

ORDINANCE #10421-16

Alley Vacation

Date Vacated: February 22, 2016

Description: First North/South Alley west of 29th Street
From Mishawaka Avenue to the first East/West for a distance
of 130 feet and a width of 16 feet. Being part of Eggleston's
1st Addition, City of South Bend, Portage Township, St.
Joseph County, Indiana

AN ORDINANCE TO REPEAL THE FOLLOWING CITY ORDINANCE:

The City of South Bend, Indiana, hereby repeals Ordinance No. 10421-16, which was adopted on February 22, 2016, and which is hereby repealed with effect from the date of this ordinance.

ORDINANCE No. 10421-16

Passed by the Common Council of the City of South Bend, Indiana _____

February 22, 20 16

Attest: _____

Karenah Fowler

City Clerk

Attest: _____

[Signature]

President of Common Council

Presented by me to the Mayor of the City of South Bend, Indiana _____

February 23, 20 16

Karenah Fowler

City Clerk

Approved and signed by me

February 23, 20 16

ORDINANCE NO. 10421-16

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:

The alley to be vacated is the first North/South alley West of 29th Street from Mishawaka Avenue to the first East/West alley for a distance of 130 feet and a width of 16 feet. Said alley being a part of Eggleston's 1st Addition, City of South Bend, Portage Township, St. Joseph County, Indiana.

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 alley to be vacated is the first North/South alley West of 29th Street from Mishawaka Avenue to the first East/West alley for a distance of 130 feet and a width of 16 feet. Said alley being a part of Eggleston's 1st Addition, City of South Bend, Portage Township, St. Joseph County, Indiana.

hereby determines that it is desirable to vacate said property.

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:

71-09-17-201-001.000-026, 71-09-17-128-005.000-026

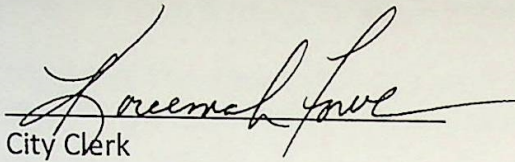
SECTION IV. The purpose of the vacation of the real property is to increase the onsite parking and also to interconnect the east property which is parking to the west property which is the business in which it will serve.

SECTION V. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

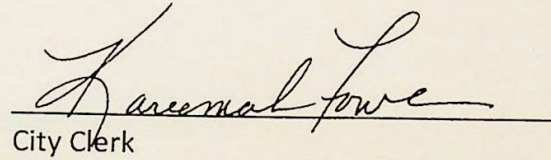


Member of the Common Council

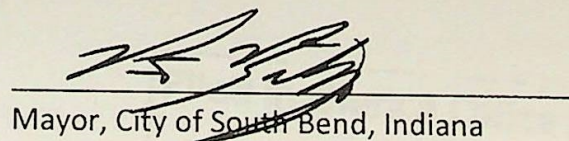
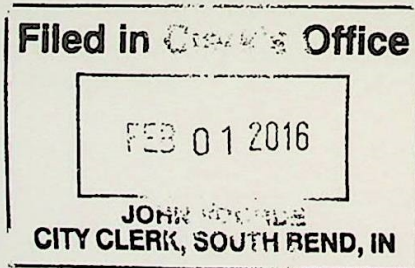
Attest:


City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the _____
day of _____, 2_____, at _____ o'clock _____ .m.


City Clerk

Approved and signed by me on the 23rd day of February, 2016,
at 9:00 o'clock 9 .m.


Mayor, City of South Bend, Indiana

1s.
PUBLIC READING
3rd READING
NOT APPROVED
REFERRED
PASSED

Construction Services

Architectural & General Contracting Specialists

Bus 219-465-7555
Fax 219-464-2562
www.chesterinc.com

January 21, 2016

City of South Bend
Common Council
227 West Jefferson Boulevard
South Bend, IN 46601

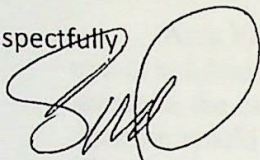
RE: Alley Vacation, 2910 Mishawaka Avenue

Common Council Members:

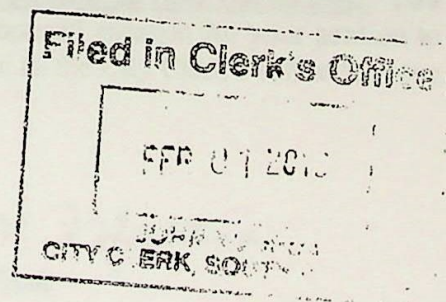
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The purpose of the vacation of the real property is to increase the onsite parking and also to interconnect the east property which is parking to the west property which is the business in which it will serve.

