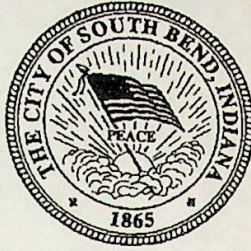


ALLEY VACATION/
ORDINANCE NO. 9994-10
Status Vacated

Date 3/16/2010

Description:

The Street to be Vacated is a Portion of Kalorama Street from Hill Street to the First N/S Alley for a Distance of 165 Feet, More or Less and a Width of 34 Feet



Office of the City Clerk

John Voorde, City Clerk

August 17, 2012

MEMORANDUM

TO: Area Plan Commission
Board of Public Works/Engineering Dept.
Building Department
Fire Department
Northern Indiana Public Service Company – Phil Griffin
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. 10164-12 for the vacation of the following property:

A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY:
THE STREET TO BE VACATED (AS A CLARIFICATION FOR
VACATION ORDINANCE 9994-10) IS A PORTION OF
KALORAMA STREET FROM HILL STREET TO THE FIRST
NORTH/SOUTH ALLEY FOR A DISTANCE OF 165 FEET AND A
WIDTH OF 50 FEET

are closed and this area is vacated.

cc: South Bend Community School Corporation Transportation Dept.

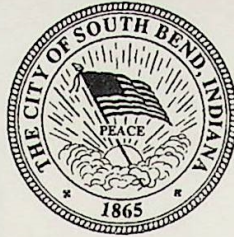
455 County-City Building • 227 W. Jefferson Blvd. South Bend, Indiana 46601 • 574/235-9221 • Fax 574/235-9173

Mary Beth Wisniewski
Chief Deputy

Janice Talboom
Deputy

Kareemah Fowler
Ordinance Violation Clerk

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



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

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
BOARD OF PUBLIC WORKS

May 17, 2012

Common Council Members
4th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

RE: Kalorama Street Vacation

Dear Council Members;

On November 9, 2009, the Board of Public Works approved the vacation of a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet, more or less, and a width of "34 feet". On January 11, 2010, the Common Council passed Ordinance No. 9994-10, approving the vacation as stated.

It has since been discovered that the width of the street was listed incorrectly and should have stated "50 feet". This letter is to confirm, in my capacity as the President of the Board of Public Works, that the street will be vacated for the entire width of 50 feet and the Board of Works approves the corrected measurement and will ratify this approval at their next Board of Works meeting of May 29, 2012.

Please contact me with any questions.

Thank you.

