

ALLEY VACATION
ORDINANCE NO. 9610-05
Status Vacated

Date 11/1/2005

Description:

The alley to be vacated is the first east/west alley south of Calvert Street from Franklin Street West to the first north/south alley for a distance of 818.5 feet and a width of 14 feet. Being a part of Shively's addition to the City of South Bend, St. Jo



RECEIVED

NOV 02 2005

CITY OF SOUTH BEND
DIV. OF ENGINEERING

Office of the City Clerk

John Voorde, City Clerk

NOVEMBER 1, 2005

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 - Larry Magliozzi
County Auditor - Paula
Ed Herman - Water Works - North Station

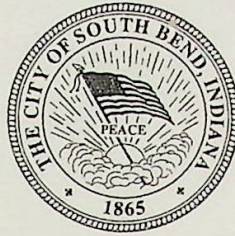
FROM: John Voorde, City Clerk

All proceedings with reference to Ordinance No. 9610-05 for the vacation of the following property:

THE ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY SOUTH OF CALVERT STREET FROM FRANKLIN STREET WEST TO THE FIRST NORTH/SOUTH ALLEY FOR A DISTANCE OF 818.5 FEET AND A WIDTH OF 14 FEET. BEING A PART OF SHIVELY'S ADDITION TO THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

are closed and this area is vacated

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

August 19, 2005

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

RE: Alley Vacation – Alley Between Lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition (Preliminary Review)

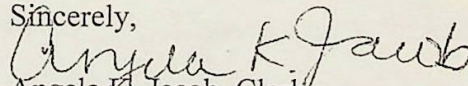
Dear Members of the Council:

In accordance with Municipal Code Section 18-53.8, a **favorable recommendation** is being submitted to the Common Council concerning the following property vacation:

A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY SOUTH OF CALVERT STREET FROM FRANKLIN STREET WEST TO THE FIRST NORTH/SOUTH ALLEY FOR A DISTANCE OF 181.5 FEET AND A WIDTH OF 14 FEET. BEING A PART OF SHIIVELY'S ADDITON TO THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

The Board of Public Works submits to you a **favorable recommendation** concerning this vacation.

Sincerely,


Angela K. Jacob, Clerk
Board of Public Works

c: Rosemary Mandrici, Assessor's Office
Melinda Stopczynski, Auditor's Office
Carl Littrell, Engineering
Gary Gilot, Public Works Director

OFFICE OF THE CITY CLERK

TO: BOARD OF PUBLIC WORKS

DATE: AUGUST 18, 2005

I am referring to you the following vacation:

Bill 48-05

A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY SOUTH OF CALVERT STREET FROM FRANKLIN STREET WEST TO THE FIRST NORTH/SOUTH ALLEY FOR A DISTANCE OF 181.5 FEET AND A WIDTH OF 14 FEET. BEING A PART OF SHIVELY'S ADDITION TO THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

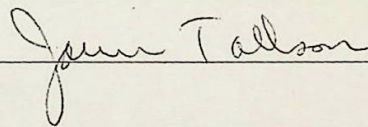
For your information, the Common Council will have first reading on this vacation request on Monday, August 22, 2005. I assume the council will set this bill for public hearing at its regularly scheduled meeting of September 12, 2005.

If you have any questions, please do not hesitate to contact this office.

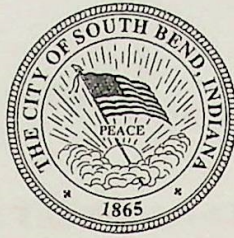
Thanks!

**CITY CLERK
JOHN VOORDE**

DEPUTY

A handwritten signature in cursive script, appearing to read "John Tallson", is written over a horizontal line.

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



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CITY OF SOUTH BEND STEPHEN J. LUECKE, MAYOR
BOARD OF PUBLIC WORKS

August 8, 2005

Mr. Mike Teeter
1903 Franklin Street
South Bend, Indiana 46613

RE: Alley Vacation – Alley Between Lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
Preliminary Review

Dear Mr. Teeter:

Upon review 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 recommends that alley be vacated. The vacation would not hinder the growth of orderly development of the unit or neighborhood, public access to a church, school or other public building or place or the use of public way by the neighborhood in which it is located.

If you decide to proceed with your request to the Common Council, please address the recommendations and provide solutions for the alley vacation.