Respectfully



Steve DeBold



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



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

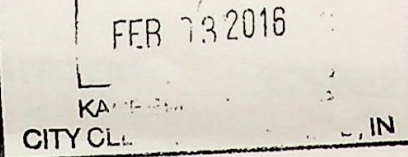
CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR

BOARD OF PUBLIC WORKS

Filed in Clerk's Office

October 13, 2015

Chester Arch
Family Pet Health Center
2910 Mishawaka Ave
South Bend, IN 46615



RE: Alley Vacation – First North/South Alley South of Mishawaka Avenue to the First East/West Alley between 28th and 29th Street (Preliminary Review)

Dear Mr. Arch:

The Board of Public Works, at its October 13, 2015, meeting, reviewed comments by the Engineering Division, Area Plan Commission, Community Investment, Fire Department, Police Department, and the Solid Waste Division regarding your request to vacate the above alley. The following comments and recommendations were submitted:

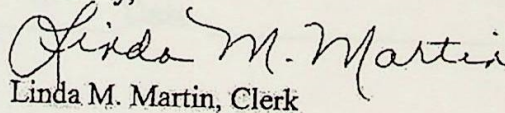
Area Plan stated that the vacation would not hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous. The vacation would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient. The vacation 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. Solid Waste stated the vacation would hinder trash collection in the alley. Engineering stated the request is to vacate a 16' wide alley, which would terminate the alley at a 12' wide perpendicular section, but 14' is the narrowest alley Engineering will recommend. They recommended that the requestor provide for vehicular turning by increasing the width of the perpendicular alley circuit.

Therefore, the Board of Public Works submitted a favorable recommendation for the vacation of this alley subject to working out the turning radius issues with the City Engineering Department.

****You will need an executed Cross Access Agreement with your neighbors.**

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

GARY A. GILOT DAVID P. RELOS ELIZABETH A. MARADIK JAMES A. MUELLER THERESE J. DORAU



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

TO: Pete Kaminski, Street Department
✓ Mike Bronstetter, Solid Waste
✓ Corbitt Kerr, Engineering Department
✓ Jitin Kain, Community Investment
✓ Federico Rodriguez, Fire Department
✓ Larry Magliozzi, Area Plan Commission (lmaglioz@co.st-joseph.in.us or 235-9813 fax)
✓ Gene Eyster, Police Department
Phil Griffin, NIPSCO (pmgriffin@nisource.com) (FYI Only)
Linda M. Martin, Clerk

DATE SENT: 9/24/2015

FROM: _____
SUBJECT: REQUEST FOR RECOMMENDATION – ALLEY VACATION
APPLICANT: Family Pet Health Center
LOCATION: First N/S Alley South of Mishawaka Avenue to the first E/W Alley between 28th and 29th St.
DATE DUE: October 6, 2015
FAX OR E-MAIL TO: 235-9171 / lmartin@southbendin.gov

PLEASE MAKE YOUR RECOMMENDATIONS BASED ON THE FOLLOWING
IC 36-7-3-13 CRITERIA:

1. The vacation would/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/would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
3. The vacation would/would not hinder the public's access to a church, school or other public building or place.
4. The vacation would/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.

COMMENTS:

By _____

Date _____

CONTACTS:
CHESTER ARCH SERVICES
 219-465-9555

PETITIONER:
FAMILY PET HEALTH CENTER
 2910 NISHAWAKA

OLD RIVER PARK FUTURE



[Handwritten signature]
 OCT 13 2015

APPROVED
 Board of Public Works

PURPOSE:
 TO CONVERT
 PARKING LOT

Elizabeth Horvath

From: Eugene Eyster
Sent: Thursday, September 24, 2015 3:56 PM
To: Elizabeth Horvath; Pete Kaminski; Michael Bronstetter; Patrick C. Kerr; Jitin Kain; Federico Rodriguez; Larry Magliozzi
Subject: RE: Alley Vacation - Family Pet Health Center

Ms. Horvath,
The Police Department would have no objection to this request.

Lt. E. Eyster

From: Elizabeth Horvath
Sent: Thursday, September 24, 2015 3:12 PM
To: Pete Kaminski <pkaminsk@southbendin.gov>; Michael Bronstetter <mbronste@southbendin.gov>; Patrick C. Kerr <pckerr@southbendin.gov>; Jitin Kain <jkain@southbendin.gov>; Federico Rodriguez <frodrigu@southbendin.gov>; Larry Magliozzi <LMAGLIOZ@co.st-joseph.in.us>; Eugene Eyster <eeyster@southbendin.gov>
Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

Department of Public Works

227 W. Jefferson Blvd., Suite 1316

South Bend, IN 46601

574-235-3168

lhovath@southbendin.gov



Elizabeth Horvath

From: Federico Rodriguez
Sent: Friday, September 25, 2015 9:38 AM
To: Elizabeth Horvath
Subject: RE: Alley Vacation - Family Pet Health Center

Favorable S.B.F.D.



