

**Storm Water Management  
 Drainage Application**

Application for permission for the following:

- |  |   |
|--|---|
| <input type="checkbox"/> New Development           | <input type="checkbox"/> Variance             |
| <input type="checkbox"/> Work in Drainage Easement | <input type="checkbox"/> Work in Drainage Way |
| <input type="checkbox"/> Other _____               |   |

TO THE PORTER COUNTY STORM WATER BOARD, PORTER COUNTY INDIANA;  
 (NAME) \_\_\_\_\_,  
 HEREINAFTER CALLED APPLICANT HEREBY MAKES APPLICATION TO THE PORTER COUNTY STORM  
 WATER BOARD TO PERFORM THE ABOVE DESCRIBED ACTIVITY WITHIN A REGULATED DRAIN AND/OR  
 THE EASEMENT FOR A REGULATED DRAIN WHICH IS PART OF THE DRAINAGE SYSTEM FOR PORTER  
 COUNTY, INDIANA.

**THE LOCATION IS AS FOLLOWS:**

Name of Waterway: \_\_\_\_\_

Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_ Acres: \_\_\_\_\_

Parcel Number(s): \_\_\_\_\_

Address or Description of Location:

\_\_\_\_\_  
 \_\_\_\_\_

**THE REQUEST IS TO CONSIST OF THE FOLLOWING ACTIVITIES:**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**THE PURPOSE OF THE REQUEST IS TO:**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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1. The applicant hereby agrees to restore the land, drainage ditches and all other surfaces and/or structures within the ditch and regulated drain easement to condition as good or better than they were prior to the commencement of the work.
2. The applicant shall and will indemnify and hold harmless any and all county entities, including but not limited to the County of Porter, Board of Commissioners, the Porter County Storm Water/Drainage Board, its elected officials, its appointed officials, its officers, its employees, its departments, its boards and/or agents from and against any and all damages, injuries, losses, demands, or costs proximately caused by the fault, culpability or negligence of the applicant in the performance of the permitted work over and across the drains or drainage rights-of-way under the jurisdiction of the Porter County Storm Water Board.
3. The Applicant agrees to avoid causing damage to the established regulated drain or to landowners affected by the drain, pursuant to I.C.36-9-27-72(D).
4. For applications regarding the placement of **Temporary Structures** in the drain's easement, such as **Fences, Trees, Gardens, Sheds, Etc.**, the Applicant understands that, if the Storm Water Board grants permission to place said temporary structures within the drainage easement, said placement is at **THE OWNER'S RISK**. Should the County Storm Water/Drainage Board, their agents, representatives, contractors or others at the direction of said County Storm Water/Drainage Board, need access to the drain or easement and the structure requires removal, the owners shall remove same at the owner's expense. Should the owner fail to remove same in a timely fashion, then the County Storm Water/Drainage Board shall cause same to be removed and the owner shall have no recourse. After completion of the County Storm Water/Drainage Board's activity, the owner shall have the right to reinstall the temporary structure in compliance with the County Storm Water/Drainage Board's requirements. The County Storm Water/Drainage Board may require payment from the owner for the cost of the removal or replacement for any of said items, pursuant to statute.
5. The applicant shall have workman's compensation insurance as required by state law.
6. The Applicant shall pay the Porter County Department of Storm Water Management office an application fee(s) prior to the application being considered at the next monthly Porter County Storm Water Board meeting.
7. The applicant shall carry public liability insurance meeting the maximum dollar limits as specified in I.C. 34-13-3-1 ET Seq. or any subsequently enacted applicable statutes, and shall list the County of Porter, The Board of Commissioners of the County of Porter, the Porter County Storm Water Board, the Porter County Drainage board, its elected officials, its appointed officials, its officers, its employees, its departments, its boards and agents as other insured's.

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8. The permit does not obviate the need to obtain any other federal, state and/or local authorization, if required.

9. By submitting this application, the applicant hereby states the following:

- A. The proposed work meets all hydraulic requirements that will permit the drain to function properly. (I.C. 36-9-27-72 (C)).
- B. The regulated drain is adequate to handle the additional flow of water, if any
- C. No harmful pollution is likely to result. (I.C. 36-9-27-17 (C)).

10. Engineering plans, which substantiate the above statements, must accompany this application. These plans must include sufficient detail to allow verification of the above statements. (These plans should generally include dimensions, elevations calculations, descriptions or the quantities and types of material to be used, discharged calculations and other relevant information.)

11. Upon completion of the work, "as built plans", signed and sealed by an Indiana registered professional engineer, shall be forwarded to the Porter County Storm Water Board within 30 days.

12. The Storm Water Board reserves the right to waive any of the requirements stated hereon.

Submitted: \_\_\_\_\_  
 (Print or Type Name)

Date: \_\_\_\_\_

\_\_\_\_\_  
 (Signature)

Submitted For: \_\_\_\_\_

Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Should any applications be submitted by an agent, consultant, engineer, representative or others purporting to act as the owner, then a power of attorney shall be duly executed and attached to these applications. ***(See Attachment I)***

**APPROVAL SHALL BE VAILID FOR A PERIOD OF TWO YEARS FROM THE DATE OF APPROVAL.** Should the work and all related activities not be completed by that time, petitioner is required to reapply. Should the scope of work, plans and specifications, or activities listed herein be modified, petitioner must notify the Porter County Storm Water Management Department and the Storm Water/Drainage Board of these modifications for review and/or approval/denial by the County Storm Water Board.

Porter County is an equal opportunity employer and does not discriminate on the basis of race, color, religion, sex, age, national origin, disability, military status, genetic testing, pregnancy, sexual orientation or any other unlawful bias.

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**“Attachment I”**

IN THE MATTER OF: \_\_\_\_\_  
 (Name of Regulated Drain)

\_\_\_\_\_  
 (Location)

**POWER OF ATTORNEY  
 (If Applicable)**

That I, \_\_\_\_\_, born \_\_\_\_\_, of \_\_\_\_\_, Indiana, do hereby make, constitute and appoint \_\_\_\_\_, \_\_\_\_\_, born \_\_\_\_\_, of \_\_\_\_\_, Indiana my true and Lawful attorney-in-fact, for me and in my name, place and stead to exercise the following:

To represent me in all matters pertaining to the attached Application/Petition, before the Porter County Storm Water Board;

To execute instruments required for said Application/Petition;

To do and perform each and every act and thing whatsoever requisite and necessary or proper to be done in all matters affecting said Application/Petition, and with the same force and effect as though I were personally present and acting for myself;

I do hereby ratify and confirm all that my attorney shall do or cause to be done, by virtue of this power of attorney.

STATE OF INDIANA )  
 )  
 COUNTY OF PORTER )

Subscribed and sworn to before me a Notary Public in and for \_\_\_\_\_ said, County and State came \_\_\_\_\_ and acknowledged the foregoing instrument this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Commission Expires: \_\_\_\_\_  
 Porter County Resident: \_\_\_\_\_