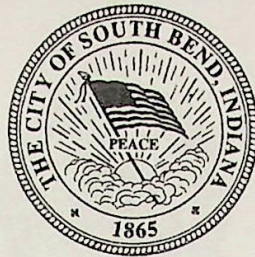


ALLEY VACATION  
ORDINANCE NO. 9862-08  
Status Vacated ✓

Date 11/24/2008

Description:

An ordinance to Vacate the following described property:  
The East 12 feet of Derue Court from Jefferson  
Bloulevard to the North Line of the South 13 feet of a  
30 feet wide public Ingress Egress Easement per  
instrument number 0365811 and said South 13 feet of a  
30 Feet wide public Ingress Egress Easement from the  
West Line of the East 12 feet of Derue Court extended  
to St. Joseph Street



# Office of the City Clerk

John Voorde, City Clerk

November 24, 2008

## 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  
Water Works – North Station-Ed Herman

FROM: John Voorde, City Clerk

All proceedings with reference to Ordinance No. 9862-08 for the vacation of the following property:

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:  
THE EAST 12 FEET OF DERUE COURT FROM JEFFERSON BOULEVARD TO  
THE NORTH LINE OF THE SOUTH 13 FEET OF A 30 FEET WIDE PUBLIC  
INGRESS EGRESS EASEMENT PER INSTRUMENT NUMBER 0365811 AND  
SAID SOUTH 13 FEET OF A 30 FEET WIDE PUBLIC INGRESS EGRESS  
EASEMENT FROM THE WEST LINE OF THE EAST 12 FEET OF DERUE  
COURT EXTENDED TO ST. JOSEPH STREET

is closed and this area is vacated.

cc: NIPSCO – Jim Betin  
South Bend Community School Transportation Department

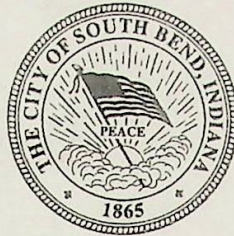
455 County-City Building • South Bend, Indiana 46601 • 574/235-9221 • Fax 574/235-9173 • TDD 574/235-5567

Mary Beth Wisniewski  
Chief Deputy

Janice Talboom  
Deputy

Winona Hays  
Ordinance Violation Clerk

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**

**TO: Jennifer Laurant**  
**FROM: Linda Martin, Clerk** *LM*  
**SUBJECT: Alley Vacation – Portion of DeRue Court and Access Easement**  
**DATE: 7/28/08**

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The Board of Public Works, at its meeting held on July 28, 2008, meeting, reviewed the above referenced request and gives a favorable recommendation for vacation. Please note, the Board corrected the alley name to DeRue Court, rather than Woodward Court.

However, please address the following items:

- Ownership of the land, if any, by the College Football Hall of Fame;
- Bond restrictions.

You will need a radius map showing properties within 150' of the proposed vacation for your petition to the Common Council. Please contact Tony Molnar at extension 9254 prior to picking up your radius map. Once you pick up the radius map, proceed to the City Clerk's office for your alley vacation packet.





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

**TO:** Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission ([jbyorni@co.st-joseph.in.us](mailto:jbyorni@co.st-joseph.in.us) or 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:** Portion of N/S Woodward Court and E/W Access Easement at NW  
Corner of Jefferson Boulevard and St. Joseph Street  
**(Preliminary Review)**

**DATE:** July 10, 2008

**DUE:** July 22, 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 recommend that this violation request be  
approved*

**BY:** *Bob Mathia* **DATE:** *7/11/08*



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BOARD OF PUBLIC WORKS**

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John Byomi, Area Plan Commission ([jbyomi@co.st-joseph.in.us](mailto:jbyomi@co.st-joseph.in.us) or 235-9813 fax)  
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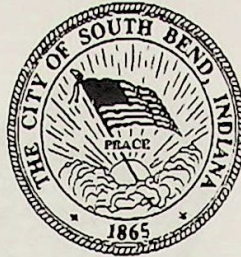
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**COMMENTS & RECOMMENDATIONS:**

