

ALLEY VACATION
ORDINANCE NO. 10231-13

Status Vacated

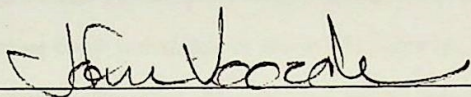
Date: May 29, 2013

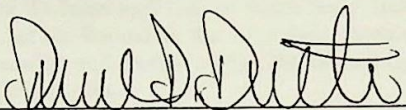
Description: The First East/West Alley South of Indiana Avenue from St. Joseph Street East Approximately 200 feet to the North/South alley, and a width of 14 feet.

ORDINANCE No. 10231-13

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

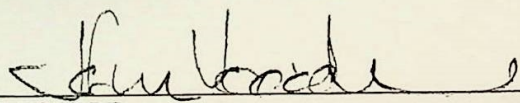
May 29, _____ 20 13

Attest:  _____ City Clerk
JOHN VOORDE

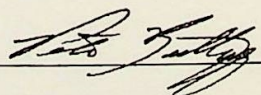
Attest:  _____ President of Common Council

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

May 30, _____ 20 13

 _____ City Clerk
JOHN VOORDE

Approved and signed by me 31 MAY _____ 20 13

 _____ Mayor

ORDINANCE NO. 1023-13

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:

THE FIRST EAST/WEST ALLEY SOUTH OF INDIANA AVENUE FROM ST. JOSEPH STREET EAST APPROX. 200 FEET TO THE NORTH/SOUTH ALLEY, AND A WIDTH OF 14 FEET.

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 first east/west alley South of Indiana Avenue from St. Joseph Street east approx. 200 feet to the North/South alley and a width of 14 feet being a part of Bowman Place Addition, City of South Bend, Portage Township, St. Joseph County, Indiana

hereby determines that it is desirable to vacate said property.

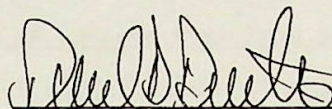
SECTION II. The City of South Bend hereby reserves the rights and easements of all utilities and the Municipal City of South Bend, Indiana, to construct and maintain any facilities, including, but not limited to, the following: electric, telephone, gas, water, sewer, surface water control structures 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:


Lots 1234, 1229, 1228, 1227, 1244, 1245, 1246, 1247, 1248.

SECTION VI. The purpose of the vacation of the real property is to consolidate the property to build a new church.

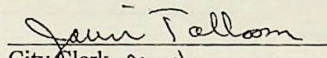
SECTION V. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.


Member of the Common Council

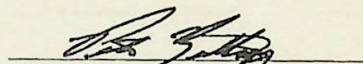
Attest:


City Clerk

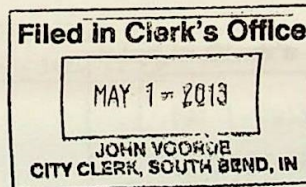
Presented by me to the Mayor of the City of South Bend, Indiana on the 30th day of May, 2013, at 9:50 o'clock 9 . m.


City Clerk, Deputy

Approved and signed by me on the 31 day of MAY, 2013, at 4 o'clock P . m.


Mayor, City of South Bend, Indiana

1st READING 5-13-13
PUBLIC HEARING 5-29-13
3rd READING 5-29-13
NOT APPROVED
REFERRED
PASSED 5-29-13



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

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

DATE: _____

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

A. THE ALLEY DESCRIBED AS:

The First East/West Alley South of Indiana Ave. From St. Joseph St.
East Approx. 200 feet to the North/South Alley and a Width of 14 feet.

B. THE STREET DESCRIBED AS:

NAME (signed & printed)	ADDRESS	LOT #
<u>Pastor Ricardo Taylor Sr.</u> <u><i>[Signature]</i></u>	<u>Mt-Carmel Missionary Baptist Church</u> <u>137 E Indiana Ave - 46603</u>	<u>1234-1248</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

CONTACT PERSON (S)

NAME: Pastor Ricardo Taylor Sr.

