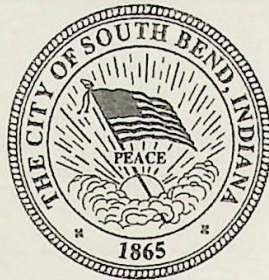


ORDINANCE NO. 9467-03

ALLEY VACATION

The second street to be of Bartlett Street to the South Right of way line of park first alley to be vacated is the first North/South alley east of LaFayette Blvd. From the north right of way line of Bartlett Street to the vacated east/west alley, for a distance of 269.5 feet and a width of 14 feet. The second alley to be vacated is the first north/south alley west of Michigan Street (SR 933), from the north right of way line of Bartlett Street to the south right of way line of park lane, for a distance of 469 feet and a width of 14 feet. The third alley to be vacated is the first east/west alley north of Bartlett Street from the east right of way line of Main Street to the west right of way line of Michigan Street (SR 933), for a distance of 322 feet and a width of 14 street.



9467-03

Office of the City Clerk

John Voorde, City Clerk

April 30, 2009

MEMORANDUM

TO: Area Plan Commission
Board of Public Works/Engineering Dept.
Building Department
Fire Department
Northern Indiana Public Service Company
Police Department
Street Department
Bureau of Traffic & Lighting – Mark
Community & Economic Development – Pam Meyer
County Auditor – Paula
Water Works – North Station-Ed Herman

FROM: John Voorde, City Clerk

All proceedings with reference to Ordinance No. 9467-03 for the vacation of the following property:

THE FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET. THE FIRST ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY EAST OF LAFAYETTE BLVD. FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE VACATED EAST/WEST ALLEY, FOR A DISTANCE OF 269.5 FEET AND A WIDTH OF 14 FEET. THE SECOND ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY WEST OF MICHIGAN STREET (SR 933), FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE, FOR A DISTANCE OF 469 FEET AND A WIDTH OF 14 FEET. THE THIRD ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY NORTH OF BARTLETT STREET FROM THE EAST RIGHT OF WAY LINE OF MAIN STREET TO THE WEST RIGHT OF WAY LINE OF MICHIGAN STREET (SR 933), FOR A DISTANCE OF 344 FEET AND A WIDTH OF 14 FEET.

is closed and this area is vacated.

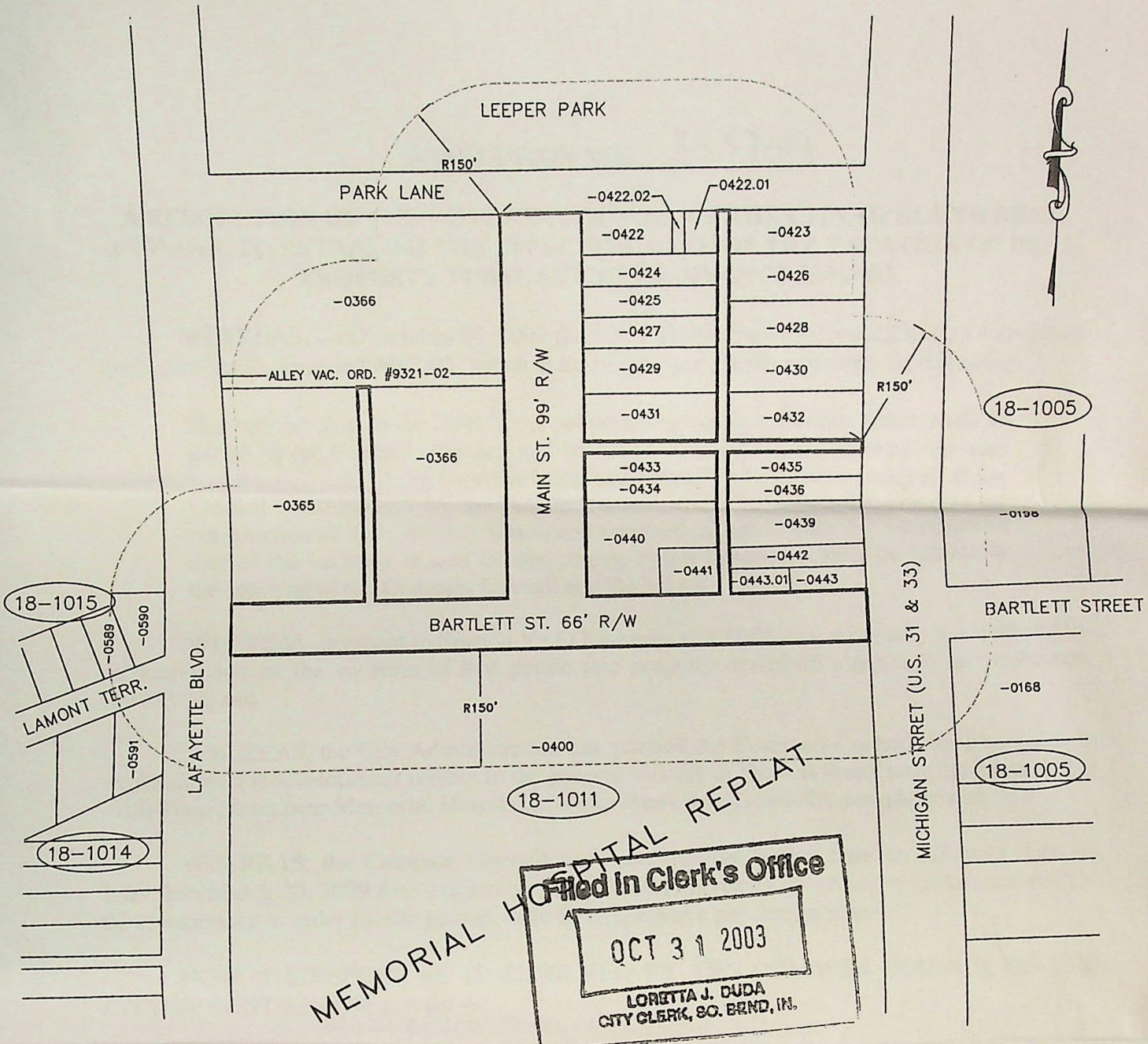
cc: Jim Betin – Northern Indiana Public Service Company
South Bend Community School Corp.-Transportation Department

