

BARRY COUNTY

DRAIN COMMISSIONER &
DIRECTOR OF PUBLIC WORKS
JIM DULL



220 W. STATE ST., HASTINGS, MI 49058
PH. (269) 945-1385 FAX (269) 948-4884

STATE OF MICHIGAN OFFICE OF THE BARRY COUNTY DRAIN COMMISSIONER

NOTICE OF MEETING OF BOARD OF DETERMINATION

In the Matter of: **Shallow Lake 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 3 disinterested property owners of Barry County and one alternate will meet on **April 16, 2018 at 7:00 p.m., at the Hope Township Hall, 5463 S. M-43 Hwy., Hastings, MI 49058** to hear all interested persons and evidence and to determine whether the drain, known as the **Shallow Lake Drain (and Wall Lake Dam assessment district)**, as prayed for in the petition for cleaning out, relocating, widening, deepening, straightening, tiling, enclosing, extending, improving, providing structures, adding lands, adding branches and/or relief drains and/or relocating along a highway, dated March 13, 2018, is necessary and conducive to the public health, convenience and welfare in both Barry and Hope Township of Barry County, in accordance with Sections 72 and 191 of Act No. 40, P.A. 1956, as amended, and for the protection of the public health of Hope and Barry Township of Barry County.

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 Barry County Drain Commissioner. Persons with disabilities needing accommodations for effective participation in the meeting should contact the Barry 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 Barry 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 Barry within ten (10) days of the determination if the cleaning out, relocating, widening, deepening, straightening, tiling, enclosing, extending, improving, providing structures, adding lands, adding branches and/or relief drains and/or relocating along a highway, 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: March 26, 2018

Jim Dull

Barry County Drain Commissioner

220 W. State St.

Hastings, MI 49058

(269) 945-1385

BARRY COUNTY

DRAIN COMMISSIONER &
DIRECTOR OF PUBLIC WORKS
JIM DULL



220 W. STATE ST., HASTINGS, MI 49058
PH. (269) 945-1385 FAX (269) 948-4884

TO: Owners of Properties within the Shallow Lake Drain Drainage District & Wall Lake Dam Assessment District

FROM: The Office of the Barry County Drain Commissioner

SUBJECT: Shallow Lake Drain Petition for Improvements

DATE: March 26, 2018

A petition was filed with this office requesting to clean out, relocate, widen, deepen, straighten, tile, enclose, extend, improve, provide structures, add lands, add branches and/or relief drains, and/or relocate along a highway, pursuant to MI Drain Code of 1956 as amended. Michigan Drain Code requires that when a petition is received, a public hearing known as a Board of Determination, be held to determine if the petition request is necessary. The Board of Determination is comprised of three citizens of Barry County who do not live in the township(s) affected by the Drain. They will meet on the designated date to hear and consider input on the necessity of the drain petition and will give opportunity for public comment to all in attendance. If you cannot personally attend, you can send a representative 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 this office at least 24 hours prior to the hearing. The decision whether improvements to the drain are/are not necessary will be made at the end of the hearing.

The enclosed notice is being sent to you because you are an owner of record of property within a Drainage District and may be liable for an assessment if the petition is found necessary. A Drainage District is the area of land that contributes to the water flowing into the drain. Water in the drain comes from roofs, driveways, fields, lawns and roads.

If you have any questions regarding this matter, feel free to call our office at (269) 945-1385 and someone will be glad to discuss them with you.

See reverse side for notice of meeting.