If you have any questions, please contact Tony Molnar or Carl Littrell at (574) 235-9251. We are holding a radius map showing properties within 150' of the alley. You will need this radius map for your petition to the Common Council. **Once these concerns are addressed, please pick up the radius map and proceed to the City Clerk's office for your alley vacation packet. Once you return the petition to the City Clerk's office, they will forward a notice of First Hearing, upon which the Board of Public Works will forward their recommendations to them.**

Sincerely,

Angela K. Jacob, Clerk

c: Tony Molnar, Engineering
✓ Janice Talboom, City Clerk's Office
Carl Littrell, Engineering
Sharon Kendall, E/D

Ordinance NO. _____

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:

The alley to be vacated is the first East/West alley South of Calvert Street from Franklin Street West to the First North/South alley for a distance of 181.5 feet And a width of 14 feet. Being a part of Shively's Addition to the City of South Bend, St. Joseph County, Indiana.

STATEMENT OF PURPOSE AND INTENT

Pursuant to Indiana Code 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 East/West alley South of Calvert Street from Franklin Street West to the First North/South alley for a distance of 181.5 feet and a width of 14 feet. Being a part of Shively's Addition to the City of South Bend, St. Joseph County, Indiana.

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:

Lot 271 and 272

SECTION IV. The purpose of the vacation of real property is because the alley is overgrown with trees and brush and is no longer used as an alley, and is currently unmaintained by anyone except myself.

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:

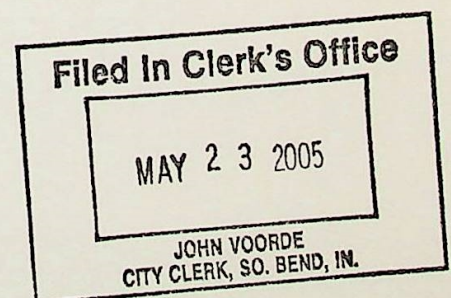
City Clerk

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

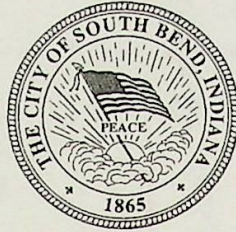
City Clerk

Approved and signed by me on the _____ day of _____, 2_____, at _____ o'clock _____. m.

Mayor, City of South Bend, Indiana



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



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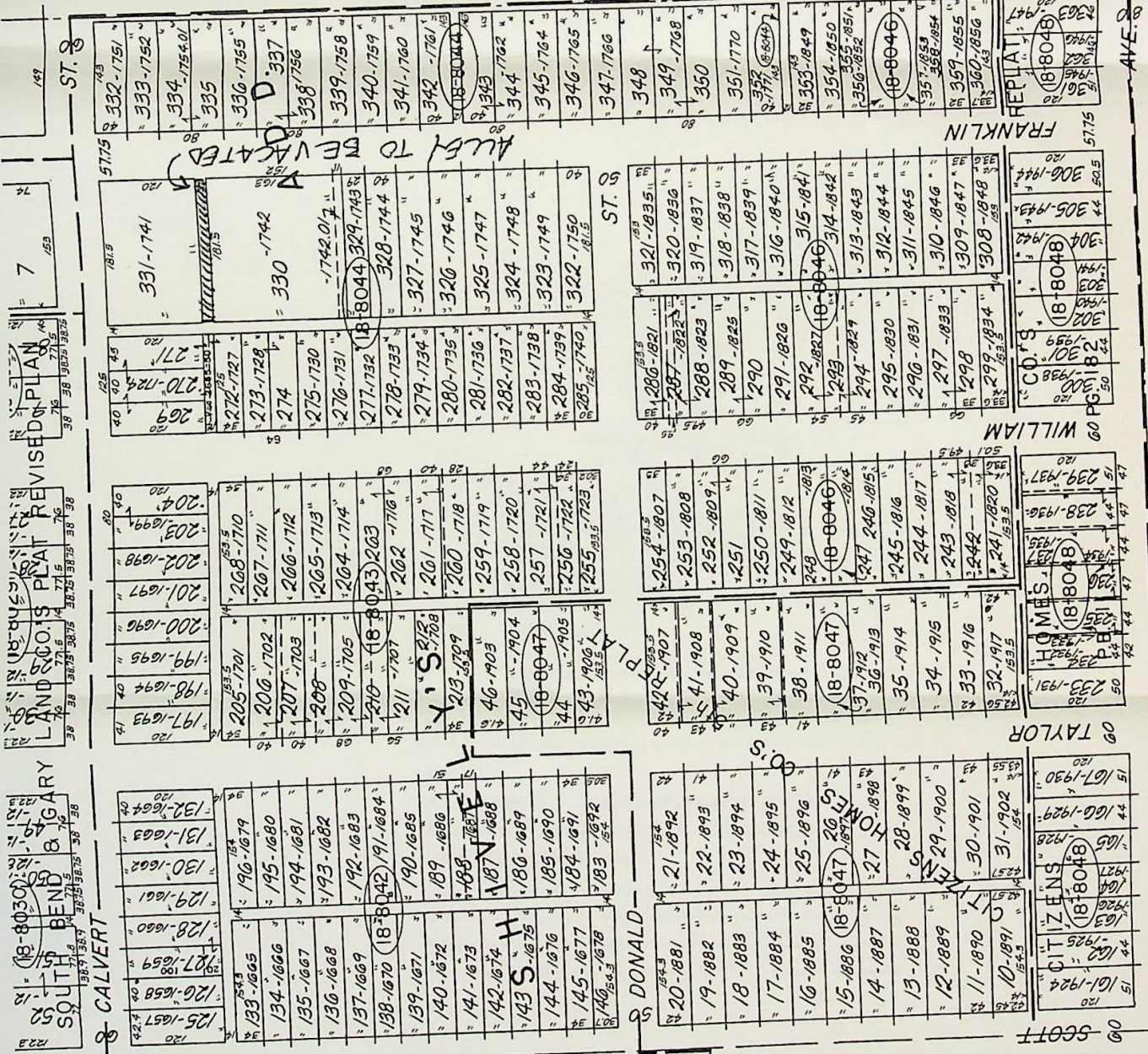
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Sincerely,

