

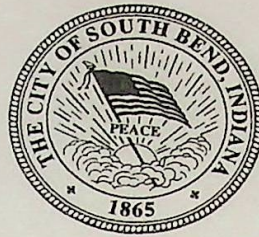
ALLEY VACATION  
ORDINANCE NO. 9831-08  
Status Vacated

Date 6/2/2008

Description:

The Alley to be vacated is described as the First North-South Alley West of Franklin Street Running From the North Line of the Conrail Railroad Right-of-Way on the South to the North Line of the Plat of Samuel L. Stull's 2nd Addition to the City of South Bend, said Distance being Approximately 1,210 feet and having a width of 7 feet, also the First East-West Alley South of Broadway Street and West of Franklin Street Laying between Lot #48 of Said Samuel L. Stull's 2nd Addition to the City of South Bend, and Lot #61 of Samuel L. Stull's 1st Addition of the Town of Myler, Said Distance being Approximately 153.5 feet and a width of 14 Feet





# Office of the City Clerk

John Voorde, City Clerk

June 2, 2008

## MEMORANDUM

RECEIVED

JUN 03 2008

CITY OF SOUTH BEND  
DIV. OF ENGINEERING

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. 9831-08 for the vacation of the following properties:

THE ALLEY TO BE VACATED IS DESCRIBED AS THE FIRST NORTH-SOUTH ALLEY WEST OF FRANKLIN STREET RUNNING FROM THE NORTH LINE OF THE CONRAIL RAILROAD RIGHT-OF-WAY ON THE SOUTH TO THE NORTH LINE OF THE PLAT OF SAMUEL L. STULL'S 2<sup>ND</sup> ADDITION TO THE CITY OF SOUTH BEND, SAID DISTANCE BEING APPROXIMATELY 1,210 FEET AND HAVING A WIDTH OF 7 FEET, ALSO THE FIRST EAST-WEST ALLEY EAST OF BROADWAY STREET AND WEST OF FRANKLIN STREET LAYING BETWEEN LOT #48 OF SAID SAMUEL L. STULL'S 2<sup>ND</sup> ADDITION TO THE CITY OF SOUTH BEND, AND LOT #61 OF SAMUEL L. STULL'S 1<sup>ST</sup> ADDITION OF THE TOWN OF MYLER, SAID DISTANCE BEING APPROXIMATELY 153.5 FEET AND A WIDTH OF 14 FEET

is closed and this area is vacated.





# Office of the City Clerk

John Voorde, City Clerk

June 2, 2008

## MEMORANDUM

TO: Area Plan Commission  
Board of Public Works ✓  
Building Department  
Division of Engineering  
Fire Department  
Northern Indiana Public Service Company  
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Street Department  
Bureau of Traffic & Lighting - Mark  
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RECEIVED

JUN 03 2008

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DIV. OF ENGINEERING

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

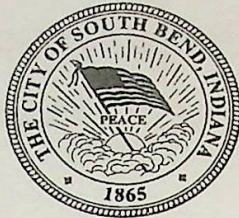
Mary Beth Wisniewski  
Chief Deputy

Janice Talboom  
Deputy

Winona Hays  
Ordinance Violation Clerk



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**

March 10, 2008

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

RE: Alley Vacation – Seven-Foot Wide North/South Alley Running Parallel to Franklin Street in the Studebaker Industrial Park

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 the above described alley vacation.

Favorable recommendations were received from the Area Plan Commission and the Engineering Department. Because there are no City agencies using the alley, the staff was not asked to use their time to review this proposed vacation. There were no access issues with this alley vacation.

If you have any questions, please call me at (574) 235-9251.

Sincerely,

A handwritten signature in cursive script that reads "Linda M. Martin".

Linda M. Martin, Clerk  
Board of Public Works

c: Rosemary Mandrici, Assessor' Office  
Auditor's Office  
Carl Littrell, Engineering

---

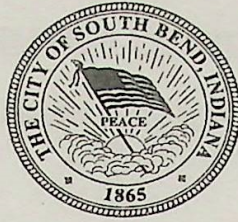
GARY A. GILOT, P.E.  
PRESIDENT

CARL P. LITRELL, P.E.  
MEMBER

DONALD E. INKS  
MEMBER



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

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**BOARD OF PUBLIC WORKS**

March 10, 2008

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Linda M. Martin, Clerk  
Board of Public Works

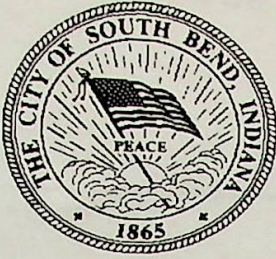
c: Rosemary Mandrici, Assessor' Office  
Auditor's Office  
Carl Littrell, Engineering

GARY A. GILOT, P.E.  
PRESIDENT

CARL P. LITRELL, P.E.  
MEMBER

DONALD E. INKS  
MEMBER





## INTER-OFFICE MEMORANDUM

### DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

**TO:** Linda Martin, Clerk Board of Works  
**FROM:** Tony Molnar  
**SUBJECT:** Alley vacation West of Franklin Street  
**DATE:** February 15, 2008

---

As you know, the Redevelopment Commission is currently developing the Studebaker Industrial Park on land bounded by Sample Street, Prairie Avenue, Penn Central rail road tracks and Franklin Street. Included in that area is a 7 foot wide North/South alley that runs parallel to Franklin Street (see attached map). The Redevelopment Commission owns all of the land surrounding the alley and, to the best of my knowledge, there are no utilities located in the alley. The Redevelopment Commission is in the process of subdividing the land and the alley is not useful to, and is in fact an impediment to developing the land. No public services currently use the alley to deliver services and the new subdivision will have public right of ways to provide future services.

