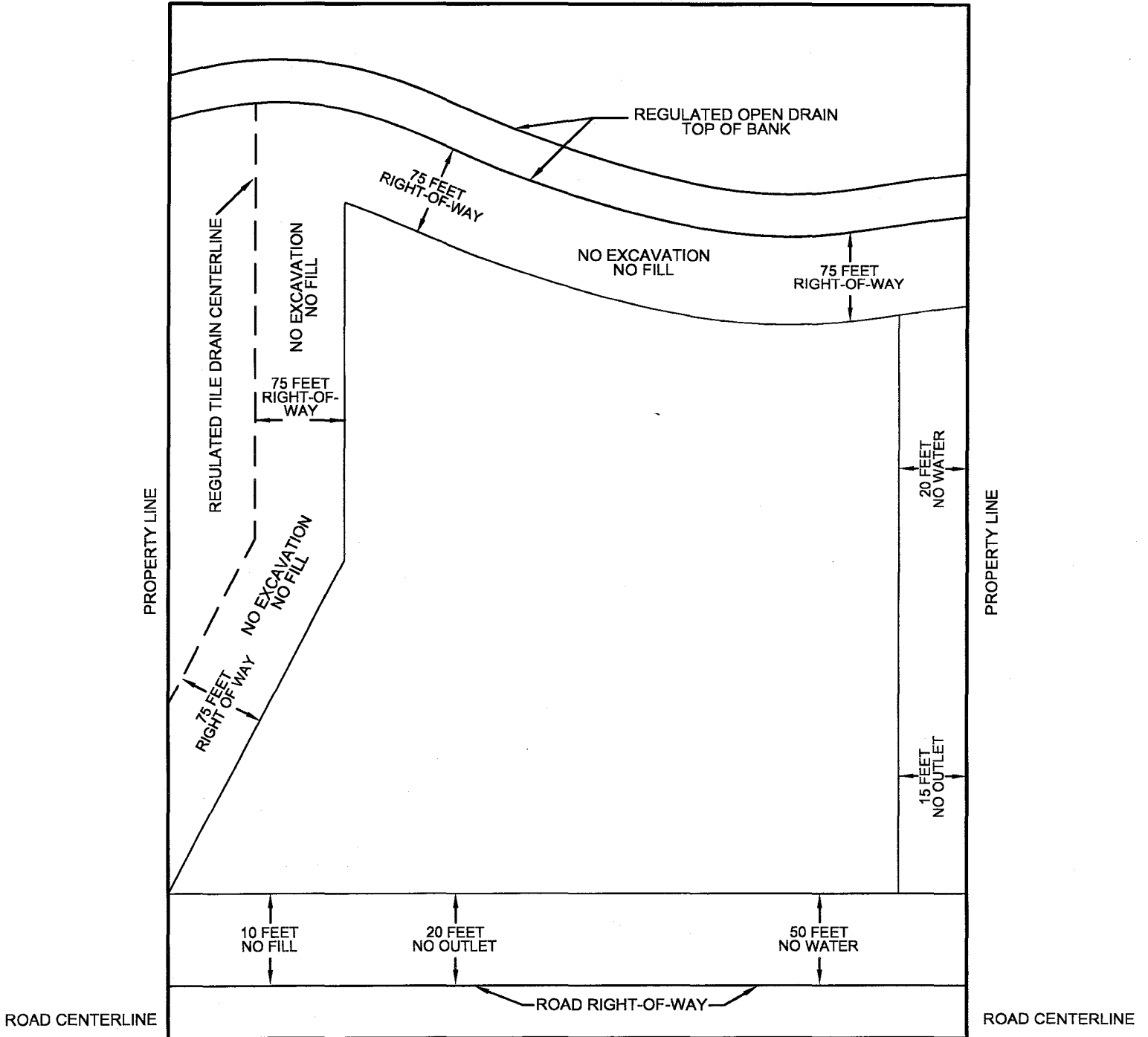


POND ORDINANCE REQUIREMENTS



POND ORDINANCE REQUIREMENTS, CONTINUED

REGULATED DRAINS AND EXISTING SURFACE AND SUBSURFACE DRAINAGE:

- ANY DEVIATION FROM THE MINIMUM STANDARDS REQUIRES WHITLEY COUNTY DRAINAGE BOARD APPROVAL.
- IF A POND IS TO OUTLET INTO A REGULATED COUNTY DRAIN, PRIOR APPROVAL MUST BE OBTAINED FROM THE COUNTY ENGINEER OR COUNTY SURVEYOR.
- CONSTRUCTION ACTIVITIES, INCLUDING EROSION, MUST NOT OBSTRUCT ANY EXISTING DRAINAGE FACILITY, REGULATED OR NON-REGULATED.

ROAD RIGHT-OF-WAY:

- A VARIANCE MAY BE GRANTED BY THE WHITLEY COUNTY BOARD OF ZONING APPEALS ON THE 10 FOOT AND 50 FOOT SETBACKS.
- NO FILL MAY BE PLACED WITHIN 10 FEET OF THE ROAD RIGHT-OF-WAY ABOVE THE ELEVATION WHICH IS SIX INCHES BELOW THE EDGE OF PAVEMENT. FILLING UP TO THIS ELEVATION WITHIN THE 10 FEET IS ALLOWED.

PROPERTY LINES:

- A VARIANCE MAY BE GRANTED BY THE WHITLEY COUNTY BOARD OF ZONING APPEALS ON THE 20 FOOT SETBACK.
- A POND MAY BE CONSTRUCTED ON MORE THAN ONE PROPERTY WITH THE SIGNATURES OF ALL LANDOWNERS OF THOSE PROPERTIES.
- IF A POND OUTLETS OPENS INTO OR CONNECTS TO AN OUTLET ON ANOTHER TRACT OR PARCEL, THE OWNER MUST PROVE TO THE SATISFACTION OF THE PLANNING AND BUILDING DEPARTMENT THAT THE OWNER HAS ALL EASEMENT RIGHTS NECESSARY TO ACCESS SUCH OUTLET.
- FILL CAN NOT BE PLACED SO AS TO OBSTRUCT THE NATURAL FLOW OF WATER OFF OF AN UPSTREAM PARCEL.
- ADDITIONAL FLOW OF WATER ONTO A DOWNSTREAM PARCEL IS NOT PERMISSABLE.