

STREET VACATION  
**ORDINANCE NO. 10251-13**

Status Vacated

September 10, 2013

**Description:** The Street to be vacated is a portion of Hartman Drive from Oak Ridge Drive East to the East property lines of lot 87 and lot 88, wooded estates for a distance of 165 feet, more or less and a width of 60 feet. Being a part of Wooded Estates, City of South Bend, Portage Township, St. Joseph County, Indiana

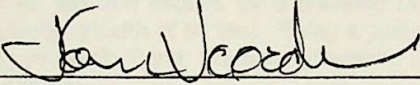
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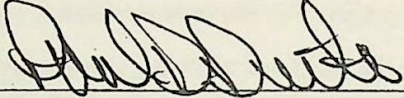
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ORDINANCE No. 10251-13

Passed by the Common Council of the City of South Bend, Indiana \_\_\_\_\_

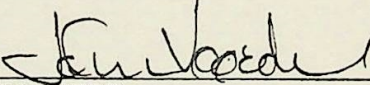
\_\_\_\_\_ September 9, 20 13

Attest: \_\_\_\_\_  \_\_\_\_\_ City Clerk  
JOHN VOORDE

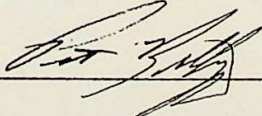
Attest: \_\_\_\_\_  \_\_\_\_\_ President of Common Council

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

\_\_\_\_\_ September 10, 20 13

\_\_\_\_\_  \_\_\_\_\_ City Clerk  
JOHN VOORDE

Approved and signed by me SEPTEMBER 11 20 13

\_\_\_\_\_  \_\_\_\_\_ Mayor

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ORDINANCE NO. 10251-13

**AN ORDINANCE TO VACATE THE FOLLOWING DESCRIBED PROPERTY:**

A PORTION OF HARTMAN DRIVE FROM OAK RIDGE DRIVE EAST TO THE EAST PROPERTY LIMITS OF LOTS 87 & 88 WOODED ESTATES

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 a portion of Hartman Drive from oak Ridge Drive east to the east property lines of lots 87 and lot 88, wooded estates for a distance of 165 feet, more or less and a width of 60 feet. Being a part of wooded Estates, 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.

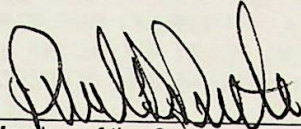
SECTION III. The following property may be injuriously or beneficially affected by such vacating:

Lot 5484  
Lot 5487  
Lot 6343  
Lot 6351

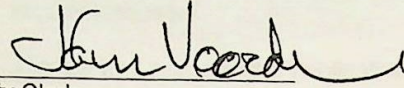


Section IV. The purpose of the vacation of the real property is to add to lot size and re-plat for future development – Single Family Residence.

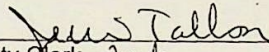
SECTION V. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

  
\_\_\_\_\_  
Member of the Common Council

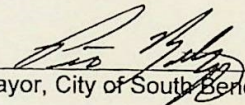
Attest:

  
\_\_\_\_\_  
City Clerk

Presented by me to the Mayor of the City of South Bend, Indiana on the 10th day of September, 2013, at 1:30 o'clock p. m.

  
\_\_\_\_\_  
City Clerk, Ind

Approved and signed by me on the 11 day of SEPTEMBER 2013, at 5:00 o'clock p m.

  
\_\_\_\_\_  
Mayor, City of South Bend, Indiana

1st READING 8-12-13  
PUBLIC HEARING 9-9-13  
3rd READING 9-9-13  
NOT APPROVED  
REFERRED  
PASSED 9-9-13

Filed in Clerk's Office  
JUL 31 2013  
JOHN VOERDE  
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.**

36-13 PUBLIC HEARING ON A BILL TO VACATE THE  
FOLLOWING DESCRIBED PROPERTY: A PORTION OF  
HARTMAN DRIVE FROM OAK RIDGE DRIVE EAST TO  
THE EAST PROPERTY LIMITS OF LOTS 87 & 88  
WOODED ESTATES

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



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:

A portion of Hartman Drive from Oak Ridge Drive East to the East property lines of Lots 87 & 88,  
Wooded Estates, for a distance of 165 feet, more or less and a width of 60 feet. Being a part  
of Wooded Estates, City of South Bend, Portage Township, St. Joseph County, Indiana.

