

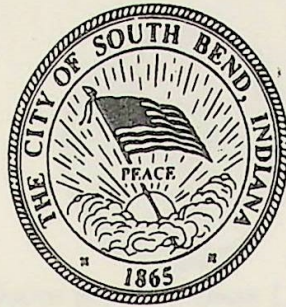
9263-01

Resolution No.: 9263-01

Description: The portion of the street to be vacated is
campeau Street from the North right of way
line of Rockne Drive to the South right of way
line of Churchill Drive for a distance 312.35

Assessed Filed: 11/05/2001

Type: Vacated



Office of the City Clerk

Loretta J. Duda, City Clerk

NOVEMBER 5, 2001

MEMORANDUM

TO: Area Plan Commission
Board of Public Works
Building Department
Division of Engineering ✓
Fire Department
Northern Indiana Public Service Company
Police Department
Street Department
Bureau of Traffic & Lighting - Mark
Community & Economic Development
County Auditor - Melinda

FROM: Loretta J. Duda, City Clerk

All proceedings with reference to Ordinance No. 9263-01 for the vacation of the following property:

THE PORTION OF THE STREET TO BE VACATED IS CAMPEAU STREET FROM THE NORTH RIGHT OF WAY LINE OF ROCKNE DRIVE TO THE SOUTH RIGHT OF WAY LINE OF CHURCHILL DRIVE FOR A DISTANCE OF 312.35 FEET AND A WIDTH OF 20 FEET. BEING THE NORTHEAST PORTION OF THE RIGHT OF WAY FOR CAMPEAU STREET ADJACENT TO LOT 392 IN THE COQUILLARD WOODS ADDITION, SECTION F AND LOT 481 COQUILLARD WOODS ADDITION, SECTION I IN THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

are closed and this area is vacated.

cc: Larry Magliozzi
South Bend Community School Corporation
NIPSCO - Jim Betin

455 County-City Building • South Bend, Indiana 46601 • 219/235-9221 • Fax 219/235-9173 • TDD 219/235-5567

Sandra Parmerlee
Chief Deputy

Janice Talboom
Deputy

Jennifer McCormick
Ordinance Violation Clerk

1316 COUNTY-CITY BUILDING
SOUTH BEND, INDIANA 46601-1830



PHONE 219/235-9251
FAX 219/235-9171
TDD 219/235-5567

CITY OF SOUTH BEND STEPHEN J. LUECKE, MAYOR

BOARD OF PUBLIC WORKS

September 19, 2001

Members of the Common Council
Council Chambers
County-City Building, 4th Floor
South Bend, Indiana 46601

RE: Property Vacation

Dear Members of the Council:

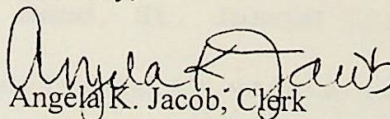
In accordance with Municipal Code Section 18-53.8, a **favorable recommendation** is being submitted to the Common Council concerning a property vacation on the following:

Campeau Street from the north right of way line of Rockne Drive to the south right of way line of Churchill Drive for a distance of 312.35 feet and a width of 20 feet. Being the northeast portion of the right of way for Campeau Street adjacent to Lot 392 in the Coquillard Woods Addition, Section F and Lot 481 Coquillard Woods Addition, Section I, in the City of South Bend, St. Joseph County, Indiana.

Mr. Gilot advised that the Board is in receipt of favorable recommendations concerning this Vacation Petition from the Police Department, Area Plan, Solid Waste, Fire Department, Department of Economic Development and the Department of Public Works.

Therefore, the Board submits to you a favorable recommendation concerning this vacation, subject to any utility easements that may be necessary.

Sincerely,


Angela K. Jacob, Clerk

c: Rosemary Mandrici, Assessor's Office
Melinda Stopczynski, Auditor's Office
Attachments

SEP 19 2001

George D. Erhart
Donald E. Jahn

ORDINANCE NO. _____

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:
THE PORTION OF THE STREET TO BE VACATED IS CAMPEAU STREET FROM
THE NORTH RIGHT OF WAY LINE OF ROCKNE DRIVE TO THE SOUTH RIGHT OF
WAY LINE OF CHURCHILL DRIVE FOR A DISTANCE OF 312.35 FEET AND A
WIDTH OF 20 FEET. BEING THE NORTHEAST PORTION OF THE RIGHT OF
WAY FOR CAMPEAU STREET ADJACENT TO LOT 392 IN THE COQUILLARD
WOODS ADDITION, SECTION F AND LOT 481 COQUILLARD WOODS ADDITION,
SECTION I IN THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

STATEMENT OF PURPOSE AND INTENT

Pursuant to Indiana Code Section 36-7-3-12, the Common Council is charged with the authority to hear all petitions to vacate public ways or public places within the City.