Also attached is a review of the proposed alley vacation by the Area Plan Commission indicating that no adverse impact would result from the vacation. Since there are no City agencies using the alley the staff was not asked to use their time to review this proposed vacation.

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

Thanks,

Tony

APPROVED  
Board of Public Works

MAR 10 2008  
Gary A. Hylot  
Donald E. [unclear]  
Carl P. [unclear]



# Area Plan Commission of St. Joseph County

1140 County-City Building  
South Bend, Indiana 46601

John W. Byorni  
Executive Director

Larry P. Magliozzi  
Assistant Director

Phone 574 235-9571

[www.stjosephcountyindiana.com/areaplan](http://www.stjosephcountyindiana.com/areaplan)

Fax 574 235-9813

February 14, 2008

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

RE: Vacation  
First North / South alley west of Franklin Street.

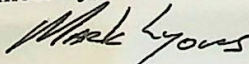
Dear Board Members:

The staff has reviewed this petition. It is the staff's opinion that:

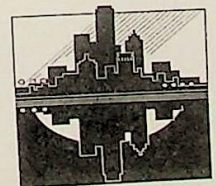
- (1) The vacation *would not* hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
- (2) The vacation *would not* make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation *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.

Staff recommends that the alley be vacated subject to any further utility or access easements recommended by the Engineering and Building Departments.

Sincerely,



Mark Lyons  
Planner







**INTER-OFFICE MEMORANDUM**  
**DEPARTMENT OF PUBLIC WORKS**  
**OFFICE OF THE DIRECTOR**

**TO:** John Byorni, Executive Director  
Area Plan Commission  
**FROM:** Tony Molnar *AM*  
**SUBJECT:** Alley Vacation  
**DATE:** February 13, 2008

---

Please find attached a map of a proposed alley vacation. Because TRANSPO is wanting to build on this site by spring, we are trying to speed up the vacation process by asking you to consider this proposed vacation as soon as you are able.

If you have any questions, please do not hesitate to call.



Relevel Comm developing Stude Ind Park, includes land west of Franklin, north of Norfolk S east of Prairie, Paroyle. included within the subdivision is a north-south parallel to Franklin and approx  $\frac{120''}{?}$  west of it. currently vacant.

The Commission owns all the land surrounding the alley. There are no utilities within the alley. The Commission, through its consultant, will seek releases from of easement rights from local public utility companies.

~~This alley~~

The Commission will subdivide the land. The alley is not useful to the subdivision. It is an impediment to developing the land.

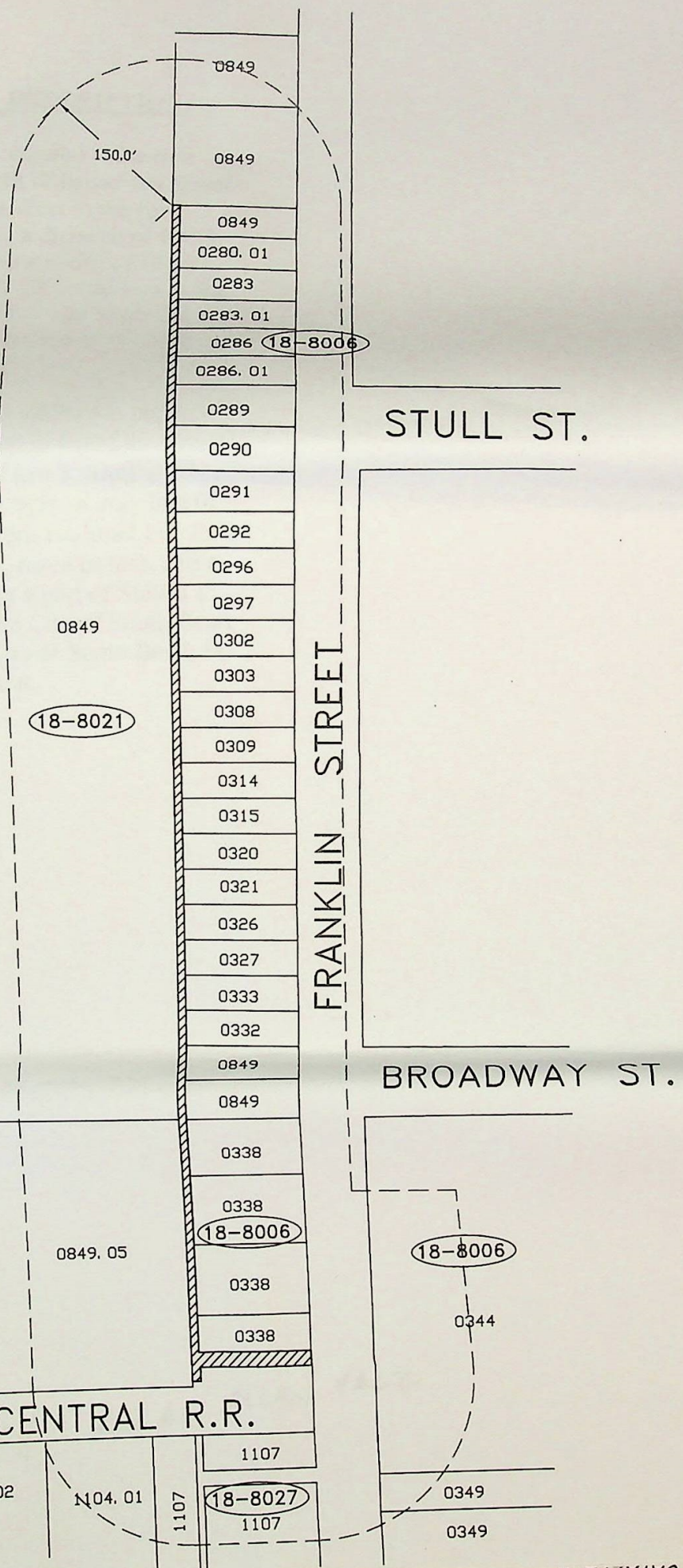
~~Because there~~ No public services are currently delivered via the alley, ~~and because~~ the alley is only seven feet wide and ~~road~~ can not be used practically, ~~the Board of and because~~ the plan of the new subdivision will include public right of way and easements for access and utilities. ~~The Board of Public Works The Area Plan Co~~

The Area Plan Commis. staff has received the proposal and concurs with the above.