Angela K. Jacob, Clerk

c: Tony Molnar, Engineering
Janice Talboom, City Clerk's Office
Carl Littrell, Engineering
Sharon Kendall, E/D



PETITIONER:

MIKE TEETER
 1903 FRANKLIN ST
 SOUTH BEND, IN 46613
 287-2977 WK
 232-6968 HM

PURPOSE:
 CONNECT PROPERTY
 OWNS BOTH LOTS

APPROVED
 Board of Public Works

AUG 08 2005

For my a. H. White
 City of South Bend, Ind.
 Copyright © 1986 THE SIDWELL COMPANY

SCALE: 1" = 100'

8-14H



NORTH

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

SEWING

8-L

AVENUE

FRANKLIN

WILLIAM

TAYLOR

SCOTT

ST. S

ST. S

ST. S

DONALD

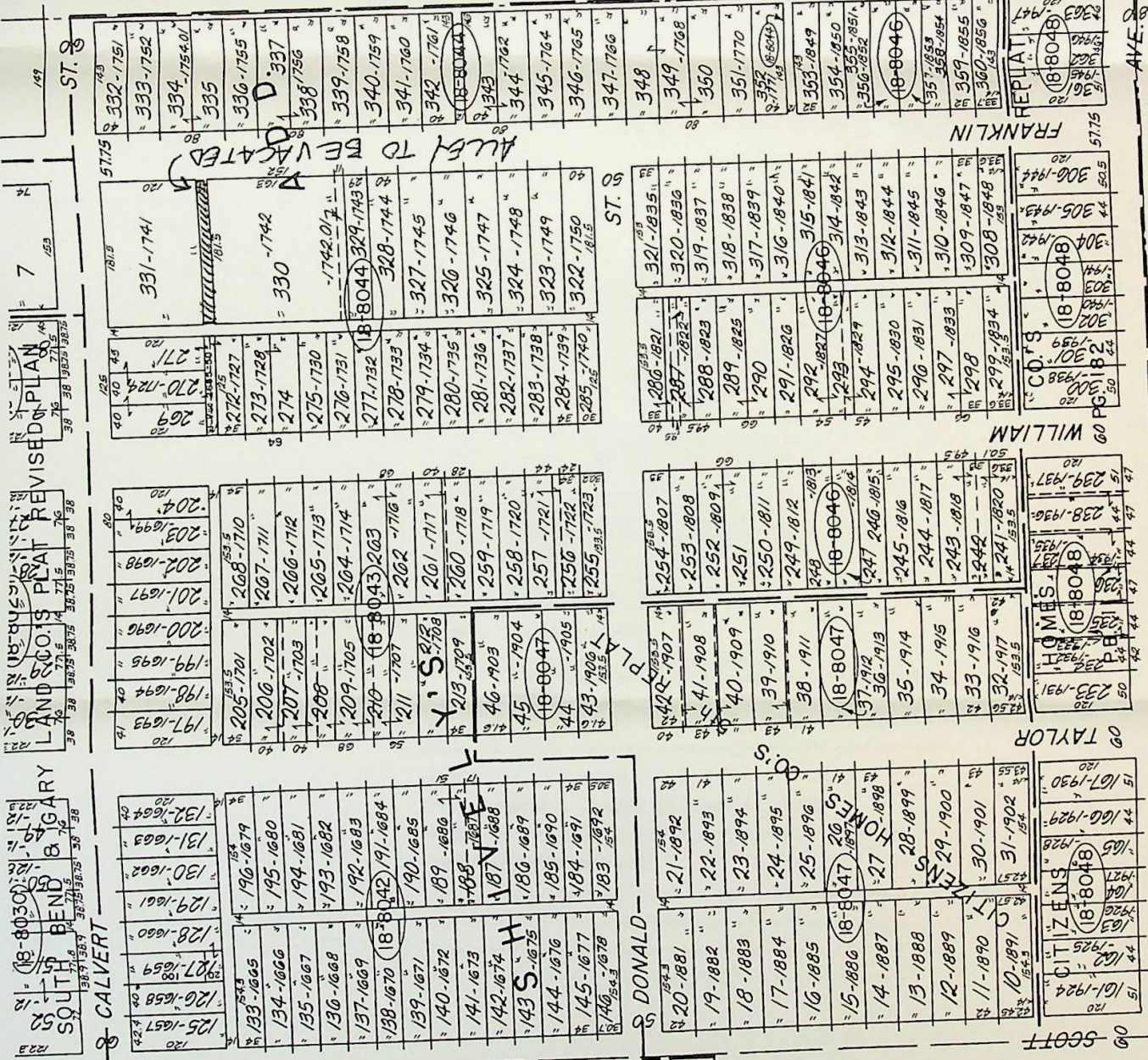
REVISED PLAN

LAND SCOT'S PLAT

SOUTH BEND & GARY

8-14G

8-14H



PETITIONER:

MIKE TEETER
 1903 FRANKLIN ST
 SOUTH BEND, IN 46613
 287-2977 WK
 232-6968 HM

PURPOSE:
 CONNECT PROPERTY
 OWNS BOTH LOTS

APPROVED
 Board of Public Works

AUG 08 2005

*Way a B...
 City of Portage*

Copyright 1986
 THE SIDWELL COMPANY

SCALE: 1" = 100'

8-14H



NORTH

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

SEWING

* * * Memory TX Result Report (Jul. 19. 2005 8:52AM) * * *

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

Date/Time: Jul. 19. 2005 8:41AM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
8203 Memory TX	Area Plan	P. 2	OK	
	Comm/ED		OK	
	Chief Quinn FD		OK	
	WASTEWATER		OK	
	MARKOVITCH		OK	
	LEGAL		OK	

Reason for error
 m. 1) Hang up or line fail
 m. 3) No answer
 m. 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 Byorni, Area Plan Commission
 Sharon Kendall, Community & Economic Development
 Larry Magliozzi, Community & Economic Development
 Bob Mathia, Community & Economic Development
 Howard Buchanan, Fire Department
 Jack Dillon, Solid Waste