Federico (Chico) Rodriguez
Fire Marshal
Office: (574) 235-7564
Mobile: (574) 876-6734
1222 S. Michigan Street
City of South Bend, In 46601
frodrigu@southbendin.gov

From: Elizabeth Horvath
Sent: Thursday, September 24, 2015 3:12 PM
To: Pete Kaminski <pkaminsk@southbendin.gov>; Michael Bronstetter <mbronste@southbendin.gov>; Patrick C. Kerr <pckerr@southbendin.gov>; Jitin Kain <jkain@southbendin.gov>; Federico Rodriguez <frodrigu@southbendin.gov>; Larry Magliozzi <LMAGLIOZ@co.st-joseph.in.us>; Eugene Eyster <eeyster@southbendin.gov>
Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

Department of Public Works

227 W. Jefferson Blvd., Suite 1316

South Bend, IN 46601

574-235-3168

lhovath@southbendin.gov



Elizabeth Horvath

From: Matthew Chappuies <mchappui@co.st-joseph.in.us>
Sent: Friday, September 25, 2015 9:44 AM
To: Elizabeth Horvath
Subject: Alley Vacation
Attachments: Alley Vacation - Family Pet Health Center.pdf

Lizzy,

APC recommends favorably.

Sincerely,

Matthew P. Chappuies, Planner
Area Plan Commission
(574) 235-9571

FROM: Matthew P. Chappuies
SUBJECT: REQUEST FOR RECOMMENDATION - ALLEY VACATION
APPLICANT: Family Pet Health Center
LOCATION: 1000 N. 10th St., Suite 100, Ellettsville, IN 47420
DATE DUE: October 1, 2015
FAX OR EMAIL TO: [REDACTED]

PLEASE MAKE YOUR RECOMMENDATIONS BASED ON THE FOLLOWING
IC 20-7-4-13 CRITERIA:

- 1. The location shall not hinder the growth or development of the area or neighborhood in which it is located.
- 2. The location shall not be in violation of any applicable zoning ordinance.
- 3. The location shall not be in violation of any applicable subdivision ordinance.
- 4. The location shall not be in violation of any applicable health or safety ordinance.

THE APPLICANT REQUESTS THAT THE ALLEY BE VACATED
IN THE ALLEY BETWEEN 10th AND 11th STS.
BY THE BOARD OF ZONING AND PLANNING ON 9/25/15



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

DATE SENT: 9/24/2015

TO: Pete Kaminski, Street Department
Mike Bronstetter, Solid Waste
Corbitt Kerr, Engineering Department
Jitin Kain, Community Investment
Federico Rodriguez, Fire Department
Larry Magliozzi, Area Plan Commission (lmagliz@co.st-joseph.in.us or 235-9813 fax)
Gene Eyster, Police Department
Phil Griffin, NIPSCO (pmgriffin@nisource.com) (FYI Only)
Linda M. Martin, Clerk *LM*

FROM: _____

SUBJECT: REQUEST FOR RECOMMENDATION – ALLEY VACATION

APPLICANT: Family Pet Health Center

LOCATION: First N/S Alley South of Mishawaka Avenue to the first E/W Alley between 28th and 29th St.

DATE DUE: October 6, 2015

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

PLEASE MAKE YOUR RECOMMENDATIONS BASED ON THE FOLLOWING
IC 36-7-3-13 CRITERIA:

1. The vacation would/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/would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
3. The vacation would/would not hinder the public's access to a church, school or other public building or place.
4. The vacation would/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.

COMMENTS:

THIS VACATION WOULD HINDER SOLID WASTE FROM ALLEY COLLECTION IN THE ALLEY BETWEEN 28TH AND 29TH

By *Mike Bronstetter* Date 9/28/15

Elizabeth Horvath

From: Patrick C. Kerr
Sent: Sunday, October 04, 2015 8:46 PM
To: Elizabeth Horvath; Tony Molnar; Carl Littrell
Subject: RE: Alley Vacation - Family Pet Health Center

The requestor is asking to vacate a 16' wide alley, which would terminate the alley at a 12' wide perpendicular alley section. Engineering recommends against vacating this alley unless the requestor can provide for vehicular turning and account for the change in width to the narrower alley. 14' is the narrowest alley Engineering will recommend, so it recommends that the requestor increase the width of the perpendicular alley circuit.

