

Babcock Drain

Board of Determination

Maple Grove Township Hall

November 6, 2019

6:00 PM



Brian J. Wendling

Saginaw County Public Works Commissioner

Meeting Agenda

- I. Introduction
- II. Opening of Board of Determination Meeting
- III. Outline of the Board of Determination Procedure
- IV. Drain Facts
- V. Public Testimony - (3 minutes per person.)
- VI. Vote of Board of Determination
- VII. Appeal Procedures and Closing Comments
- VIII. Adjournment

Role of the B.O.D.

- The Board of Determination's role is to make one decision:
 1. Whether the project is necessary



Role of B.O.D. (cont.)

- The Board of Determination DOES NOT decide:
 - ▣ The scope of the project
 - ▣ The cost of the project
 - ▣ How much property owners and municipalities are assessed for the project

Information on these topics will be made available at a later date. Please see a member of the Public Works Commissioner's staff after the meeting if you have questions.

Public Comment

The speaking order will be on a first come, first served basis. Petitioner will have a chance to speak first.

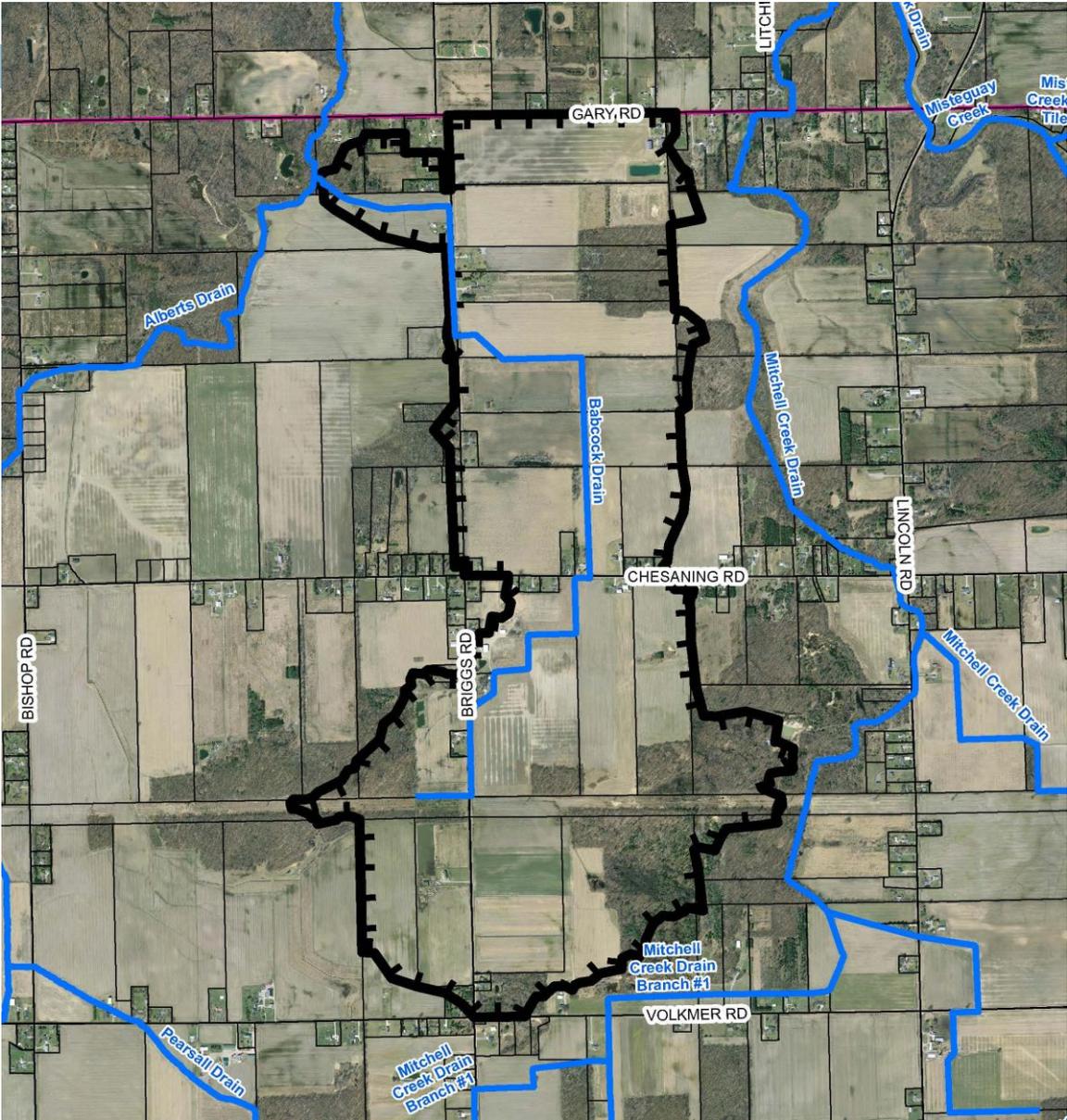
- State your full name and address. Spell your last name for the court reporter.
- Limit comments to 3 minutes.



