20.00	0.02 Ac	\$75.00	0.15%
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

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

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HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Sly Run Drain, Pebble Brook Arm.

Hancher, L G Jr & Gretchen C
 1176 Pebble Brook Dr
 Noblesville, IN 46062

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Pebble Brook 2ND LOT 27	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
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 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.

HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Sly Run Drain, Pebble Brook Arm.

Professional Property Group LLC
10402 Monarch Ct
Noblesville, IN 46060

Under the Indiana Drainage Code, all land which drains directly, or indirectly, is 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 existing assessment, the 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 \$50,493.92. 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.

Description: 11-06-33-00-10-001.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Pebble Brook Village Replat Parcel 3 Lot 1 Regulated Subd	One Lot	\$20.00	One Lot	\$65.00	0.13%
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

A public hearing will be held by the Drainage Board in Commissioner's Court at 9:15 A.M. on July 25, 2011 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

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OFFICE OF

HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the Sly Run Drain, Pebble Brook Arm.

Hernandez, Javier
17949 Cristin Way
Westfield, IN 46062

Under the Indiana Drainage Code, all land which drains directly, or indirectly, is 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 existing assessment, the 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 \$50,493.92. 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.

Description: 08-06-32-00-06-017.000	Current Acres Benefited to Pebble Brook	Current Assessment to Pebble Brook	Proposed Acres Ben. to Sly Run, P.B. Arm	Proposed Assessment to Sly Run, P.B. Arm	Percentage of total assessment
Ashfield 1st Lot 17	One Lot	\$20.00	One Lot	\$65.00	0.13%
Regulated Subd					
If Pebble Brook is combined with Sly Run, future assessments will be made to Sly Run instead of Pebble Brook.					

A public hearing will be held by the Drainage Board in Commissioner's Court at 9:15 A.M. on July 25, 2011 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

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BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Sly Run Drain, Pebble Brook Arm

NOTICE

To Whom It May Concern and: Petersheim, Gideon R & Fannie S

Baugh, Linda D

Farmer, Benjamin Lee & Tracy

Inlow, April

Greenwalt, Gregory A

Hoffman, Alison

D & S Investments

Hancher, L. G. Jr. & Gretchen C

Professional Property Group, LLC

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Sly Run Drain, Pebble Brook Arm** on **July 25, 2011** 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

Sly Run Drain, Pebble Brook 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 25, 2011** 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