From: Elizabeth Horvath
Sent: Thursday, September 24, 2015 3:12 PM
To: Pete Kaminski <pkaminsk@southbendin.gov>; Michael Bronstetter <mbronste@southbendin.gov>; Patrick C. Kerr <pckerr@southbendin.gov>; Jitin Kain <jkain@southbendin.gov>; Federico Rodriguez <frodrigu@southbendin.gov>; Larry Magliozzi <LMAGLIOZ@co.st-joseph.in.us>; Eugene Eyster <eeyster@southbendin.gov>
Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

Department of Public Works

227 W. Jefferson Blvd., Suite 1316

South Bend, IN 46601

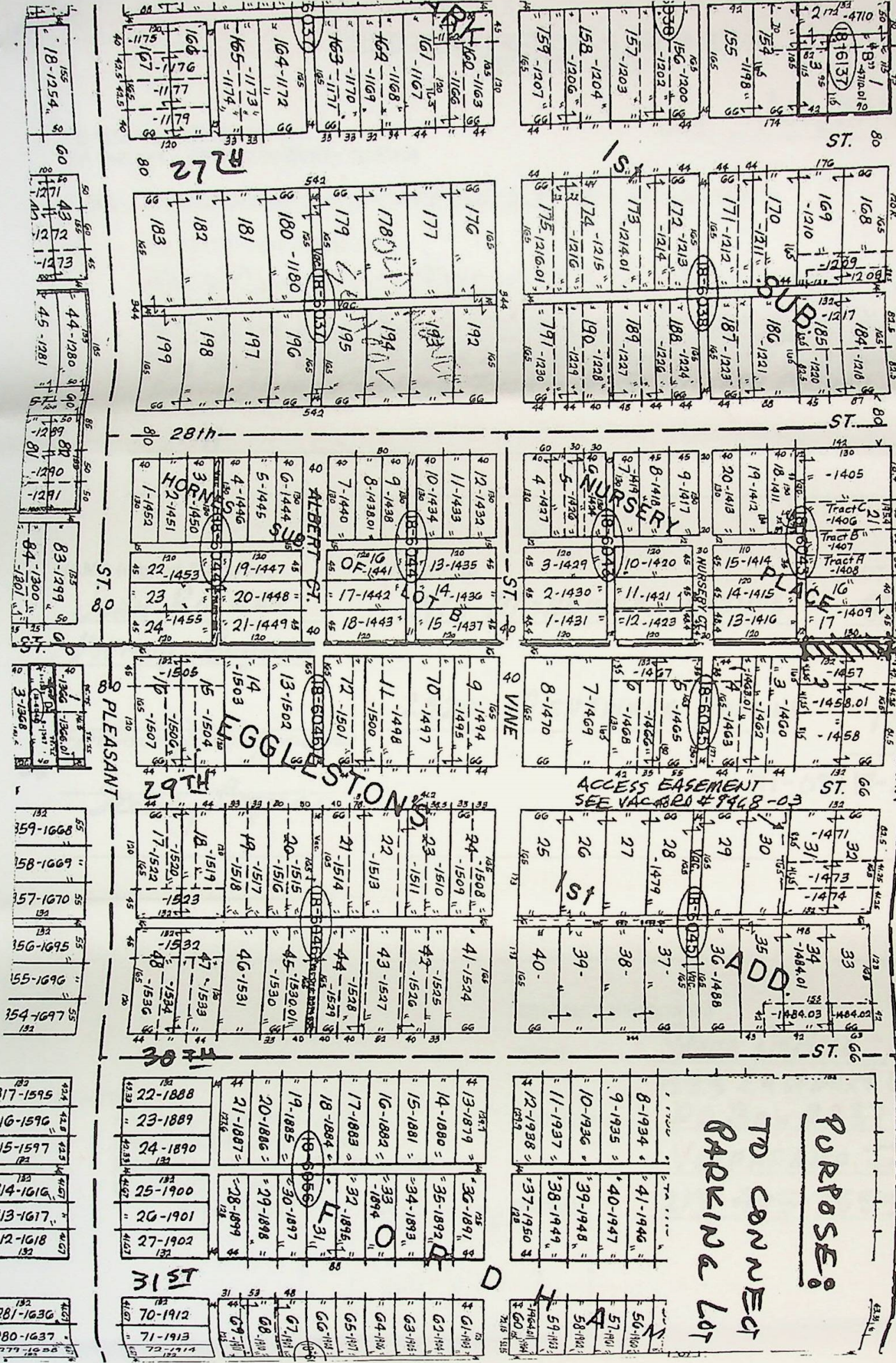
574-235-3168

lhovath@southbendin.gov



CONTACT:
CHESTER ARCH WLEY TO BE REATED
SERVICES
219-465-9555

PETITIONER:
OLD RIVER PARK
FUDITURE
CENTER / 2910 MISHAWAKE
-50 BEND, ND



1-301 17 12 18 3-346

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

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

DATE: 1/21/2016

I (WE), THE UNDERSIGNED PROPERTY OWNER(S), PETITION YOU TO VACATE:

A. THE ALLEY DESCRIBED AS:

NORTH/SOUTH ALLEY WEST OF 29th St. FROM MISHAWAKA AVE. TO THE FIRST
EAST/WEST ALLEY FOR A DISTANCE OF 130 FEET AND A WIDTH OF 16 FEET.
SAID ALLEY BEING A PART OF EGGLESTON'S 1st ADDITION, CITY OF
SOUTH BEND, PORTAGE TOWNSHIP, St. JOSEPH COUNTY, INDIANA.

