

Benton Street Drain

Board of Determination

Village of St. Charles

110 W. Spruce Street, St. Charles, MI

Tuesday, January 9, 2024

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. Engineer Presentation
- V. Public Testimony
- 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 based on public health, convenience or welfare

- 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

Public Comment

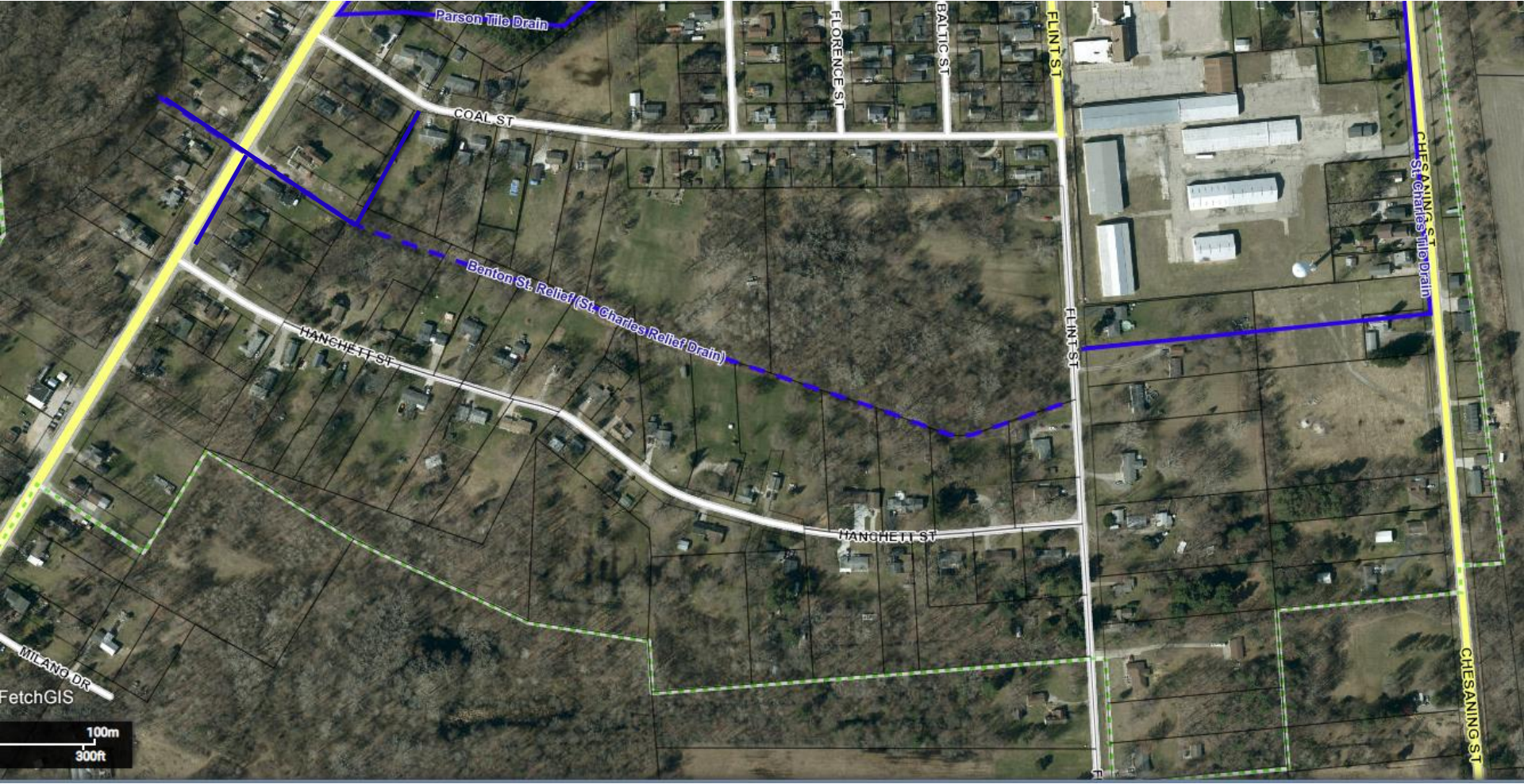
- The speaking order will be on a first come, first served basis. Petitioner will have a chance to speak first.
- State your full name and address. Spell your last name for the court reporter.
- Limit comments to 3 minutes.

Public Comment (cont.)

