

LAPORTE COUNTY COMMISSIONERS

ORDINANCE NO. 2017- 01

**ORDINANCE VACATING UNIMPROVED ROADWAY
WITHIN LAPORTE COUNTY**

WHEREAS, it has come to the attention of the Board of Commissioners through the Plan Commission that Petitioners, Walter Armstrong, Jr. and Pamela Armstrong have requested that an unimproved roadway identified as [Hillcrest Drive] be vacated, with said portion sought to be vacated more particularly described as:

A parcel of land being that part of Hillcrest Drive, being 30 feet wide, laying South of Lots 1 through 26 and North of Lots 27 through 47 in Southtown Beach Barthel Woods Addition to LaPorte County, Indiana, as per plat thereof, recorded in Plat Book 7, page 145 in the Office of the Recorder of LaPorte County, Indiana, and being more particularly described as follows:

Commencing at the Southeast corner of Lot 1 in said Southtown Beach Barthel Woods Addition for the point of beginning;

Thence: Southerly, a distance of 34.37 [more or less to the Northeast corner of Lot 47 in said Southtown Beach Barthel Woods Addition;

Thence: Southwesterly, along the Southerly right of way line of said Hillcrest Drive, being also the Northerly line of Lot 47, a distance of 60.15 [to the point of curvature of a curve to the right;

Thence: Southwesterly, along the Southerly curved right of way line of said Hillcrest Drive, being also the Northerly line of Lots 47 through 27, an arc distance of 767.65 [more or less to the point of curvature. Radius of said curve is 4950.36;

Thence: Southwesterly, along the Southerly tangent right of way line of Hillcrest Drive, being also the Northerly line of said Lot 27, a distance of 36 [to a point of curvature.

Thence: Northwesterly, a distance of 35.38 [more or less to the Southwesterly corner of said Lot 26;

Thence: Northeasterly, along the Northerly right of way line of Hillcrest Drive, being also the Southerly line of said Lots 26 and 25, a distance of 54.75' to a point of curvature of a curve to the left;

Thence: Northeasterly, along the Northerly curved right of way line of Hillcrest Drive, being also the Southerly line of said Lots 25 through 3, an arc distance of 763.10' to a point of tangency. Radius of said curve is 4920.36';

Thence: Northeasterly, along the Northerly tangent right of way line of Hillcrest Drive, being also the Southerly line of said Lots 3 through 1, a distance of 77.15' to the point of beginning;

Subject to all legal easements.

WHEREAS, through its findings, the Plan Commission gave the Petitioners' request a favorable recommendation;

WHEREAS, conditions in the platted area have changed so as to defeat the original purpose of the plat;

WHEREAS, it is not in the public interest to vacate all or part of the plat;

WHEREAS, the value of that portion of land in the plat not owned by the petitioners will not be diminished by the vacation.

NOW, THEREFORE, be it ordained by the Board of County Commissioners of LaPorte County that a portion of an unimproved roadway identified as "Hillcrest Drive" be vacated and that continued use of the real estate described above be permitted.

PASSED AND ADOPTED by the Board of Commissioners of LaPorte, State of Indiana, on this 5th day of July, 2017.


Richard Mrozinski, Commissioner


Vidya Kora, Commissioner


Michael Gonder, Commissioner