The following Ordinance vacates the above described public property.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, as follows:

SECTION I. The Common Council of the City of South Bend having held a public hearing on the petition to vacate the following property:

The portion of the street to be vacated is Campeau Street from the north right of way line of Rockne Drive to the south right of way line of Churchill Drive for a distance of 312.35 feet and a width of 20 feet. Being the northeast portion of the right of way for Campeau Street adjacent to Lot 392 in the Coquillard Woods Addition, Section F and Lot 481 Coquillard Woods Addition, Section I in the City of South Bend, St. Joseph County, Indiana.

Hereby determines that it is desirable to vacate said property.

SECTION II. The City of South Bend hereby reserves the rights and easements of all utilities and the Municipal City of South Bend, Indiana, to construct and maintain any facilities, including, but not limited to, the following: electric, telephone, gas, water, sewer, surface water control structures and ditches, within the vacated right-of-way, unless such rights are released by the individual utilities.

SECTION III. The following property may be injuriously or beneficially affected by such vacating:

Lot #481

Lot #392

SECTION IV. The purpose of the vacation of the real property is to allow the construction of a secondary accessory building, a garage 20-feet into an 80-foot right-of-way. Currently our house has an attached single-car garage facing Rockne Dr., which is a safety issue backing onto Rockne, a heavily traveled boulevard-type street. We propose to build a two-car garage on Campeau St., a much less-traveled street. Campeau between Rockne Dr. and Churchill Dr. has an 80-foot right-of-way. In order to maintain the integrity of the neighborhood and save a large, mature silver maple tree, we need to petition the City of South Bend, to vacate 20 feet of the right-of-way.

SECTION V. This ordinance shall be passed by the Common Council and be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

Member of the Common Council

PETITION TO VACATE PUBLIC RIGHTS-OF-WAY
(STREETS/ALLEYS)

TO THE COMMON COUNCIL
OF THE CITY OF SOUTH BEND, INDIANA

DATE: SEPT 5, 2001

I (WE), THE UNDERSIGNED PROPERTY OWNER(S), PETITION YOU TO VACATE:

A. THE ALLEY DESCRIBED AS:

B. THE STREET DESCRIBED AS:

CAMPEAU STREET BETWEEN ROCKNE DR AND
CHURCHILL DR.

NAME (signed & printed)

ADDRESS

LOT #

Geri L. Mezas
GERRI L. MEZAS

1803 ROCKNE DR

392-6460

Linda P. Walker
LINDA P WALKER

1731 CAMPEAU ST

481-7636

CONTACT PERSON (S)

NAME:

GERRI L. MEZAS

ADDRESS:

1803 ROCKNE DR

PHONE:

219 246-9880

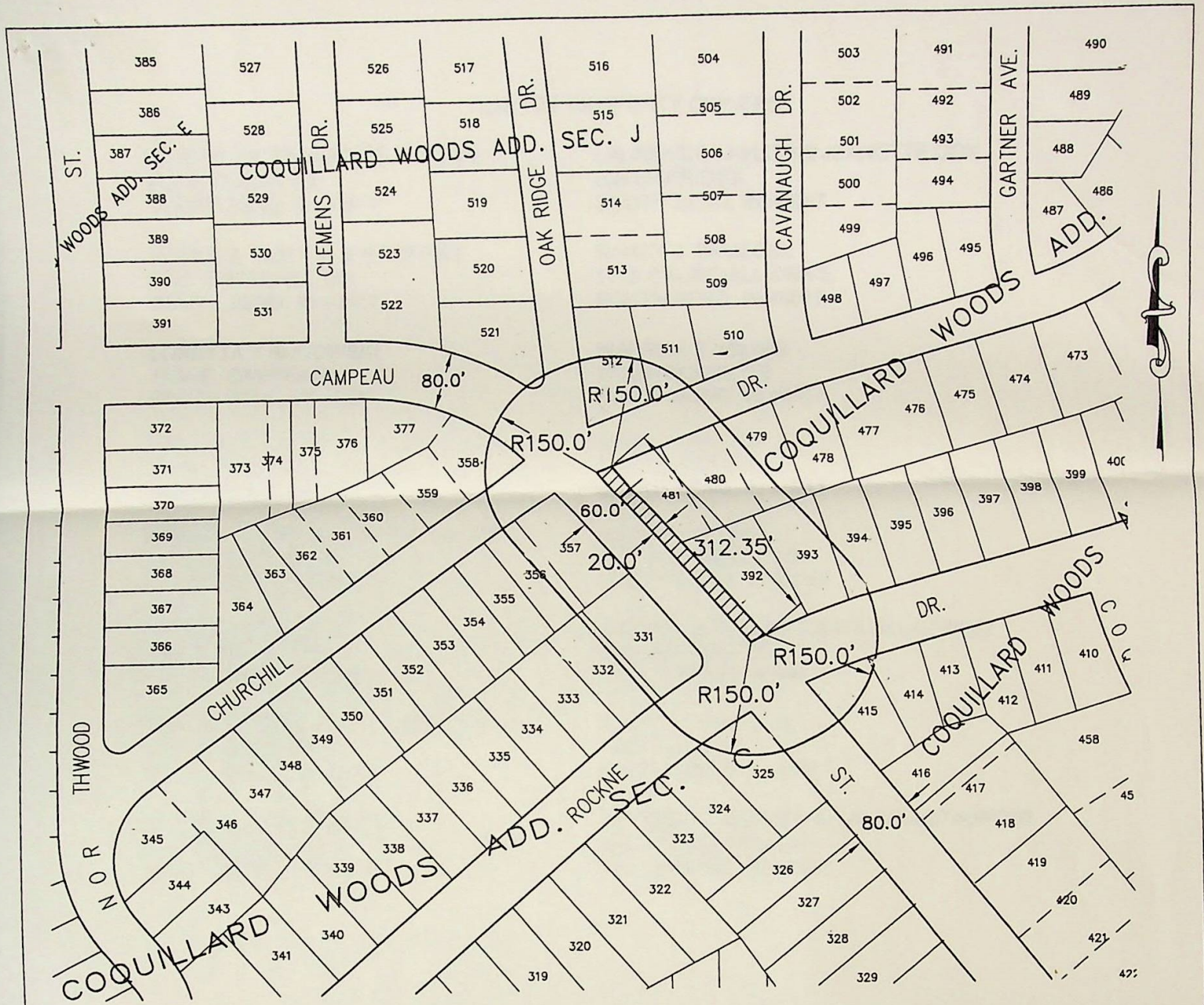
RETURN TO:

OFFICE OF THE CITY CLERK
LORETTA J. DUDA, CITY CLERK
ROOM 455-COUNTY-CITY BUILDING
SOUTH BEND, IN 46601
219-235-9221

Filed in Clerk's Office

SEP 05 2001

LORETTA J. DUDA
CITY CLERK, SO. BEND, IN



LEGAL DESCRIPTION

The portion of the street to be vacated is Campeau Street from the north right of way line of Rockne Drive to the south right of way line of Churchill Drive for a distance of 312.35 feet and a width of 20 feet. Being the northeast portion of the right of way for Campeau Street adjacent to lot 392 in Coquillard Woods Addition, Section F and lot 481 Coquillard Woods Addition, Section I in the City of South Bend, St. Joseph County, Indiana.

LIST OF PROPERTY OWNERS

RONNIE Z & ERNESTINE A LIGON
805 N. OAKRIDGE
SOUTH BEND, IN 46617

JUAN E & TABITHA S MARTINEZ
1721 CHURCHILL DR.
SOUTH BEND, IN 46617

LORETTA T BUKOWSKI
1734 E. CAMPEAU
SOUTH BEND, IN 46617

THOMAS WILSON
52789 LEO ST
GRANGER, IN 46530

PHILLIP W MARKS & AMY K ALFORD
1814 CHURCHILL DR
SOUTH BEND, IN 46617

ROLAND A KELLY III
1809 ROCKNE DR
SOUTH BEND, IN 46617

TIMOTHY LIDDELL & SUSAN BECKER
1815 ROCKNE DR
SOUTH BEND, IN 46617

KENNETH S GROHOWSKI
1812 ROCKNE DR.
SOUTH BEND, IN 46617

LAURENCE TAYLOR & JEANETTE COX
804 OAKRIDGE
SOUTH BEND, IN 46617

NANCY J. BRUEGEL
1718 CHURCHILL DRIVE
SOUTH BEND, IN 46617

WARREN E. YOUNG
1735 ROCKNE DR
SOUTH BEND, IN 46617

LINDA P WALKER
1731 CAMPEAU
SOUTH BEND, IN 46617

KAREN K ROUSH
1822 CHURCHILL DR
SOUTH BEND, IN 46617

ANATOLLY P. KOSTYLEV & ALLA DAVID
1740 ROCKNE DR.
SOUTH BEND, IN 46617

SCOTT M KANOUSE
1804 ROCKNE
SOUTH BEND, IN 46617

THOMAS R. WIDMER & SANDRA STAUFFER
1811 CHURCHILL DR
SOUTH BEND, IN 46617



**INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS**

TO: -Tony Molnar, Engineering Department
- Carl Littrell, Engineering Department
- John Byorni, Area Plan Commission
- Larry Magliozzi, Department of Economic Development
- Chief Bert Prawat, Fire Department
- Alonzo Adams, Solid Waste
- Joe Markovich, Police Traffic Department
- Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *oy*