 William Kraus, Police Department
 Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
 Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
 (Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

BY: _____ **DATE:** _____

* * * Memory TX Result Report (Jul. 19. 2005 8:59AM) * * *

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

Date/Time: Jul. 19. 2005 8:57AM

File No. Mode	Destination	Pg (s)	Result	Page Not Sent
8206 Memory TX	POLICE	P. 2	OK	

- Reason for error
- E. 1) Hang up or line fail
 - E. 2) Busy
 - E. 3) No answer
 - E. 4) No facsimile connection
 - E. 5) Exceeded max. E-mail size



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 Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *[Signature]*

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COMMENTS & RECOMMENDATIONS:

BY: _____ **DATE:** _____

* * * Memory TX Result Report (Jul. 19. 2005 9:07AM) * * *

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

Date/Time: Jul. 19. 2005 9:05AM

File No.	Mode	Destination	Pg (s)	Result	Page Not Sent
8207	Memory TX	9697	P. 2	OK	

- Reason for error
- E. 1) Hang up or line fail
 - E. 2) Busy
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 - E. 4) No facsimile connection
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Date/Time: Jul. 19. 2005 9:05AM

File No.	Mode	Destination	Pg (s)	Result	Page Not Sent
8207	Memory TX	9697	P. 2	OK	

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COMMENTS & RECOMMENDATIONS:

BY: _____ **DATE:** _____



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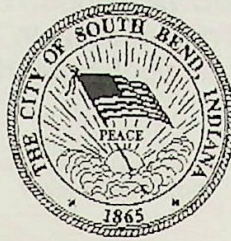
FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

I have no objection to the requested vacation.

