

ORDINANCE NO. 2025- 06-02-01

**AN ORDINANCE AMENDING THE UNIFORM FEE FOR
WHITE COUNTY DRAINAGE BOARD
AND SURVEYOR'S DEPARTMENT**

WHEREAS, the members of the Board of Commissioners of the County of White (the "Commissioners") are also members of the White County Drainage Board (the "Drainage Board"); and

WHEREAS, Indiana Code 36-9-27-73 authorizes the Drainage Board to establish and collect reasonable fees and costs from petitioners in drainage proceedings; and

WHEREAS, 327 IAC 15-5 (Rule 5) requires White County to develop and implement and the enforcement of requirements for storm water discharge from construction activities; and

WHEREAS, the Commissioners and the Drainage Board have enacted the Comprehensive Stormwater and Sediment Control Ordinance 21-09-20-03 on September 20, 2021, for the purpose of implementing such programs and desire to amend the schedule of fees to implement the changes made by 21-09-20-03.

NOW, THEREFORE, BE IT ORDAINED, by the Commissioners the White County Code be amended to read as follows:

UNIFORM FEE SCHEDULE

A. Stormwater Management Permits.

1. The fees for review of drainage submittals, preliminary plans, and/or construction plans and accompanying information and date in accordance with the White County Drainage and Sediment Control Ordinance, adopted by reference in 21-09-20-03 on September 20, 2021, shall be as follows:

Drainage Review Fees

Acreage	Residential Cost	Commercial Cost	Industrial Cost
0 – 40.0 Acres	\$2,000.00	\$2,000.00	\$2,000.00
40.0 – 160.0 Acres	\$4,000.00	\$4,000.00	\$4,000.00
160.0 – and above	\$6,000.00	\$6,000.00	\$6,000.00

2. The Drainage Review Fees set forth shall include (1) preconstruction inspections, (3) construction inspections, administrative fees, and (2) post construction inspections.
3. The following fees shall be charged for services required in addition to those included in the forgoing Drainage Review fees:

Additional Permit Fees, if needed

Additional inspection	During the construction process resulting from inadequate site conditions or additional post construction inspections	\$50.00
Grading plan revisions and Amended notice of intent	For each additional revision or amended notice	\$50.00

B. Regulated Drain Encroachment.

1. The County Surveyor's Office shall charge the following application and permit fees to any person, partnership, corporation, or association filing an application for an Encroachment Agreement pursuant to Indiana Code 36-9-27-33:

Individual: agricultural and/or single unit residential	\$250.00
Commercial, multi-family, and/or Business or Industrial development	\$1,000.00
Utility (above or below)	\$1,000.00
Underground construction, grading, trenching or excavation parallel to a drain for up to 500 feet of continuous construction:	\$250.00
For each additional 500 feet or part thereof of continuous construction parallel to the drain thereafter:	\$100.00

2. The Regulated Drain Encroachment Fees set forth shall include review of all plans, administrative fees, field location of any drains (GPS), (1) inspection of construction, and (1) postconstruction inspection.
 - a. The White County Drainage will make all decision regarding encroachments on, over, under or adjacent to any Regulated Drain.

- b. In addition to the above fees for each type of request there shall be an additional fee charged by the County Recorder for the Recording of the Encroachment Agreement

C. Discharging into a Regulated Drain (Outlets)

1. The County Surveyor's Office shall charge the following application fees to any person, partnership, corporations, or any other entity filing an application to discharge private or mutual drains into a regulated drain under the jurisdiction of the County Drainage Board:

Outlets

Individual or agricultural	\$25.00
Commercial, multi-family, and/or business or Industrial development	\$100.00

2. The Discharging into a Regulated Drain Fees set forth shall include review of all plans, administrative fees, field location of any drains (GPS), and (1) postconstruction inspection.

D. Fines and Penalties.

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|--|-------------------|
| 1. Incomplete/non-compliance with required forms or plans | Up to \$2,500.00 |
| 2. Moving or destroying a corner stone (cost to repair/replace) | Up to \$10,000.00 |
| 3. Working on/damaging/destroying a regulated drain (cost to repair/replace) | Up to \$2,500.00 |

E. Miscellaneous.

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|---|--------------|
| 1. 8.5 inches by 11 inches to 11 inches by 17 inches copies (regular) | \$1 per page |
| 2. Large Copies | \$4 per page |
| 3. Return check fee (or as stipulated by the Treasurer's Office) | \$50.00 |

F. General Provisions

1. All filing fees are non-refundable. All monies shall be payable to the White County Treasurer. The County Surveyor's Office shall maintain records of the fees collected hereunder on forms prescribed by the State Board of Accounts. All items pursuant to Section A shall be deposited into the Drainage Review Fees fund #4948, also known as the Stormwater & Sediment Control Fund. The fees collected pursuant to Section B, Section C and Section D, hereunder for Outlets, Encroachments, Fines & Penalties shall be deposited in fund #2700, if any, for the regulated drain affected thereby, and if none,

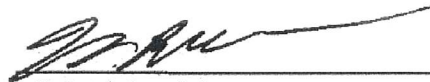
into the general drain Improvement Fund. All other fees collected hereunder shall be deposited in the County General Fund, including fees collected pursuant to Section E. No fee shall be required to be paid by any unit of the County for the construction, maintenance, or remodeling of any public facility.

2. Any person found in violation of any provision of this Ordinance shall be guilty of a civil infraction and be subject to the Enforcement Provisions of the Drainage and Sediment Control Ordinance, which provisions are incorporated herein by reference, and include fines of \$500.00 per day until the violation is corrected, plus damages, expenses, costs, and attorney's fees.

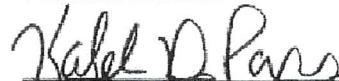
This Ordinance shall be in full force and effect immediately upon its passage and signing.

Presented to the Board of Commissioners of White County, Indiana, and approved on second reading this 2nd day of June, 2025, by the following vote:


**BOARD OF COMMISSIONERS OF
WHITE COUNTY, INDIANA**



Michael Smolek

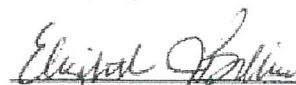


Kaleb Pass



David Davis

ATTEST:



Elizabeth Billie, Auditor of
White County