

Kenton C. Ward, CEM
Surveyor of Hamilton County
Phone (317) 776-8495
Fax (317) 776-9628

Suite 188
One Hamilton County Square
Noblesville, Indiana 46060-2230

January 5, 2011

TO: Hamilton County Drainage Board

RE: Stony Creek Drain, Highlands at Stony Creek Area

At this time I recommend to the Board that the area south of Stony Creek between State Road 38 and Summer Road on the west to the drainage shed line of the William Lehr Drain on the south and east be assessed to Stony Creek Drain. This area is comprised mainly of the Highlands at Stony Creek residential areas along with scattered non-platted tracts. These tracts drain north into the Stony Creek section which became part of the regulated drain per my report dated February 15, 2008 which was approved by the Board at hearing on April 28, 2008. (See Hamilton County Drainage Board Minutes Book 11, Pages 198-200).

The current assessment for the Stony Creek Drain was set by the Board per my report dated June 6, 2006 and approved at hearing on July 24, 2006. (See Hamilton County Drainage Board Minutes Book 9, Pages 334-336). The per acre rates were adjusted for residential and agricultural per my report for the reconstruction dated April 6, 2010 and approved at the Board at hearing on July 26, 2010. (See Hamilton County Drainage Board Minutes Book 13, Pages 103-107). The current assessment is as follows:


1. Maintenance assessment for roads and streets set at \$10.00 per acre.
2. Maintenance assessment for agricultural tracts set at \$4.00 per acre with a \$15.00 minimum.
3. Maintenance assessment for non-platted residential tracts set at \$4.00 per acre with a \$15.00 minimum.

4. Maintenance assessment for commercial institutional and multi-family residential tracts 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 considered part of the regulated drain (those systems maintained by the City of Noblesville) set at \$35.00 per lot - \$35.00 minimum. Common areas within subdivisions whose drainage systems will not be part of the regulated drain (those systems maintained by the City of Noblesville) shall be set at \$5.00 per acre with a \$35.00 minimum.
6. Maintenance assessment for platted lots within a subdivision whose drainage system will be part of the regulated drain set at \$65.00 per lot with a \$65.00 minimum. Common areas with regulated drain subdivisions set at \$10.00 per acre with a \$65.00 minimum.

The annual maintenance collection for this area will be \$13,673.64.

I recommend the Board set a hearing for this matter for April 25, 2011.

Sincerely,



Kenton C Ward, CFM
Hamilton County Surveyor

KCW/pll

FINDINGS AND ORDER

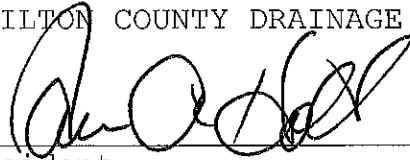
CONCERNING THE MAINTENANCE OF THE

Stony Creek Drain, Highlands at Stony Creek Area

On this **25th day of April, 2011**, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the **Stony Creek Drain, Highlands at Stony Creek Area**.

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.

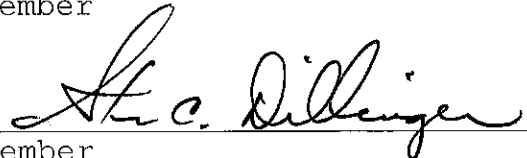
HAMILTON COUNTY DRAINAGE BOARD



President




Member



Member

Attest:



RETURNED

OFFICE OF

HAMILTON COUNTY DRAINAGE BOARD

Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
Stony Creek Drain, Highlands at Stony Creek Area.

Strickland, Tracy H & Michael H
17044 Cedar Creek Ln
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 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 \$13,673.64. 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	Description	Acres Benefited	Maint. Assmt.	% of Asmnt.
20-11-03-00-01-025.000	Highlands @ Stony Creek 1st Lot 58	One Lot	\$35.00	0.26%
	Un-Reg Subd			

A public hearing will be held by the Drainage Board in Commissioner's Court at **9:05 A.M. on April 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.

OFFICE OF
HAMILTON COUNTY DRAINAGE BOARD

**Notice of Hearing to Establish Annual Assessments for the Periodic Maintenance of the
 Stony Creek Drain, Highlands at Stony Creek Area.**

Prasse, Jennifer L
 16841 Loch Cir
 NOBLESVILLE, IN 46060

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Parcel	Description	Acres Benefited	Maint. Assmt.	% of Asmnt.
20-11-03-00-08-016.000	Highlands @ Stony Creek 3C Lot 225 B	One Lot	\$35.00	0.26%
	Un-Reg Subd			

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BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF

Stony Creek Drain, Highlands at Stony Creek Area

NOTICE

To Whom It May Concern and: Strickland, Tracy H. & Michael H.

Notice is hereby given of the hearing of the Hamilton County Drainage Board on the **Stony Creek Drain, Highlands at Stony Creek Area** on **April 25, 2011** 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: Pamela Louks

ONE TIME ONLY

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD
IN THE MATTER OF THE

Stony Creek Drain, Highlands at Stony Creek Area

NOTICE

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