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

Location of Drain

N



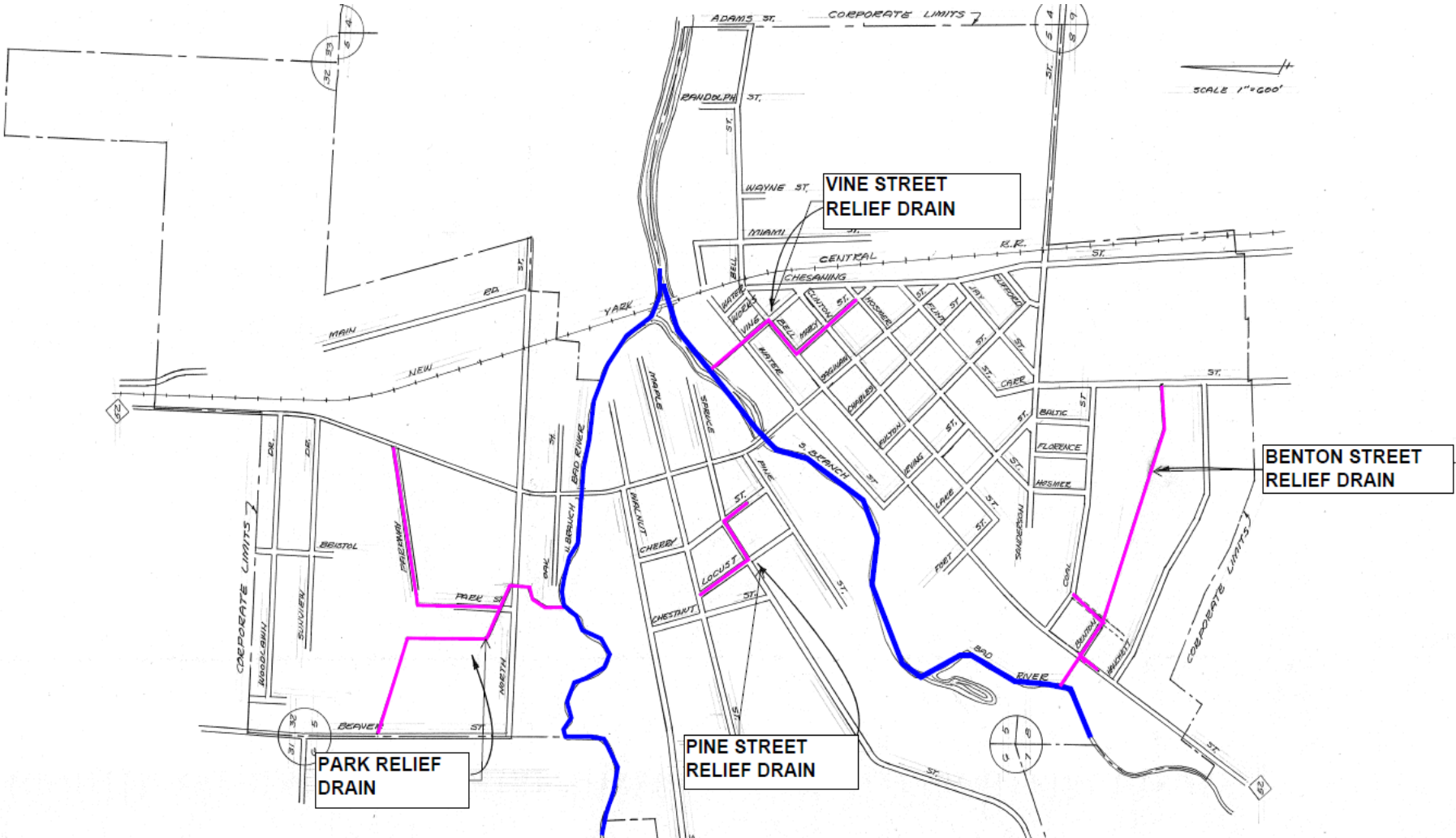
History/Background

- Established in 1904 as the Griffin Drain.
- Cleaned out in 1936 as the Griffin Drain.
- Consolidated into the St. Charles Relief Drain in 1976-1977, adding storm sewer and cleaning out the open drain (previously named the Griffin Drain).
 - ▣ The consolidation was completed under Chapter 20 of the Michigan Drain Code of 1956.
 - ▣ Ch. 20 indicates that all costs to establish/construct a Drain are to be assessed entirely to public corporations.
 - ▣ 1977 – entire cost for work on the Drain was assessed to the following: County of Saginaw and the Village of St. Charles.