B. THE STREET DESCRIBED AS:

N/A

NAME (signed & printed)

ADDRESS

LOT #

JOHN BOGNAR

2910 MISHAWAKA AVENUE

~~16~~ 16 & 17

WENDY BOGNAR

71-09-17-128-005.000-
026

→ John J. Bognar

2920 MISHAWAKA AVENUE

1 & 2

→ Wendy Bognar

71-09-17-201-001.000-02

CONTACT PERSON (S)

NAME:

STEVE DEBOLD - CHESTER, INC

ADDRESS:

555 EASTPORT CENTRE DR.

PO BOX 2237

VALPARAISO, IN 46384

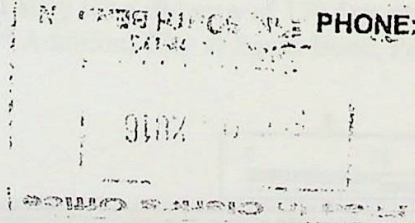
219-465-7555

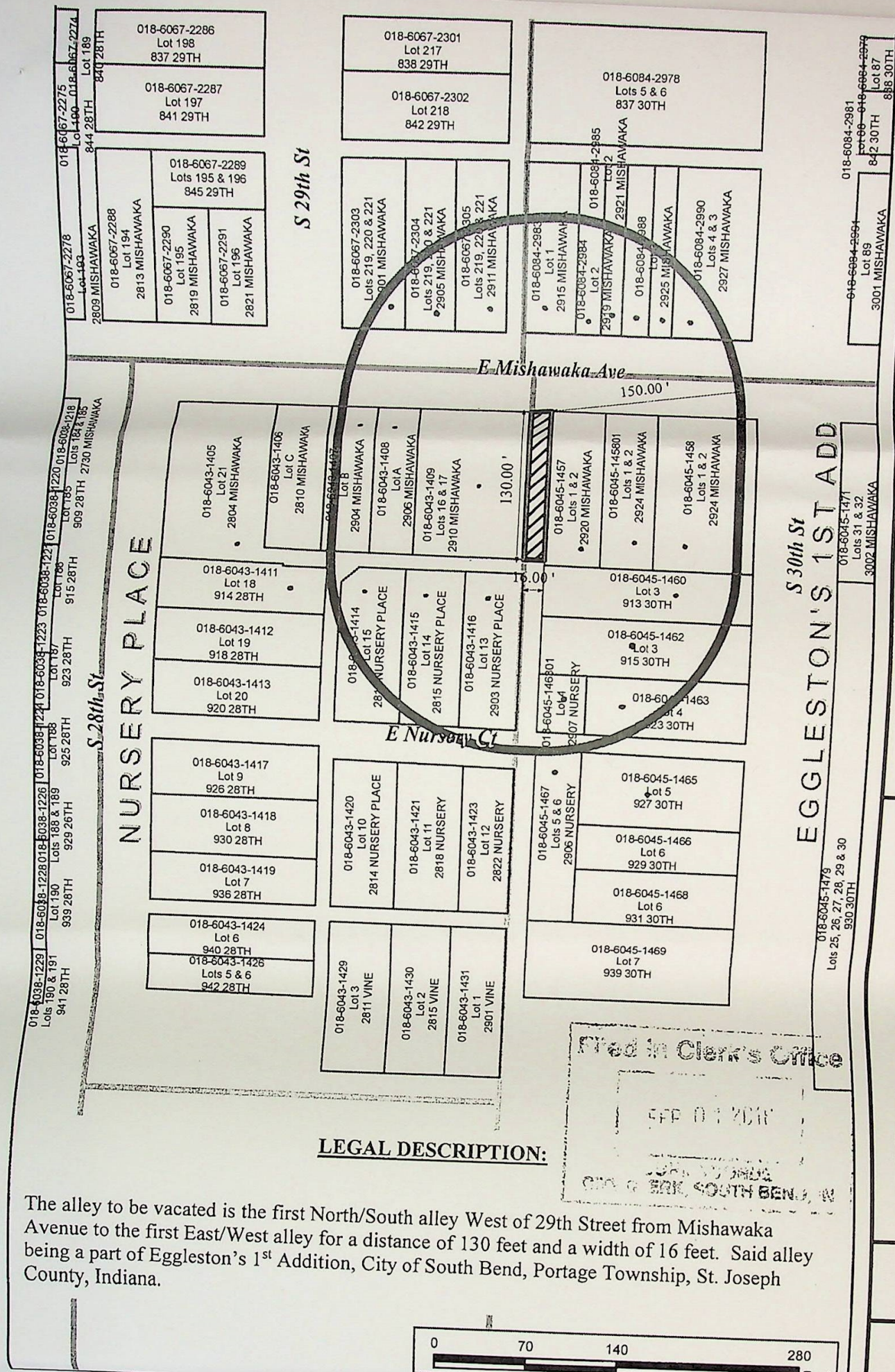
RETURN TO:

OFFICE OF THE CITY CLERK
JOHN VOORDE, CITY CLERK
ROOM 455-COUNTY-CITY BUILDING
SOUTH BEND, IN 46601

574-235-9221

PHONE:





LEGAL DESCRIPTION:

The alley to be vacated is the first North/South alley West of 29th Street from Mishawaka Avenue to the first East/West alley for a distance of 130 feet and a width of 16 feet. Said alley being a part of Eggleston's 1st Addition, City of South Bend, Portage Township, St. Joseph County, Indiana.



City of South Bend
 Dept. of Public Works
 227 W Jefferson Blvd. #1316
 South Bend, IN 46601
 Phone: (574) 235-9251
 Fax: (574) 235-9171

Project No.

Page No.

Date



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CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF PUBLIC WORKS
Eric Horvath, Director

February 22, 2016

Tim Scott
Council President
City of South Bend
455 County-City Building, 227 W. Jefferson Blvd.
South Bend, IN 46601

Re: Bill No. 08-16 – Vacate the first North/South alley west of 29th Street from Mishawaka Ave.

Dear Mr. Scott,

This letter is to clarify the Department of Public Works position on Bill No. 08-16 concerning the vacation of the first North/South alley west of 29th Street from Mishawaka Avenue. The recommendation provided by the Board of Public Works to the petitioner, in its letter dated October 13, 2015 outlined two conditions as part of its favorable recommendation to the Common Council:

1. Provide for vehicular turning by increasing the width of the perpendicular alley circuit
2. Provide an executed cross access agreement with the neighbor

The petitioner, Chester Arch, representing Family Pet Health Center, has worked closely with the City's Engineering staff in coming up with a solution to address the turning radius concern expressed by Solid Waste. The solution involves the petitioner offering an easement through the property to allow for truck access. This solution has been reviewed and vetted by the City Engineer as well as the Director of Solid Waste, who both find it satisfactory.

The City asks that the petitioner record such easement upon approval of the alley vacation by the Common Council and ensure that access to the Solid Waste vehicles is maintained during the current and future construction projects on the site.

It has also been determined that the cross access easement is unnecessary after the current solution for vehicle access was developed jointly by the petitioner and Engineering staff.

Sincerely,

Jitin Kain
Deputy Director

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79-16
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1316 COUNTY-CITY BUILDING
227 WEST JEFFERSON BOULEVARD
SOUTH BEND, INDIANA 46601-1830



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

10421-16

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

October 13, 2015

Chester Arch
Family Pet Health Center
2910 Mishawaka Ave
South Bend, IN 46615

RE: Alley Vacation – First North/South Alley South of Mishawaka Avenue to the First East/West
Alley between 28th and 29th Street (Preliminary Review)

Dear Mr. Arch:

The Board of Public Works, at its October 13, 2015, meeting, reviewed comments by the Engineering Division, Area Plan Commission, Community Investment, Fire Department, Police Department, and the Solid Waste Division regarding your request to vacate the above alley. The following comments and recommendations were submitted:

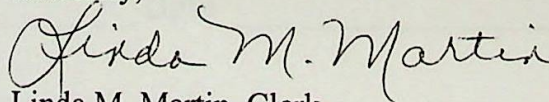
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Therefore, the Board of Public Works submitted a favorable recommendation for the vacation of this alley subject to working out the turning radius issues with the City Engineering Department.

****You will need an executed Cross Access Agreement with your neighbors.**

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



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

DATE SENT: 9/24/2015

TO: Pete Kaminski, Street Department
 Mike Bronstetter, Solid Waste
 Corbitt Kerr, Engineering Department
 Jitin Kain, Community Investment
 Federico Rodriguez, Fire Department
 Larry Magliozzi, Area Plan Commission (lmagloz@co.st-joseph.in.us or 235-9813 fax)
 Gene Eyster, Police Department
FROM: Phil Griffin, NIPSCO (pmgriffin@nisource.com) (FYI Only)
Linda M. Martin, Clerk *LM*
SUBJECT: REQUEST FOR RECOMMENDATION – ALLEY VACATION
APPLICANT: Family Pet Health Center
LOCATION: First N/S Alley South of Mishawaka Avenue to the first E/W Alley between 28th and 29th St.
DATE DUE: October 6, 2015
FAX OR E-MAIL TO: 235-9171 / lmartin@southbendin.gov