455 County-City Building • South Bend, Indiana 46601 • 574/235-9221 • Fax 574/235-9173 • TDD 574/235-5567

Mary Beth Wisniewski
Chief Deputy

Janice Talboom
Deputy

Winona Hays
Ordinance Violation Clerk



LEGAL DESCRIPTION:

The first street to be vacated is Bartlett Street from the East right of way of LaFayette Blvd. to the West right of way of Michigan Street (SR 933) for a distance of 787 feet and a width of 66 feet. The second street to be vacated is Main Street from the North right of way line of Bartlett Street to the South right of way line of Park Lane for a distance of 469 feet and a width of 99 feet. Bartlett and Main Streets are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.

The first alley to be vacated is the first North/South alley East of LaFayette Blvd, from the North right of way line of Bartlett Street to the vacated East/West alley, for a distance of 269.5 feet and a width of 14 feet. The second alley to be vacated is the first North/South alley West of Michigan Street (SR 933), from the North right of way line of Bartlett Street to the South right of way line of Park Lane, for a distance of 469 feet and a width of 14 feet. The third alley to be vacated is the first East/West alley North of Bartlett Street from the East right of way line of Main Street to the West right of way line of Michigan Street (SR 933), for a distance of 344 feet and a width of 14 feet. These alleys are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.



DEPARTMENT OF PUBLIC WORKS
CITY OF SOUTH BEND, INDIANA

- DIVISION**
- CIVIL
 - TRAFFIC
 - WATER
 - WASTEWATER

STREET VACATION
& ALLEY VACATION

RESOLUTION NO. 3957-09

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, TO ESTABLISH THE EFFECTIVE DATE OF THE VACATION OF REAL PROPERTY PURSUANT TO ORDINANCE #9467-03

WHEREAS, on December 24, 2003 the South Bend Common Council passed substituted and amended Ordinance #9467-03, which at Section V specifically provided the following:

This ordinance as to the First Street petitioned be vacated, Bartlett Street, shall be passed by the Common Council and be in full force and effect when passed with the effective date of the vacation being established by Resolution being filed for Council consideration by the Administration which addresses the progress of construction of New Bartlett Street, and sets forth a date certain for the effective date of the vacation of said Bartlett Street, which Resolution shall be subject to the approval of the Common Council and the Mayor.