Sincerely,

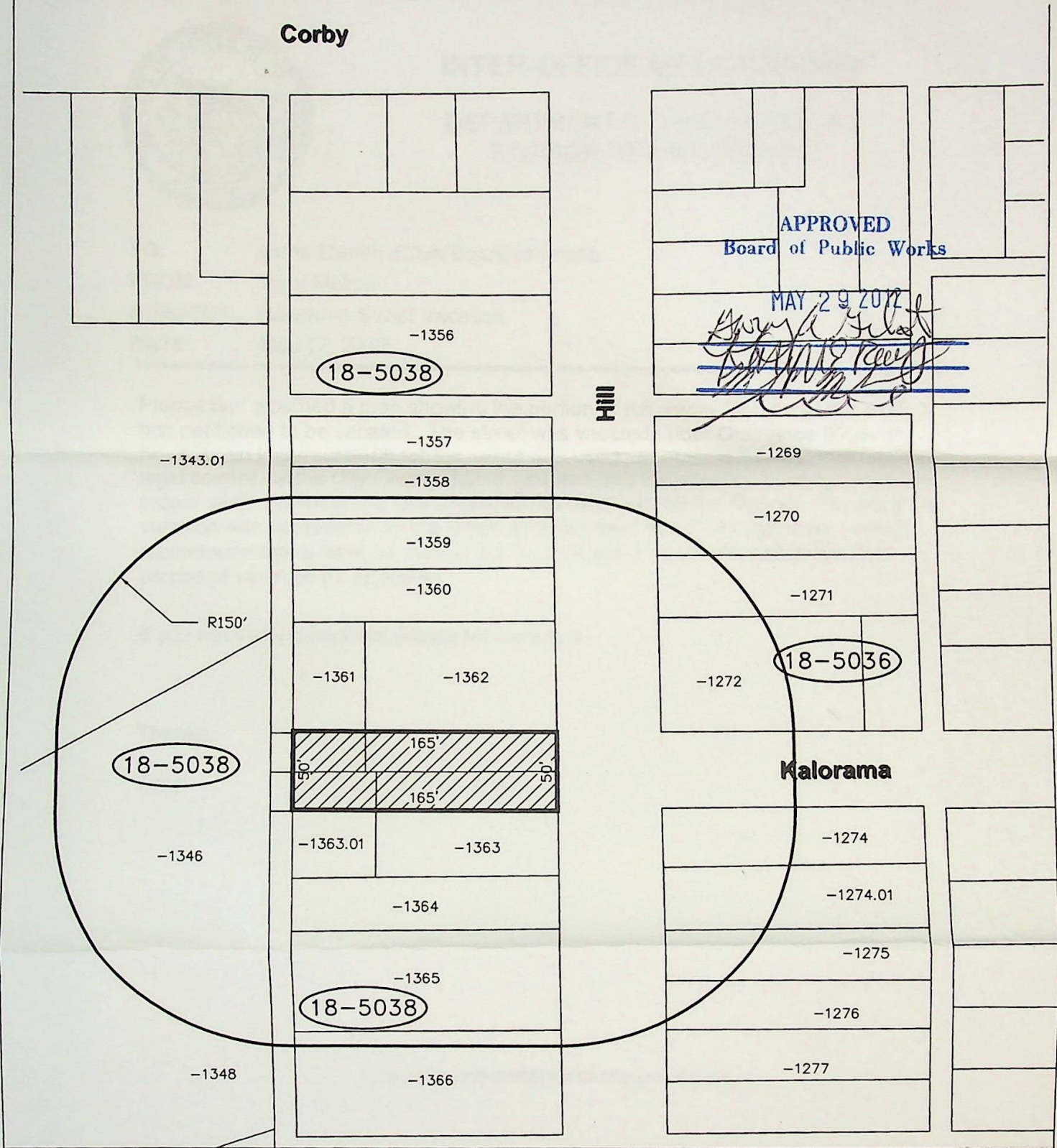
Gary A. Gilot
President, Board of Public Works

cc: Tony Molnar, Engineering

APPROVED
Board of Public Works

MAY 29 2012

Corby



APPROVED
Board of Public Works

MAY 29 2012

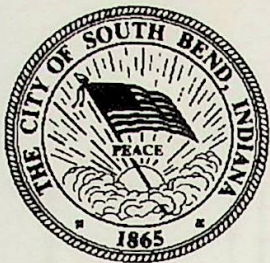
[Handwritten signature]

Hill

Kalorama

Legal Description:

The street to be vacated (as a clarification for Vacation Ordinance 9994-10) is a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet and a width of 50 feet. Said street is part of Cedar Heights Addition to the City of South Bend, Portage Township, St. Joseph County, Indiana.



INTER-OFFICE MEMORANDUM

DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

TO: Linda Martin, Clerk Board of Works
FROM: Tony Molnar
SUBJECT: Kalorama Street Vacation
DATE: May 17, 2012

