***CARROLL COUNTY DRAINAGE ORDINANCE***

*WHEREAS,* It is recognized that the streams, drainage channels, regulated drains, and storm sewers serving Carroll County may not have sufficient capacity to receive and convey excess storm water runoff resulting when land use changes from open or agricultural use to a use that may result in increased imperviousness; and

*WHEREAS,* IC 36-9-28. 5-3 Requires Carroll County to adopt a policy for the management of storm water runoff from developed real property.

*WHEREAS,* The Board of Commissioners of Carroll County, State of Indiana, and the Carroll County Drainage Board has established and enacted Carroll County Chapter 34 as part of the comprehensive Carroll County Storm water Quality Management Plan, to provide a uniform schedule of fees for the Carroll County Drainage Board and Carroll County Surveyor.

*NOW, THEREFORE, BE IT ORDAINED* by the Board of Commissioners of Carroll County, State of Indiana, and the Carroll County Drainage Board, that the Board of Commissioners hereby adopts and approves the new Chapter 34, reading as follows:

**Outlets**

The county surveyors office shall charge the following application/permit fees to any person, partnership, corporation, or any other entity filing an application to discharge private or mutual drains into a regulated drain under jurisdiction of the County Drainage Board,

**Direct Outlets**

Individual Residences and Agricultural uses $ 25.00

Subdivision, Multi-family, or Commercial uses $ 150.00

Industrial Uses $ 250.00

**Indirect Outlets**

Subdivisions, Multi-family, Commercial or Industrial Uses $ 150.00

No fee shall be required to those discharges to be made indirectly to a regulated drain for individual residential lots and agricultural drains. However, any such indirect discharge within the drainage shed of regulated drain shall be required to file an application.

**Crossings**

Individual Residence and Agricultural uses $ 75.00

Subdivision, Multi-family, or Commercial uses $ 150.00

Industrial Uses $ 250.00

These rates shall be set for both permanent crossings and temporary crossings.

**Fill Permit Fees**

The fee for individual fill permit reviews shall be: $75.00

**Building Permit Review**

The fee for Building permit shall be: $ 25.00

**Encroachments**

The County Surveyors Office shall charge the following application fees to any person, partnership, corporation, entity or association filing an Encroachment Agreement pursuant to the Indiana Code 36-9-27-33

Subdivisions: Per Each secondary plat $ 100.00

Individual: Agricultural and single family residential $ 75.00

Commercial, Multifamily and Industrial $ 150.00

In addition to the above fees for each type of request there shall be collected an additional fee equal to the amount charged by the County Recorder for recording the Encroachment Agreement.

**Utility Encroachment**

Underground construction, grading, trenching, boring $ 150.00

Or excavation parallel and or perpendicular to the drain for up to 400 feet of continuous construction.

For each 400 feet or part thereof of continuous construction parallel and or perpendicular to the drain thereafter. $ 75.00

The above fees shall apply to all overhead Utility Encroachments.

In addition to the above fee for each type of request there shall be collected an additional fee equal to the amount charged by the County Recorder for recording the Encroachment Agreement.

**Individual Site Plan Reviews**

The fee for review of each individual site plan for sites disturbing one (1) acre or more, or for individual site plan reviews authorized by the Drainage Board shall be: $75.00

**Obstruction Petitions**

The filing fee for Obstruction Petitions filed in accordance with

Indiana Code 36-9-27.4 shall be: $250.00

**Ponds**

5000 sq. ft. to 20,000 sq. ft. surface area disturbed $100.00

20,001 sq. ft. to 40,000 sq. ft. surface area disturbed $300.00

40,001 sq. ft. or more surface area disturbed $400.00

**Alcoholic Beverage Verification Permits**

The fee for certification of Alcoholic Beverage Permit locations,

For new locations $50.00

For renewals at the same location $25.00

**Stop Work Orders**

Permit Re-instatement Fee $100.00

Or two (2) times the filing fee, whichever is greater

Fine for Continued Construction after Stop Work Order $ 1000.00 first day

Up to $500.00 each additional day

**Early Bird Fee** (start of construction prior to issuance) Two (2) times the filing fee

**Engineering Review Fee**

All engineering projects will require a review fee above and beyond the application fee(s). The review fee shall equate to the contract rate of the reviewing engineer, not to exceed $ 150.00/hour. This fee shall be paid to the Carroll County Drainage Board and shall be paid in full before any project approval is given.

This ordinance and all ordinances supplemental or amendatory hereto, shall be known as the “Carroll County Drainage Ordinance.”