WHEREAS, pursuant to Section V of Ordinance #9467-03, it is necessary to establish the effective date of the vacation of that public real property described more fully in Ordinance #9467-03; and

WHEREAS, the City Administration has advised the Common Council that construction of the subject redevelopment project in the general vicinity of Bartlett Street near the intersection with Main Street near Memorial Hospital of South Bend is substantially complete; and

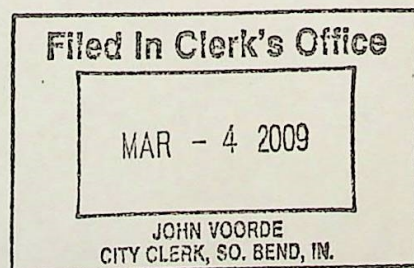
WHEREAS, the Common Council has been advised further than an effective date no later than March 20, 2009 for vacation of the public real property described in Ordinance #9467-03 is necessary in order for the project to be fully complete per design plans.

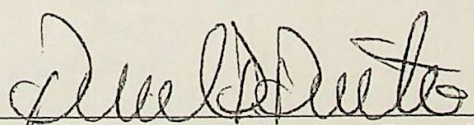
NOW, THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND as follows:

Section I. The effective date of the vacation of the public real property described more specifically in South Bend Common Council Ordinance #9467-03 shall be the earlier of the adoption date of this Resolution or March 20, 2009 pursuant to the terms of Section V of that Ordinance.

Section II. Ordinance #9467-03 shall be deemed fully effective as of the adoption date of this Resolution or March 20, 2009, whichever is earlier.

Section III. This Resolution shall be in full force and effect from and after its adoption by the Common Council and approval by the Mayor.




Member, South Bend Common Council

PRESENTED 3-9-09
NOT APPROVED
ADOPTED 3-9-09



RECEIVED

FFR 11 2004

OFFICE OF THE CLERK
DEPT. OF PUBLIC WORKS
CITY OF SOUTH BEND

Office of the City Clerk

John Voorde, City Clerk

FEBRUARY 11, 2004

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 - Larry Magliozzi
County Auditor - Melinda
Ed Herman - Water Works - North Station

FROM: John Voorde, City Clerk



All proceedings with reference to Ordinance No. 9467-03 for the vacation of the following property (Highlighted portion only at this time):

THE FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET. THE FIRST ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY EAST OF LAFAYETTE BLVD. FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE VACATED EAST/WEST ALLEY, FOR A DISTANCE OF 269.5 FEET AND A WIDTH OF 14 FEET. THE SECOND ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY WEST OF MICHIGAN STREET (SR 933), FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK

LANE, FOR A DISTANCE OF 469 FEET AND A WIDTH OF 14 FEET. THE THIRD ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY NORTH OF BARTLETT STREET FROM THE EAST RIGHT OF WAY LINE OF MAIN STREET TO THE WEST RIGHT OF WAY LINE OF MICHIGAN STREET (SR 933), FOR A DISTANCE OF 344 FEET AND A WIDTH OF 14 FEET

are closed and this area is vacated.

Cc: South Bend Community School Corporation
Mr. Jim Betin - NIPSCO

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



PHONE 574/ 235-9251
FAX 574/ 235-9171
TDD 574/ 235-5567

CITY OF SOUTH BEND STEPHEN J. LUECKE, MAYOR
BOARD OF PUBLIC WORKS

November 10, 2003

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

RE: Alley/Street Vacation
Council Review - 1st Reading

Dear Members of the Council:

In accordance with Municipal Code Section 18-53.8, a **favorable recommendation, subject to the following conditions**, is being submitted to the Common Council concerning an alley/street vacation on the following:

The first street to be vacated is Bartlett Street from the east right of way of Lafayette Boulevard to the west right of way of Michigan Street (SR933) for a distance of 787 feet and a width of 66 feet. The second street to be vacated is Main Street from the north right of way line of Bartlett Street to the south right of way line of Park Lane for a distance of 469 feet and a width of 99 feet. The first alley to be vacated is the first north/south alley east of Lafayette Boulevard from the north right of way line of Bartlett Street to the vacated east/west alley, for a distance of 269.5 feet and a width of 14 feet. The second alley to be vacated is the first north/south alley west of Michigan Street (SR933), from the north right of way line of Bartlett Street to the south right of way line of Park Lane, for a distance of 269 feet and a width of 14 feet. The third alley to be vacated is the first east/west alley north of Bartlett Street from the east right of way line of Main Street to the west right of way line of Michigan Street (SR 933), for a distance of 344 feet and a width of 14 feet.

