LEELANAU COUNTY DRAIN COMMISSION

Steve Christensen, *Drain Commissioner*

8527 E. Government Center Dr., Suite #205, Suttons Bay, MI 49682 ▪ 231-256-9783
www.leelanau.gov ▪ schristensen@co.leelanau.mi.us

STATE OF MICHIGAN

OFFICE OF THE LEELANAU COUNTY DRAIN COMMISSIONER
NOTICE OF MEETING OF BOARD OF DETERMINATION

In the Matter of: Timberlee Drain

Notice Is Hereby Given to you as a property owner or municipality who may be liable for an assessment for benefits derived, that a Board of Determination, composed of three (3) disinterested property owners of Leelanau County and one (1) alternate will meet **at 7:30 p.m. on Thursday, October 29, 2020, or immediately following the Lake Bluffs Drain Determination meeting, whichever is later, via Zoom and in person in the Commissioner Meeting Room of the Leelanau County Government Center, 8527 E. Government Center Dr., Suttons Bay, Michigan,** to hear all interested persons and evidence and to determine whether the drain, known as the **Timberlee Drain,** as prayed for in the petition for locating, establishing and constructing, dated September 9, 2020**,** is necessary and conducive to the public health, convenience, and welfare, located in both Elmwood and Solon Townships of Leelanau County, in accordance with Sections 72 and 191 of Act No. 40, P.A. 1956, as amended. A maximum of 13 guests are allowed into the in-person meeting room.

Proceedings conducted at this public hearing will be subject to the provision of the Michigan Open Meetings Act. You are further notified that information regarding this meeting may be obtained from the Leelanau County Drain Commissioner. Persons with disabilities needing accommodations for effective participation in the meeting should contact the Leelanau County Drain Commissioner's office at the number noted below (voice) or through the Michigan Relay Center at 1-800-649-3777 (TDD) at least 72 hours in advance of the meeting to request mobility, visual, hearing or other assistance. Minutes of the meeting will be on file at the Leelanau County Drain Commissioner's office.

You Are Further Notified that persons aggrieved by the decisions of the Board of Determination may seek judicial review in the Circuit Court for the County of Leelanau within ten (10) days of the determination if the locating, establishing and constructing, of the drain is found necessary and conducive to the public health, convenience or welfare, a special assessment may be levied against properties or municipalities that benefit. Any owner or party having an interest in property that may be assessed, or his or her agent, may appear in person to comment on the necessity of the petition.

DATED: October 15, 2020

Steve Christensen
Leelanau County Drain Commissioner

A live streaming of this meeting will be available for viewing via the following link –
https://www.youtube.com/channel/UCNQTgIgcTedF2qB8floC1GQ?view_as=subscriber

If you would like to provide comment during the meeting, please watch the livestreamed video, and call in during one of the two public comment portions on the agenda, to **231-256-8109**. There will be no queue, and calls will be taken in the order they are received.

Emailed comments are also welcomed prior to the meeting, and can be addressed to levans@co.leelanau.mi.us

Written comment submitted by mail can be sent to: Leelanau County Administration, 8527 E. Government Center Dr., Suite 101, Suttons Bay, Michigan 49682.

A Zoom Meeting ID is available by contacting levans@co.leelanau.mi.us

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TO: Owners of potential properties within the petitioned Timberlee Drain Drainage District

FROM: The Office of the Leelanau County Drain Commissioner

SUBJECT: Timberlee Drain – Petition to Locate, Establish and Construct a New County Drain

DATE: October 15, 2020

A petition was filed with this office requesting to locate, establish, and construct a new County Drain, pursuant to the Michigan Drain Code of 1956, as amended. The Michigan Drain Code is the State law that governs the actions of my office and this particular process in that when a petition is received by my office, a public meeting, known as a Board of Determination, is to be held to determine if the petition request is necessary. The Board of Determination is comprised of three (3) citizens of Leelanau County who do not live in the Drainage District or own lands within the township(s) affected by the Drain. This Board will meet on the designated time and date to hear and consider input on the necessity of the drain petition and will give opportunity for public comment for all in attendance. If you cannot personally attend, you can have a representative attend to speak on your behalf or you can send written comments that will be given to the Board for consideration at the hearing. Written comments must be received by my office at least 24 hours prior to the hearing. Further, due to the current Executive Order issued by the Governor relating to Covid-19, you may attend virtually via Zoom, or watch the meeting on YouTube and comment by telephone. A maximum of 13 guests may attend the hearing in-person. The decision whether the new Drain is / is not necessary will be made at the end of the hearing by the three-person Board and will be based upon evidence (testimony, public comment, picture, documentation, etc.) as to whether a drainage problem exists, such that the petition can remedy the problem.

The enclosed notice is being sent to you because you are an owner of record of property within the proposed Drainage District and may be liable for an assessment if the Timberlee Drain petition is found necessary. A Drainage District is the area of land that contributes at least some portion of water flowing in a drain or is comprised of properties benefiting from the proposed new Drain. Water in the Drain comes from rainfall on roods, driveways, fields, lawns, woods and roads and the Drain is typically the collection point of the downstream disbursement of various means of transport from upstream properties (ditch, culverts, pipes, etc.).

