



# LEELANAU COUNTY DRAIN COMMISSION

Steve Christensen, *Drain Commissioner*

8527 E. Government Center Dr., Suite #205, Suttons Bay, MI 49682 ▪ 231-256-9783  
www.leelanau.gov ▪ schristensen@co.leelanau.mi.us

## STATE OF MICHIGAN

### OFFICE OF THE LEELANAU COUNTY DRAIN COMMISSIONER NOTICE OF MEETING OF BOARD OF DETERMINATION

#### **In the Matter of: Elmwood Township Drain #1**

*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 three (3) disinterested property owners of Leelanau County and one (1) alternate will meet **at 7:00 p.m. on Thursday, November 21, 2024, in person in the Commissioner Meeting Room of the Leelanau County Government Center, 8527 E. Government Center Dr., Suttons Bay, Michigan**, to hear all interested persons and evidence and to determine whether the drain, known as the **Elmwood Township Drain #1**, located in Elmwood Township and Traverse City, Leelanau County, as prayed for in the petition for maintenance and improvement, dated September 10, 2024, is necessary and conducive to the public health, convenience, and welfare, in accordance with Sections 72 and 191 of Act No. 40, P.A. 1956, as amended.

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 Leelanau County Drain Commissioner. Persons with disabilities needing accommodations for effective participation in the meeting should contact the Leelanau County Drain Commissioner's office at the number noted below (voice) or through the Michigan Relay Center at 7-7-1 (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 Leelanau County Drain Commissioner's office.

If you are unable to attend the Board of Determination in-person, you can watch it livestream on Leelanau County's YouTube Channel at:

[https://www.youtube.com/channel/UCNQTgIgcTedF2qB8floC1GQ?view\\_as=subscriber](https://www.youtube.com/channel/UCNQTgIgcTedF2qB8floC1GQ?view_as=subscriber)

If you wish to submit comments to the Board of Determination, they may be submitted to the Drain Commissioner in writing before the meeting at the Office of the Leelanau County Drain Commissioner, 8527 E. Government Center Dr., Suite #205, Suttons Bay, Michigan 49682 or by emailing the Drain Commissioner, Steve Christensen at [schristensen@leelanau.gov](mailto:schristensen@leelanau.gov). Comments submitted in advance must be received by the Drain Commissioner prior to the Board of Determination to ensure consideration.

*You Are Further Notified* that persons aggrieved by the decision of the Board of Determination may seek judicial review in the Circuit Court for the County of Leelanau within ten (10) days of the determination if the maintenance and improvement 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: October 24, 2024

A handwritten signature in black ink, appearing to read "Steve Christensen".

Steve Christensen  
Leelanau County Drain Commissioner



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TO: Owners of potential properties within the petitioned Elmwood Township Drain #1 Drainage District

FROM: The Office of the Leelanau County Drain Commissioner

SUBJECT: Elmwood Township Drain #1,  
Petition for Maintenance and Improvement of an existing county drain

DATE: October 24, 2024

A petition was filed with this office requesting maintenance and improvement of an existing County Drain, pursuant to the Michigan Drain Code of 1956, as amended. The petition was filed by Elmwood Township because of drainage and flooding issues west of M-22 & south of Carter Rd, as well as culvert replacements along Carter Rd. The Michigan Drain Code is the state law that governs the actions of my office and this particular process in that when a petition is received by my office, a public meeting, known as a Board of Determination, is to be held to determine if the petition request is necessary. The Board of Determination is comprised of three (3) citizens of Leelanau County who do not live in the Drainage District or own lands within the township(s) affected by the Drain. This Board will meet on the designated time and date to hear and consider input on the necessity of the drain petition and will give opportunity for public comment for all in attendance. If you cannot personally attend, you can have a representative attend 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 my office at least 24 hours prior to the hearing. The decision whether the Drain Petition is / is not necessary will be made at the end of the hearing by the three-person Board and will be based upon evidence (testimony, public comment, picture, documentation, etc.) as to whether a drainage problem exists, such that the petition can remedy the problem.

The enclosed notice is being sent to you because you are an owner of record of property within the proposed Drainage District or a property near the proposed District and may be liable for an assessment if the Elmwood Township Drain #1 petition is found necessary. A Drainage District is the area of land that contributes at least some portion of water flowing in a drain or is comprised of properties benefiting from the proposed new Drain. Water in the Drain comes from rainfall on roads, driveways, fields, lawns, and woods and the Drain is typically the collection point of the downstream disbursement of various means of transport from upstream properties (ditch, culverts, pipes, surface flow, etc.).

**SEE REVERSE SIDE FOR NOTICE OF MEETING, INCLUDING WAYS TO PARTICIPATE**