Favorable recommendations from the Police Department, Sanitation, Legal Department and the Department of Public Works have been received. Engineering submitted a favorable recommendation subject to public access easement to be left in place until new public right(s) of way are established and developed to satisfy the traffic demand satisfied by the existing Bartlett Street to provide access to and from the neighborhood(s) west of Lafayette Street. The petitioner needs to provide a means of accomplishing truck turns at the "T" intersection. The alley approach at Indiana must be replaced with curb and sidewalk. In addition, if this alley is vacated, it be done so subject to any utility easements that are necessary.

The Board of Public Works submits to you a **favorable recommendation** concerning this vacation, subject to addressing the above concerns and any utility easements that may be necessary.

Sincerely,

Angela K. Jacob, Clerk

Attachments

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

THE WEST RIGHT OF WAY LINE OF
MAYN STREET TO THE WEST RIGHT OF WAY LINE OF
MICHIGAN STREET 100 FEET TO A DISTANCE OF 200 FEET
AND A WIDTH OF 14 FEET

For your information, the Common Council will have the ordinance for the vacation of
the above described property at its meeting on Monday, November 14, 2005. I assure the Council will act on this ordinance at the
regular scheduled meeting of November 14, 2005.

Angela K. Jacob
Clerk

OFFICE OF THE CITY CLERK

TO: BOARD OF PUBLIC WORKS

DATE: NOVEMBER 4, 2003

I am referring to you the following vacation:

86-03 A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY:
THE FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET. THE FIRST ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY EAST OF LAFAYETTE BLVD. FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE VACATED EAST/WEST ALLEY, FOR A DISTANCE OF 269.5 FEET AND A WIDTH OF 14 FEET. THE SECOND ALLEY TO BE VACATED IS THE FIRST NORTH/SOUTH ALLEY WEST OF MICHIGAN STREET (SR 933), FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LAND, FOR A DISTANCE OF 269 FEET AND A WIDTH OF 14 FEET. THE THIRD ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY NORTH OF BARTLETT STREET FROM THE EAST RIGHT OF WAY LINE OF MAIN STREET TO THE WEST RIGHT OF WAY LINE OF MICHIGAN STREET (SR 933), FOR A DISTANCE OF 344 FEET AND A WIDTH OF 14 FEET

For your information, the Common Council will have first reading on this vacation request on Monday, November 10, 2003. I assume the council will set this bill for public hearing at its regularly scheduled meeting of November 24, 2003.

APPROVED
Board of Public Works

NOV 10 2003
Gary A. Gilet
Chad C. Tuttle

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

Thanks!

**CITY CLERK
LORETTA J. DUDA**

DEPUTY

Janice Tallson

ORDINANCE NO. _____

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:

THE FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET.

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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 FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET.

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hereby determines that it is desirable to vacate said property, and that the same is vacated.

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:

Part of Bank Out Lot Numbered 124 of the Third Plat of Out Lots of the Town, now City of South Bend platted by the State Bank of Indiana; Lots 32, 33, 34, 35, 36, 37, 38 and 39 in Bartlett's Second Addition; Lots 15, 16, 17, 18, 29, 30 and 31 in Bartlett's Addition; Lots 1, 2, 3, 12, 13, 14, 15, 16, 28 and 29 in Reynold's Addition and Lots 1, 2, 3, 4, 5, 6, 7, 12, 13 and 14 in Vinson's Addition..

SECTION IV. The purpose of the vacation of the real property is to:

Facilitate the development of the property East, West and South of said alleys and streets to facilitate the development of the property and to facility the vacation and construction of relocated Bartlett Street across this property to construct a new entrance to Memorial Hospital across that property.

SECTION V. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and upon Resolution by the City of South Bend Board of Public Works at the recommendation of the City Engineer as determined by the progress of the construction of new Bartlett Street.

OCT 31 2003

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

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

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

DATE: October 31, 2003

THE UNDERSIGNED PROPERTY OWNERS PETITION YOU TO VACATE THE FOLLOWING ALLEYS AND STREETS:

THE FIRST STREET TO BE VACATED IS BARTLETT STREET FROM THE EAST RIGHT OF WAY OF LAFAYETTE BLVD. TO THE WEST RIGHT OF WAY OF MICHIGAN STREET (SR 933) FOR A DISTANCE OF 787 FEET AND A WIDTH OF 66 FEET. THE SECOND STREET TO BE VACATED IS MAIN STREET FROM THE NORTH RIGHT OF WAY LINE OF BARTLETT STREET TO THE SOUTH RIGHT OF WAY LINE OF PARK LANE FOR A DISTANCE OF 469 FEET AND A WIDTH OF 99 FEET.