SEE REVERSE SIDE FOR NOTICE OF MEETING, INCLUDING WAYS TO PARTICIPATE

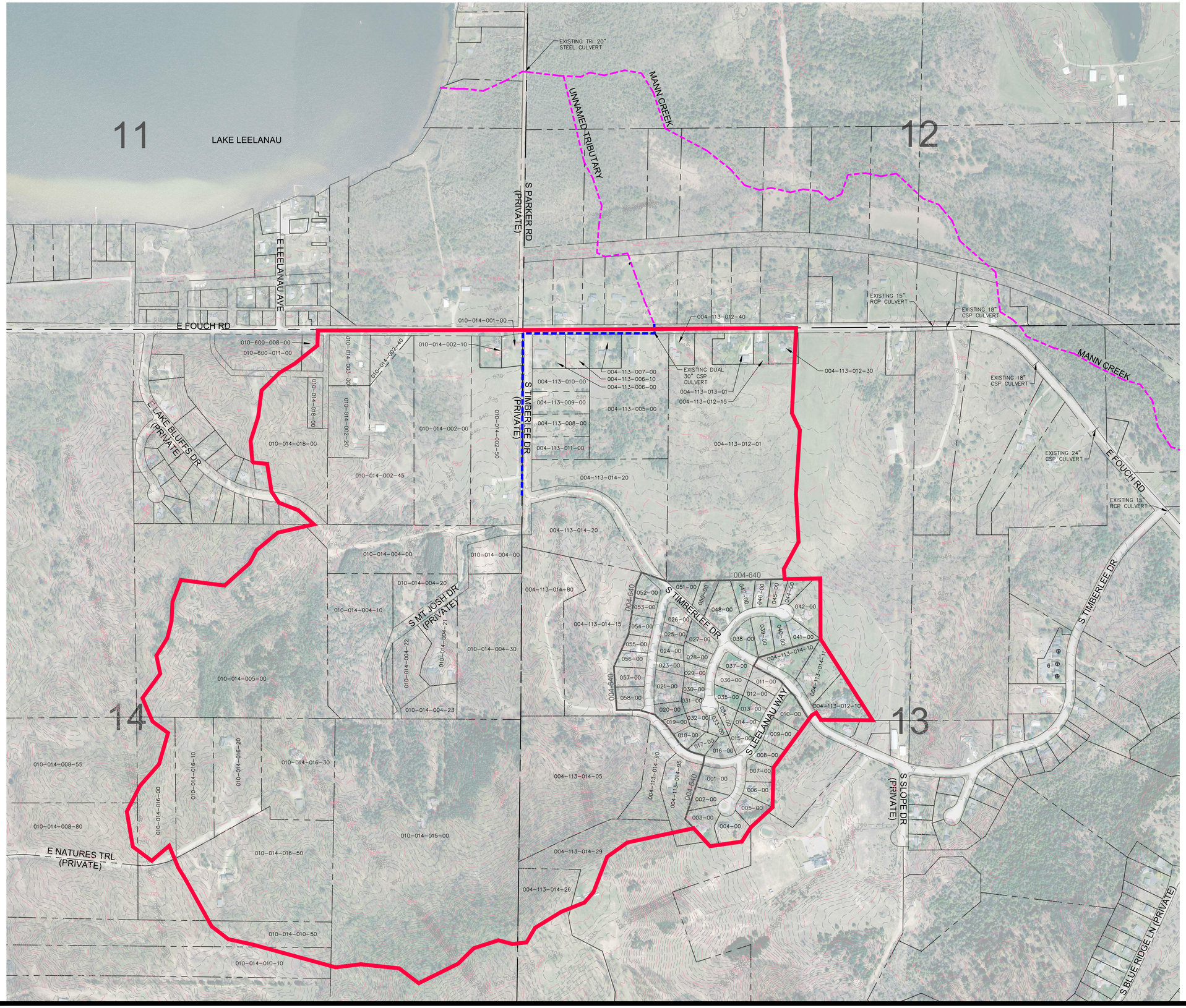

EXHIBIT A

3 WORKING DAYS BEFORE YOU DIG CALL MISS DIG. 1-800-482-7171 (TOLL FREE)

GEI Consultants
GEI CONSULTANTS OF MICHIGAN, P.C.
230 N. WASHINGTON SQUARE
SUITE 201
LANSING, MI 48933
(517)803-2836

LEELANAU COUNTY ESTABLISHED 1863

Attention: 0 1"
If this scale bar does not measure 1" then drawing is not original scale.

NO.	DATE	ISSUE/REVISION	APP
0			

Designed:	MJW
Checked:	-
Drawn:	MJW
Approved By:	-

STEVE CHRISTENSEN
LEELANAU COUNTY DRAIN COMMISSIONER

TIMBERLEE HILLS DRAINAGE DISTRICT
SECTION 13 & 14, SOLON TOWNSHIP, T28N, R12W, LEELANAU COUNTY, MICHIGAN

PROJECT NO.
200XXXX

SHEET NO.
1 OF 1