

FAQs

Whitmore and South Branch of Swan Creek
Intercounty Drain Drainage Board
Gratiot County
Midland County
Saginaw County
MDARD

FREQUENTLY ASKED QUESTIONS

Whitmore and South Branch of Swan Creek Intercounty Drain Hearing of Practicability

Why did I received a notice?

A petition was received for maintenance and improvement of the Whitmore and South Branch of Swan Creek Intercounty Drain. The Drainage District for the Drain spans across portions of Gratiot, Midland, and Saginaw Counties. All property owners with lands in the Drainage District were sent a copy of the notice.

What is a Drainage District?

A drainage district is the land area that benefits from the drain. The drainage district makes up the watershed that contributes water to the drain. Each property and municipality within the drainage district pays for all costs incurred relating to the drain.

What happens after a petition is received?

When a valid petition is filed with a member of the Intercounty Drain Drainage Board, the Michigan Drain Code of 1956, as amended, requires a hearing to determine if the petition is practicable.

What happens at a Hearing of Practicability?

The primary purpose of the hearing of practicability is to provide information to the public about existing conditions of the drain and to listen to testimony. Cost estimates and solutions are not known at this step of the process. Based on the information and testimony presented at the hearing, the Drainage Board will decide if maintenance and improvement petition is practicable.

Do the Drainage Board decision have to be unanimous?

No. Only a majority vote of the Drainage Board Members is required. The MDARD Director (or designated representative) is a non-voting member except in the case of a tie.

What happens after the Hearing of Practicability?

If the petition is found not practicable, the process immediately ends. If found practicable, the Drainage Board will employ a professional engineer to survey the drain. After the engineer's report is complete, the next step is to hold a necessity hearing to determine if maintenance and improvement of the drain is necessary and conducive to the public health, convenience, or welfare. All property owners and municipalities within the Drainages District will receive prior notice of this hearing.

Do I have to attend the Hearing of Practicability?

No, you are not required to attend the Hearing of Practicability; however, it is your right to do so.

How can I get more information?

To get more information or have questions answered, call your respective Drain or Public Works Commissioner at the number listed on the notice.