Public Comment (cont.)

- Briefly state your position on the petition for the Babcock Drain. For example: “I support the petition for the Babcock Drain because . . .” or “I oppose the petition for the Babcock Drain because . . .”
- Remember to stay on topic! Comments for tonight’s meeting are limited to the current petition for the Babcock Drain only.
- The Public Works Commissioner’s staff will gladly speak with you on other topics after the conclusion of tonight’s meeting.

Babcock Drain - Drainage District Map



Drain Facts

- Where is the Babcock Drain?
 - ▣ See Map – Draft Drainage District Boundary
 - ▣ Approximately 8,220 feet long (1.56 miles)
 - ▣ Watershed area: Approximately 820 acres
- What is the drainage district?
 - ▣ Lands that contributes storm water to drain
 - ▣ Drainage District serves as the special assessment district
 - ▣ Babcock Drain Drainage District includes:
 - Maple Grove Township
 - Saginaw County
 - Landowners – Approximately 62 parcels

Drain Facts Continued

- Babcock Drain was established as a county drain in 1913.
- Downstream portion of drain cleaned out via maintenance in 2014-2015.
- Rest of drain was cleaned out via maintenance in 2016.
- Drain was sprayed for brush in summer 2019.

- The current petition was filed on September 9, 2019. It was circulated by Michael Gerding and signed by 7 freeholders.

Flooding in Drainage District

- In May 2019 and then mid-June 2019, the Chesaning area received a lot of rain. There were a couple larger rain storms, along with a bunch of smaller rain events, which created a lot of localized flooding. The ground was so saturated, that whenever we did get more rain, it could not soak into the ground.
- It was reported that water flowed over Chesaning Road twice during May & June 2019, which is a hazard for public safety.
- The following slides show pictures of the flooding that occurred at 4405 Chesaning Road, due to no positive outlet for the rain water.