PLEASE MAKE YOUR RECOMMENDATIONS BASED ON THE FOLLOWING
IC 36-7-3-13 CRITERIA:

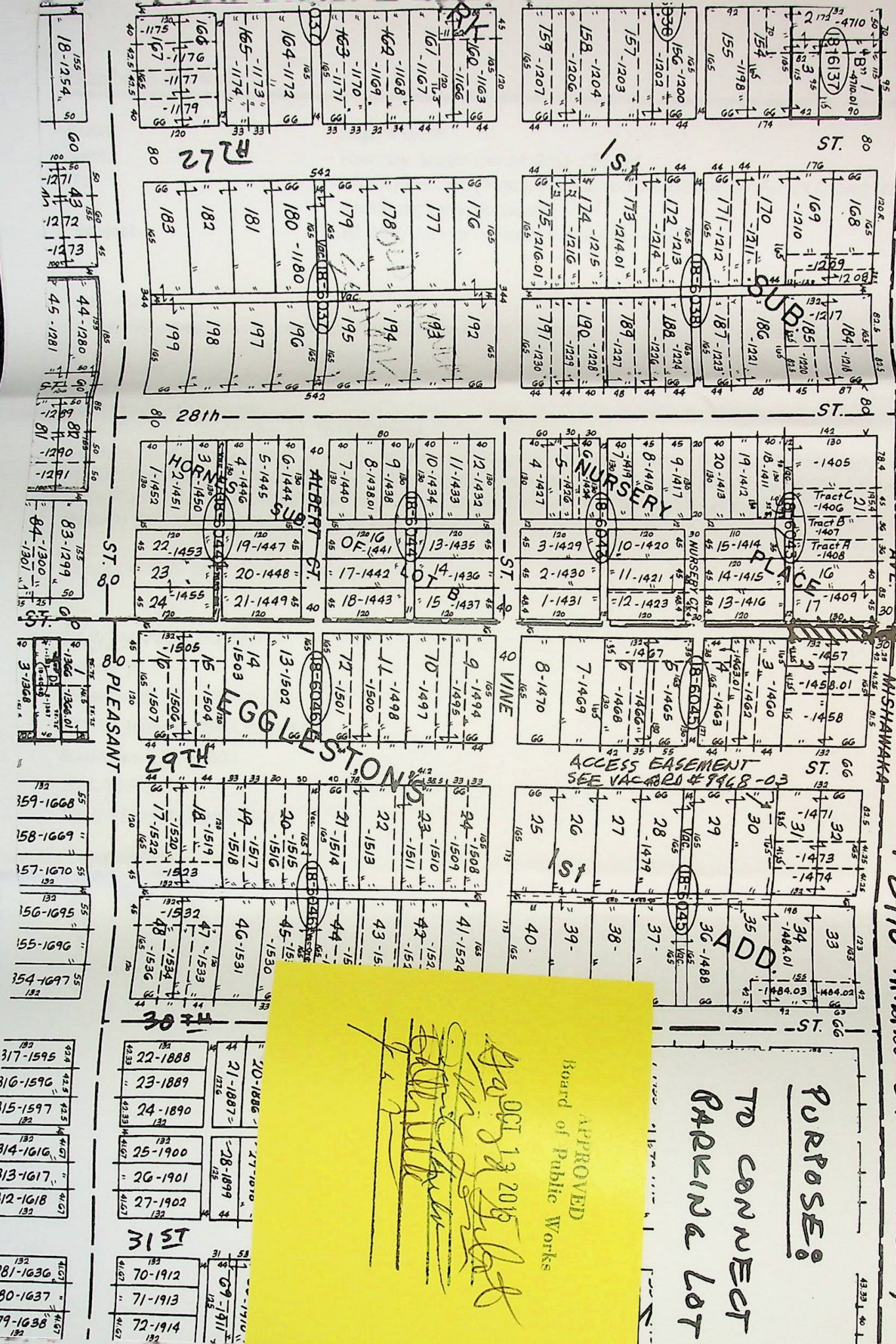
1. The vacation would/would not hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
2. The vacation would/would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
3. The vacation would/would not hinder the public's access to a church, school or other public building or place.
4. The vacation would/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.

COMMENTS:

By _____ Date _____

CONTACTS:
CHESTER ARON ALLEY TO BE VACATED
 219-4652-9555

PETITIONER:
FAMILY PET HEALTH CENTER / 2910 MISHAWAKE
OLD RIVER PARK FUTURE
50 BEND, IN



APPROVED
 Board of Public Works
 OCT 19 2015
[Handwritten Signature]

PURPOSE:
TO CONNECT
PARKING LOT

Elizabeth Horvath

From: Eugene Eyster
Sent: Thursday, September 24, 2015 3:56 PM
To: Elizabeth Horvath; Pete Kaminski; Michael Bronstetter; Patrick C. Kerr; Jitin Kain; Federico Rodriguez; Larry Magliozzi
Subject: RE: Alley Vacation - Family Pet Health Center

Ms. Horvath,
The Police Department would have no objection to this request.