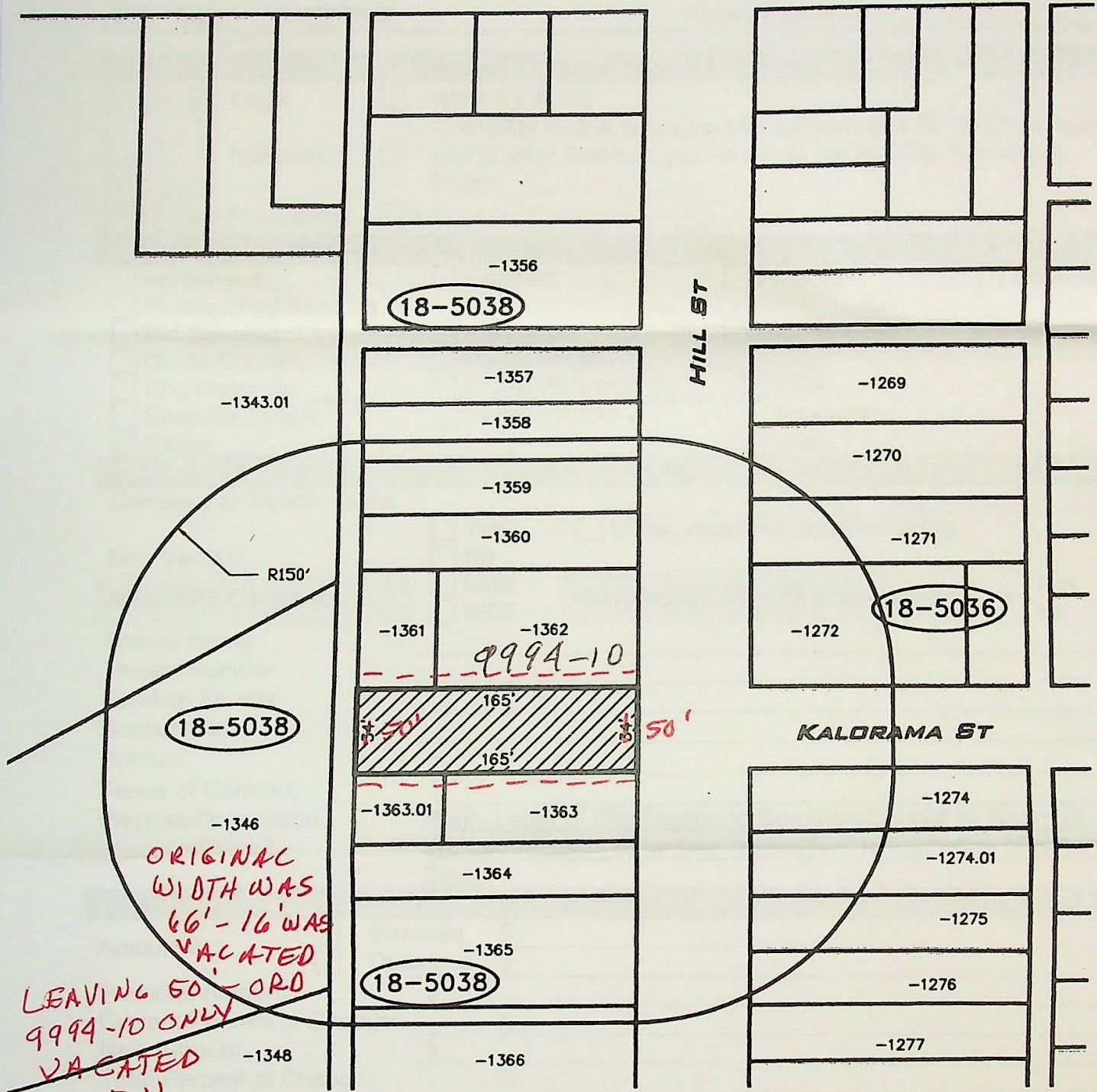
Please find attached a map showing the portion of Kalorama Street that the NNRO has petitioned to be vacated. The street was vacated under Ordinance 9994-10 however an incorrect width for the street was used. In order to "clarify" that fact the legal council for the City Council has suggested that the vacation be redone with the proper width shown and a new ordinance be approved by the Council. Because the vacation was considered by the Board and reviewed by all City agencies, I would recommend that a letter be sent to the Council with a recommendation that the proposed vacation be approved.

If you have any questions, please let me know.

Thanks,

Tony

CORBY BLVD



Legal Description:

A REVISED LEGAL WILL BE INSERTED

The street to be vacated is a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet, more or less and a width of 34 feet. Being a part of Cedar Heights Addition, Portage Township, City of South Bend, St. Joseph County, Indiana.

**BOARD OF PUBLIC WORKS
AGENDA ITEM REVIEW REQUEST FORM**

Date 05/22/2012
 Name Linda Martin Department Engineering
 BPW Date 05/29/2012 Phone Extension _____

Required Prior to Submittal to Board

Legal Attorney Name
 Controller Controller review is required for all Contracts \$5,000.00 or more
 and greater than one year in length per the City Purchasing
 Policy
 Purchasing

Check the Appropriate Item Type – Required for All Submissions

Agreement Contract Proposal Addendum
 Professional Services
 Bid Opening Bid Award Req. to Advertise Title Sheet
 Quote Opening Quote Award
 Chg Order No. _____ C/O & PCA No. _____ PCA
 Ease./Encroach. Traffic Control _____ Resolution
 Other: _____ Claim