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The undersigned submit this Petition to Vacate the streets and alleys described above in order to facilitate the development of the property on the East, West and South sides of said streets and alleys and to facilitate the dedication and construction of relocated Bartlett Street. The undersigned Petitioners request approval of this Petition.

NAME (signed & printed)
MEMORIAL HOSPITAL OF
SOUTH BEND, INC.

ADDRESS
615 N. Michigan Street
South Bend, Indiana 46601

PROPERTY
Part of Bank Out Lot
Numbered 124 of the Third
Plat of Out Lots of the Town,
now City of South Bend
platted by the State Bank of
Indiana; Lots 32, 33, 34, 35,
36, 37, 38 and 39 in Bartlett's
Second Addition and Lots 15,
16, 17, 18, 29, 30 and 31 in

Bartlett's Addition; Lots 12,
13, 14, 15, 16, 28 and 29 in
Reynold's Addition and Lots
12, 13 and 14 in Vinson's
Addition

SOUTH BEND COMMUNITY
SCHOOL CORPORATION

635 South Main Street
South Bend, Indiana 46601

Lots 1, 2, 3, 4, 5, 6 and 7 in
Vinson's Subdivision and
Lots 1, 2, and 3 in Reynold's
Addition

MEMORIAL HOSPITAL OF SOUTH BEND, INC.

SOUTH BEND COMMUNITY
SCHOOL CORPORATION

By: 

Bruce R. Bancroft, Barnes & Thornburg
Legal Counsel

By: 

Richard L. Hill, Baker & Daniels
Legal Counsel

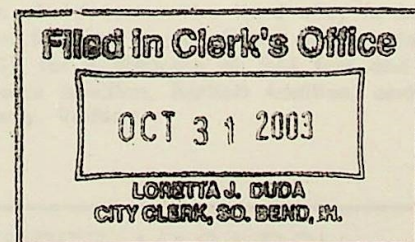
RETURN TO:

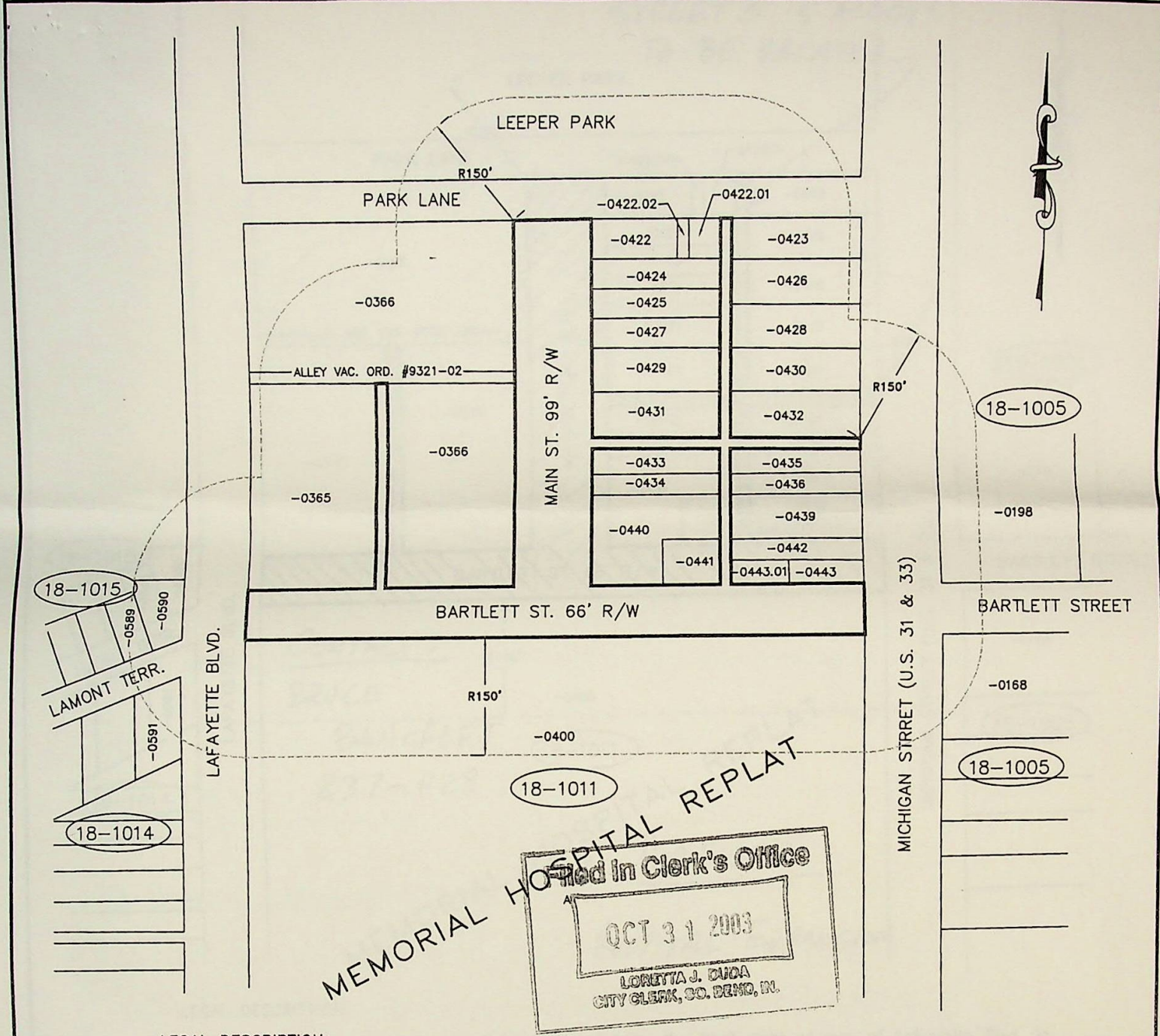
OFFICE OF THE CITY CLERK
LORETTA J. DUDA, CITY CLERK
ROOM 455-COUNTY-CITY BUILDING
SOUTH BEND, IN 46601
(574) 235-9221