Here the BPW favorably recommends the vacation of this alley. Because no City operator uses the alley staff was not asked to use their time to review this proposed vacation.





LEGAL DESCRIPTION:

The first alley to be vacated is the first East/West alley South of Broadway Street from Franklin Street West to the first North/South alley for a distance of 150.5 feet, more or less, and a width of 14 feet. Being a part of Stull's 2nd Addition to the City of South Bend, Portage Township, City of South Bend, St. Joseph County, Indiana.

The second alley to be vacated is the first City of South Bend, St. Joseph County, Indiana. North/South alley West of Franklin Street from the North line of Lot 3, Stull's 2nd Addition to the North right of way line of the Norfolk and Western Railroad line for a distance of 1,150 feet, more or less, and a width of 7 feet. Being a part of Stull's 1st and 2nd Addition to the City of South Bend, Portage Township,



LEGAL DESCRIPTION:

The first alley to be vacated is the first East/West alley South of Broadway Street from Franklin Street West to the first North/South alley for a distance of 150.5 feet, more or less, and a width of 14 feet. Being a part of Stull's 2<sup>nd</sup> Addition to the City of South Bend, Portage Township, City of South Bend, St. Joseph County, Indiana.

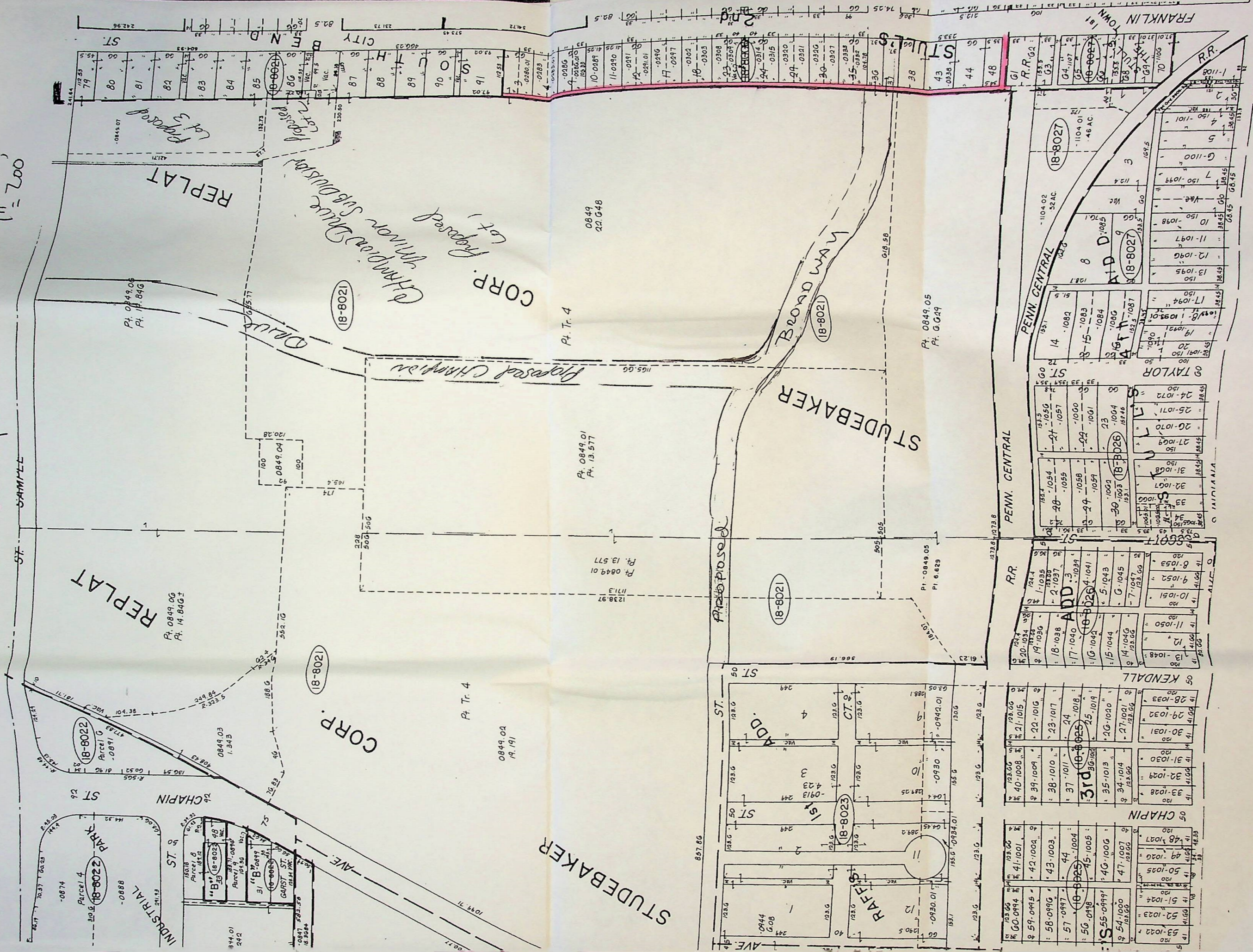
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F: / LEGAL ALLEY VACZ



ALLEY + STREET VACATION  
FOR UTILITY EASEMENTS

1" = 200'



REPLAT

REPLAT

CORP.