RE: Property Vacation

DATE: September 13, 2001

Attached for your review and recommendation is the following property vacation:

Campeau Street from the north right of way line of Rockne Drive to the south right of way line of Churchill Drive for a distance of 312.35 feet and a width of 20 feet. Being the northeast portion of the right of way for Campeau Street adjacent to Lot 392 in the Coquillard Woods Addition, Section F and Lot 481 Coquillard Woods Addition, Section I, in the City of South Bend, St. Joseph County, Indiana.

I would appreciate receiving your comments and recommendation concerning this vacation no later than September 18, 2001. Thanks for your cooperation.

COMMENTS & RECOMMENDATIONS:

ANGIE

no objections

BY: *[Signature]* **DATE:** *9-17-01*
Sbfd

INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

TO: -Tony Molnar, Engineering Department
- Carl Littrell, Engineering Department
- John Byorni, Area Plan Commission
- Larry Magliozzi, Department of Economic Development
- Chief Bert Prawat, Fire Department
- Alonzo Adams, Solid Waste
- Joe Markovich, Police Traffic Department
- Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *aj*

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I would appreciate receiving your comments and recommendation concerning this vacation no later than September 18, 2001. Thanks for your cooperation.

COMMENTS & RECOMMENDATIONS:

DEFER TO ENGINEERING RECOMMENDATION

BY: *Jon R. Hunt* DATE: *09.17.01*

RECEIVED BY 1 3 2001

OFFICE OF THE CITY CLERK

TO: BOARD OF PUBLIC WORKS

DATE: SEPTEMBER 5, 2001

I am referring to you the following vacation:

85-01 A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE PORTION OF THE STREET TO BE VACATED IS CAMPEAU STREET FROM THE NORTH RIGHT OF WAY LINE OF ROCKNE DRIVE TO THE SOUTH RIGHT OF WAY LINE OF CHURCHILL DRIVE FOR A DISTANCE OF 312.35 FEET AND A WIDTH OF 20 FEET. BEING THE NORTHEAST PORTION OF THE RIGHT OF WAY FOR CAMPEAU STREET ADJACENT TO LOT 392 IN THE COQUILLARD WOODS ADDITION, SECTION F AND LOT 481 COQUILLARD WOODS ADDITION, SECTION 1 IN THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

For your information, the Common Council will have first reading on this vacation request on Monday, September 10, 2001. I assume the council will set this bill for public hearing at its regularly scheduled meeting of September 24, 2001.

If you have any questions, please do not hesitate to contact this office.

Thanks!

CITY CLERK
LORETTA J. DUDA

DEPUTY

Jane Tallson

10.17.01 DATE
J. Tallson

**INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS**

TO: -Tony Molnar, Engineering Department
- Carl Littrell, Engineering Department
- John Byorni, Area Plan Commission
- Larry Magliozzi, Department of Economic Development
- Chief Bert Prawat, Fire Department
- Alonzo Adams, Solid Waste
~~Lee~~ Markovich, Police Traffic Department
- Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

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DATE: September 13, 2001

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I would appreciate receiving your comments and recommendation concerning this vacation no later than **September 18, 2001**. **Thanks for your cooperation.**

COMMENTS & RECOMMENDATIONS:

NO OBJECTIONS

BY: *Capt Markovich*

DATE: *9-17-01*

**INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS**

TO: -Tony Molnar, Engineering Department
✓ Carl Littrell, Engineering Department
- John Byorni, Area Plan Commission
- Larry Magliozzi, Department of Economic Development
- Chief Bert Prawat, Fire Department
- Alonzo Adams, Solid Waste
- Joe Markovich, Police Traffic Department
- Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *aj*

RE: Property Vacation

DATE: September 13, 2001

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I would appreciate receiving your comments and recommendation concerning this vacation no later than **September 18, 2001**. Thanks for your cooperation.