4405 Chesaning Road



4405 Chesaning Road



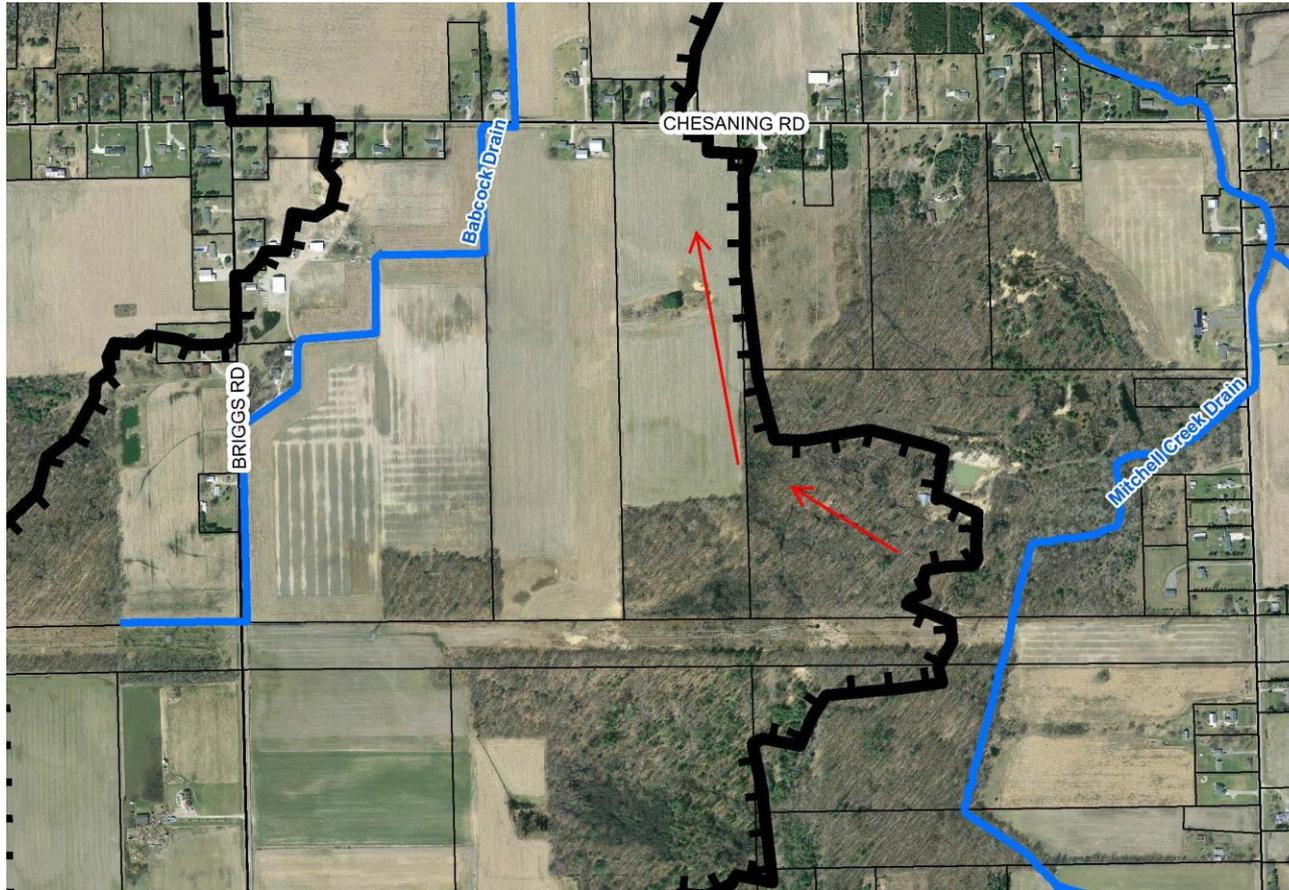
4405 Chesaning Road



4405 Chesaning Road



Approx. Area Causing Flooding



Water flowing off this wooded area is located in the drainage district, but has no direct outlet to the drain

Summary of Drain Finances

- ❑ Spent approximately \$3,900 to clean out the downstream portion of the drain November - December 2014.
- ❑ Spent approximately \$8,700 to clean out the rest of the drain in May - June 2016.
- ❑ Spent approximately \$2,100 for brush spray on the drain in June 2019.
- ❑ Assessed \$5,000 in 2015; assessed \$8,000 in 2016, and currently plan to assess \$1,500 for 2019.
- ❑ Drain account currently has approximately -\$765.

Meeting Agenda

- ~~I. Introductions~~
- ~~II. Opening of Board of Determination Meeting~~
- ~~III. Outline of the Board of Determination Procedure~~
- ~~IV. Drain Facts~~
- V. Public Testimony - (3 minutes per person.)
- VI. Vote of Board of Determination
- VII. Appeal Procedures and Closing Comments
- VIII. Adjournment

Appeal Process

Section 280.72a Judicial determination of necessity; filing of action.

Sec. 72a. Whenever the board of determination finds by majority vote of the whole number of members that the drain is or is not necessary, any person feeling aggrieved by the determination may institute an action in the **circuit court** for the county in which the real property is located for a determination of necessity. The action shall be filed by the person aggrieved within **10 days after** the determination of necessity or no necessity by the board of determination.