CORP.

STUDEBAKER

BROADWAY

PENN. CENTRAL

18-8027

18-8027

18-8021

18-8021

18-8022

18-8022

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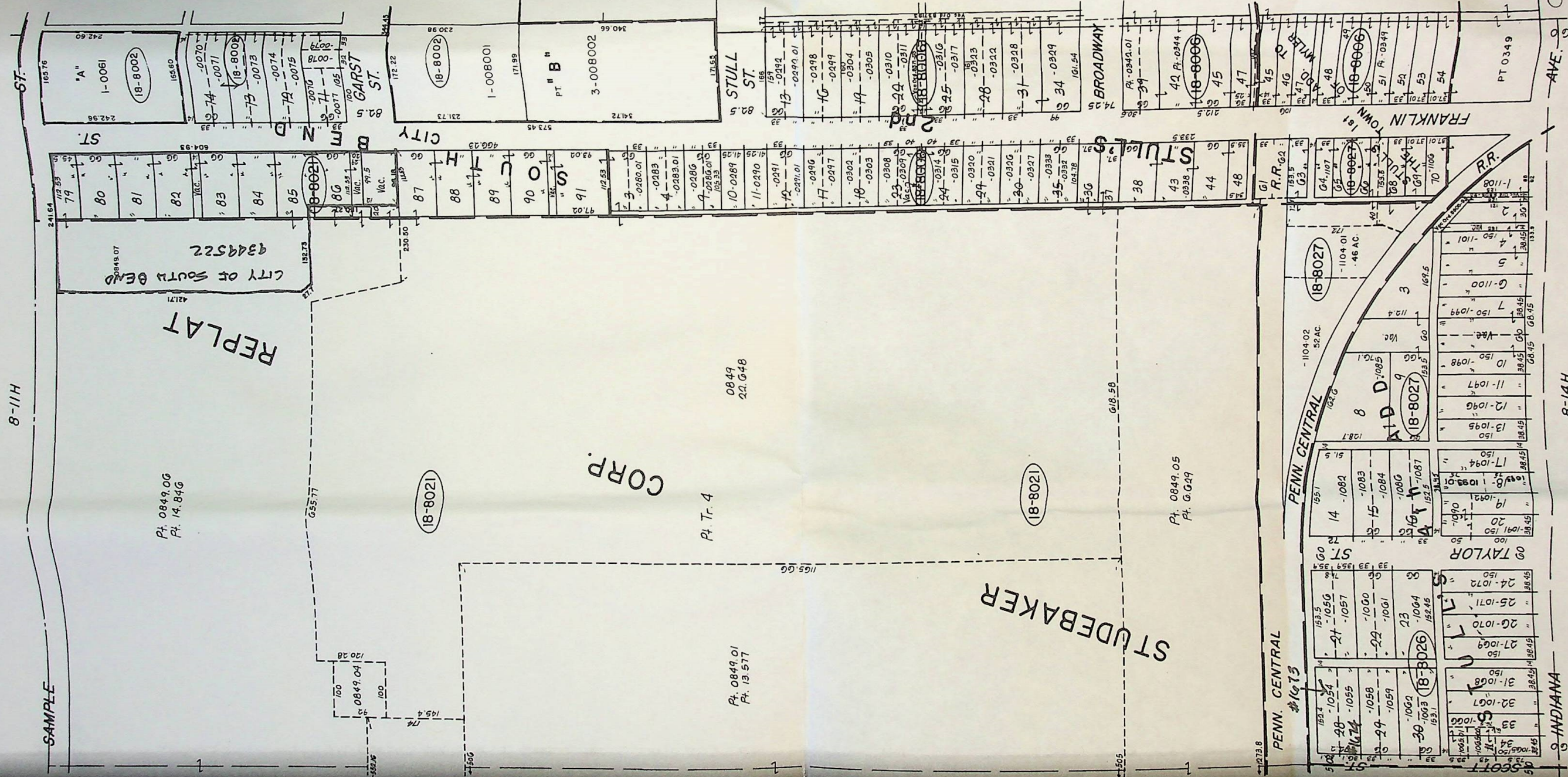
ST

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5595



STUDEBAKER CORRIDOR  
4TH MINOR SUB  
STUDEBAKER CORRIDOR  
5TH MINOR SUB OF LOT 2  
STUDEBAKER CORRIDOR  
4TH MINOR



REVISED 1988  
Revised Copyright 1997

Copyright 1986  
THE SIDWELL COMPANY

SCALE: 1" = 100'

8-14D

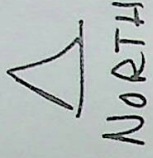
PORTAGE TWP.  
E. 1/2 N.E. 1/4 SEC. 14 T.37N. R.2E.