CONTACT PERSON(S):

Bruce R. Bancroft, Esq.
Richard J. Deahl, Esq.
Barnes & Thornburg
100 N. Michigan Street, 6th Floor
South Bend, Indiana 46601
(574) 233-1171
Legal Counsel for Memorial Hospital
South Bend, Inc.

Richard L. Hill, Esq.
Baker & Daniels
205 West Jefferson Boulevard
South Bend, Indiana 46601
(574) 234-4149
Legal Counsel for South Bend of
Community School Corporation





LEGAL DESCRIPTION:

The first street to be vacated is Bartlett Street from the East right of way of LaFayette Blvd. to the West right of way of Michigan Street (SR 933) for a distance of 787 feet and a width of 66 feet. The second street to be vacated is Main Street from the North right of way line of Bartlett Street to the South right of way line of Park Lane for a distance of 469 feet and a width of 99 feet. Bartlett and Main Streets are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.

The first alley to be vacated is the first North/South alley East of LaFayette Blvd, from the North right of way line of Bartlett Street to the vacated East/West alley, for a distance of 269.5 feet and a width of 14 feet. The second alley to be vacated is the first North/South alley West of Michigan Street (SR 933), from the North right of way line of Bartlett Street to the South right of way line of Park Lane, for a distance of 469 feet and a width of 14 feet. The third alley to be vacated is the first East/West alley North of Bartlett Street from the East right of way line of Main Street to the West right of way line of Michigan Street (SR 933), for a distance of 344 feet and a width of 14 feet. These alleys are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.