OK SBPD

**BY:** A/c Federico Rodriguez **DATE:** 07-14-08



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

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John Byorni, Area Plan Commission ([jbyorni@co.st-joseph.in.us](mailto:jbyorni@co.st-joseph.in.us) or 235-9813 fax)  
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**COMMENTS & RECOMMENDATIONS:**

Recommend

\_\_\_\_\_

**BY:** *[Signature]* **DATE:** 8/10/08



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

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John Byorni, Area Plan Commission ([jbyorni@co.st-joseph.in.us](mailto:jbyorni@co.st-joseph.in.us) or 235-9813 fax)  
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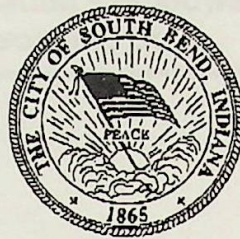
RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

**COMMENTS & RECOMMENDATIONS:**

Recommendation for that vacation proceed.

**BY:** Chris Dressel **DATE:** 7/23/08





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

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John Byorni, Area Plan Commission ([ibvorni@co.st-joseph.in.us](mailto:ibvorni@co.st-joseph.in.us) or 235-9813 fax)  
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**COMMENTS & RECOMMENDATIONS:**

*No objections*

**BY:** *Lt J. Lee*

**DATE:** 7/24/08



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

**TO:** Carl Littrell, Engineering Department  
John Byorni, Area Plan Commission ([jbyorni@co.st-joseph.in.us](mailto:jbyorni@co.st-joseph.in.us) or 235-9813 fax)  
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**COMMENTS & RECOMMENDATIONS:**

*No objection*

**BY:** *Lt Goen*

**DATE:** *7/24/08*

**Linda Martin - Fwd: Re: Alley vacation - Woodward Court and E?W Access Easement at NW Corner of Jefferson and St. J**

---

**From:** Jennifer Corle  
**To:** Linda Martin  
**Date:** 7/24/2008 1:25 PM  
**Subject:** Fwd: Re: Alley vacation - Woodward Court and E?W Access Easement at NW Corner of Jefferson and St. J

---

>>> Andre Price 7/24/2008 12:55 PM >>>  
this will not affect trash collection.

>>> Jennifer Corle 7/23/2008 1:52 PM >>>  
Good afternoon. I've attached a request for the above alley vacation and access easement that was sent on July 10, 2008. This is an urgent request and I hope to get your response by Friday, July 25, so the Board of Public Works can review it at their next Board meeting.

Thank you in advance,

Jennifer Corle  
Department of Engineering  
Board of Public Works  
227 West Jefferson, Room 1316  
South Bend, Indiana 46601  
(574) 235-9251  
(574) 235-5927 (Direct Line)  
Fax: (574) 235-9171  
E-mail: [jcorle@southbend.in.gov](mailto:jcorle@southbend.in.gov)

# 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

July 24, 2008

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

RE: Right-of-Way Vacation – Eastern 12' of N/S DeRue Court, and E/W Access Easement at NW Corner of Jefferson Boulevard and St. Joseph Street

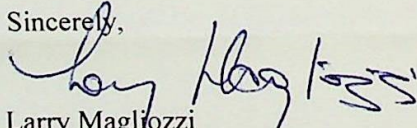
Dear Board Members:

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

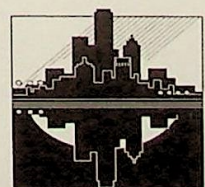
- (1) The vacation *would not* hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
- (2) The vacation *would not* make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation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

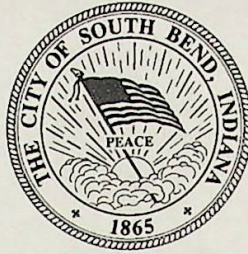
Staff recommends that the request be approved, subject to any needed utility or access easements recommended by the Department of Public Works. Staff would further note that the name of the right-of-way is DeRue Court and not Woodward Court.

Sincerely,



Larry Magliozzi  
Assistant Director





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

**TO:** ✓ Carl Littrell, Engineering Department  
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**COMMENTS & RECOMMENDATIONS:**

*No objection*

BY: *Carl Bettin*

DATE: *7/24/08*