Required Information

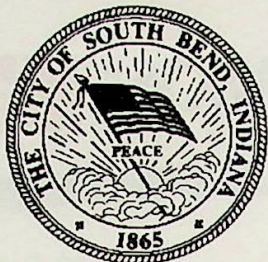
Company or Vendor Name _____
 Yes If Yes, Approved by Purchasing
 New Vendor No
 MBE/WBE Contractor MBE Completed E-Verify Form Attached Yes
 WBE No
 Project Name _____
 Project Number _____
 Funding Source _____
 Account No. _____
 Amount \$ _____
 Terms of Contract _____
 Purpose/Description Ratify Letter of Clarification to Common Council by Board of
 Works President regarding the width of the vacation of Kalorama
 Street

For Change Orders Only

Amount of Increase \$ _____
 Decrease \$ _____
 Previous Amount \$ _____
 Current Percent of Change: _____ %
 New Amount \$ _____
 Total Percent of Change: _____ %
 PO No. _____

Dispersal After Approval

Copy Original



INTER-OFFICE MEMORANDUM

DEPARTMENT OF PUBLIC WORKS DIVISION OF ENGINEERING

TO: Linda Martin, Clerk Board of Works
FROM: Tony Molnar
SUBJECT: Kalorama Street easement release
DATE: May 16, 2012

Please find attached a map showing the portion of Kalorama Street that the NNRO has petitioned to be vacated. The NNRO is interested in redeveloping the lots on either side of Kalorama Street once it is vacated and in order to do that they are asking that the utility easement that will remain once the vacation has been approved by City Council be released by the Board. The City does not have sanitary sewer, storm sewer or water mains in the right of way so I would recommend that the Board release the utility easement rights in the vacated right of way of Kalorama Street from Hill Street to the first North/South alley.

If you have any questions, please let me know.

Thanks,

Tony



Engineering
 Architecture
 Land Surveying
 Marina/Waterfront
 Community Planning
 Landscape Architecture
 Development Services

May 3, 2012

Mr. Tony Molnar
 City of South Bend Board of Public Works
 1316 County-City Building
 South Bend, IN 46601

RE: RELEASE OF EASEMENT RIGHTS WITHIN THE VACATED KALORAMA STREET

Lying between Hill Street and the first North/South Alley
 being approximately 165 feet east/west and 66 feet north/south
 and between Lots 6 & 7 of Cedar Heights Addition
 South Bend, Indiana

Dear Mr. Molnar:

On behalf of the Northeast Neighborhood Revitalization Organization, Inc., we are requesting release of rights to the existing utility easement remnant from the previous right-of-way vacation(s) of Kalorama Street. Please see the attached location map for further information. To ensure this easement is fully released, we are requesting the original width of 66 feet as noted above.

We respectfully request that this easement release be placed on the next agenda of the Board of Public Works meeting.

Thank you for your time and assistance with this matter. If you have any questions or require further information, please do not hesitate to call our office at (574) 232-8700.

Sincerely,

ABONMARCHE CONSULTANTS, INC.

Bradley E. Mosness, PE
 Project Manager

750 Lincoln Way East
 South Bend, IN 46601
 574.232.8700

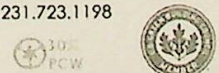
341 Airport North Office Park
 Fort Wayne, IN 46825
 260.497.8823

3177 Willowcreek Road
 Portage, IN 46368
 219.617.4266

95 West Main Street
 Benton Harbor, MI 49022
 269.927.2295

361 First Street
 Manistee, MI 49660
 231.723.1198

www.abonmarche.com



From: Nancy Schrader
To: pmgriffin@nisource.com
Date: 5/17/2012 12:33 PM
Subject: Easement Release Recommendation - Kalorama Street
Attachments: S45C-512051712220.pdf

CC: Schrader, Nancy
Please provide your recommendation to the attached request at your earliest convenience.

Thank you.

*Nancy Schrader
City of South Bend
Department of Engineering and Board of Public Works
227 West Jefferson, Room 1316
South Bend, Indiana 46601
Office: (574) 235-9251
Fax: (574) 235-9171*

This message may contain confidential and/or proprietary information and is intended for the person/entity to whom it was originally addressed. Any use by others is strictly prohibited.

From: <pmgriffin@NiSource.com>
To: "Nancy Schrader" <NJSCHRAD@southbendin.gov>
Date: 5/17/2012 1:20 PM
Subject: Re: Easement Release Recommendation - Kalorama Street
Attachments: pic20885.gif; S45C-512051712220.pdf

NIPSCO does not have any objections to the vacation of this street.