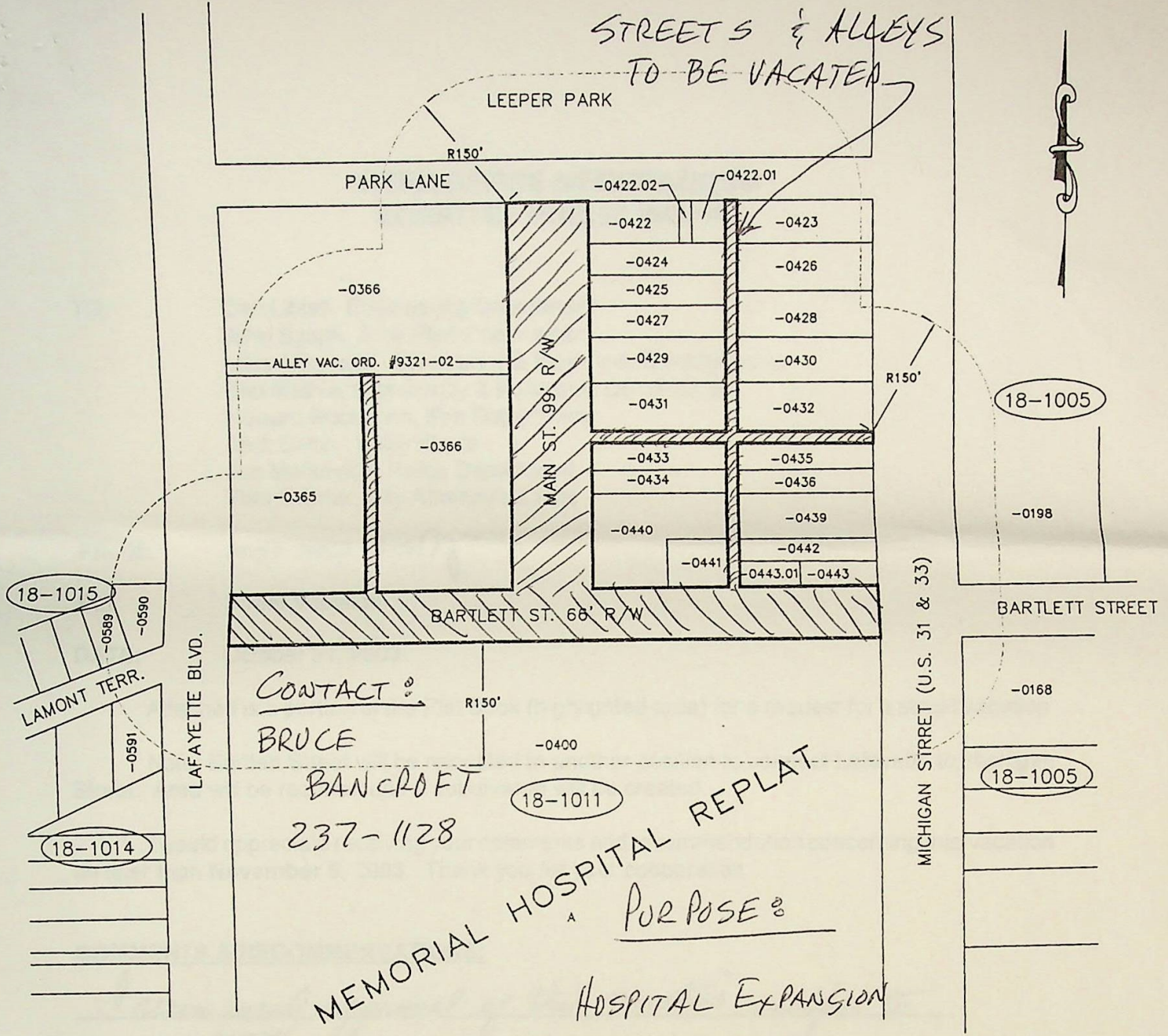


DEPARTMENT OF PUBLIC WORKS
CITY OF SOUTH BEND, INIDIANA

- DIVISION**
- CIVIL
 - TRAFFIC
 - WATER
 - WASTEWATER

STREET VACATION
& ALLEY VACATION

STREETS & ALLEYS
TO BE VACATED



LEGAL DESCRIPTION:

The first street to be vacated is Bartlett Street from the East right of way of LaFayette Blvd. to the West right of way of Michigan Street (SR 933) for a distance of 787 feet and a width of 66 feet. The second street to be vacated is Main Street from the North right of way line of Bartlett Street to the South right of way line of Park Lane for a distance of 469 feet and a width of 99 feet. Bartlett and Main Streets are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.

The first alley to be vacated is the first North/South alley East of LaFayette Blvd, from the North right of way line of Bartlett Street to the vacated East/West alley, for a distance of 269.5 feet and a width of 14 feet. The second alley to be vacated is the first North/South alley West of Michigan Street (SR 933), from the North right of way line of Bartlett Street to the South right of way line of Park Lane, for a distance of 469 feet and a width of 14 feet. The third alley to be vacated is the first East/West alley North of Bartlett Street from the East right of way line of Main Street to the West right of way line of Michigan Street (SR 933), for a distance of 344 feet and a width of 14 feet. These alleys are part of Vinson's Sub, Reynolds Addition, Bartlett Addition, and Bartlett 2nd Addition to the City of South Bend, St. Joseph County, Indiana.



DEPARTMENT OF PUBLIC WORKS
CITY OF SOUTH BEND, INDIANA

- DIVISION
- CIVIL
 - TRAFFIC
 - WATER
 - WASTEWATER

STREET VACATION
& ALLEY VACATION

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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
Joe Markovich, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Street Vacation

DATE: October 31, 2003

Attached is a portion of the Plat Book (highlighted area) for a request for a street vacation.

