

ALLEN COUNTY DRAINAGE BOARD

MINUTES for Regular Hearing at 9:30 am

1/26/2012

Present: DB: Linda K. Bloom, Therese Brown, Nelson Peters, Allan Frisinger (non-voting member), Cathy Serrano/Atty (not present); ACSO: Dawn Rose, Larry Weber, BOH: Kathy Doseck. See sign-in sheet for others present.

Call to Order by Linda Bloom

Approval of Minutes from 1/12/12

Minutes motioned by: Mrs. Brown motioned to approve the minutes from 1/12/12. Mr. Peters seconded the motion. Motion carried.

Approval of Petitions:

CERTIFICATION of Drain Collection for 2012

Doc 12-012 Located in: TOWNSHIP, SECTION
Drain Name: Subdivision:
Drain #: Project:
Petitioner: Engineer:

Certification of 2012 Drain Collections.

Motion: Approved
Mr. Frisinger recommended approval of certification of 2012 drain collections. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

CERTIFICATION of Assessment

Towne Square Sec 5

Doc 12-006 Located in: PERRY TOWNSHIP, SECTION 18
Drain Name: Towne Square Subdivision: Towne Square 5
Drain #: 02-18-240 Project:
Petitioner: Lloyd Hoot Engineer:

Certification of assessment for periodic maintenance of 50 parcels at \$25/unit for Towne Square, Sec 5.

Motion: Approved
Mr. Frisinger recommended approval of certification of assessment. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

CERTIFICATION of Assessment

Stratford Forest Sec 4

Doc 12-007 Located in: LAKE TOWNSHIP, SECTION 36
Drain Name: Stratford Forest Subdivision: Stratford Forest 4
Drain #: 06-36-610 Project:
Petitioner: Orrin Sessions Engineer: John Sauer

Certification of assessment for periodic maintenance of 40 parcels at \$25/unit for Stratford Forest, Section 4.

Motion: Approved
Mr. Frisinger recommended approval of certification of assessment. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

SEPTIC SYSTEM

Doc 12-009 Located in: MILAN TOWNSHIP, SECTION 18
Drain Name: Dannenfelsler #2 Subdivision:
Drain #: 09-17-110 Project:
Petitioner: Jonas Schmucker Engineer: Duane Embury

Petition for encroachment within the drainage easement of the Dannenfelsler #2 Drain for the perimeter drain tile for private septic system on Doty Road.

Motion: Approved subject to
Mr. Frisinger recommended approval subject to revision of design raising outfall 1' higher. Mrs. Brown motioned for approval subject to. Mr. Peters seconded the motion. Motion carried.

ENCROACHMENT

Doc 12-011 Located in: PERRY TOWNSHIP, SECTION 36
Drain Name: Martin #1 Subdivision:
Drain #: 02-36-700 Project: Fort Wayne Health and Rehab Center
Petitioner: Michael Diamente Engineer: Abonmarche

Petition for encroachment within the drainage easement of the Martin #1 Drain for the Fort Wayne Health and Rehab Center project.

Motion: Approved subject to
Mr. Frisinger recommended approval subject to receipt of signed and recorded maintenance agreement and signed petition. Fort Wayne Health and Rehabilitation Center site design to limit pedestrian traffic from adjoining subdivision. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

Doc 12-013Drain Name: Schoppman

Drain #: 08-19-320

Petitioner: Anne Marie Smrcek

Located in: ST. JOSEPH TOWNSHIP, SECTION 20

Subdivision:

Project: Reed Rd-Tamarack Add

Engineer: City of FW

Petition for encroachment within the drainage easement of the Schoppman Regulated Drain for construction of gabion baskets and a 30" RCP storm sewer outfall.

Motion: **Approved**

Mr. Frisinger recommended approval of encroachment with the drainage easement of the Schoppman Drain. Mr. Peters motioned for approval. Mrs. Brown seconded the motion. Motion carried.

Variance Letter**Doc 12-010**Drain Name: Martin #1

Drain #: 02-36-700

Petitioner: Michael Diamante

Located in: PERRY TOWNSHIP, SECTION 36

Subdivision:

Project: Fort Wayne Health and Rehab Ctr

Engineer: Abonmarche

Request for variance to eliminate maintenance ledge and reduce slope to 3:1 on detention pond on Fort Wayne Health and Rehabilitation Center project.