Philip M. Griffin
NIPSCO Project Engineer
Office Phone: 574-284-2214
Mobile Phone: 574-220-3804
FAX: 574-284-2220

"Nancy Schrader"
<NJSCHRAD@southbe
ndin.gov>
05/17/2012 12:33
PM
To
<pmgriffin@nisource.com>
cc
"Nancy Schrader"
<NJSCHRAD@southbendin.gov>
Subject
Easement Release Recommendation -
Kalorama Street

Please provide your recommendation to the attached request at your earliest convenience.

Thank you.

Nancy Schrader
City of South Bend
Department of Engineering and Board of Public Works
227 West Jefferson, Room 1316
South Bend, Indiana 46601
Office: (574) 235-9251
Fax: (574) 235-9171

This message may contain confidential and/or proprietary information and is intended for the person/entity to whom it was originally addressed. Any use

1316 COUNTY-CITY BUILDING
227 W. JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



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

CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
BOARD OF PUBLIC WORKS

May 17, 2012

Common Council Members
4th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601

RE: Kalorama Street Vacation

Dear Council Members;

On November 9, 2009, the Board of Public Works approved the vacation of a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet, more or less, and a width of "34 feet". On January 11, 2010, the Common Council passed Ordinance No. 9994-10, approving the vacation as stated.

It has since been discovered that the width of the street was listed incorrectly and should have stated "50 feet". This letter is to confirm, in my capacity as the President of the Board of Public Works, that the street will be vacated for the entire width of 50 feet and the Board of Works approves the corrected measurement and will ratify this approval at their next Board of Works meeting of May 29, 2012.

Please contact me with any questions.

Thank you.

Sincerely,

A handwritten signature in black ink that reads "Gary A. Gilot".

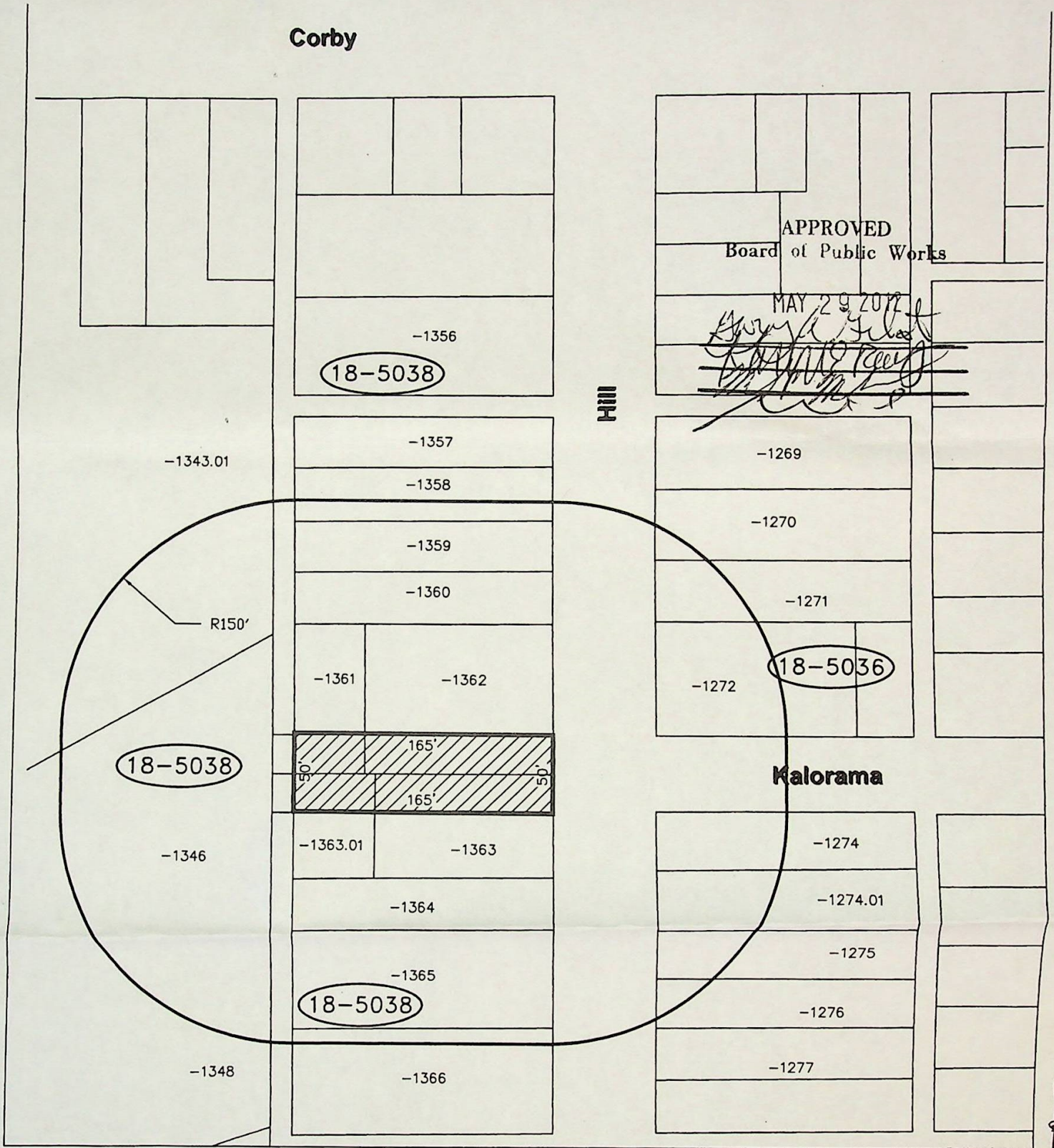
Gary A. Gilot
President, Board of Public Works