BY: Robert P. Mathia **DATE:** 7/19/05



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

TO: Carl Littrell, Engineering Department *
John Byorni, Area Plan Commission *
Sharon Kendall, Community & Economic Development *
Larry Magliozzi, Community & Economic Development *
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Jack Dillon, Solid Waste *
William Kraus, Police Department *
Tom Bodnar, City Attorney's Office *

FROM: Angie Jacob, Clerk *AJ*

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RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

RECOMMENDS APPROVAL

BY: *Larry Magliozzi* **DATE:** *7-20-05*

Sharon J. Kendall *7-20-05*

Area Plan Commission of St. Joseph County

1140 County-City Building
227 West Jefferson Blvd.
South Bend, Indiana 46601

Robert W. Sante
Executive Director

John W. Byorni
Assistant Director

Phone 574 235-9571

www.areaplan.org

Fax 574 235-9813

July 21, 2005

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

RE: Alley Vacation-Alley between lots 330-1742 and 331-1741 off of Franklin St., in Shively's Addition.

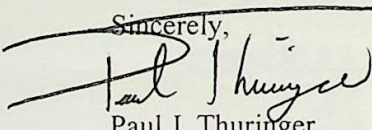
Dear Board Members:

The staff has reviewed this petition relative to IC 36-7-3-13. 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.

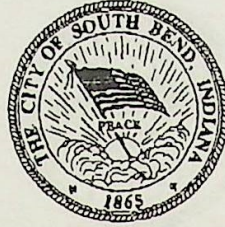
The staff recommends these right-of-ways be vacated subject to any utility or turn-around easements required.

Sincerely,



Paul J. Thuringer
Planner





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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Sharon Kendall, Community & Economic Development
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RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objection

BY: *aj* *leg 42* **DATE:** *7/25/05*

Jul. 19. 2005 8:44AM

BRD PUB WORKS & SAFETY

No. 8203 P. 1/2



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

TO: Carl Litrall, Engineering Department
John Byorri, Area Plan Commission
Sharon Kendall, Community & Economic Development
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Bob Mathla, Community & Economic Development
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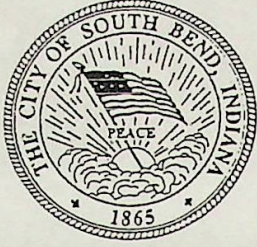
FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objections

BY: *Apr [Signature]* **DATE:** 8/01/05



FAX TRANSMISSION

CITY OF SOUTH BEND
DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING
County-City Building Room 1316
South Bend IN 46601
Phone: (574) 235-9251
Fax: (574) 235-9171

To: Jack Dillon/Lucy Szalai Date: 8/2/05
Fax #: WWTIP Pages:
From: Jennifer
Subject: Alley vacation


COMMENTS:

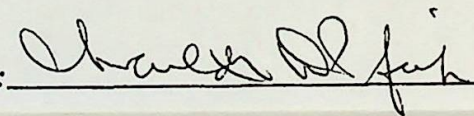
Jack & Lucy - this was sent 7/18. Please
provide your recommendation soon.
Thanks.

ORDINANCE No. 9610-05

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

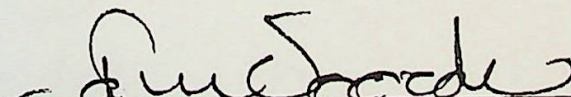
September 12, 20 05

Attest:  City Clerk
JOHN VOORDE

Attest:  President of Common Council

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

September 13, 20 05

 City Clerk
JOHN VOORDE

Approved and signed by me September 16 20 05

Ordinance NO. 9610-05

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Lot 271 and 272

SECTION IV. The purpose of the vacation of real property is because the alley is overgrown with trees and brush and is no longer used as an alley, and is currently unmaintained by anyone except myself.

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.

Charles W. Fisher
Member of the Common Council

Attest:
John Voorde
City Clerk

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

Jessie Tallon
Deputy City Clerk

Approved and signed by me on the 13th day of September, 2005, at 3:15 o'clock p. m.

Stephen J. Truex
Mayor, City of South Bend, Indiana

Approved and signed by me on the 16th day of September, 2005 at 11:20 a.m.

1st READING 8-22-05
PUBLIC HEARING 9-12-05
3rd READING 9-12-05
NOT APPROVED
REFERRED
PASSED 9-12-05

Filed In Clerk's Office
MAY 23 2005
JOHN VOORDE
CITY CLERK, SO. BEND, IN.