Motion: **Approved**

Mr. Frisinger recommended approval as 75% of basin is already built to these standards. Mr. Peters motioned for approval. Mrs. Brown seconded the motion. Motion carried.

PUBLIC HEARING to establish Mutual Drain as a Legal Drain**Hawthorne Park Estates****Doc 11-098**Drain Name: Janus

Drain #: 02-26-230

Petitioner: Union Chapel Development

Located in: PERRY TOWNSHIP, SECTION 26

Subdivision: Hawthorne Park Estates

Project:

Engineer: Sauer Land Surveying

Petition to designate 160 feet of a mutual or private drain as a legal drain named Janus Drain. (Follow Public Hearing Procedure)

Motion: **Approved**

Mr. Frisinger recommended approval. Mrs. Brown motioned for approval to designate 160 ft of mutual drain as a legal drain now known as Janus Drain. Mr. Peters seconded the motion. Motion carried.

(11/15/11-Mr. Peters motioned for approval of hearing date. Mrs. Brown seconded the motion. Motion carried.

Mr. Frisinger recommended setting date for hearing Jan 26, 2012)

PUBLIC HEARING to provide PM from Hawthorne Park Estates Fund**Hawthorne Park Estates****Doc 12-014**Drain Name: Janus

Drain #: 02-26-230

Petitioner: Union Chapel Development

Located in: PERRY TOWNSHIP, SECTION 26

Subdivision: Hawthorne Park Estates

Project:

Engineer: Sauer Land Surveying

Requesting approval to establish periodic maintenance for Janus Drain (160 feet) from Hawthorne Park Estates Fund. (Follow Public Hearing Procedure)

Motion: **Approved**

Mr. Frisinger recommended approval to establish periodic maintenance fund from Hawthorne Park Estates. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

CERTIFICATION of Assessment**Hawthorne Park Estates 1****Doc 12-008**Drain Name: Hawthorne Park Estates

Drain #: 02-24-200

Petitioner: Joseph Zehr

Located in: ABOITE TOWNSHIP, SECTION 24

Subdivision: Hawthorne Park Estates 1

Project:

Engineer: John Sauer

Certification of assessment for periodic maintenance of 33 parcels at \$25/unit for Hawthorne Park Estates, Sec 1. This fund will also provide maintenance for 160 feet of Janus Drain. Doc 12-014

Motion: **Approved**

Mr. Frisinger recommended approval of certification of assessment for Hawthorne Drain. Mrs. Brown motioned for approval. Mr. Peters seconded the motion. Motion carried.

Discussions:

Regarding Harlan drainage problem at Second Street. Mr. Frisinger determined (based on ACSO files) that the soil conservation filled in the regulated open ditch causing connecting storm tiles to function improperly. He notes that former Allen County Surveyor, Bill Sweet (in 1972) required a 48" pipe with an overflow channel to fill in ditch. ACSO found 2-12"-18" storm pipe instead. Pipe outfalls are also covered by rip-rap. ACSO will continue to address the issue.

Mrs. Brown suggests moving forward with reorganizing structure of Drainage Board. Mr. Peters suggested issuing a press release seeking possible appointments. PR will be released 1/27/12 seeking candidates.

Regarding receipt of \$4 million TORT stating that spraying done near property may have had adverse effects on Gayle and Kyle Marshall's cattle.

Regarding Bob Dillion's drainage issues off Wappes Road. Mr. Frisinger explained that major portion of tile is private and reconstruction needs to happen and assessments need to be raised to pay for it.

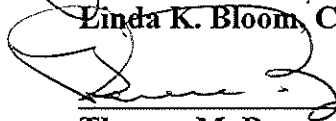
Regarding SDI/Bandelier #3. Plans are completed. ACSO will schedule date of public hearing for March 22, 2012.

Meeting was adjourned at 11:00

ALLEN COUNTY DRAINAGE BOARD



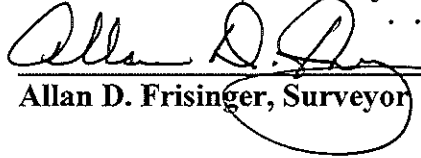
Linda K. Bloom, Chairperson



Therese M. Brown, Vice-Chairperson



F. Nelson Peters, Secretary



Allan D. Frisinger, Surveyor

02/09/12
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 34.107 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, 200 E. Berry, Suite 380, Fort Wayne, Indiana 46802, or by telephone at 260-449-7217, TDD 260-449-7881.