COMMENTS & RECOMMENDATIONS:

No objection

BY: _____

Carl B Littrell

DATE: _____

9/14/01

OFFICE OF THE CITY CLERK

TO: BOARD OF PUBLIC WORKS

DATE: SEPTEMBER 5, 2001

I am referring to you the following vacation:

85-01 A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE PORTION OF THE STREET TO BE VACATED IS CAMPEAU STREET FROM THE NORTH RIGHT OF WAY LINE OF ROCKNE DRIVE TO THE SOUTH RIGHT OF WAY LINE OF CHURCHILL DRIVE FOR A DISTANCE OF 312.35 FEET AND A WIDTH OF 20 FEET. BEING THE NORTHEAST PORTION OF THE RIGHT OF WAY FOR CAMPEAU STREET ADJACENT TO LOT 392 IN THE COQUILLARD WOODS ADDITION, SECTION F AND LOT 481 COQUILLARD WOODS ADDITION, SECTION 1 IN THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

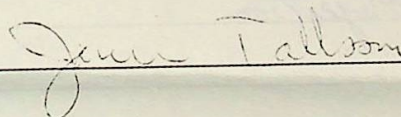
For your information, the Common Council will have first reading on this vacation request on Monday, September 10, 2001. I assume the council will set this bill for public hearing at its regularly scheduled meeting of September 24, 2001.

If you have any questions, please do not hesitate to contact this office.

Thanks!

CITY CLERK
LORETTA J. DUDA

DEPUTY



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

TO: -Tony Molnar, Engineering Department
- Carl Littrell, Engineering Department
- John Byorni, Area Plan Commission
- Larry Magliozzi, Department of Economic Development
- Chief Bert Prawat, Fire Department
- Alonzo Adams, Solid Waste
- Joe Markovich, Police Traffic Department
- Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *aj*

RE: Property Vacation

DATE: September 13, 2001

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I would appreciate receiving your comments and recommendation concerning this vacation no later than September 18, 2001. Thanks for your cooperation.

COMMENTS & RECOMMENDATIONS:

*Solid Waste are in favor of
this vacation*

BY: *Alonzo Adams* DATE: *9-18-01*

OFFICE OF THE CITY CLERK

TO: BOARD OF PUBLIC WORKS

DATE: SEPTEMBER 5, 2001

I am referring to you the following vacation:

85-01 A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE PORTION OF THE STREET TO BE VACATED IS CAMPEAU STREET FROM THE NORTH RIGHT OF WAY LINE OF ROCKNE DRIVE TO THE SOUTH RIGHT OF WAY LINE OF CHURCHILL DRIVE FOR A DISTANCE OF 312.35 FEET AND A WIDTH OF 20 FEET. BEING THE NORTHEAST PORTION OF THE RIGHT OF WAY FOR CAMPEAU STREET ADJACENT TO LOT 392 IN THE COQUILLARD WOODS ADDITION, SECTION F AND LOT 481 COQUILLARD WOODS ADDITION, SECTION 1 IN THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

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If you have any questions, please do not hesitate to contact this office.

Thanks!

CITY CLERK
LORETTA J. DUDA

DEPUTY

Jane Tallon

Area Plan Commission of St. Joseph County

1140 County-City Building
227 West Jefferson Blvd.
South Bend, Indiana 46601

Robert W. Sante
Executive Director

John W. Byorni
Assistant Director

Phone 219 235-9571

Fax 219 235-9813

September 19, 2001

The Board of Public Works
13th Floor, County-City Building
South Bend, Indiana 46601

RE: Campeau Street from the north right-of-way of Rockne Drive to the south right-of-way line of Churchill Drive for a distance of 312.35 feet and a width of 20 feet. Being the northeast portion of the right of way for Campeau Street adjacent to Lot 392 in the Coquillard Woods Addition, Section F and Lot 481 Coquillard Woods Addition, Section 1 in the City of South Bend, St. Joseph County, Indiana.

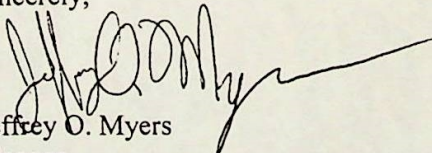
Dear Board Members:

The staff has reviewed this petition relative to IC 36-7-3-13. It is the staff's opinion that:

- (1) The vacation would not hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
- (2) The vacation would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation would not hinder the public's access to a church, school, or other public building or place.
- (4) The vacation would not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

The staff recommends that if this street portion is vacated, that it be done so subject to any utility easements that may be necessary.

Sincerely,


Jeffrey O. Myers
Planner