St. Charles Relief Drain



SCALE 1"=600'



VINE STREET
RELIEF DRAIN

BENTON STREET
RELIEF DRAIN

PARK RELIEF
DRAIN

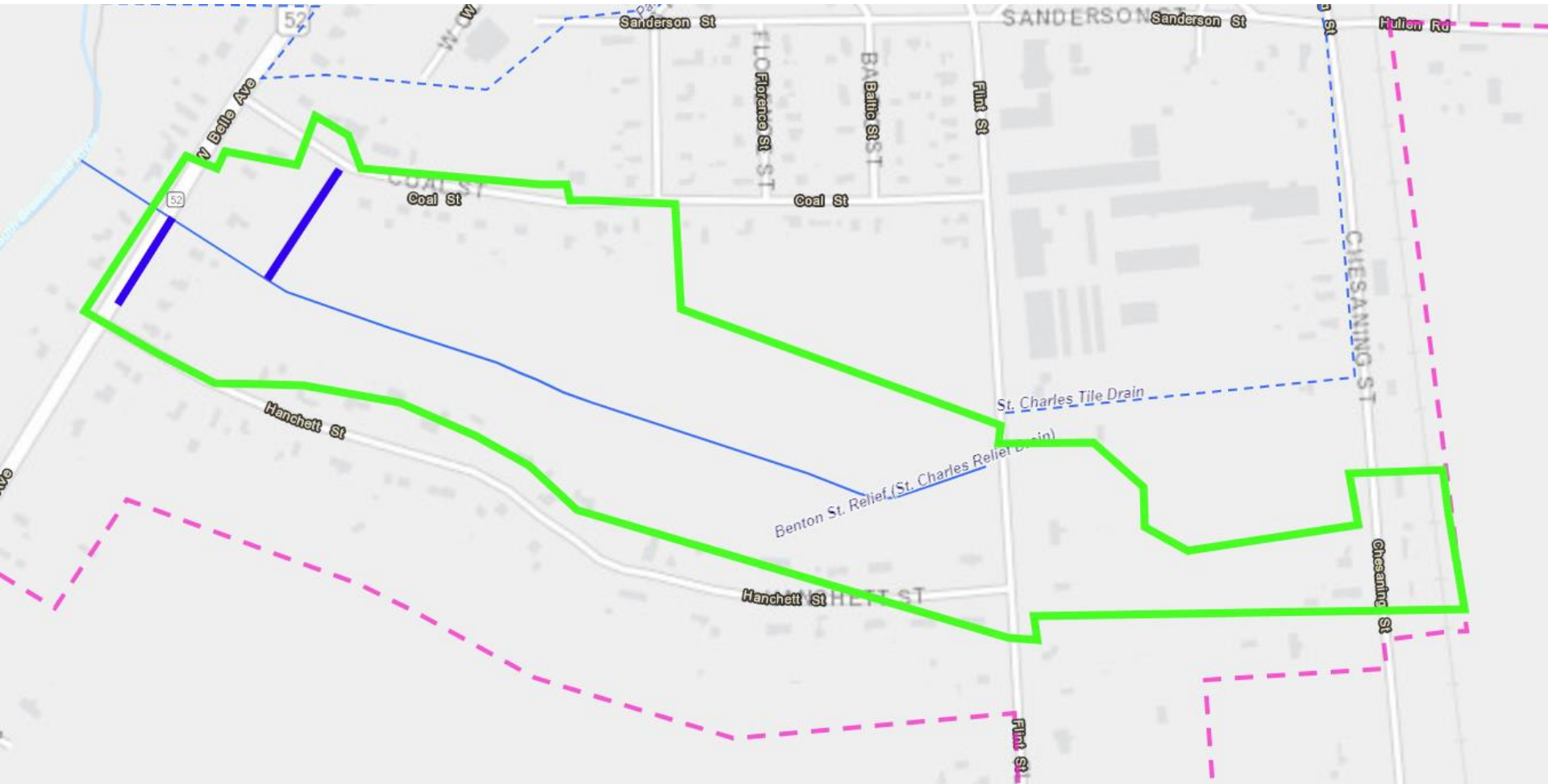
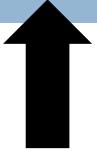
PINE STREET
RELIEF DRAIN

History/Background

- April 13, 2022 – Village of St. Charles passed a resolution requesting the Benton Street Relief Drain, a portion of the St. Charles Relief Drain, be abandoned with the Village taking over jurisdiction.
- May 3, 2023 – The St. Charles Relief Drain Drainage Board approved the relinquishment of the Benton Street Relief Drain.
- November 8, 2023 – Village of St. Charles petitioned to locate, establish & construct the Benton Street Drain.
- There is now potential for a newly established county drain, named Benton Street Drain.
- Since 2020, SCPWC has received multiple calls from landowners noting trees down in the drain & flooding.

