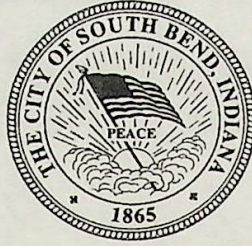


ALLEY VACATION  
ORDINANCE NO. 9778/07  
Status Vacated

Date 11/6/2007

Description:

The Street to be vacated is a portion of Brick Road Right of Way located in the North 1/2 of the Northwest Quarter of Section 19, Township 38 North, Range 2 East, German Township



# Office of the City Clerk

John Voorde, City Clerk

November 6, 2007

## 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 – Pam Meyer  
County Auditor - Paula  
Ed Herman - Water Works - North Station

FROM: John Voorde, City Clerk

All proceedings with reference to Ordinance No. 9778-07 for the vacation of the following property:

THE STREET TO BE VACATED IS A PORTION OF BRICK ROAD RIGHT OF WAY LOCATED IN THE NORTH ½ OF THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 38 NORTH, RANGE 2 EAST, GERMAN TOWNSHIP, CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

is closed and this area is vacated.

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



1316 COUNTY-CITY BUILDING  
227 W. JEFFERSON BOULEVARD  
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**

July 9, 2007

Mr. George E. Herendeen  
419 West Jefferson Boulevard  
South Bend, Indiana 46601

RE: Alley Vacation – Brick Road Right-of-Way at Quality Drive

Dear Ms. Herendeen:

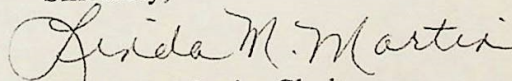
The Board of Public Works reviewed your request to vacate the above right-of-way at its July 9, 2007 meeting.

The City Engineer stated that since the proposed vacation is not closing a street or right-of-way, does not hinder growth or orderly development and would not deny access to adjacent property, the petition does not need to go through the normal review by other City agencies. This portion of the right of way was dedicated as public right-of-way by INDOT during the construction of the US 20/31 By-Pass. The right-of-way is not needed to maintain the existing Brick Road configuration.

You will need a radius map showing properties within 150' of the proposed vacation. **Please contact Tony Molnar at (574) 235-9254 prior to picking up your radius map.**

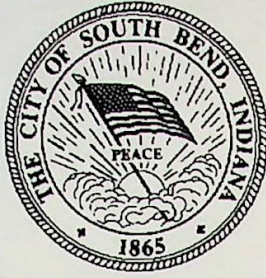
**Once you have the radius map, proceed to the City Clerk's office for your alley vacation packet. Once you return the petition to the City Clerk's office, they will forward a notice of First Hearing, upon which the Board of Public Works will forward their recommendations to them.**

Sincerely,

  
Linda M. Martin, Clerk

c: Jeff Gibney, CED  
Tony Molnar, Engineering  
Janice Talboom, City Clerk's Office  
Carl Littrell, Engineering





## INTER-OFFICE MEMORANDUM

### DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

**TO:** Linda Martin, Clerk Board of Works  
**FROM:** Tony Molnar  
**SUBJECT:** Vacation of Brick Road right of way  
**DATE:** June 28, 2007

---

Please find attached a drawing that shows the proposed vacation of a portion of the Brick Road right of way at Quality Drive. This portion of the right of way was dedicated as public right of way by INDOT during the construction of the US 20/31 By-Pass. The right of way is not needed to maintain the existing Brick Road configuration, therefore the adjacent property owner has asked that it be vacated. Carl has asked that the Board make a recommendation on the vacation to the City Council so that the property may be turned over to the adjacent property owner to expand the existing facilities. I have attached a proposed site plan showing the right of way to be vacated and the proposed use of the land.

The attorney for the property owner is George E. Herendeen, 419 West Jefferson Blvd., South Bend, Ind. He should be sent the normal letter of recommendation for the vacation. Please note that the City Engineer has indicated that because this proposed vacation is not closing a street or right of way and does not hinder growth or orderly development and would not deny access to adjacent property, the petition does not need to go through the normal review by other City agencies.

If you have any questions, please feel free to call me at 9254.

Thanks,

Tony

**APPROVED**  
**Board of Public Works**

TELEPHONE (574) 234-6061  
FAX (574) 234-0772  
E-mail: ghervette@aol.com

**GEORGE E. HERENDEEN**

Herendeen, Kowals, & McTigue  
ATTORNEYS & COUNSELORS AT LAW  
419 W. JEFFERSON BLVD.  
SOUTH BEND, INDIANA 46601

