

**ALLEN COUNTY DRAINAGE BOARD MINUTES
REGULAR HEARING**

October 25, 2007

9:00 a.m.

PRESENT: DB: WM. E. BROWN, ROGER MOLL, ALLAN D. FRISINGER; BOH: KATHY DOSECK; ACSO: LARRY WEBER; DB ATTY:
CATHY SORRANO; DB SEC: SHARMAN BULTEMEIER; SEE SIGN-IN SHEET FOR OTHERS PRESENT

Call to Order: Vice-Chairperson, Wm E. Brown

Approval of Minutes: October 11, 2007 Minutes
Roger Moll made a motion to approve minutes as Submitted, seconded by Bill Brown, Motion carried.

May 25, 2007 Minutes were amended and needs to Be resigned.

ADF explained that the following was added to the Minutes regarding the John S. Crabb discussion item: Linda asked, "How much is the Highway cost going to be?" ADF told her that the Highway would be liable for the piping across the road. Larry told her that those were substantial costs. If we are boring or open cutting the road Lafayette Center could be \$15,000, Aboite Road could be \$7,000. Linda said that she understood the cost and that it would be their (Highway) responsibility. . . They should go with their own money and the Highway money. Roger made a motion to approve the changes to the minutes, seconded by Bill Brown. Motion carried.

Approval of Petitions:

1. **Doc. #07-128**, Certification of assessment for the Reconstruction of the Pion tile located in Perry Twp. Sec. 22. Total assessment set at \$68,372.59.

ADF recommended approval as submitted. Roger Made a motion to approve, seconded by Bill. Motion carried.

2. **Doc. #07-139, Kamp Ditch located in Adams Twp. Sec. 13.** Petitioners are Brian and Della Eikenberry. Petition for encroachment within the drainage easement for the construction of a 24' x 24' permanent garage twenty (20) to twenty-five (25) feet from top of ditch bank.

ADF recommended approval subject to the following requirements: Certificate of survey illustrating location of improvements and as-built upon completion of improvement, garage thirty-five feet from top of bank and the understanding that the property owners are responsible for any damages incurred during work on the ditch. After general discussion, Roger Moll made a motion to approve petition 07-139 subject to set back easement of thirty-five feet, copy of certified survey showing the proposed location of garage and as-built survey upon completion of work, motion seconded by Bill Brown. Motion carried. Bill Brown, "07-139 is approved amended to thirty-five feet."

3. **Doc. #07-140, Lawrence Drain located in Wayne Twp. Sec. 5.** Petitioner is Sabah Saud. Petition for encroachment within the drainage easement for the construction and installation of stormwater detention basin and asphalt drive.

ADF recommended approval subject to comments and final approval through the Surveyor's Office relative to those comments.

Larry Weber reminded Al about the tile reconstruction.

ADF told the Board that there is a tile that runs through this area. The tile will need to be exposed and probably relocated and reconstructed to Urban Standards during construction. They will need to contact the office for inspection during construction. Roger made a motion to approve subject to the comments and approval of the Surveyor's review, the relocated tile needs to be done onsite and when it is exposed the Surveyor need to be notified for an inspection, seconded by Bill Brown. Motion carried.

4. **Doc. #07-141, Flatrock Drain located in Monroe Twp. Sec. 34.** Petitioner is Tom Ruble. Petition for encroachment within the drainage easement for the construction and installation of a perimeter drain tile. Residential septic system.

ADF: Location of drain is not illustrated on the Certificate of Survey. The property owners need to seek that from their Surveyor. He recommended side bank protection during construction and subsequent to construction to protect from failure from discharge of the water. Some sort of rip-rap area on the downstream. Roger Moll made a motion to approve petition subject to location of the property line relative to the Flatrock, seconded by Bill. Motion carried.

5. **Doc. #07-142, Marsh Ditch located in Maumee Twp. Sec. 15.** Petitioner is the Indiana Department of Transportation. Petition for alterations to the existing contour of the drain are requested. Manipulation to the ditch will include re-grading of the side slopes to create a two-stage channel on one side and a 3:1 slope on the other. Also the channel will be shaped into a trapezoidal channel. The proposed US 24 Fort to Port Project will cause adverse impacts to Marsh Ditch and Viland Ditch. We are requesting the use of Marsh Ditch to mitigate for the impacts to Marsh and Viland Ditch.

See item 6

6. **07-143, Schoaff Drain located in Milan Twp. Sec. 26.** Petitioner is the Indiana Department of Transportation. Petition for alterations to the existing contour of the drain are requested. Manipulation to the ditch will include re-grading of the side slopes to create a two-stage channel on one side and a 3:1 slope on the other. Also the channel will be shaped into a trapezoidal channel. The proposed US 24 Fort to Port Project will cause adverse impacts to Marsh Ditch and Viland Ditch. We are requesting the use of Schoaff Ditch to mitigate for the impacts to Marsh and Viland Ditch.

Brianna Winsett and Briana Bosse of American Structure Point address 7260 Shadeland Station Indy, 46250

ADF He explained the Fort to Port project to the Board.

Briana Bosse explained to the Board that they are required to mitigate for the impact to the Marsh and Viland Ditch.

ADF explained that Richard Phillabaum of INDOT signed both petitions, but the state does not own the land. The petition should be signed by the property owner. The State is buying the property. He told Ms Bosse that the State should finalize the land purchase and then sign and come back. Petitions deferred for resubmittal.

7. **Doc. #07-144,** Request for approval of the Stormwater Management Plan for Parkview Family Park located in Perry Twp. Sec. 35 by the LandPlan Group.

ADF recommended approval subject to final approval by the Surveyor's Office. Roger Moll made a motion to approve 07-144 subject to the Surveyor withholding his signature until it meet his standards, seconded by Bill Brown. Motion carried.

8. **Doc. #07-145,** Request for approval of the Stormwater Management Plan for Carroll High School located in Eel River Twp. Sec. 36 by Foresight Consulting

ADF recommended approval subject to final review by the Surveyor's Office. Roger Moll made a motion to approve subject to review by the Surveyor's Office, seconded by Bill Brown. Motion carried.

Other Business:

Doc. #06-290, Crawford Drain located in Aboite Twp. Sec. 5. Petitioner is requesting a change to the original approved plans.

ADF explained to the Board that this petition was approved in December 2006 with the understanding that the existing tile would be crushed or filled to back of lots 429 and 430. The developer is now requesting that he not be responsible for the crushing or filling of the tile. After a short discussion Roger Moll made a motion that upon review that it should stand as approved, that prior to any construction occurs on those lots, the pipes that are in there should be crushed or filled in a way that they are structurally sound, seconded by Bill. Motion carried. ADF will issue a letter to the developer.

Discussion regarding property located at 17721 Auburn Road.

The Board had a general discussion regarding a drainage complaint by the property owner at 17721 Auburn Road. At this time there isn't anything we can do to help this person. Her only recourse would be a civil suite. When the Stormwater Ordinance is adopted, it will require permitting for ponds and other ground disturbing activities.

Meeting adjourned.

ALLEN COUNTY DRAINAGE BOARD

Linda K. Bloom, Chairperson

Wm. E. Brown, Vice-Chairperson

Roger Moll, Secretary

Allan D. Frisinger, County Surveyor

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.