Preliminary Drainage District

N



Preliminary Drainage District

N



Potential Drain Layout

- Potential location of the Benton Street Drain
 - ▣ See Map (blue lines on map – following historical)
 - ▣ Approximately 1,075 feet storm sewer & 1,920 feet open drain, total length = 2,295 feet long (0.57 miles)
 - ▣ Watershed area: Approx. 40.5 acres
- What is the drainage district?
 - ▣ Lands that contribute storm water to drain
 - ▣ Drainage District serves as the special assessment district
 - ▣ Benton Street Drain Drainage District includes:
 - Village of St. Charles
 - Michigan Department of Transportation (MDOT)
 - Landowners – Approximately 56 parcels

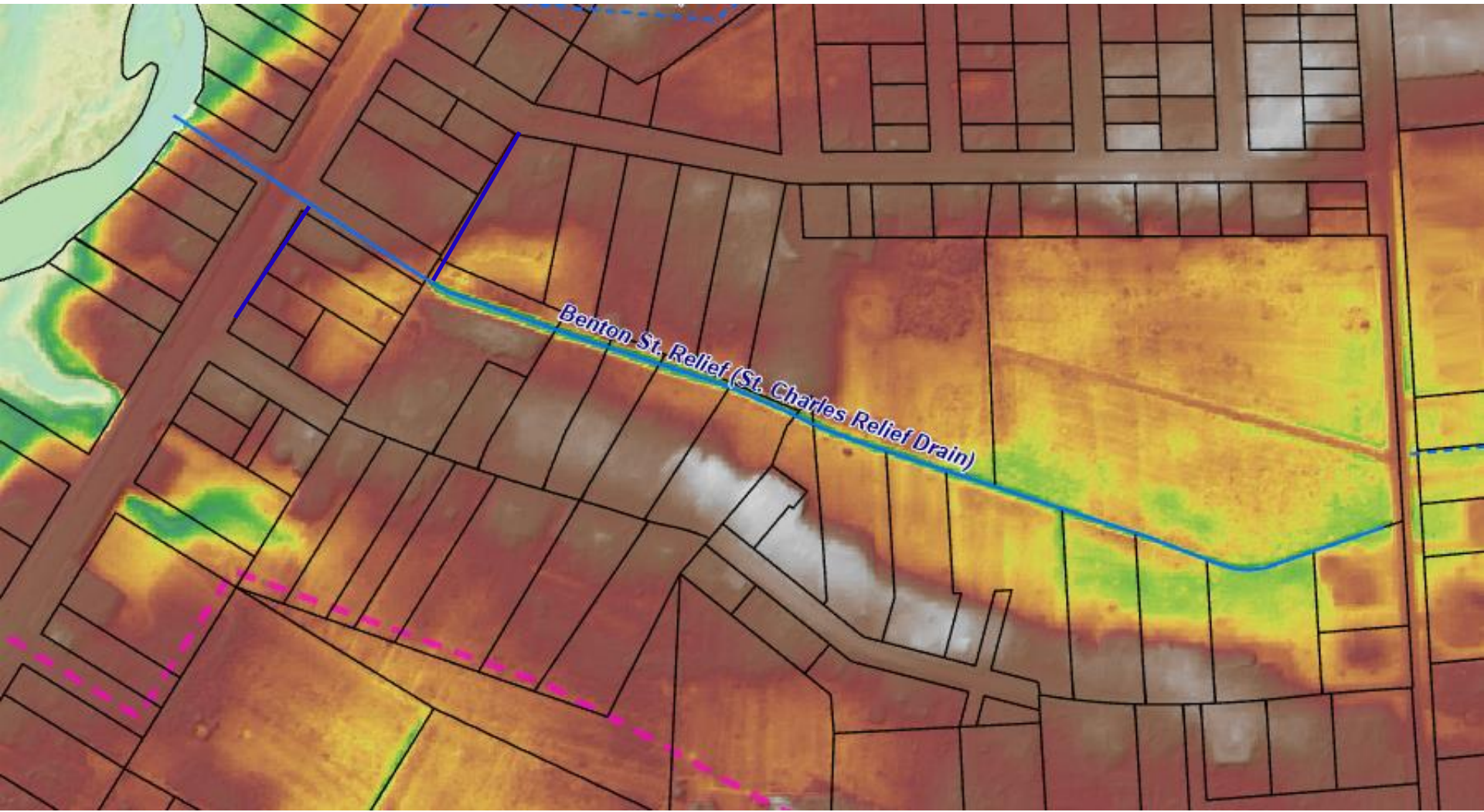
Aerial View of Drain

N



Aerial View of Drain

N



Pictures

- Pictures from drain inspection on June 25, 2020.
- Highly wooded area with many trees down in the Drain.



Pictures

- Pictures from drain inspection on June 25, 2020.
- Highly wooded area with many trees down in the Drain.



Pictures

- Picture from drain inspection on June 25, 2020.
- Taken standing on Flint Street & looking West
- Highly wooded area with many trees down in the Drain.



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Preliminary Drainage District

N



Appeal Procedures – Section 280.72a

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.