TO THE COMMON COUNCIL OF THE CITY OF SOUTH BEND:

Your Committee of the Whole, to whom was referred:

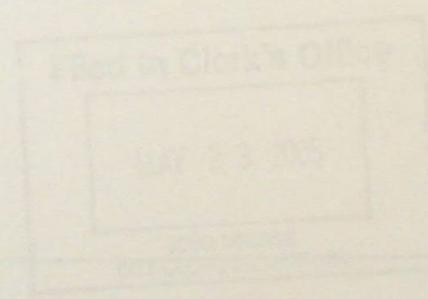
BILL NO.

48-05

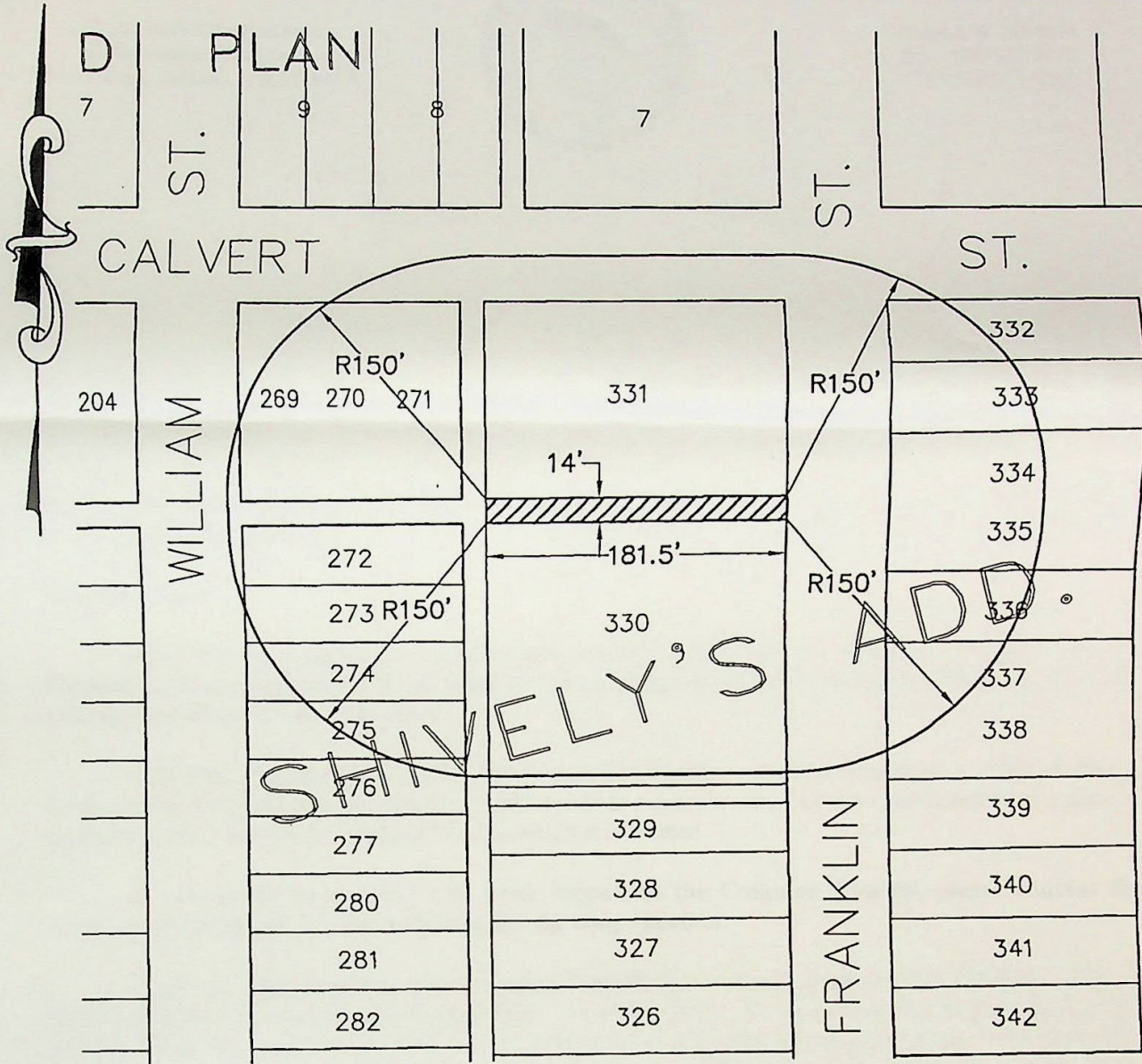
A BILL TO VACATE THE FOLLOWING DESCRIBED PROPERTY: THE ALLEY TO BE VACATED IS THE FIRST EAST/WEST ALLEY SOUTH OF CALVERT STREET FROM FRANKLIN STREET WEST TO THE FIRST NORTH/SOUTH ALLEY FOR A DISTANCE OF 181.5 FEET AND A WIDTH OF 14 FEET. BEING A PART OF SHIVELY'S ADDITION TO THE CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA

Respectfully report that they have examined the matter and that in their opinion, this bill is being recommended to the full Council with a favorable recommendation.

