

REQUEST FOR ASSISTANCE

Under the provisions of Sections 1515.01 to 1515.29 inclusive of the Revised Code of Ohio,
commonly referred to as Conservation Works of Improvement

We request that the OTTAWA Wood Soil and Water
Conservation District assist us in the planning and construction of the works of
improvement needed to attain the following:

****List those improvements you feel are needed in your project area****

Removal of logjams, woody vegetation
detrimental to flow, and in-channel obstructions
that are causing restrictions to drainage of
the Toussaint Creek in Ottawa, Sandusky
and Wood Counties.

We recommend the following name for our project:

Toussaint Creek

Approximately 47,300 acres and approximately 9,500 people are included in
the project scope.

The following assistance will be needed: (Check all those that apply)

- Organizational Financial Planning Educational
 Other (Specify) _____

Chairman, Group or Steering Committee Date: _____
Month Day Year

Request was received in the SWCD office on: 10-15-14

This project Approved Disapproved by the board of supervisors of the
_____ Soil and Water Conservation District at an official
meeting held on _____
Month Day Year

Chairman, Soil and Water Conservation District

Wood SWCD Section 1515.18 ORC Project Policy

Wood SWCD will recommend voluntary group cooperation to solve drainage problems in the county. If there is a lack of cooperation, a landowner may petition the District under section 1515.18 of the Ohio Revised Code (commonly known as Senate Bill 160) for drainage relief. Wood SWCD will charge a deposit to the landowner requesting the project.

Deposits will not be charged for Cooperative Group projects.

A deposit of \$500, plus the sum of two dollars for each parcel of land in excess of two hundred parcels averred in the petition to be benefited will be charged to the individual(s) that file the petition with the Wood SWCD. This deposit is used to cover costs of legal notices and mailings (postage, letterhead, envelopes, labels, etc.). Owners of land where construction will occur must be notified by certified mail and all other landowners by first class mail.

If the project is dismissed or withdrawn before the viewing or legal hearing, unused money after legal notice expenses and mailing costs will be returned to the person who paid the deposit. If the project is dismissed or withdrawn at any point after the legal hearing, the entire deposit shall be forfeited to the Wood SWCD. When the project is completed, the mailing cost will be assessed to all parcels in the project and the person(s) who paid the deposit will be reimbursed in full for the deposit.

The board of supervisors has the authority to turn down a Section 1515.18 ORC project if workload is a factor. This policy is in effect for single or joint county projects or Section 1515.18 ORC projects.

This policy was adopted by the Wood SWCD and recorded in the minutes April 18, 2014.

SECTION 1515.18 ORC DRAINAGE PROJECTS DEPOSIT AGREEMENT

Wood Soil & Water Conservation District
1616 E. Wooster Street, Suite 32
Bowling Green, Ohio 43402
Section 1515.18 ORC Drainage Projects Deposit Agreement

We, the undersigned, hereby deposit with the Wood Soil & Water Conservation District \$500.00 on behalf of the Toussaint Improvement Project Section 1515.18 ORC Drainage Project.

We, the undersigned, having read and understand the above, hereby enter into agreement with the Wood Soil & Water Conservation District to begin the necessary survey and design work to complete the proposed project.

<u><i>J.D. Russell</i></u> Landowner Signature	\$ <u>8519.00</u> Amount Paid	<u>355561</u> 71001 Receipt #	<u>10-15-14</u> Date
<u>John D. Russell</u> (Printed name)	Deposit Refund: \$ _____	Check # _____	
<u>Wayne Buchman</u> <u>Wayne Russell</u> Landowner Signature	\$ <u>8519.00</u> Amount Paid	<u>355561</u> 10001 Receipt #	<u>10-15-14</u> Date

Items to Consider for the Objectors Hearing

1. Procedure
 - a. Landowners were to Object to the assessment...not the project.
 - b. A decision needs to be made on every Objection. This can be done at the Hearing, or the commissioners can adjourn until another date.

2. An official decision needs to be made on charging or not charging interest and a repayment period. Will bonds or notes be issued? What is the length of repayment?

3. The combining of contiguous parcels:
 - a. This item is where a high number of objections came from. ORC states:

1515.211

In no case shall an assessment be less than twenty-five dollars for each parcel of land, except in the case of a multi-parcel lot, in which case the board may charge a minimum of twenty-five dollars with respect to all of the parcels comprising the multi-parcel lot.

(B) As used in this section, "multi-parcel lot" means a site on which a dwelling is located and that comprises two or more contiguous parcels of land.

Transferred by 131st General Assembly File No. TBD, HB 64, §101.01, eff. 1/1/2016.
Effective Date: 04-15-2005; 04-06-2007

4. Incorrect acreage
 - a. Another high objection number. Acreage has been corrected for most parcels (mostly Wood County)
5. Several objections are argued that the properties agricultural sub surface drainage (tile) goes to another watershed. Our process did not address anything but surface water.
6. One of our biggest issues in getting properties correct has been conflicting, lost, or forgotten information. We have tried our best, but something always pops up. An example is below:
 - a. We have a parcel in Wood County (Rodney Clark) that is in conflicting watersheds. We included them in the Toussaint based on the map for the Old Original Toussaint Petition (#2180). Now we see via the assessment roles that they are out. Surface water shows that it is partially in. Another project, the Maumee Watershed Conservancy District, has part of the acreage included for assessment, but the whole property mapped into the MWCD.

Toussaint Creek Petition Project

Ottawa County Commissioners
315 Madison St. Port Clinton, OH 43452

Sandusky County Commissioners
622 Croghan St. Fremont, OH 43420

Wood County Commissioners
1 Court House, Bowling Green, OH 43402

Objectors Hearing

April 11, 2016

2:00 PM

Call to order by the Joint Board of Commissioners
Introductions

Hearing of Objections based upon sign in order

4:00 PM

Modified Viewing and Hearing for Added Parcels
(SWCD Joint Board of Supervisors)

5:00 PM

Break for dinner

6:00 PM

Call to order by the Joint Board of Commissioners
Introductions

Hearing of Objections based upon sign in order

8:00 PM

Adjourn