

STREET VACATION
ORDINANCE NO. 10228-13

Status Vacated

Date: April 23, 2013

Description: The street to be vacated is Assumption Drive that loops from Locust Road. This loop street is approximately 1,750 feet around (from Locust Road to Locust Road) and has a width of 50 feet. Said street was dedicated to the City of South Bend, Portage Township, St. Joseph County, Indiana.

ORDINANCE No. 10228-13

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

_____ April 22, _____ 20¹³

Attest: _____ *John Voorde* _____ City Clerk
JOHN VOORDE

Attest: _____ *Paul D. [unclear]* _____ President of Common Council

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

_____ April 23, _____ 20¹³

_____ *John Voorde* _____ City Clerk
JOHN VOORDE

Approved and signed by me APRIL 24 _____ 20 13

Michael N. Skell Chief of Staff Mayor

□

ORDINANCE NO. 10228-13

AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:

The street to be vacated is Assumption Drive that loops from Locust Road. This loop street is approximately 1,750 feet around (from Locust Road to Locust Road) and has a width of 50 feet. Said street was dedicated to the 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 street to be vacated is Assumption Drive that loops from Locust Road. This loop street is approximately 1,750 feet around (from Locust Road to Locust Road) and has a width of 50 feet. Said street was dedicated to the 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:

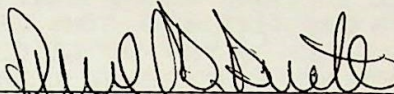
Lot # - 5578
Lot # - 5579
Lot # - 5580.1
Lot # - 5586

Lot # - 5595

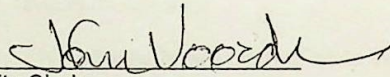
Section IV. The purpose of the vacation of the real property is

To allow for new parking lots to support the new planned sanctuary and warehouse facilities.

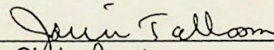
SECTION V. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.


Member of the Common Council

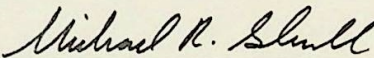
Attest:


City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the 23rd day of April, 2013, at 9:45 o'clock 9 . m.


City Clerk, Deputy

Approved and signed by me on the 29 day of APRIL, 2013, at 9 o'clock a . m.


Mayor, City of South Bend, Indiana

1st READING 4-8-13
PUBLIC HEARING 4-22-13
3rd READING 4-22-13
NOT APPROVED
REFERRED
PASSED 4-22-13

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

TO THE COMMON COUNCIL OF THE CITY OF SOUTH BEND:

Your Committee of the Whole, to whom was referred:

BILL NO.

15-13 A BILL TO VACATE THE FOLLOWING DESCRIBED
PROPERTY: THE STREET TO BE VACATED IS
ASSUMPTION DRIVE THAT LOOPS FROM LOCUST
ROAD, THIS LOOP STREET IS APPROXIMATELY 1,750
FEET AROUND FROM LOCUST ROAD TO LOCUST
ROAD AND HAS A WIDTH OF 50 FEET, SAID STREET
WAS DEDICATED TO THE CITY OF SOUTH BEND,
PORTAGE TOWNSHIP, 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.

This bill was heard by the Public Works & Property Vacation Committee.

Karen L. White
Chairperson, Committee of the Whole