8-14H

INDIANA



STUDEBAKER CORRIDOR  
4TH MINOR SUB  
STUDEBAKER CORRIDOR  
6TH MINOR SUB OF LOT 2  
STUDEBAKER CORRIDOR  
4TH MINOR

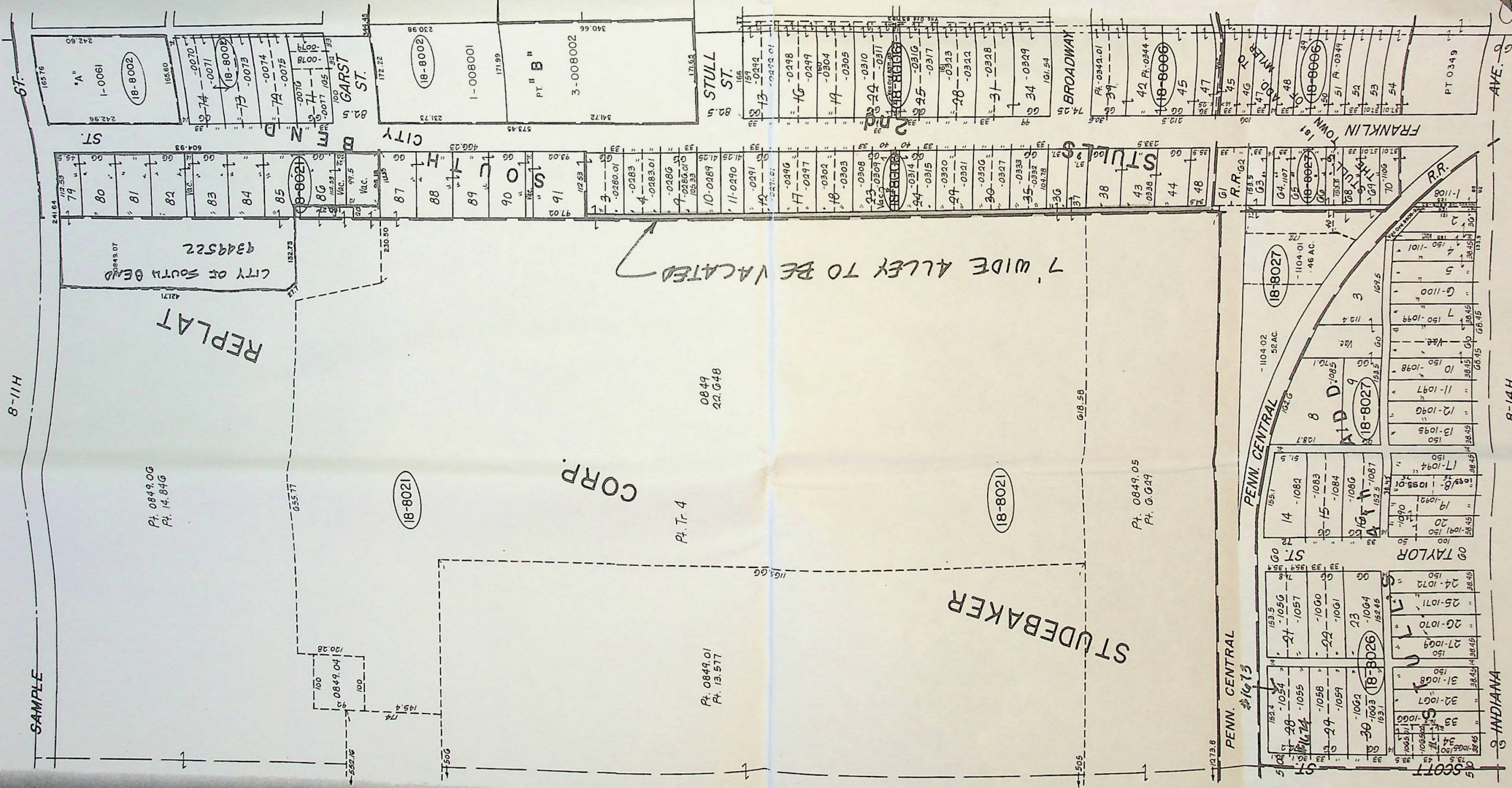


PURPOSE:  
NEW TRANSP  
FACILITY

PETITIONER:  
COMM & ECON  
DEVELOPMENT

NO UTILITIES  
IN ALLEY  
EASEMENT  
WILL BE  
RELEASED

8-13A



REVISED 1998  
Revised Copyright 1997

Copyright 1986  
THE SIDWELL COMPANY

SCALE: 1" = 100'

8-14D

8-14H  
PORTAGE TWP.  
E. 1/2 NE. 1/4 SEC. 14 T. 37N. R. 2E.





MEMORANDUM  
PUBLIC WORKS  
INTEROFFICE

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

**TO:**  Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission (235-9813 fax)  
Jeff Gibney, Community & Economic Development  
Chris Dressel, Community & Economic Development  
 Bob Mathia, Community & Economic Development  
 Federico Rodriguez, Fire Department  
Andre Price, Solid Waste  
 Stephen Goen, Police Department  
Cheryl Greene, City Attorney's Office  
Jim Bettin, NIPSCO ([jrbettin@nisource.com](mailto:jrbettin@nisource.com) or 284-2220 fax) **For Informational  
Purposes Only**

**FROM:** Linda M. Martin, Clerk *LM*

**RE:** Request for Recommendation - Alley Vacation  
**Location:** North/South Alley West of and Parallel Franklin Street and North of  
Penn Central Railroad Tracks  
**(Preliminary Review)**

**DATE:** February 18, 2008

---

**DUE:** March 4, 2008

**FAX OR E-MAIL TO:** 235-9171 / [lmartin@southbendin.gov](mailto:lmartin@southbendin.gov)

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

**COMMENTS & RECOMMENDATIONS:**

---

---

---

**BY:** \_\_\_\_\_ **DATE:** \_\_\_\_\_





## INTER-OFFICE MEMORANDUM

### DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

**TO:** Linda Martin, Clerk Board of Works  
**FROM:** Tony Molnar  
**SUBJECT:** Alley vacation West of Franklin Street  
**DATE:** February 15, 2008

---

As you know, the Redevelopment Commission is currently developing the Studebaker Industrial Park on land bounded by Sample Street, Prairie Avenue, Penn Central rail road tracks and Franklin Street. Included in that area is a 7 foot wide North/South alley that runs parallel to Franklin Street (see attached map). The Redevelopment Commission owns all of the land surrounding the alley and, to the best of my knowledge, there are no utilities located in the alley. The Redevelopment Commission is in the process of subdividing the land and the alley is not useful to, and is in fact an impediment to developing the land. No public services currently use the alley to deliver services and the new subdivision will have public right of ways to provide future services.