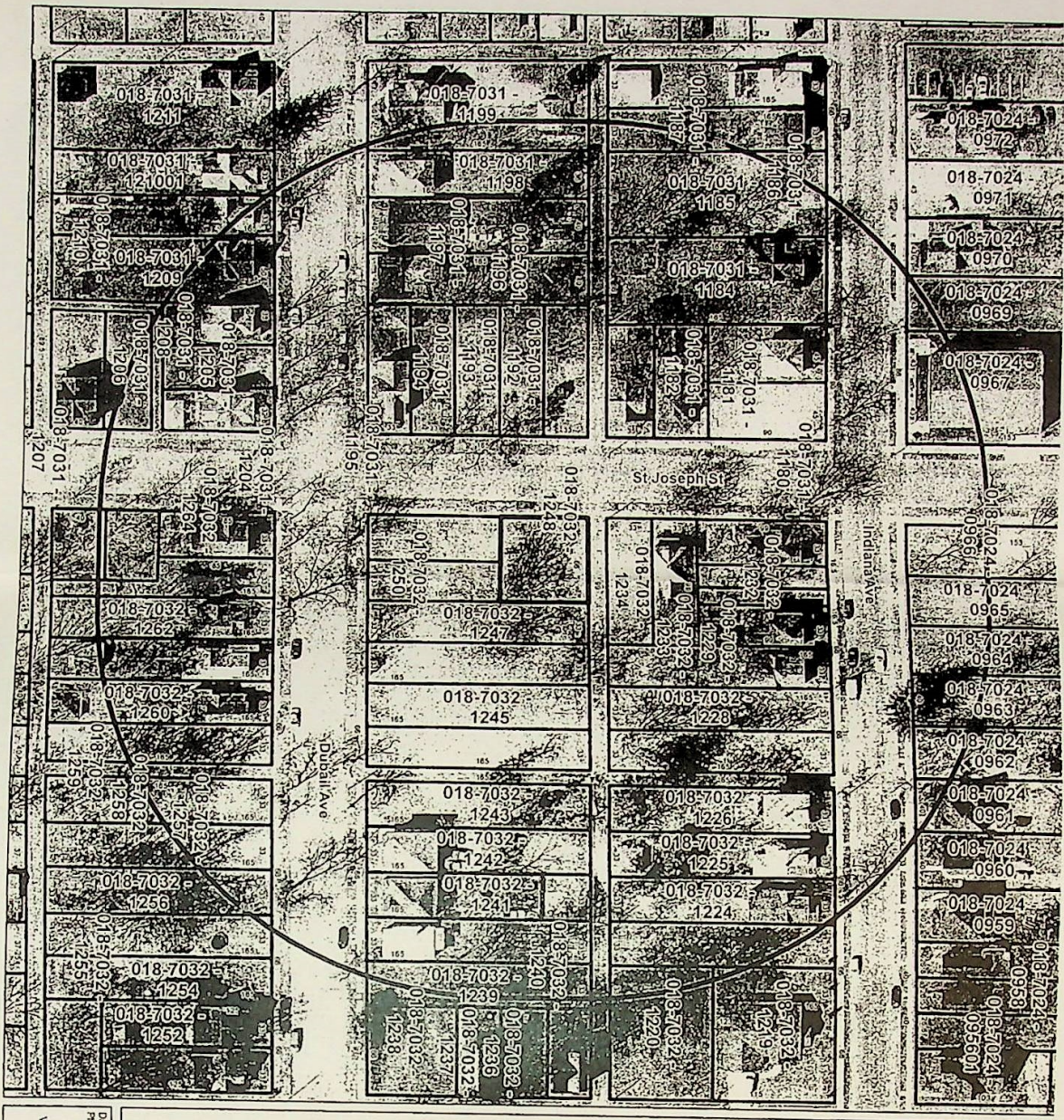
ADDRESS: 137 E. Indiana Ave

S.B. - IN 46603

PHONE: 574-302-1232

RETURN TO:
OFFICE OF THE CITY CLERK
JOHN VOORDE, CITY CLERK
ROOM 455-COUNTY-CITY BUILDING
SOUTH BEND, IN 46601
574-235-9221

Filed in Clerk's Office
MAY 1 - 2013
JOHN VOORDE
CITY CLERK, SOUTH BEND, IN



Date Printed: 2010
 Photographed: Spring 2006

Prepared by:
 St. Joseph County Office of GIS
 221 W. Washington
 South Bend, Indiana 46801
 Phone: (574) 245-6583

Information shown on this map is not warranted for accuracy or reliability. Reproduction of this material of St. Joseph County, Indiana, without permission of St. Joseph County, Indiana.