Lt. E. Eyster

From: Elizabeth Horvath
Sent: Thursday, September 24, 2015 3:12 PM
To: Pete Kaminski <pkaminsk@southbendin.gov>; Michael Bronstetter <mbronste@southbendin.gov>; Patrick C. Kerr <pckerr@southbendin.gov>; Jitin Kain <jkain@southbendin.gov>; Federico Rodriguez <frodrigu@southbendin.gov>; Larry Magliozzi <LMAGLIOZ@co.st-joseph.in.us>; Eugene Eyster <eeyster@southbendin.gov>
Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

Department of Public Works

227 W. Jefferson Blvd., Suite 1316

South Bend, IN 46601

574-235-3168

lhovath@southbendin.gov



Elizabeth Horvath

From: Federico Rodriguez
Sent: Friday, September 25, 2015 9:38 AM
To: Elizabeth Horvath
Subject: RE: Alley Vacation - Family Pet Health Center

Favorable S.B.F.D.



Federico (Chico) Rodriguez
Fire Marshal
Office: (574) 235-7564
Mobile: (574) 876-6734
1222 S. Michigan Street
City of South Bend, In 46601
frodrigu@southbendin.gov

From: Elizabeth Horvath
Sent: Thursday, September 24, 2015 3:12 PM
To: Pete Kaminski <pkaminsk@southbendin.gov>; Michael Bronstetter <mbronste@southbendin.gov>; Patrick C. Kerr <pckerr@southbendin.gov>; Jitin Kain <jkain@southbendin.gov>; Federico Rodriguez <frodrigu@southbendin.gov>; Larry Magliozzi <LMAGLIOZ@co.st-joseph.in.us>; Eugene Eyster <eeyster@southbendin.gov>
Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

Department of Public Works

227 W. Jefferson Blvd., Suite 1316

South Bend, IN 46601

574-235-3168

lhovath@southbendin.gov



Elizabeth Horvath

From: Matthew Chappuies <mchappui@co.st-joseph.in.us>
Sent: Friday, September 25, 2015 9:44 AM
To: Elizabeth Horvath
Subject: Alley Vacation
Attachments: Alley Vacation - Family Pet Health Center.pdf

Lizzy,

APC recommends favorably.

Sincerely,

Matthew P. Chappuies, Planner
Area Plan Commission
(574) 235-9571



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

TO: Pete Kaminski, Street Department
Mike Bronstetter, Solid Waste
Corbitt Kerr, Engineering Department
Jitin Kain, Community Investment
Federico Rodriguez, Fire Department
Larry Magliozzi, Area Plan Commission (lmagloz@co.st-joseph.in.us or 235-9813 fax)
Gene Eyster, Police Department
Phil Griffin, NIPSCO (pmgriffin@nisource.com) (FYI Only)
Linda M. Martin, Clerk *LM*

DATE SENT: 9/24/2015

FROM:

SUBJECT: **REQUEST FOR RECOMMENDATION – ALLEY VACATION**

APPLICANT: Family Pet Health Center

LOCATION: First N/S Alley South of Mishawaka Avenue to the first E/W Alley between 28th and 29th St.

DATE DUE: October 6, 2015

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

**PLEASE MAKE YOUR RECOMMENDATIONS BASED ON THE FOLLOWING
IC 36-7-3-13 CRITERIA:**

1. The vacation would/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/would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
3. The vacation would/would not hinder the public's access to a church, school or other public building or place.
4. The vacation would/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.

COMMENTS:

THIS VACATION WOULD HINDER SOLID WASTE FROM ALLEY COLLECTION
IN THE ALLEY BETWEEN 28TH AND 29TH

By Mike Bronstetter

Date 9/28/15

Elizabeth Horvath

From: Patrick C. Kerr
Sent: Sunday, October 04, 2015 8:46 PM
To: Elizabeth Horvath; Tony Molnar; Carl Littrell
Subject: RE: Alley Vacation - Family Pet Health Center

The requestor is asking to vacate a 16' wide alley, which would terminate the alley at a 12' wide perpendicular alley section. Engineering recommends against vacating this alley unless the requestor can provide for vehicular turning and account for the change in width to the narrower alley. 14' is the narrowest alley Engineering will recommend, so it recommends that the requestor increase the width of the perpendicular alley circuit.

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Subject: Alley Vacation - Family Pet Health Center

Please provide your recommendations.

Lizzy Horvath

Secretary

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