Also attached is a review of the proposed alley vacation by the Area Plan Commission indicating that no adverse impact would result from the vacation. Since there are no City agencies using the alley the staff was not asked to use their time to review this proposed vacation.

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

Thanks,

Tony



# Area Plan Commission of St. Joseph County

1140 County-City Building  
South Bend, Indiana 46601

John W. Byorni  
Executive Director

Larry P. Magliozzi  
Assistant Director

Phone 574 235-9571

[www.stjosephcountyindiana.com/areaplan](http://www.stjosephcountyindiana.com/areaplan)

Fax 574 235-9813

February 14, 2008

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

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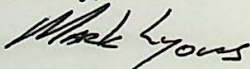
Dear Board Members:

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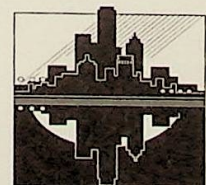
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Staff recommends that the alley be vacated subject to any further utility or access easements recommended by the Engineering and Building Departments.

Sincerely,



Mark Lyons  
Planner

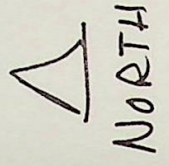








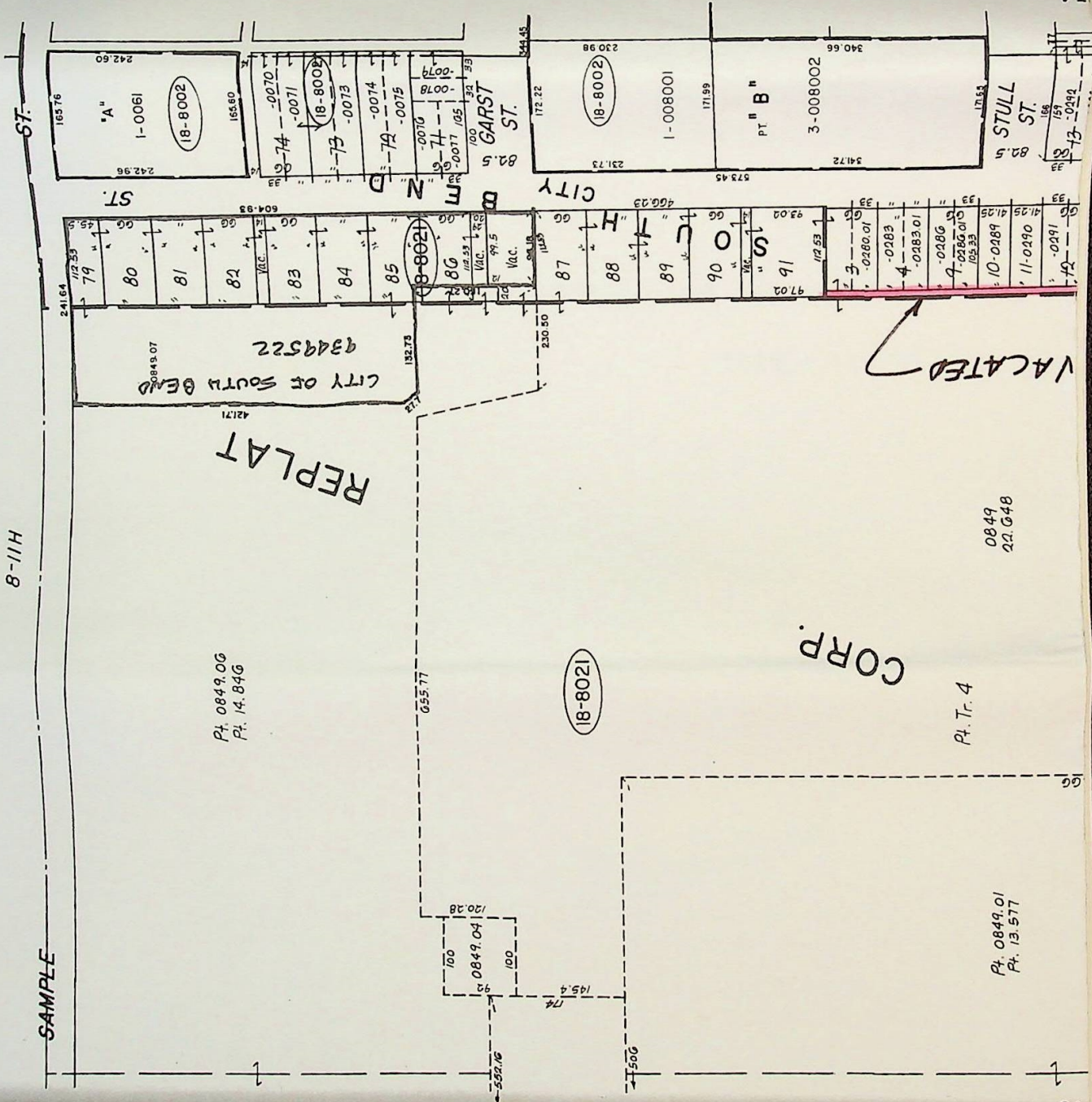
"A"  
STUDEBAKER CORRIDOR  
4TH MINOR SUB  
"B"  
STUDEBAKER CORRIDOR  
6TH MINOR SUB OF LOT 2  
STUDEBAKER CORRIDOR  
4TH MINOR



PURPOSE:  
NEW TRANSP  
FACILITY

PETITIONER:  
COMM & ECON  
DEVELOPMENT

NO UTILITIES  
IN ALLEY  
EASEMENT  
WILL BE  
RELEASED



8-11H

SAMPLE

Pt. 0849.0G  
Pt. 14.84G

(18-8021)

CORP.