1 inch = 97.65625 feet

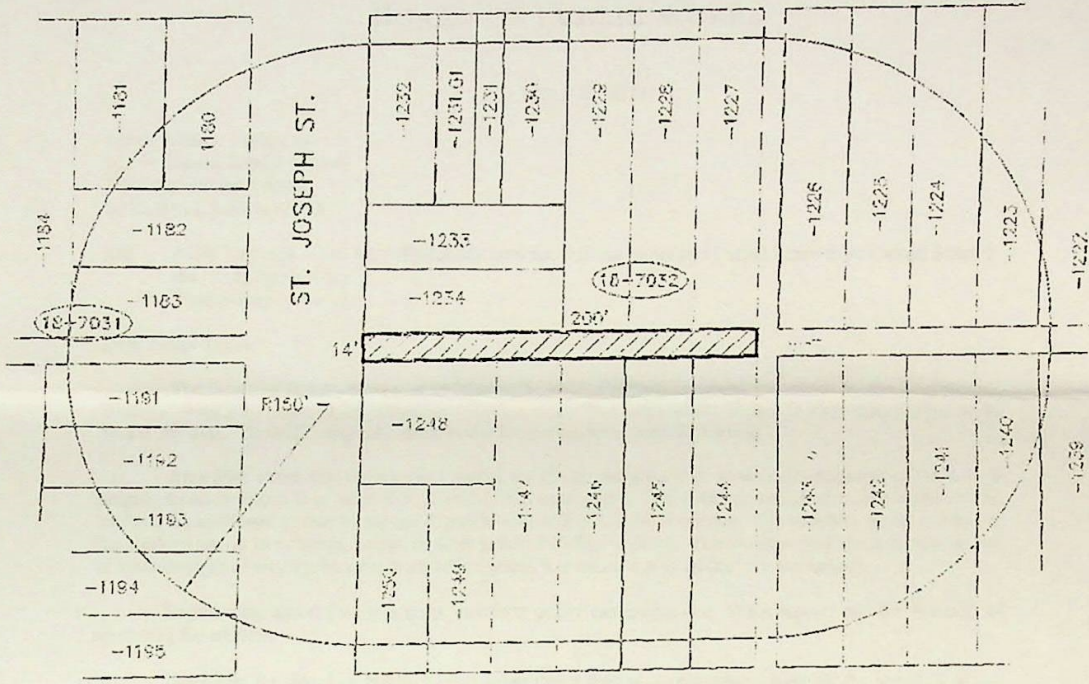


Filed in Clerk's Office

MAY 1 - 2013

JOHN VOORDE
 CITY CLERK, SOUTH BEND, IN

INDIANA AVE.



DUBAIL AVE.

LEGAL DESCRIPTION:

THE ALLEY TO BE VARIATED IS THE FIRST EAST-WEST ALLEY SOUTH OF INDIANA AVENUE FROM ST. JOSEPH STREET EAST APPROX. 200 FEET TO THE NORTH/SOUTH ALLEY, AND A WIDTH OF 14 FEET BEING A PART OF BOWMAN PLACE ADDITION, CITY OF SOUTH BEND, PORTAGE TOWNSHIP, ST. JOSEPH COUNTY, INDIANA.

Filed in Clerk's Office
MAY 1 - 2013
JOHN VOORDE
CITY CLERK, SOUTH BEND, IN

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

March 26, 2013

Pastor Ricardo Taylor, Sr.
Mount Carmel Baptist Church
137 East Indiana Avenue
South Bend, Indiana 46613

RE: Alley Vacation – The East/West Alley between Indiana Street and Dubail Street from Carroll Street to the North/South Alley
(Preliminary Review)

Dear Pastor Taylor:

The Board of Public Works, at its March 26, 2013, meeting, reviewed comments by the Engineering Division, Area Plan Commission, Economic Development, Fire Department, Police Department, and the Solid Waste Division. The following comments and recommendations were submitted:

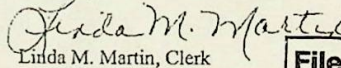
Area Plan stated that the vacation would not hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous. The vacation would not make access to the lands of the aggrieved person by means of public way difficult or inconvenient. The vacation 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.

Engineering stated that you must maintain utility easements and, if necessary, pay for the cost of relocating the utilities.

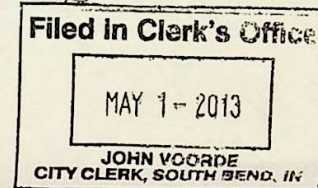
Therefore, the Board of Public Works submitted a favorable recommendation for the vacation of this alley.

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
Michael Mecham, Engineering



GARY A. GILOT

DONALD E. INKS

KATHRYN E. ROOS

MICHAEL C. MECHAM

MARK W. NEAL