

Kenton C. Ward, CFM
Surveyor of Hamilton County
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Suite 188
One Hamilton County Square
Noblesville, Indiana 46060-2230

July 12, 2017

To: Hamilton County Drainage Board

Re: Cool Creek Drain – Mary Kreag Arm – Maple Ridge Section 3 & 4 Reconstruction

Attached is a petition and plans for the proposed relocation of the Mary Kreag Arm of the Cool Creek Drain. The relocation is being proposed by Oth Maple Ridge, LLC. The proposal is to reconstruct the original tile as an open ditch, to better facilitate the surface flows, from the last good tile on the west property line of Maple Ridge to the detention pond in Section 1. The location will be moved to follow the surface flow path that has formed due to tile deterioration and will connect to the end point of the Section 1 Reconstruction of the Mary Kreag Arm.

This line will consist of the following:

107 feet of 60" RCP

403 feet of Open Ditch

The total length of the new pipe and open drain shall be 510 feet. The 446 feet of the original drain between Sta. 17+37 and Sta. 21+83 shall be vacated. This proposal will add a total of 64 feet to the Mary Kreag Arm of the Cool Creek Drain's total length.

The open ditch listed above is from the end of the good tile at Sta. 17+37 to Str. 660 and from Str. 659 to Pond #2 in Section 1. This is as shown on pages C105 and C603 of the plans for Maple Ridge Section 3 & 4, but Terra Site Development, with job number 1610001, and dated January 30, 2017.

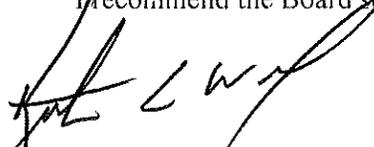
The retention pond in Section 1 (Pond #2) located in Section 1 Common Areas C is not to be considered part of the regulated drain. Pond maintenance assumed by the Drainage Board shall only include the inlet and outlet as part of the regulated drain. The maintenance of the retention ponds (lakes) such as sediment removal and erosion control along the banks, mowing and aquatic vegetation maintenance and control will be the responsibility of the Homeowners Association. The Board will retain jurisdiction for ensuring the storage volume for which the pond was designed will be retained. Thereby, allowing no fill or easement encroachments.

The cost of the relocation is to be paid by OTH Mapleridge.

The petitioner has not submitted surety for the proposed drain at this time. Surety shall be submitted prior to commencement of construction.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request. The request will be for the reduction of the regulated drain easement to those easement widths as shown on the secondary plats for Maple Ridge Section 3 & 4 as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this petition for August 28, 2017.



Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/plf

HAMILTON COUNTY DRAINAGE BOARD
NOBLESVILLE, INDIANA

IN RE: _____)
Hamilton County, Indiana)

FILED
MAR 22 2017

PETITION FOR RELOCATION AND RECONSTRUCTION

OFFICE OF HAMILTON COUNTY SURVEYOR

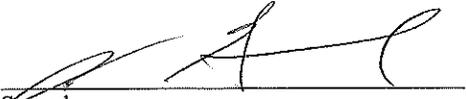
_____ OTH Maple Ridge, LLC (hereinafter "Petitioner"),

hereby petitions the Hamilton County Drainage Board for authority to relocate and improve a section of the _____ ^{Kraeg} Mary Kraeg Drain, and in support of

said petition advises the Board that:

1. Petitioner owns real estate through which a portion of the _____ Mary Kraeg 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 _____ Mary Kraeg 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 _____ Mary Kraeg Drain, without cost to other property owners on the watershed of the _____ Mary Kraeg 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 _____ Mary Kraeg Drain, in conformance with applicable law and plans and specifications on file with the Hamilton County Surveyor.


Signed _____
Andrew Greenwald
Printed _____



NON-ENFORCEMENT OF DRAINAGE EASEMENT IN SUBDIVISIONS

FOR RECORDER'S OFFICE USE ONLY

FILED

MAR 22 2017

STATE OF INDIANA)
COUNTY OF HAMILTON)

BEFORE THE HAMILTON COUNTY DRAINAGE BOARD

OFFICE OF HAMILTON COUNTY SURVEYOR

At the request of OTH Maple Ridge, LLC The Hamilton County Drainage Board considered the extent of the drainage easement on the Mary Kreag Drain in the Maple Ridge Sections 3 and 4 Subdivision. Upon the agreement in writing by the recorded owner(s) of land involved that such owner(s) agree and covenants that neither the Hamilton County Drainage Board nor any Contractor nor Workman operating under the authority of said Board will be held liable for any damages resulting from construction, reconstruction, or maintenance of the above named drain at said location, whether to the real estate or improvements thereon the Board agreed:

- 1. That it will not enforce the easement beyond those shown on the Subdivision plat recorded as Instrument No. and in Plat Cabinet Slide in the Hamilton County Records Office.
2. It will not object to the improvement of said real estate beyond such distance, and
3. Other Conditions:

SIGNED:

[Signature]

APPLICANT

Andrew Greenwood

PRINTED NAME

Andrew Greenwood

PRINTED NAME (Owner of Land)

FOR BOARD USE ONLY

AGREEMENT WILL BECOME EFFECTIVE UPON RECORDING. SIGNED THIS DAY OF 20 BY THE HAMILTON COUNTY DRAINAGE BOARD.

PRESIDENT OF DRAINAGE BOARD

MEMBER OF DRAINAGE BOARD

MEMBER OF DRAINAGE BOARD

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law : Kenton C. Ward, Surveyor

Prepared by the Hamilton County Drainage Board: Michael A. Howard, Attorney

Revised May 2016

SUBNE-2017-00012

Adobe PDF Ffillable Form

Cool Creek, Mary Kreag Arm

Relocation for the benefit of Maple Ridge Sec. 3 & 4

Vacate 446' of tile between Sta. 17+37 & 21+93 of existing Maple Ridge Sec. 1 Blk C.

Relocate with 403' of open ditch & 107' of 60" RCP under proposed Spring Winds Dr of

Maple Ridge Sec. 3 & 4 Replat of Blk B & C of Maple Ridge Sec. 1.

This proposal will add a total of 64' to the Mary Kreag Arm total length.

*No change in current maintenance assessment, relocation to be paid by OTH Mapleridge LLC.

SUBNE-2017-00012=New easement will be per recorded plat.

Hearing: 08/28/17

Parcel	Owner	Description	Benefit	MntAsmt	Reconst	Percent
08-10-18-00-05-028.000	OTH Mapleridge LLC	S18 T18 R4 Maple Ridge Sec 1 Blk C, 15.26 Ac	n/a	*	*	*
99-99-99-99-99-999.010	City of Westfield	S18 T18 R4 Spring Winds Dr	n/a	*	*	*

