

**ALLEN COUNTY DRAINAGE BOARD MINUTES
REGULAR HEARING**

January 10, 2008

9:00 a.m.

PRESENT: DB: LINDA BLOOM, ROGER MOLL, BILL BROWN, ALLAN FRISINGER; DB ATTY: CATHY SORRANO; BOH: KATHY DOSECK;
ACSO: LARRY WEBER; DB SEC. SHARMAN BULTEMEIER

Call to Order: Linda Bloom called the meeting to order

Approval of Minutes: Ms Bloom asked for a motion to approve the December 6th minutes. Bill Brown made a motion to approve, seconded by Roger Moll. Motion carried.

Election of Officers: Bill Brown nominated Linda Bloom to serve as Chairman, seconded by Roger Moll. Motion carried. Roger Moll nominated Bill Brown as Vice-Chairman, seconded by Linda Bloom. Motion carried. Linda Bloom nominated Roger Moll as Drainage Board Secretary, seconded by Bill Brown. Motion carried.

Drainage Board Officers for 2008	
Linda Bloom	Chairperson
Wm. E. Brown	Vice-Chairperson
Roger Moll	Secretary

Approval of Petitions:

1. **Doc. #08-001, The Willows Restaurant located in Perry Twp. Sec. 17.** Request from Engineering Resources for approval of their Stormwater Management Plan.

ADF explained to the Board the water problems associated with this area. He told them that currently they do not have a plan for reconstruction or development of a new regulated drain to handle that area. He recommended approval but noted we need to move forward especially in this area to develop an outfall system.

For the minutes, Property Owner Chuck Cadwell filed the following letter: Willow's Restaurant and Lounge agrees to record a restriction against their property to the benefit of the Allen County Drainage Board such that no objection or remonstrations will be taken against the Drainage Board for assessments related to future drain tile or surface drainage reconstruction southward as approved by the Allen County Surveyor's Office in 1970 plan approvals. It is our request that the Allen County Surveyor sign off on the Improvement Location Permit to allow the start of construction and hold for Certificate of Compliance until the recorded document number is provided. This will allow time for us to prepare the appropriate documentation for the Surveyor's Office review before recording.

Bill Brown made a motion to approve petition, seconded by Roger Moll. Motion carried.

2. **Doc. #08-002, Buckner Park located in Washington Twp. Sec. 31.** Request from Engineering Resources for approval of their Stormwater Management Plan.

ADF recommended approval as submitted. Bill Brown made a motion to approve petition as submitted, seconded by Roger Moll. Motion carried.

3. **Doc. #08-003, Petition for Reconstruction and Periodic Maintenance on the Heffelfinger Drain located in Eel River Section 21.** Motion to proceed.

ADF recommended approval of motion to proceed. Roger Moll made a motion to approve the motion to proceed, seconded by Bill Brown. Motion carried.

4. **Doc. #08-004, Roth Drain located in Milan Twp. Sec. 8.** Petitioner is Janine Knapp. Petition for encroachment for the construction of a 30' x 100' concrete slab.

ADF recommended deferral of this petition until the petitioner can give us a certificate of survey or detail site plan showing the proposed location, elevation and how it is going to be used. Roger Moll made a motion to defer until receipt of additional information as to the location and condition of this, seconded by Bill Brown. Motion carried.

5. **Doc. #08-005, Clark Chapman Drain located in Eel River Twp. Sec. 5.** Petitioner Robert Scott DeBolt. Petition for encroachment for the construction and installation of a 4-inch perimeter drain tile. Private Septic System.

ADF recommended approval of petition as submitted. Roger Moll made a motion to approve, seconded by Linda Bloom. Motion carried. Bill Brown not present for vote.

6. **Doc. #08-006, Baekgaard located in Lafayette Twp. Sec. 21.** Request from Foresight Consulting for approval of their Stormwater Management Plan.

Chris Hinkle, ForeSight Consulting, LLC address 3810 New Vision Drive. ADF had concerns regarding the wording of the Vera Bradley's easement. He thought that something could be drafted that would meet the requirements for the watershed and dictate the level of improvement on the Vera Bradley facility that would facilitate the upstream watershed.

Bill Brown if this would create a hardship on Vera Bradley. He was told no it shouldn't affect them.

ADF explained that they could defer this petition for a couple of weeks to get resolution to this issue.

Chris Hinkle told ADF that he didn't know if Vera Bradley would be willing to do this.

ADF told Mr. Hinkle that if he needed him involved with the owners he would do it.

Roger Moll: They need to restructure the verbiage that the sixty foot outfall easement can be used by upstream property owners. Any upgrades of the pipe would be the responsibility of the upstream development.

Roger Moll made a motion to defer until language in the easement is resolved to the satisfaction of the Surveyor, seconded by Bill Brown. Motion carried.

7. **Doc. #07-159, Virts Drain located in Adams Twp. Sec. 32.** Petitioner Ben Johnson. Deferred from December 6, 2007 meeting. Petition for encroachment within the drainage easement for the construction and installation of a perimeter drain tile and septic system within 35-ft (originally 15-ft) of the drain tile. The property owner owns the property on both sides of the drain and would like to dedicate the east side of the drain for maintenance.

Darrin Good from D. G. Engineering address P.O. Box 40078 Fort Wayne, IN.

*The following was removed from the petition before motion of approval and the Board's signature: **The property owner owns the property on both sides of the drain and would like to dedicate the east side of the drain for maintenance.***

ADF reviewed the project telling the Board that the property owner did not want to connect to the sewer due to the ongoing cost.

Bill Brown made a motion to approve petition

ADF asked Mr. Good if he had inspected the drain. Mr. Good told him that he had and that the drain had flow.

ADF explained that the Board needs to clarify the issue of location relative to the statutory easement and the reconstruction element that may happen at any point

in time and that the property owner understand that any damage to that system is completely their responsibility.

Kathy Doseck from the Board of Health told the Board that they have just started their inspection program for septic systems. 3 years for the gravity systems, 2 years for the mound systems and 1 year for the discharging systems. The charge to the property owner is \$150.00 on the year of the inspection.

Roger Moll seconded the motion by Bill Brown. Motion carried.

8. **Doc. #07-056, Joe Dennis #2 Br. #1 Drain located in Lafayette Twp. Sec. 9.** Petitioner Brian Hopkins. Discussion regarding original petition to encroach 35-ft within the drainage easement for the construction and installation of a four-inch perimeter drain tile and a private driveway. Also requesting on a separate petition reconstruction and relocation of the drain.

ADF told the Board that this is a change on the location of the drain and the reconstruction portion. Another drain was found within ten feet of their house. They came up with a new plan and are asking for re-approval of their petition with the new plans. Bill Brown made a motion to re-approve petition, seconded by Roger Moll. Motion carried.

9. **Doc. #07-096 Maria Flaugh Br. Drain located in Washington Twp. Sec. 30 & 31.** Petitioner, Karl Bandemer. Petition for encroachment within the drainage easement for the construction and installation of single-family homes, driveways, box culverts, on-line detention pond and storm sewer outlets as shown on the submitted engineering plans. Deferred from August 9, 2007.

Karl Bandemer address 202 West Berry St., Ste 800, Fort Wayne

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

Other Business:

Meeting adjourned

ALLEN COUNTY DRAINAGE BOARD

Linda K. Bloom, Chairperson

Wm. E. Brown, Vice-Chairperson

Roger Moll, Secretary

Allan D. Frisinger, County Surveyor

Date