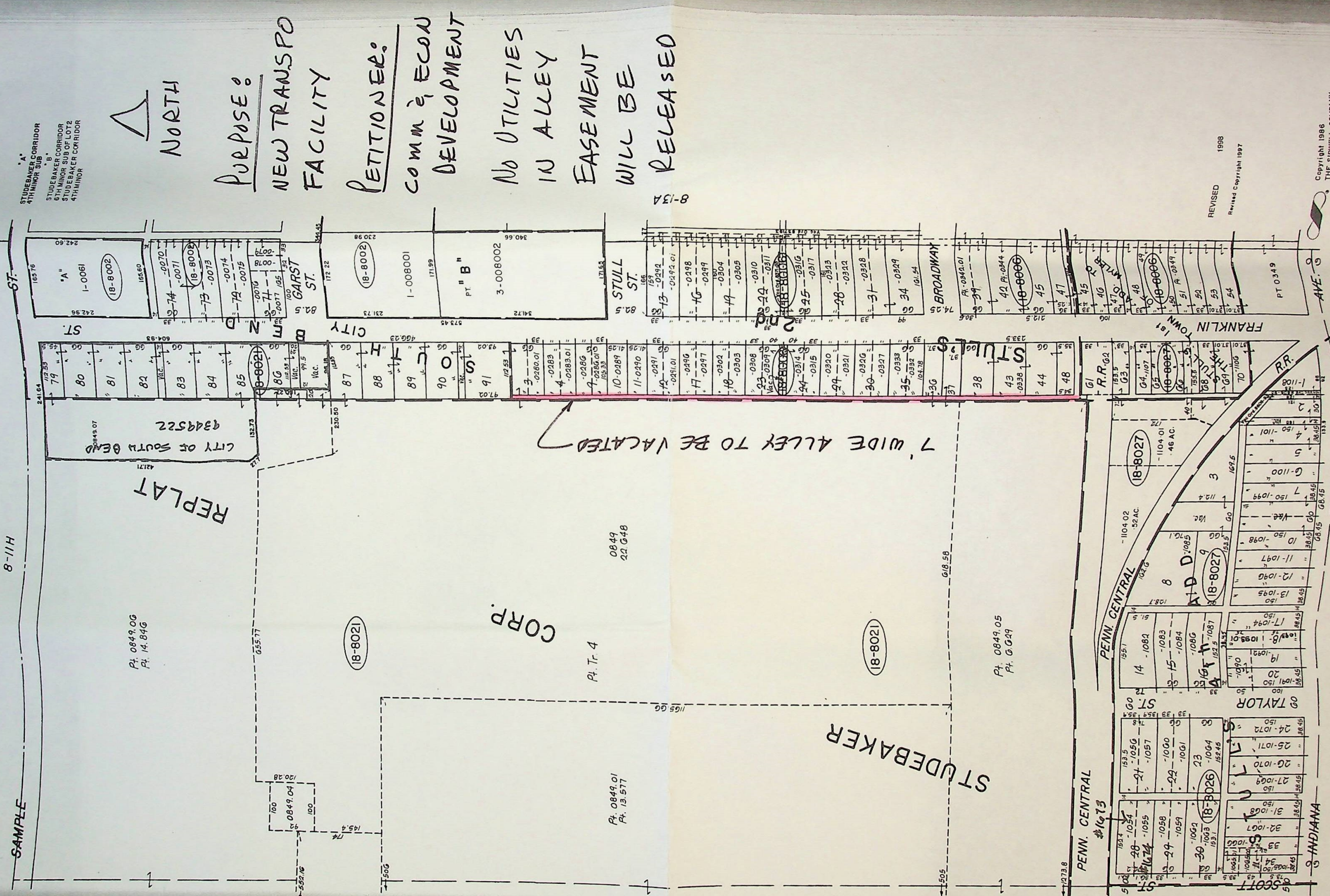
Pt. T. 4

Pt. 0849.01  
Pt. 13.577

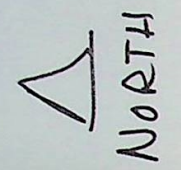
0849  
22.648

VACATED





STUDEBAKER CORRIDOR  
4TH MINOR SUB  
STUDEBAKER CORRIDOR  
5TH MINOR SUB OF LOT 2  
STUDEBAKER CORRIDOR  
4TH MINOR



PURPOSE:  
NEW TRANSPOR  
TATION FACILITY

PETITIONER:  
COMM & ECON  
DEVELOPMENT

NO UTILITIES  
IN ALLEY  
EASEMENT  
WILL BE  
RELEASED

7' WIDE ALLEY TO BE VACATED

REVISED 1988  
Revised Copyright 1997

Copyright 1986  
THE SIDWELL COMPANY

SCALE: 1" = 100'

PORTAGE TWP.  
E. 1/2 N.E. 1/4 SEC. 14 T.37N. R.2E.

8-14D

8-11H

8-14H

B-14C

B-13A

SAMPLE

STUDEBAKER

CORP.

REPLAT

CITY OF SOUTH BEND  
9349522

Pt. 0849.06  
Pt. 14.84G

18-8021

Pt. Tr. 4

Pt. 0849.01  
Pt. 13.577

0849  
22.648

18-8021

Pt. 0849.05  
Pt. G.049

PENN. CENTRAL  
#1673

PENN. CENTRAL  
1104.02  
52 AC.