Roland Kelly
Chairman



D PLAN



LEGAL DESCRIPTION:

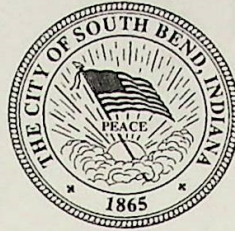
The alley to be vacated is the first East/West alley South of Calvert Street from Franklin Street West to the first North/South alley for a distance of 181.5 feet and a width of 14 feet. Being a part of Shively's Addition to the City of South Bend, St. Joseph County, Indiana.

Filed In Clerk's Office

MAY 23 2005

JOHN VOORDE
CITY CLERK, SO. BEND, IN.

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

August 8, 2005

Mr. Mike Teeter
1903 Franklin Street
South Bend, Indiana 46613

RE: Alley Vacation – Alley Between Lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
Preliminary Review

Dear Mr. Teeter:

Upon review 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 recommends that alley be vacated. The vacation would not hinder the growth of orderly development of the unit or neighborhood, public access to a church, school or other public building or place or the use of public way by the neighborhood in which it is located.

If you decide to proceed with your request to the Common Council, please address the recommendations and provide solutions for the alley vacation.

If you have any questions, please contact Tony Molnar or Carl Littrell at (574) 235-9251. We are holding a radius map showing properties within 150' of the alley. You will need this radius map for your petition to the Common Council. **Once these concerns are addressed, please pick up the radius map and proceed to the City Clerk's office for your alley vacation packet. Once you return the petition to the City Clerk's office, they will forward a notice of First Hearing, upon which the Board of Public Works will forward their recommendations to them.**

Sincerely,

Angela K. Jacob, Clerk

c: Tony Molnar, Engineering
Janice Talboom, City Clerk's Office
Carl Littrell, Engineering
Sharon Kendall, E/D

* * * Memory TX Result Report (Jul. 19. 2005 8:52AM) * * *

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

Date/Time: Jul. 19. 2005 8:41AM

File No.	Mode	Destination	Pg(s)	Result	Page Not Sent
8203	Memory TX	Area Plan	P. 2	OK	
		Comm/ED		OK	
		Chief Quinn FD		OK	
		WASTEWATER		OK	
		MARKOVITCH		OK	
		LEGAL		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 Byorni, Area Plan Commission
Sharon Kondall, Community & Economic Development
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
William Kraus, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

BY: _____ DATE: _____

* * * Memory TX Result Report (Jul.19. 2005 8:59AM) * * *

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

Date/Time: Jul.19. 2005 8:57AM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
8206 Memory TX	POLICE	P. 2	OK	

Reason for error

- E. 1) Hang up or line fail
- E. 2) Busy
- E. 3) No answer
- E. 4) No facsimile connection
- E. 5) Exceeded max. E-mail size



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

TO: Carl Littrell, Engineering Department
 John Byorri, Area Plan Commission
 Sharon Kendall, Community & Economic Development
 Larry Magliozzi, Community & Economic Development
 Bob Mathis, Community & Economic Development
 Howard Buchanan, Fire Department
 Jack Dillon, Solid Waste
 William Kraus, Police Department
 Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *[Signature]*

RE: Request for Recommendation - Alley Vacation
 Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
 (Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

BY: _____ DATE: _____

* * * Memory TX Result Report (Jul. 19. 2005 9:07AM) * * *

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

Date/Time: Jul. 19. 2005 9:05AM

File No.	Mode	Destination	Pg(s)	Result	Page Not Sent
8207	Memory TX	9697	P. 2	OK	

Reason for error

- E. 1) Hang up or line fail
- E. 2) Busy
- E. 3) No answer
- E. 4) No facsimile connection
- E. 5) Exceeded max. E-mail size



INTER-OFFICE MEMORANDUM
BOARD OF PUBLIC WORKS

TO: Carl Litrell, Engineering Department *
 John Byorni, Area Plan Commission *
 Sharon Kendall, Community & Economic Development *
 Larry Magliozzi, Community & Economic Development *
 Bob Mathia, Community & Economic Development *
 Howard Buchanan, Fire Department *
 Jack Dillon, Solid Waste *
 William Kraus, Police Department *
 Tom Bodnar, City Attorney's Office *