cc: Tony Molnar, Engineering

APPROVED
Board of Public Works

MAY 29 2012
A handwritten signature in black ink that reads "Gary A. Gilot".
A handwritten signature in black ink that reads "Tony Molnar".
A handwritten signature in black ink, partially obscured by a blue line.

Corby



APPROVED
Board of Public Works

MAY 29 2012

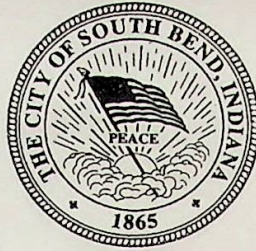
[Handwritten signatures and initials]

HILL

Kalorama

Legal Description:

The street to be vacated (as a clarification for Vacation Ordinance 9994-10) is a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet and a width of 50 feet. Said street is part of Cedar Heights Addition to the City of South Bend, Portage Township, St. Joseph County, Indiana.



Office of the City Clerk

John Voorde, City Clerk

March 16, 2010

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

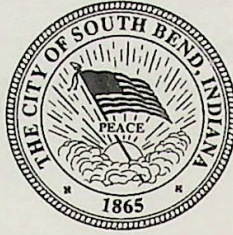
All proceedings with reference to Ordinance No. 9994-10 for the vacation of the following property:

THE STREET TO BE VACATED IS A PORTION OF KALORAMA STREET FROM HILL STREET TO THE FIRST NORTH/SOUTH ALLEY FOR A DISTANCE OF 165 FEET, MORE OR LESS AND A WIDTH OF 34 FEET

is closed and this area is vacated.

cc: Jim Betin
SBCSC Transportation Department

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

November 9, 2009

Mr. Jeff Vitton
Community & Economic Development
1200 County-City Building
227 West Jefferson Boulevard
South Bend, Indiana 46601

RE: Alley Vacation – West Portion of Kalorama Street from Hill Street South of Corby Boulevard and North of Crescent Street
(Preliminary Review)

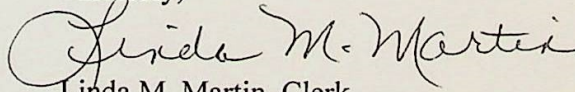
Dear Mr. Vitton:

The Board of Public Works, at its November 9, 2009, meeting, reviewed comments by the Engineering Division, Area Plan Commission, Economic Development, Fire Department, Police Department, Solid Waste Division and the City Attorney's Office. The following comments and recommendations were submitted:

Area Plan stated that 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. The vacation would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient. The vacation would not hinder the public's access to a church, school or other public building or place. The vacation would not hinder the use of a public right of way by the neighborhood in which it is located or to which it is contiguous.

Please contact Tony Molnar at (574) 235-9254 prior to picking up your radius map.
You will need a radius map showing properties within 150' of the proposed vacation for your petition to the Common Council. Once you pick up the radius map, proceed to the City Clerk's office for your alley vacation packet.

Sincerely,


Linda M. Martin, Clerk

c: Federico Rodriguez, Fire Department
Tony Molnar, Engineering
Janice Talboom, City Clerk's Office
Carl Littrell, Engineering

Michelle Burgett - Re: Fwd: Street Vacation West Portion of Kalorama

From: Stephen Goen
To: Michelle Burgett
Date: 10/16/2009 12:48 PM
Subject: Re: Fwd: Street Vacation West Portion of Kalorama

No objections

This message may contain confidential and/or proprietary information
and is intended for the person/entity to whom it was original addressed.
Any use by others is strictly prohibited.