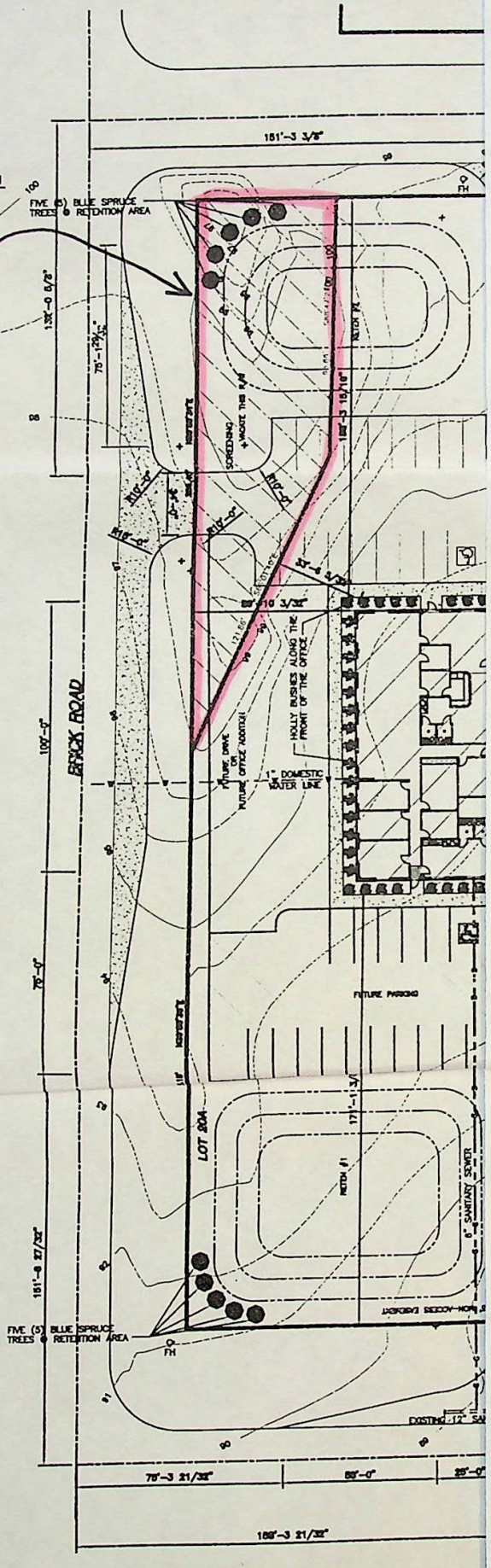
JUN 29 2007

*Harry A. Bilot*  
*Carl P. Littell*  
*Donald E. Inke*

DATA\memoboard.wpd



# PROPOSED BRICK ROAD R/W VACATION AREA

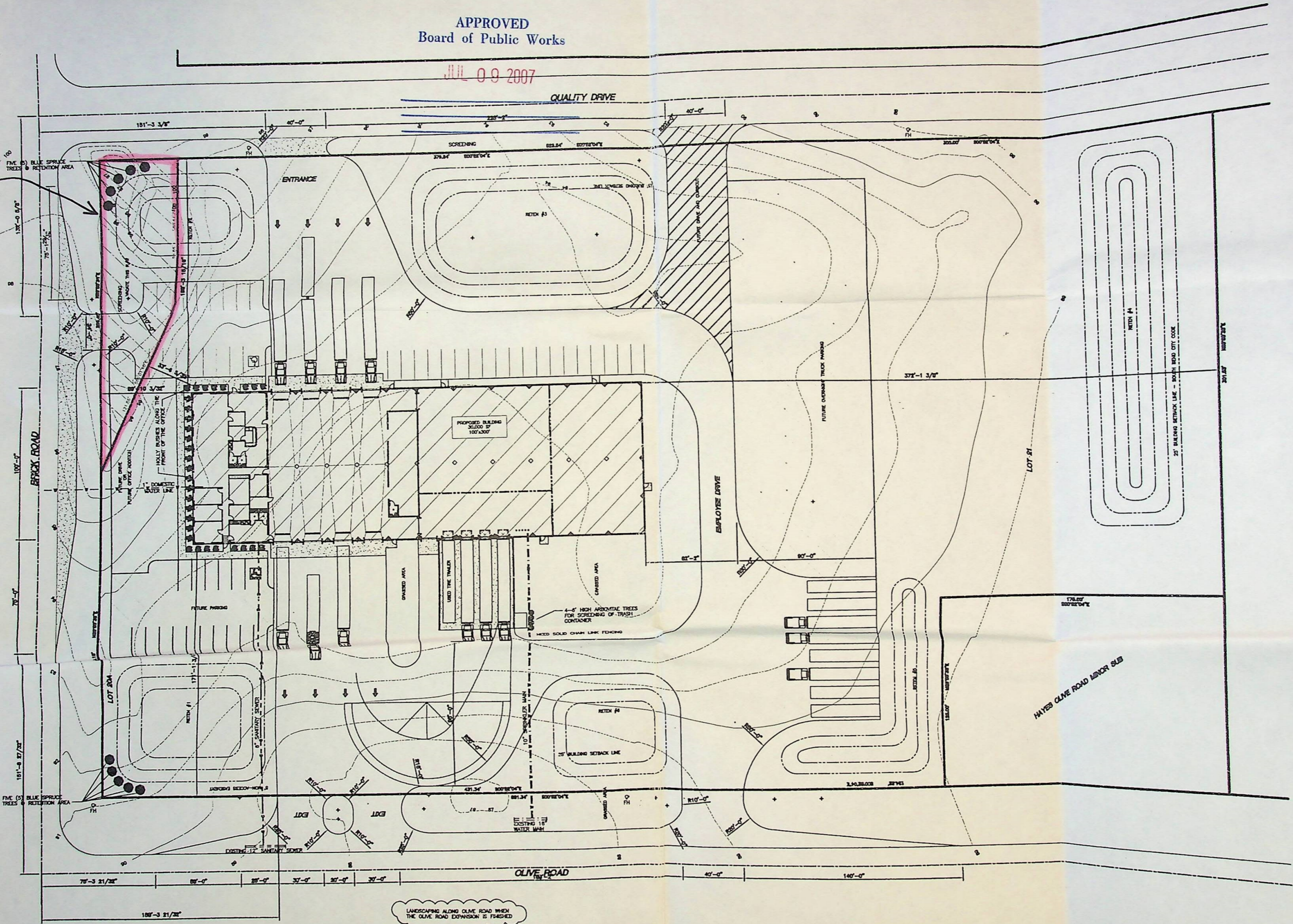




APPROVED  
Board of Public Works

JUL 09 2007

PROPOSED BRICK ROAD  
R/W VACATION AREA



LANDSCAPING ALONG OLIVE ROAD WHEN  
THE OLIVE ROAD EXPANSION IS FRASSED