**CARROLL COUNTY SURVEYOR’S OFFICE**

**GENERAL CONDITIONS OF**

**UTLITY ENCROACHMETN PERMIT**

All work described in the permit shall be subject to the inspection of the Carroll County Surveyor’s Office and the permittee shall adjust or stop operations upon directions of any police officer or

Authorized employee.

1. The permit may be revoked at any time by the Surveyors Office for non- compliance with any and/or all provisions of said permit.
2. The permittee shall notify Surveyor’s Office two (2) working days preceding the beginning of any work activity.
3. The permittee shall notify the Surveyor’s Office that the work is complete as soon as possible after completion.
4. The permit is valid through the stated expiration date. If the work is not completed within the allotted time, the permit is automatically canceled unless an extension is requested prior to the expiration date and said request is approved by the Surveyor’s Office. If a permit is canceled, a new application must be submitted and approved before the proposed work can be accomplished.
5. The permittee shall erect and maintain all necessary signs, barricades, detour signs, and warning devices required to safely direct traffic over and around the part of the right-of-way where permitted operation are to be.
6. The permittee shall restore the regulated right -of-way to as good or better condition as before work under this permit.
7. Any operations authorized by the permit shall not interfere with any existing structure within the right-of-way. In the event that any structures are damaged, the cost shall be borne by the permittee.
8. This permit applies only to County regulated open ditches and subsurface drainage tiles.
9. Approval of the permit application shall be subject to the permittee obtaining all necessary authorizations from local authorities and complying with all applicable laws.

**STANDARDS FOR REGULATED DRAIN CROSSING AND ENCROACHMENTS**

1. Drawings of project must be provided to the Surveyor’s Office.
2. Facility shall be a minimum of 36” inches below any open drain flow line.
3. Facility shall be a minimum of 24” inches below any subsurface drain.
4. Facility shall be a minimum of 12” inches above any subsurface drain.
5. Installer shall contact the Surveyor’s Office fir inspection of installation.

**TILE REPAIR REQUIREMENTS**

1. Tile shall be installed on undisturbed soil or on a minimum 4 inch bed of aggregate.
2. Connections shall be completed with manufactured pipe connectors or the connection may be wrapped in construction fabric and covered in concrete.
3. Backfill shall be done by hand under the spring line of the pipe and up to the spring line of the pipe.
4. Spring line backfill shall be compacted.
5. Trench shall be backfilled with appropriate material.
6. Rocks, stones and hard packed soil over 1 inch in diameter are not permitted backfill material.
7. Tile shall be replaced with the same size pipe. If not available, use the next size larger.
8. Installer shall contact the Surveyor’s Office for inspection of installation.

**ACCEPTABLE PIPE MATERIALS**

1. HDPE double wall pipe
2. SDR35 PVC
3. Scheduled 40 PVC

**REGULATED RIGHT-OF-WAY RESTORATION**

1. Right-of-way shall be restored to as good or better condition as before work under this permit.
2. Roadway seeding mix shall include tall fescue, ryegrass, and Kentucky blue and red fescue.
3. Waterway seeding mix shall include orchard grass, timothy grass and medium red clover.
4. Spring seeding shall include oats.
5. Fall seeding shall include winter wheat.
6. Straw blanket shall be used on all seeded areas.
7. Installer shall contact the Surveyor’s Office for inspection.

**UTLITY ENCROACHMENT FEES**

Per Ordinance No. 2015-07

Underground construction, grading, trenching, boring or excavation parallel and /or perpendicular to the drain for up to 400 feet of continuous construction; $150.00

For each 400 feet or part thereof of continuous construction parallel and /or perpendicular to the drain thereafter; $75.00

The above fees shall apply to all overhead Utility Encroachments.

*Permit Number*: \_\_\_\_\_\_\_\_\_\_\_\_

**UTILITY ENCROACHMENT PERMIT**

Name of Drain: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Expiration Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Project Location: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Project Description: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Special Conditions: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*The applicant agrees to indemnify, defend, exculpate and hold harmless the County of Carroll, its officials and employees from any liability due to loss, damage, injuries or other casualties of whatsoever kind, or by whomsoever caused to the person or property of anyone on or off the County Regulated drainage right-of-way arising out of, or resulting from the issuance of this permit or the work connected therewith.*

*In consideration of the issuance of this permit, applicant further agrees to and shall abide by the special conditions of this permit and the general conditions.*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Permit Applicant Date

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name Printed Telephone Number

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Company or Organization

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address

The Above application is hereby approved and permit hereby issued:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Permit Fee: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_