

BY THE BOARD OF COUNTY
COMMISSIONERS FOR CLARK
COUNTY, INDIANA

ORDINANCE NO. 3-2004

AN ORDINANCE ADOPTING A DRAINAGE REVIEW FEE SCHEDULE
AND FOR ESTABLISHING THE CLARK COUNTY DRAINAGE BOARD
NON-REVERTING FEES FUND

WHEREAS, the Board of Commissioners of Clark County, Indiana (the "Board") is the County Executive pursuant to I.C. 36-2-2-2; and

WHEREAS, the Board is the legislative body for Clark County, Indiana, pursuant to I.C. 36-1-2-9; and

WHEREAS, the Clark County Drainage Board (the "Drainage Board") has previously been established and operates pursuant to I.C. 36-9-27-1 through I.C. 36-9-27-113, as amended, and

WHEREAS, the Drainage Board's duties include reviewing drainage plans for potential residential and commercial developments throughout the County; and

WHEREAS, to better facilitate the professional services needed to properly function, the Drainage Board recommended at its November 13, 2003 meeting, after study and review, that the Board adopt a drainage review fee schedule, such proposed fee schedule being attached herewith and made a part hereof; and

WHEREAS, the attached fee schedule is applicable for the first submittal of plans; if the first review of the plans reveals missing items as required by the County Drainage Ordinance, then the applicant must correct and complete the review and pay half of the required amount of the first submittal; and

WHEREAS, the Board has determined there is a need to establish a non-reverting fund for the Drainage Board wherein the drainage review fees can be deposited and utilized solely by the Drainage Board for enhanced and improved operations; and

WHEREAS, pursuant to I.C. 36-1-3 (the "Home Rule Statute"), the Board desires to establish the Clark County Drainage Board Non-Reverting Fees Fund pursuant to provisions contained herein; and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF
COMMISSIONERS OF CLARK COUNTY, INDIANA, AS FOLLOWS:

SCHEDULE OF DRAINAGE REVIEW FEES

	Engineering Review and Inspection	Soils Conservation Review	Total
Residential Developments			
4 lots or less	\$350	\$100	\$450
4 - 25 lots	\$500	\$200	\$700
26-75 lots	\$1,000	\$300	\$1,300
76-150 lots	\$1,500	\$400	\$1,900
151 lots or more	\$2,500	\$500	\$3,000
Commercial Developments			
5.0 acres or less	\$500	\$200	\$700
5.1 - 10.0 acres	\$1,200	\$300	\$1,500
10.1 -25.0 acres	\$2,000	\$500	\$2,500
25.1 acres or more	\$2,500	\$600	\$3,100

(1) That the Board shall, and does hereby, adopt the attached schedule of drainage review fees effective as of February 1, 2004;

(2) That the Clark County Drainage Board Non-Reverting Fees Fund (the "Fund") is hereby established;

(3) That the Fund shall be non-reverting and cumulative;

(4) That the Fund shall not be appropriated by the County Council;

(5) That the Fund shall only be used for the payment of operational expenses and staff salaries incurred by the Clark County Drainage Board through its duly authorized operations and activities pursuant to state law.

(6) That the Drainage Board shall follow all applicable County and State rules, regulations, and procedures concerning the submission and payment of claims.

PASSED by the Board of Commissioners of Clark County, Indiana, on the 29th day of January, 2004.

BY THE BOARD OF COMMISSIONERS
OF CLARK COUNTY, INDIANA



Vicky Kent Haire, President

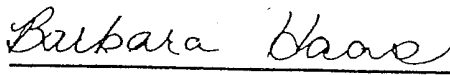
Absent

Raymond "Buddy" Parker



David A. Lewis

ATTEST:



Barbara Bratcher-Haas,
Clark County Auditor