Lt. Stephen Goen
Traffic Commander
St Joe Co. **Fatal Alcohol Crash Team**
South Bend Police Department - Traffic Investigations
701 W. Sample St
South Bend, IN 46601
(574) 235-7515
(574) 235-7538

>>> Michelle Burgett 10/15/2009 3:13 PM >>>

Michelle Burgett

>>> "Burgett,Michelle" <mburgett@southbendin.gov> 10/15/2009 3:29 PM >>>
This E-mail was sent from "RNP83D994" (C3828).

Scan Date: 15.10.2009 14:29:22 (-0500)
Queries to: admin@southbendin.gov



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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission (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 (jbettin@nisource.com or 284-2220 fax) **For Informational
Purposes Only**

FROM: Linda M. Martin, Clerk *LM*

RE: Request for Recommendation - Street Vacation
Location: West portion of Kalorama St. from Hill St. S of Corby Blvd. and N of
Crescent St.
(Preliminary Review)

DATE: October 15, 2009

DUE: October 20, 2009

FAX OR E-MAIL TO: 235-9171 / lmartin@southbend.in.gov

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

*I recommend that this vacation request
be approved*

BY: *Linda Martin* **DATE:** *10/15/09*



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

TO: Carl Littrell, Engineering Department
 John Byorni, Area Plan Commission (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@nsource.com or 284-2220 fax) **For Informational
Purposes Only**

FROM: Linda M. Martin, Clerk *LM*

RE: Request for Recommendation - Street Vacation
Location: West portion of Kalorama St. from Hill St. S of Corby Blvd. and N of
Crescent St.
(Preliminary Review)

DATE: October 15, 2009

DUE: October 20, 2009

FAX OR E-MAIL TO: 235-9171 / lmartin@southbendln.gov

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

Approved SB70

BY: *FIC Federico Rodriguez* DATE: 10-19-09



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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission (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 or 284-2220 fax) **For Informational
Purposes Only**

FROM: Linda M. Martin, Clerk *LM*

RE: Request for Recommendation - Street Vacation
Location: West portion of Kalorama St. from Hill St. S of Corby Blvd. and N of
Crescent St.
(Preliminary Review)

DATE: October 15, 2009

DUE: October 20, 2009

FAX OR E-MAIL TO: 235-9171 / lmartin@southbendin.gov

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

Recommended for approval. Serves to accommodate
future home construction.

BY: Chris Dressel **DATE:** 10/20/09



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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission (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 or 284-2220 fax) **For Informational
Purposes Only**

FROM: Linda M. Martin, Clerk *LM*

RE: Request for Recommendation - Street Vacation
Location: West portion of Kalorama St. from Hill St. S of Corby Blvd. and N of
Crescent St.
(Preliminary Review)

DATE: October 15, 2009

DUE: October 20, 2009

FAX OR E-MAIL TO: 235-9171 / lmartin@southbend.in.gov

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objection

BY: *Carl P. Littrell*

DATE: *10/26/09*



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

TO: ✓ Carl Littrell, Engineering Department
✓ John Byorni, Area Plan Commission (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 (jbettin@nisource.com or 284-2220 fax) **For Informational
Purposes Only**

FROM: Linda M. Martin, Clerk *LM*

RE: Request for Recommendation - Street Vacation
Location: West portion of Kalorama St. from Hill St. S of Corby Blvd. and N of
Crescent St.
(Preliminary Review)

DATE: October 15, 2009

DUE: October 20, 2009

FAX OR E-MAIL TO: 235-9171 / lmartin@southbendin.gov

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

BY: _____ **DATE:** _____

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

Fax 574 235-9813

October 22, 2009

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

RE: Street Vacation

Vacation of a portion of Kalorama Street, from Hill Street west, south of Corby Blvd, and north of Crescent Street.

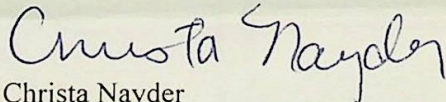
Dear Board Members:

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

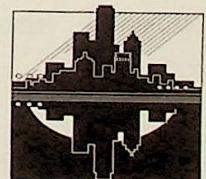
- (1) The vacation *would not* hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
- (2) The vacation *would not* make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation *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 streets be vacated subject to any further utility or access easements recommended by the Engineering and Building Departments.