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
 Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition,
 (Preliminary Review)

DATE: July 18, 2005

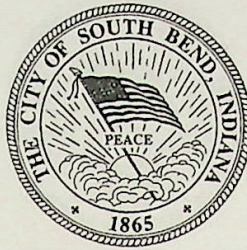
DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

BY: _____ DATE: _____



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

TO: ✓ Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Sharon Kendall, Community & Economic Development
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
William Kraus, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *aj*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

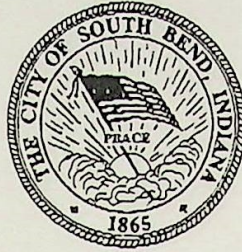
FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objections

BY: *Carl P. Littrell* **DATE:** *7/19/05*



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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Sharon Kendall, Community & Economic Development
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
William Kraus, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

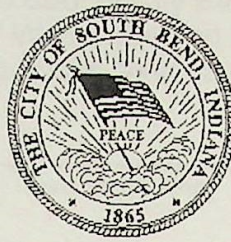
FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

I have no objection to the requested vacation.

BY: Robert N. Mathia **DATE:** 7/19/05



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

TO: Carl Littrell, Engineering Department *
John Byorni, Area Plan Commission *
Sharon Kendall, Community & Economic Development *
Larry Magliozzi, Community & Economic Development *
Bob Mathia, Community & Economic Development *
Howard Buchanon, Fire Department *
Jack Dillon, Solid Waste *
William Kraus, Police Department *
Tom Bodnar, City Attorney's Office *

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

RECOMMEND APPROVAL

BY: *Larry Magliozzi* **DATE:** *7-20-05*
Sharon J. Kendall *7-20-05*

Area Plan Commission of St. Joseph County

1140 County-City Building
227 West Jefferson Blvd.
South Bend, Indiana 46601

Robert W. Sante
Executive Director

John W. Byorni
Assistant Director

Phone 574 235-9571

www.areaplan.org

Fax 574 235-9813

July 21, 2005

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

RE: Alley Vacation-Alley between lots 330-1742 and 331-1741 off of Franklin St., in Shively's Addition.

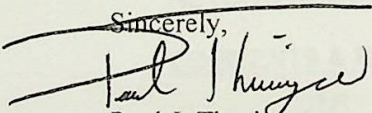
Dear Board Members:

The staff has reviewed this petition relative to IC 36-7-3-13. 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.

The staff recommends these right-of-ways be vacated subject to any utility or turn-around easements required.

Sincerely,


Paul J. Thuringer
Planner





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

TO: Carl Littrell, Engineering Department
John Byornl, Area Plan Commission
Sharon Kendall, Community & Economic Development
Larry Magliozzi, Community & Economic Development
Bob Mathia, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
William Kraus, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objection

BY: *AJ* legym **DATE:** 7/25/05



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

TO: Carl Littrell, Engineering Department
John Byorni, Area Plan Commission
Sharon Kendall, Community & Economic Development
Larry Magllozzi, Community & Economic Development
Bob Mathla, Community & Economic Development
Howard Buchanon, Fire Department
Jack Dillon, Solid Waste
William Kraus, Police Department
Tom Bodnar, City Attorney's Office

FROM: Angie Jacob, Clerk *AJ*

RE: Request for Recommendation - Alley Vacation
Location: Alley between lots 330-1742 and 331-1741 off of Franklin, in Shively's Addition.
(Preliminary Review)

DATE: July 18, 2005

DUE: 8/2/05

FAX OR E-MAIL TO: 235-9171 / ajacob@ci.south-bend.in.us

RETURN RECOMMENDATION PAGE ONLY. ATTACHMENTS NOT REQUIRED.

COMMENTS & RECOMMENDATIONS:

No objections

BY: *Howard Buchanon* **DATE:** 8/01/05



FAX TRANSMISSION

CITY OF SOUTH BEND
DEPARTMENT OF PUBLIC WORKS
DIVISION OF ENGINEERING
County-City Building Room 1316
South Bend IN 46601
Phone: (574) 235-9251
Fax: (574) 235-9171

To: Jack Dillon/Rudy Szalai Date: 8/2/05
Fax #: WWTP Pages:
From: Jennifer
Subject: Alley vacation

COMMENTS:

Jack & Rudy - this was sent 7/18. Please
provide your recommendation soon.
Thanks.