B. THE STREET DESCRIBED AS:

NAME (signed & printed)	ADDRESS	LOT #
 <u>William F. Baker</u>	<u>1246 Oak Ridge Drive</u> <u>South Bend, IN 46617</u>	<u>(88-90)</u>
 <u>Charles E. Kelly</u>	<u>1308 Oak Ridge Drive</u> <u>South Bend, IN 46617</u>	<u>87</u>

CONTACT PERSON (s)

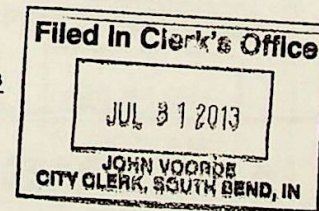
NAME: William F. Baker  
(for Baker Trust – formerly Robert O. &  
Susan P. Baker Revocable Trust)

RETURN TO:

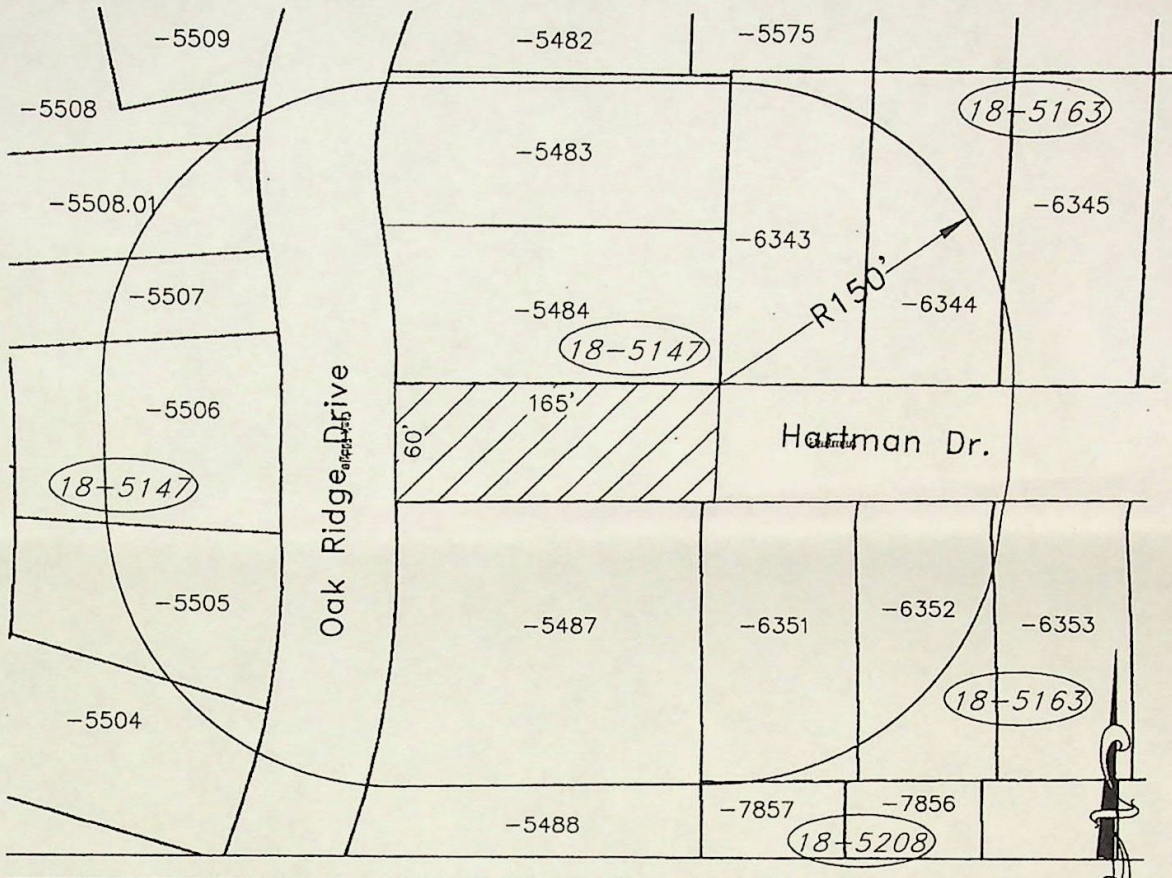
OFFICE OF THE CITY CLERK  
JOHN VOORDE, CITY CLERK  
ROOM 455-COUNTY-CITY BUILDING  
SOUTH BEND, IN 46601  
574-235-9221

ADDRESS: 1246 Oak Ridge Drive  
South Bend, IN  
46617

PHONE: 928-380-5813







LEGAL DESCRIPTION:

THE STREET TO BE VACATED IS A PORTION OF HARTMAN DRIVE FROM OAK RIDGE DRIVE EAST TO THE EAST PROPERTY LINES OF LOTS 87 AND LOT 88, WOODED ESTATES FOR A DISTANCE OF 165 FEET, MORE OR LESS AND A WIDTH OF 60 FEET. BEING A PART OF WOODED ESTATES, CITY OF SOUTH BEND, PORTAGE TOWNSHIP, ST. JOSEPH COUNTY, INDIANA.

**Filed in Clerk's Office**  
 JUL 31 2013  
 JOHN VOORDE  
 CITY CLERK, SOUTH BEND, IN