

JOHNSON COUNTY DRAINAGE BOARD
MINUTES
September 4, 2018

The Johnson County Drainage Board met Tuesday September 4, 2018 @ 6:00 p.m. in the Auditorium of the Courthouse Annex.

Members present : Rick Chase, Kevin Walls (Commissioner) Bob Etter.
Bob Weaver

Others present : Surveyor Gregg Cantwell, Attorney Roger Young, Recording Secretary Connie Reynolds

Rick Chase called the meeting to order.

Minutes: Mr. motioned to approve the minutes from the September 4, 2018 minutes as mailed. Mr. Etter seconded the motion .Motion carried by a vote of 4/0.

**DR- 3379-18 GREENWOOD PARK @ 65 SOUTH
BUILDING 1
SCOTT HIGHBRIDGE OPEN DITCH
ENCROACHMENT – DISCHARGE
GLA PROPERTIES**

Recording blank, Petitioner requesting to encroach and discharge into Scott Highbridge Contracted Burke Engineers reviewed all submittals and recommended approval.

Motion to approve by Bob Weaver seconded by unanimous vote of Board Members. Motion carried by a vote of 4/0.

**DR- 3376-18 PAUL NESSES NEW BUILDING
EAST GRASSY OPEN DITCH - OUTLET
PETITIONER - PAUL NESSES**

Mr Nesses stated the area has not been maintained in several years.

Kevin stated building a residence and or building in area is a big risk, Any maintenance would take out septic and house if in 30feet of easement. Easement is 75 feet from top of bank.

Rick Chase is very sceptical of building residence in proposed area.

Mr.Nessess stated if approval would be granted without septic system , a possible storage building.

Discussion followed about bridge that was approved through DNR

Kevin proposed an approval , Mr.Nessess knows of risk and is willing to accept possibility of house being removed for maintenance in the future.

Motion was made to deny approval.

Discussion followed on design change which was not available for review.

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Gregg Cantwell stated the Surveyors marked top of bank and offset 45 ft, stakes are shown on the plot plan submitted.

Surveyor stated recommendation on granting Septic encroachment and discharge subject to contractor applying for permit and supplying construction bond.

Surveyor recommends approval of encroachment not to exceed as staked by Surveyors Office.

Both outlet and encroachment are subject to councils approval of Deed Restriction language, a and a recorded copy provided.

Motion to approve failed.

Mr. Nesses could petition to be heard at the next meeting

OLD /NEW BUSINESS:

JIM BLACK ROAD ALLEN VEST TILE - AMITY LEGAL DRAIN

Gregg Cantwell presented information on repair of Jim Black Road. Mr. Cantwell stated Johnson County Highway contacted Surveyors Office on condition of a sink hole developing on Jim Black Road, under investigation it appeared it was the Allen Vest Tile / Amity Legal Drain.

This project was a joint project between Highway Department and Surveyors Office and the City of Franklin

The cost will be divided between the three offices per directions of Drainage Board.

Repair will be finished before meeting, asking for approval after the fact.

**Motion to grant approval of Repair unanimous by board members
Motion carried by a vote of 4/0.**

REQUEST FOR HEARING NEW LEGAL DRAIN CITY of GREENWOOD

Chris Jones City of Greenwood stated a request to convert a private drain into a regulated drain. (name re-establishment) old name is LW JONES.

The site is located starting at Cutsinger Road south to State Road 135.

Gregg Cantwell stated the drain was vacated to a private drain the name of regulated drain was LW Jones.

Mr. Cantwell stated agreement to make a regulated drain.

Roger Young stated requirements / legalities of conversion of private drain to a legal drain.

Chris Jones stated the City of Greenwood will pay the cost of re-established legal

Mr. Young stated a request to receive any and all information and approvals from Greenwood City Attorney.

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The petition will be heard in November after the preliminary information is presented at the October 2018 meeting.

OLD / NEW BUSINESS:

OWENS LEGAL TILE VACATION

Gregg Cantwell Johnson County Surveyor stated continued from last meeting .
Petitioners requested to vacate from the west right of way of Jim Black Road. City of Franklin approved the Hampton Inn petition to build. Required to come before Drainage Board since the drainage is 20 from legal drain.

Gregg Cantwell stated he has met with the Mayor of Franklin Steve Barnett about who would maintain vacated Legal Drain.

Discussion followed on who will be assessed for maintenance in watershed.
Who will pay for re construction of Legal Drain since part is in city limits.

Owens tile drains into Amity Legal Drain.

Mr.Young asked who owns the property effected Mr.Cantwell stated the petitioner and INDOT. Will not effect the upstream owners, ditch tax will still be collected from property owners in watershed.
More discussion on who will be sent notices.

Gregg Cantwell stated with vacation the upstream owners will still drain to legal drain , the easement will be lost for Johnson County.

Kevin Walls asked if vacation of Owens is approved Johnson County loses jurisdiction.

Gregg Cantwell stated the City of Franklin will pay for any issues in the city limits of Franklin

The reason for vacating is to build on area.of tile

Discussion followed on construction of warehouse and drainage in complete area.
Is vacation going to improve or help area ? asked by Rick Chase.

Gregg Cantwell stated the Hampton Inn petition will be reviewed by Burke Engineering Firm
Before any approvals will be granted.

Move for adjournment : by Kevin Walls seconded by unanimous vote.

Respectfully Submitted :

Rick Chase Chairman

Connie Reynolds Recording Secretary

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Rick Chase Chairman

Andrew Cochrane

Kevin Walls Commissioner

Robert Weaver

Robert Etter

