

**ALLEN COUNTY DRAINAGE BOARD AGENDA  
REGULAR HEARING**

April 12, 2007

9:00 a.m.

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**Call to Order:** Chairman, Bill Brown

**Approval of Minutes:** March 22, 2007 minutes

**Approval of Petitions:**

1. **Doc. #07-038, The Estuary at Twin Eagles Sec. I located in Perry Twp. Sec. 16.** Petitioner is Jeffery Thomas. Petition for Establishment of a New Regulated Drain. Motion to proceed.

*ADF recommended approval as submitted. Roger made a motion to approve petition #07-038, seconded by Bill. Motion voted on and passed.*

2. **Doc. #07-039, The Estuary at Twin Eagles Sec. I Drain located in Perry Twp. Sec. 1.** Petitioner is Jeffery Thomas of Twin Eagles Development, LLC. Petition for encroachment within the drainage easement for the construction and installation of streets, structures and utilities. The development of 'The Estuary at Twin Eagles Section I'.

*ADF recommended approval as submitted. Roger made a motion to approve petition #07-039, seconded by Bill. Motion voted on and passed.*

3. **Doc. #07-040,** Petitioner is Engineering Vision Inc. Request for approval of their Stormwater Management Plan for The Estuary at Twin Eagles.

*ADF recommended approval as submitted. Roger made a motion to approve petition #07-040, seconded by Bill. Motion voted on and passed.*

4. **Doc. #07-041, The Schumacher Drain located in Jackson Twp. Sec. 7.** Petitioner is Laurie A. Sieger. Petition for encroachment within the drainage easement for the construction of a 52' x 36' Garage.

*ADF recommended deferral of this petition for the following: We need a Certificate of Survey illustrating the location of the existing driveway, elevation of the propose garage, exact location of the septic system, and cross section of the drain. Kathy Doseck from the Board of Health will visit site to ensure garage will not affect the septic system. Also as-built and a Stormwater Management Plan are required. Roger made a motion to defer until receipt of additional information based on the Surveyor's recommendation, seconded by Bill. Motion voted on and passed. Petition deferred.*

5. **Doc. #07-042, The Carl Weise Drain located in Milan Twp. Sec. 32.** Petitioner is Benjamin & Barbara Schmucker. Petition for encroachment within the drainage easement for the construction and installation of absorption trenches and a four-inch perimeter drain tile. Private septic system.

*Benjamin Schmucker address 12808 Parent Rd.  
ADF reviewed the past history of the Carl Weise Tile with the Board. He told the Board that the Drain needs rebuilt, it is around a hundred years old or more. He wasn't sure that at this point in time if they should be looking at doing much to the drain without looking at some type of an improvement. The tile should be located and shown on a Title 865 Survey.*

*Ben Schmucker: Told the Board that the Tile is not in the exact location as shown on the map. He told the Board that the Tile is in need of reconstruction that he chose to a new six-inch parallel on both sides of the existing Carl Weise*

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*and tied his drain into that. Also the County Highway has done some upgrading of the tile – The Carol Weise is now upgraded from the Outfall to the south side of 24.*

*Bill Brown asked Mr. Schmucker if he would sign off on the reconstruction and would not remonstrate against it.*

*Mr. Schmucker told him yes. He told the Board that he had made an offer to Joe Magsam that he would construct what goes across his property.*

*Roger Moll made a motion to accept Petition 07-042, at the same time, He thought that they should pursue consideration of reconstruction of the drain.*

*Bill Brown asked Cathy Sorreano if they should have some type of a document that would run with the property.*

*Bill Brown added to the motion that a paper be prepared for Mr. Schmucker to sign. Motion seconded by Bill with that addition. Motion voted on and passed.*

6. **Doc. #07-043, The Johnson #1 Drain located in Lake Twp. Sec. 15.** Petitioner is Lou Ann Haddad. Petition for encroachment for a four-inch perimeter drain tile. Private Septic System.

*ADF recommended approval subject to the following conditions being met: An online structure, inspection of the installation, exact location and invert of the tile that is certified by an 865 survey, and a copy of the septic system.*

*Roger made a motion to approve subject to the Surveyor's recommendations, seconded by Bill. Motion voted on and passed.*

7. **Doc. #07-044, The John Poeppel Drain located in Milan Twp. Sec. 29.** Petitioner is Marlin & Marie Lengacher. Petition for encroachment for the construction and installation of absorption trenches and a four-inch perimeter drain pipe. Private septic system.

*ADF recommended approval subject to receiving approval from the Board of Health. Roger made a motion to approve petition 07-044 subject to the understanding that it is going to be not more than 25 or 30-feet into the easement and that the Board of Health has final approval of the septic system, seconded by Bill. Motion voted on and passed.*

8. **Doc. #07-005. The Graham McCulloch Br. 6 Drain located in Wayne Twp. Sec. 29/32.** Petitioner is Bruce Rowley Operations Manager. Petition for the relocation of the Graham McCulloch Branch #6 450 to 550 feet south of current location. Moving the ditch allows owner to better utilize their property without having to cross the ditch.

*No action required on petition.*

**Other Business:**

Bill asked to review the Hagerman's situation. He had talked to him.

ADF said that he hasn't talked to him yet, but he was going to call him today. He thought what he (Hagerman) wanted was to meet on site.

Bill said that Hagerman was thinking chain-link.

ADF told the Board that he had wrote a letter telling him that hydraulically it works - but the public will be put in danger. They should decide how to make it safe.

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Bill said that he had told him that he could put up an ornamental fence. . .

ADF reviewed his response to the questions raised from Jay Poe, the Huntington County Surveyor – attached.

After the reviewing ADF's response, Bill asked if we should bring them up for the next board meeting and discuss this.

ADF told him no that he would response to them in writing.

Larry: Said that the other issue might be a fairest issue – The original 81 hearing Allen County assessment portion was less then fifty percent – now it is over sixty percent.

Roger: stated that they have an issue in Roanoke and don't feel as though they have latitude to help Roanoke solve that issue because it is under the jurisdiction of a Joint Drainage Board.

ADF told him that Roanoke is under the Huntington County Drainage Board. Their work in Roanoke is their responsibility The Little River is a joint board.

Larry said that he thought that they wanted to use the Little River's Funds to correct their problems in Roanoke.

Meeting adjourned.

**ALLEN COUNTY DRAINAGE BOARD**

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Linda K. Bloom, Chairperson

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Wm. E. Brown, Vice-Chairperson

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Roger Moll, Secretary

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Allan D. Frisinger, County Surveyor

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Date

Allen County does not discriminate because of disability in the admission to, treatment or employment in, its programs or activities. The Human Resources Director has been designated to coordinate compliance with nondiscrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereafter, and Allen County's ADA Policy, are available from the ADA Coordinator. Requests for assistance or suggestions on how the County can better meet the needs of those persons with disabilities may be submitted to the ADA Coordinator at: Human Resources Department, Room 208, 1 East Main Street, Fort Wayne, Indiana 46802, or by telephone at 260-449-7217, TDD 260-44-7881.