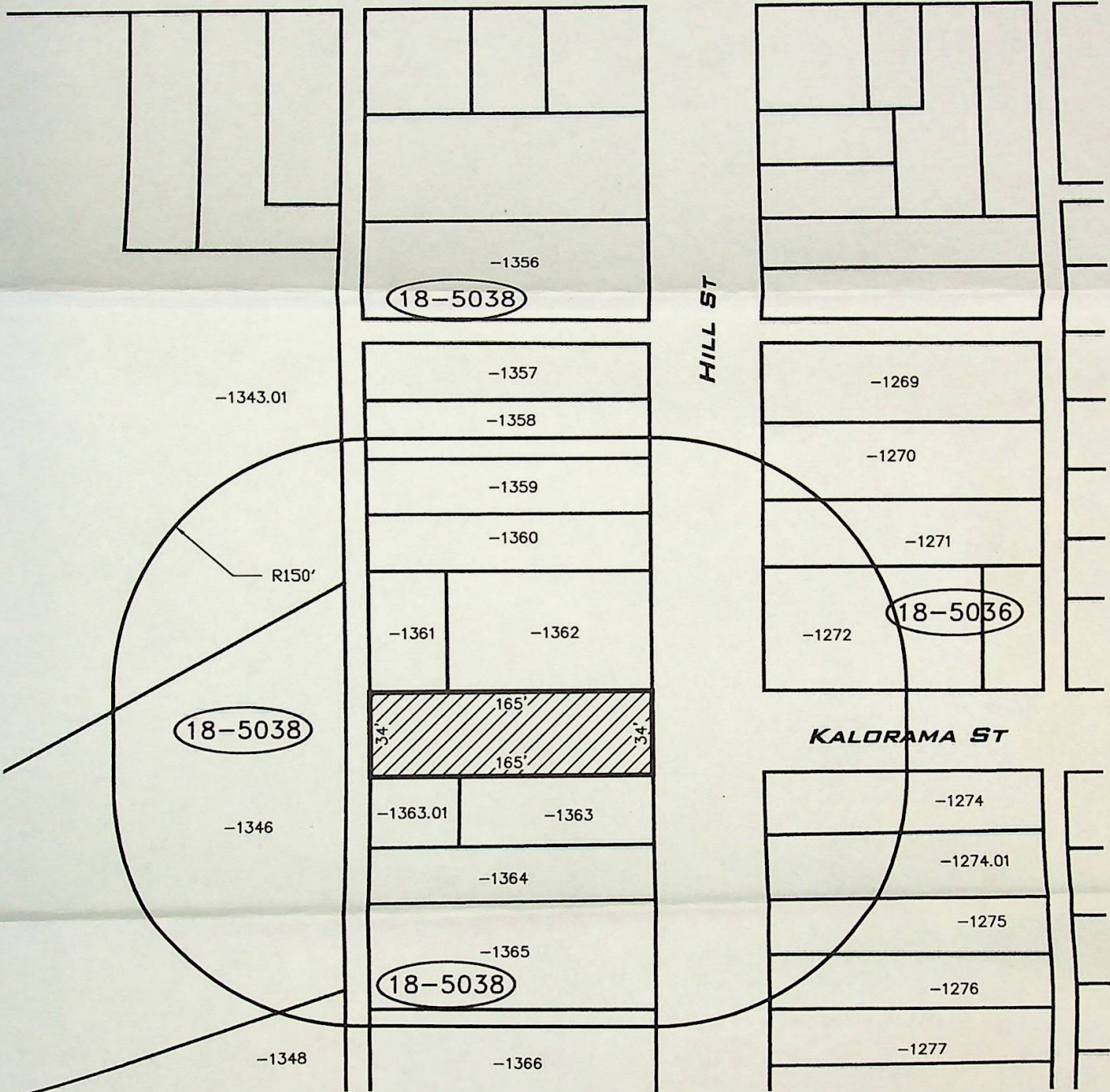
Sincerely,



Christa Nayder
Planner



GORBY BLVD



Legal Description:

The street to be vacated is a portion of Kalorama Street from Hill Street to the first North/South alley for a distance of 165 feet, more or less and a width of 34 feet. Being a part of Cedar Heights Addition, Portage Township, City of South Bend, St. Joseph County, Indiana.