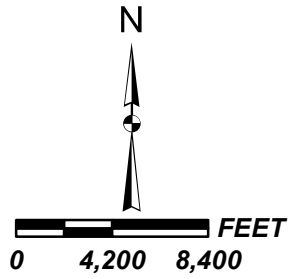
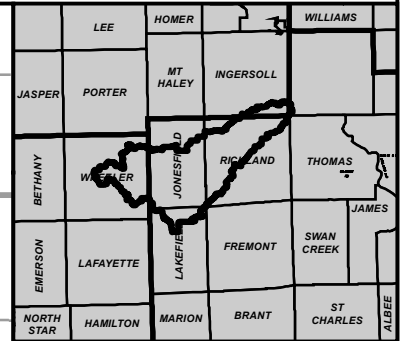
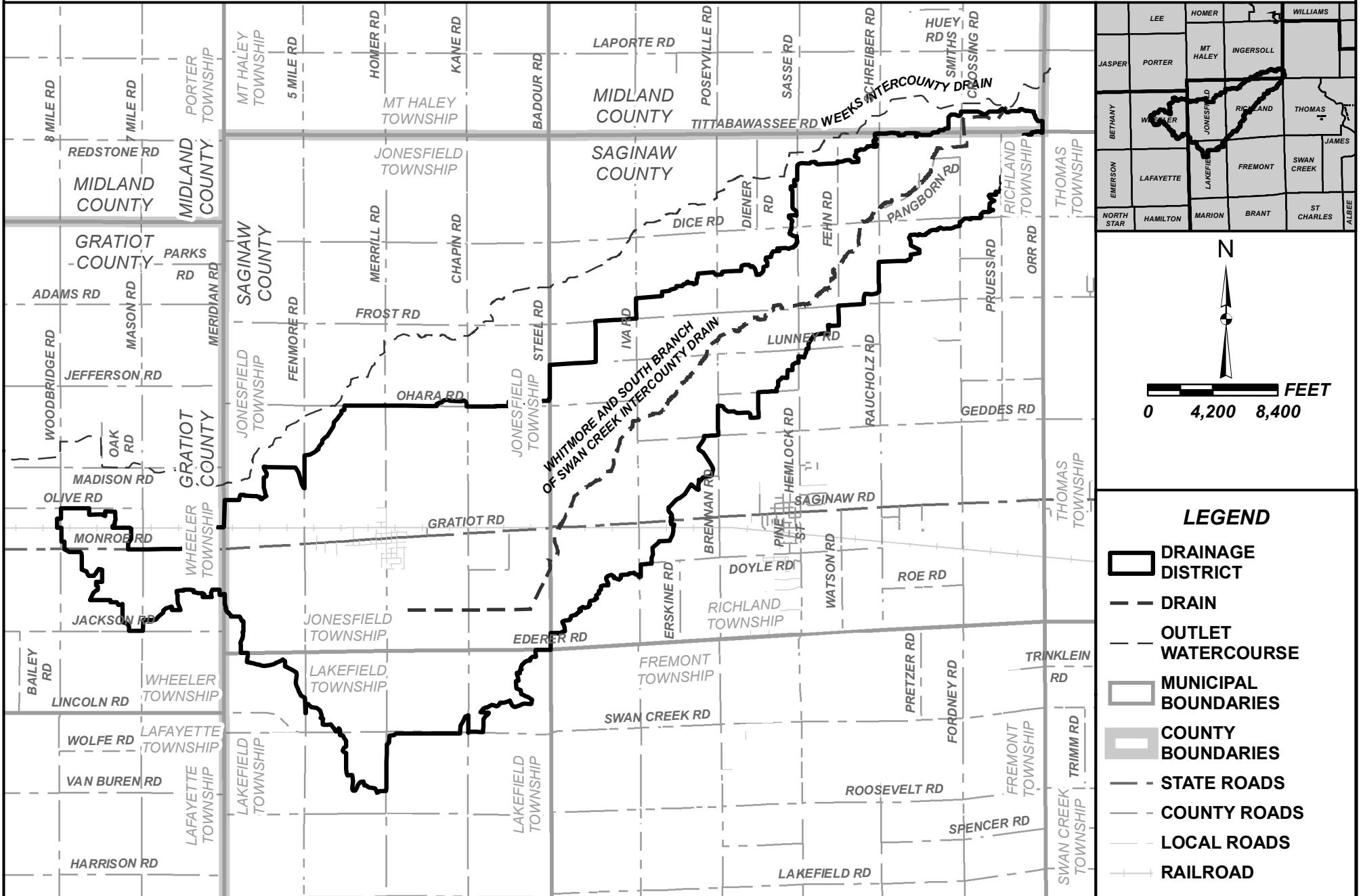
Can I submit comments prior to the Hearing of Practicability?

Prior to the meeting written comments submitted to your respective Drain or Public Works Office will be made a part of the meeting record.

EXHIBIT "B2"

WHITMORE AND SOUTH BRANCH OF SWAN CREEK INTERCOUNTY DRAIN DRAINAGE DISTRICT

MICHIGAN DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT - BRADY HARRINGTON, P.E.
 GRATIOT COUNTY DRAIN COMMISSIONER - BERNARD J. BARNES
 MIDLAND COUNTY DRAIN COMMISSIONER - DOUGLAS D. ENOS
 SAGINAW COUNTY PUBLIC WORKS COMMISSIONER - BRIAN J. WENDLING



- LEGEND**
- DRAINAGE DISTRICT
 - DRAIN
 - OUTLET WATERCOURSE
 - MUNICIPAL BOUNDARIES
 - COUNTY BOUNDARIES
 - STATE ROADS
 - COUNTY ROADS
 - LOCAL ROADS
 - RAILROAD