Note: Bartlett Street will be relocated to another position to connect Lafayette to Michigan Street. Area will be rezoned and a subdivision will be created.

I would appreciate receiving your comments and recommendation concerning this vacation no later than **November 5, 2003**. Thank you for your cooperation.

COMMENTS & RECOMMENDATIONS:

*I recommend approval of this vacation subject to
Public ^{access} easement be left in place until new
Public right(s) of way are established and developed*

BY: _____ DATE: _____

*to satisfy the traffic demand satisfied by the
existing Bartlett Street to provide access to and
from the neighborhood(s) west of Lafayette Street.*

Carl P. Littrell 10/31/03

INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

RECEIVED

NOV 03 2003

CITY OF SOUTH BEND
DIV. OF ENGINEERING

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
Joe Markovich, Police Department
Tom Bodnar, City Attorney's Office



FROM: Angie Jacob, Clerk *AJ*

RE: Street Vacation

DATE: October 31, 2003

Attached is a portion of the Plat Book (highlighted area) for a request for a street vacation.

Note: Bartlett Street will be relocated to another position to connect Lafayette to Michigan Street. Area will be rezoned and a subdivision will be created.

I would appreciate receiving your comments and recommendation concerning this vacation no later than **November 5, 2003**. Thank you for your cooperation.

COMMENTS & RECOMMENDATIONS:

Recommend Approval

BY: *Larry Magliozzi* DATE: *11-3-03*

INTER-OFFICE MEMORANDUM BOARD OF PUBLIC WORKS

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
Joe Markovich, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Street Vacation

DATE: October 31, 2003

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COMMENTS & RECOMMENDATIONS:

No Objections

BY: *Capt Markovich* DATE: *11-4-03*

City of South Bend, Indiana

	DEPARTMENT OF PUBLIC WORKS CITY OF SOUTH BEND, INDIANA	DIVISION	STREET VACATION & ALLEY VACATION
		<input checked="" type="checkbox"/> CIVIL <input type="checkbox"/> TRAFFIC <input type="checkbox"/> WATER <input type="checkbox"/> WASTEWATER	



NOV - 3 2003

INTER-OFFICE MEMORANDUM BOARD OF PUBLIC WORKS

TO: Carl Littrell, Engineering Department
 John Byorni, Area Plan Commission
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FROM: Angie Jacob, Clerk *AJ*

RE: Street Vacation

DATE: October 31, 2003

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COMMENTS & RECOMMENDATIONS:

OK for Solid Waste

BY: *Jack Dillon* DATE: *11-5-03*

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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
Joe Markovich, Police Department
Tom Bodnar, City Attorney's Office

RECEIVED

NOV 05 2003

FROM: Angie Jacob, Clerk *AJ*

CITY OF SOUTH BEND
DIV. OF ENGINEERING

RE: Street Vacation

DATE: October 31, 2003

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COMMENTS & RECOMMENDATIONS:

Recommend approval.

BY: *Bob Mathia* DATE: *11/4/03*

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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
Joe Markovich, Police Department
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FROM: Angie Jacob, Clerk *AJ*

RE: Street Vacation

DATE: October 31, 2003

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COMMENTS & RECOMMENDATIONS:

My concern is Main St. Madison School the eastside
is on Main St. What will access to this be? Madison
School has a Service Door on Main also

BY: AJC Howard Buchanon DATE: 11-5-03

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 574 235-9571

Fax 574 235-9813

November 7, 2003

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

RE: Right-of-way Vacations – Generally described as Bartlett Street between Michigan Avenue and Lafayette Avenue; Main Street between Park Avenue and Bartlett Street; the first East/West alley North of Bartlett Street from Main Street to Michigan Avenue; the first North/South alley East of Main Street from Bartlett Street to Park Avenue; and the first North/South alley East of Lafayette Avenue from Bartlett Street to an vacated East/West alley.

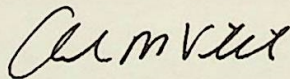
Dear Board Members:

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

- (1) The vacation *would* 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* make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation *would* hinder the public's access to a church, school, or other public building or place.
- (4) The vacation *would* 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 the alley right-of-ways be vacated subject to any utility or access easements that may be required. The staff recommends Main Street and Bartlett Street not be vacated until the relocation of Bartlett Street is completed. These streets are important to traffic flow in the neighborhood and a nearby school, and should be maintained until an alternative is available.

Sincerely,



Andrew Videkovich
Planner