18-8027

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\* \* \* Memory TX Result Report ( Feb. 18. 2008 1:39PM ) \* \* \*

- 1) BRD PUB WORKS & SAFETY
- 2) BOARD OF PUBLIC WORKS & SAFETY

Date/Time: Feb. 18. 2008 1:38PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
1478 Memory TX	82359813	P. 4	OK	

Reason for error

- E. 1) Hang up or line fail
- E. 3) No answer
- E. 5) Exceeded max. E-mail size

- E. 2) Busy
- E. 4) No facsimile connection



INTER-OFFICE MEMORANDUM  
BOARD OF PUBLIC WORKS

**TO:** Carl Littrell, Engineering Department  
 John Byomi, Area Plan Commission (235-9813 fax)  
 Jeff Gibney, Community & Economic Development  
 Chris Dressel, Community & Economic Development  
 Bob Malthia, Community & Economic Development  
 Federico Rodriguez, Fire Department  
 Andre Price, Solid Waste  
 Stephen Goen, Police Department  
 Cheryl Greene, City Attorney's Office  
 Jim Bettin, NIPSCO ([jrbettin@nsource.com](mailto:jrbettin@nsource.com) or 284-2220 fax) **For Informational Purposes Only**

**FROM:** Linda M. Martin, Clerk *LM*

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**DATE:** February 18, 2008

**DUE:** March 4, 2008  
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RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_

BY: \_\_\_\_\_ DATE: \_\_\_\_\_





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BOARD OF PUBLIC WORKS**

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Stephen Goen, Police Department  
Cheryl Greene, City Attorney's Office  
Jim Bettin, NIPSCO ([jrbettin@nlsource.com](mailto:jrbettin@nlsource.com) or 284-2220 fax) **For Informational  
Purposes Only**

**FROM:** Linda M. Martin, Clerk *LM*

**RE:** Request for Recommendation - Alley Vacation  
Location: North/South Alley West of and Parallel Franklin Street and North of  
Penn Central Railroad Tracks  
**(Preliminary Review)**

**DATE:** February 18, 2008

**DUE:** March 4, 2008

**FAX OR E-MAIL TO:** 235-9171 / [lmartin@southbendln.gov](mailto:lmartin@southbendln.gov)

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

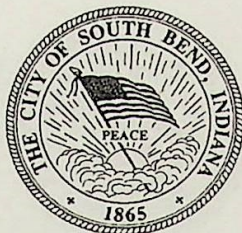
**COMMENTS & RECOMMENDATIONS:**

*NO OBJECTIONS*

**BY:** *Sgt. Stephen P. Han*

**DATE:** *2-18-08*





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

**TO:** Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission (235-9813 fax)  
Jeff Gibney, Community & Economic Development  
Chris Dressel, Community & Economic Development  
Bob Mathia, Community & Economic Development  
Federico Rodriguez, Fire Department  
Andre Price, Solid Waste  
Stephen Goen, Police Department  
Cheryl Greene, City Attorney's Office  
Jim Bettin, NIPSCO ([jrbettin@nisource.com](mailto:jrbettin@nisource.com) or 284-2220 fax) **For Informational  
Purposes Only**

**FROM:** Linda M. Martin, Clerk *LM*

**RE:** Request for Recommendation - Alley Vacation  
**Location:** North/South Alley West of and Parallel Franklin Street and North of  
Penn Central Railroad Tracks  
**(Preliminary Review)**

**DATE:** February 18, 2008

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**DUE:** March 4, 2008

**FAX OR E-MAIL TO:** 235-9171 / [lmartin@southbendin.gov](mailto:lmartin@southbendin.gov)

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

**COMMENTS & RECOMMENDATIONS:**

*I have no objections to this alley vacation.  
In fact, I recommend it.*

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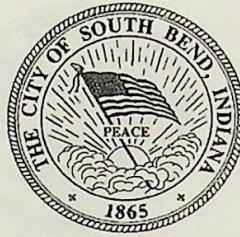
**BY:**

*Bob Mathia*

**DATE:**

*2/18/08*





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

**TO:** Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission (235-9813 fax)  
Jeff Gibney, Community & Economic Development  
Chris Dressel, Community & Economic Development  
Bob Mathia, Community & Economic Development  
Federico Rodriguez, Fire Department  
Andre Price, Solid Waste  
Stephen Goen, Police Department  
Cheryl Greene, City Attorney's Office  
Jim Bettin, NIPSCO ([jrbettin@nisource.com](mailto:jrbettin@nisource.com) or 284-2220 fax) **For Informational  
Purposes Only**

**FROM:** Linda M. Martin, Clerk *LM*

**RE:** Request for Recommendation - Alley Vacation  
**Location:** North/South Alley West of and Parallel Franklin Street and North of  
Penn Central Railroad Tracks  
**(Preliminary Review)**

**DATE:** February 18, 2008

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**DUE:** March 4, 2008

**FAX OR E-MAIL TO:** 235-9171 / [lmartin@southbendin.gov](mailto:lmartin@southbendin.gov)

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

**COMMENTS & RECOMMENDATIONS:**

*No objection*

BY: *Carl P. Littrell*

DATE: *2/26/08*





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

**TO:** Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission (235-9813 fax)  
Jeff Gibney, Community & Economic Development  
Chris Dressel, Community & Economic Development  
Bob Mathia, Community & Economic Development  
Federico Rodriguez, Fire Department  
Andre Price, Solid Waste  
Stephen Goen, Police Department  
Cheryl Greene, City Attorney's Office  
Jim Bettin, NIPSCO ([irbettin@nisource.com](mailto:irbettin@nisource.com) or 284-2220 fax) **For Informational  
Purposes Only**

**FROM:** Linda M. Martin, Clerk *JM*

**RE:** Request for Recommendation - Alley Vacation  
Location: North/South Alley West of and Parallel Franklin Street and North of  
Penn Central Railroad Tracks  
**(Preliminary Review)**

**DATE:** February 18, 2008

**DUE:** March 4, 2008

**FAX OR E-MAIL TO:** 235-9171 / [lmartin@southbendin.gov](mailto:lmartin@southbendin.gov)

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

**COMMENTS & RECOMMENDATIONS:**

Alley vacation OK by S.B.F.D.

**BY:** A.C. Federico Rodriguez **DATE:** 3-04-08