

ORDINANCE NO. 2019 - 7

**AN ORDINANCE TO VACATE AN UNIMPROVED PUBLIC WAY
NEAR THE COMMON ADDRESS OF 200 SOUTH DEPOT STREET, ROLLING
PRAIRIE, INDIANA 46371 WHICH PUBLIC WAYS IS A 20' UN-IMPROVED
ALLEYWAY BETWEEN DEPOT STREET AND MAPLE STREET**

WHEREAS, Petitioner, GRIMM DEVELOPMENT CORPORATION ("Petitioner"), has filed a Petition to vacate the 20' un-improved alleyway between Depot Street and Maple Street, located near 200 South Depot Street, Rolling Prairie, County of LaPorte, State of Indiana; and,

WHEREAS, Petitioner is the fee simple owner of four (4) contiguous parcels of real estate located in Rolling Prairie, Indiana, Parcel IDs: 46-07-11-326-001.000-052; 46-07-11-326-002.000-052; 46-07-11-326-005.000-052; and 46-07-11-326-006.000-052, which are located near the common address of 200 South Depot Street, Rolling Prairie, Indiana 46371.

WHEREAS, The La Porte County Plan Commission has determined that that the property owners of all adjoining and abutting lots have received notice of this hearing, and has further determined that the interested parties did receive proper and timely notice that the publication complied with the requirements of Indiana Code §36-7-4-601, *et seq.* The La Porte County Plan Commission has hereby conducted a public hearing on February 26, 2019, to determine whether it would recommend the vacation of

undeveloped but plotted roadways and/or alleyways adjacent to and between its property in Rolling Prairie, County of La Porte County.

WHEREAS, it is in the best interests of the Petitioner that the petition be granted and the roadways and/or alleyways be vacated; and,

WHEREAS, the Commissioners have determined that the petition to vacate the unimproved public way identified as the "20' ALLEY TO BE VACATED" on the Alley Vacation Exhibit performed by Marbach-Palm, Inc. dated November 26, 2018, more particularly described as:

A 20 foot wide alley located adjacent to and southeasterly of Lots 16, 17 and 18 as said lots are known and designated on the plat of the Town of Portland (now Rolling Prairie) recorded in Plat Book 1 Page 94 in the office of the Recorder of LaPorte County, Indiana and adjacent to and Northwesterly of Lots 4, 5 and 6 as said lots are known and designated on the plat of W J. Walker Heir's Addition to Portland (now Rolling Prairie) recorded in Plat Book 3 Page 81 in the office of the Recorder of LaPorte County, Indiana and being more particularly described as follows:

Beginning at the South most corner of said Lot 16; thence North 65°00'00" East along the Southeasterly line of said Lot 16, Lot 17 and Lot 18 a distance of 240.00 feet to the East most corner of said Lot 18; thence South 23°52'00" East a distance of 20.00 feet to the North most corner of said Lot 4; thence South 65°00'00" West along the Northwesterly line of said Lot 4, Lot 5 and Lot 6 a distance of 240.00 feet to the West most corner of said Lot 6; thence North 23°52'00" West a distance of 20.00 feet to the point of beginning of this description. Containing 0.110 of an Acre, more or less

should be granted.

NOW, THEREFORE, BE IT ORDAINED:

SECTION 1. The vacation of the unimproved public way and/or alleyway identified as the "20' ALLEY TO BE VACATED" as proposed by Petitioner, be and the same are hereby vacated by the Commissioners of LaPorte County.

SECTION 2. The Clerk shall furnish a certified copy of the Ordinance to the County Recorder for recording and the County Auditor.

SECTION 3. This Ordinance shall be in effect from and after its passage according to law.

SECTION 4. This Ordinance shall be subject to any and all sewer easements; and installation vehicle shall be later identified by the LaPorte County Regional Sewer and Water District.

PASSED AND ADOPTED this ^{20th} ~~6th~~ day of March, 2019.

COMMISSIONERS OF LAPORTE
COUNTY, INDIANA



Dr. Vidya Kora, President



Sheila Brillson, Vice-President



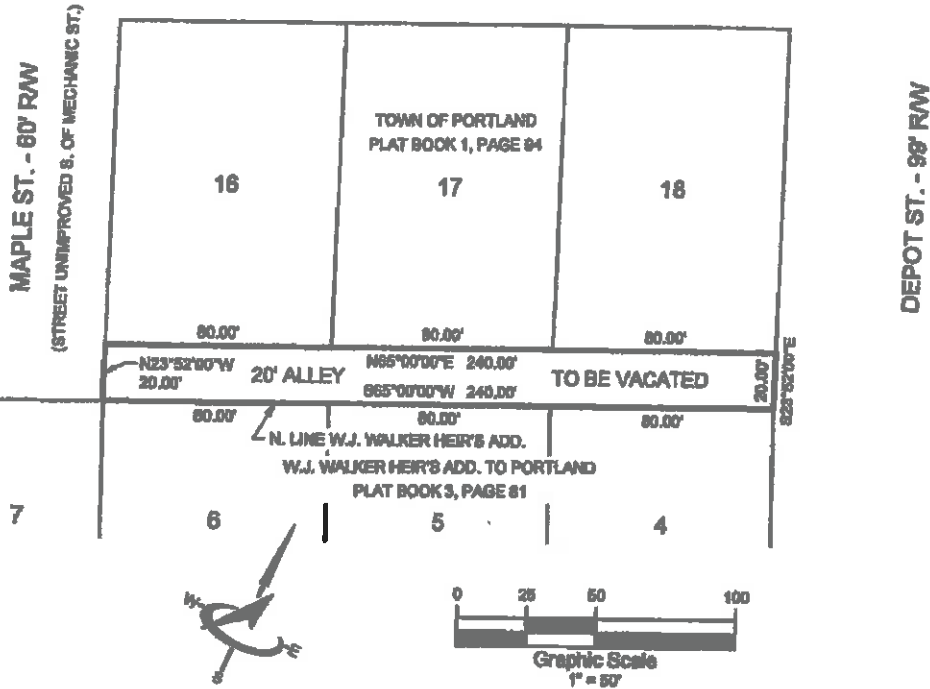
Richard Mrozinski, Member

ATTEST:


Joie Winski, Auditor, LaPorte County

ORIGINAL

MECHANIC STREET - 60' RW



Alley Vacation Description

A 20 foot wide alley located adjacent to and southeasterly of Lots 16, 17 and 18 as said lots are known and designated on the plat of the Town of Portland (now Rolling Prairie) recorded in Plat Book 1 Page 94 in the office of the Recorder of LaPorte County, Indiana and adjacent to and Northwesterly of Lots 4, 5 and 6 as said lots are known and designated on the plat of W.J. Walker Heir's Addition to Portland (now Rolling Prairie) recorded in Plat Book 3 Page 81 in the office of the Recorder of LaPorte County, Indiana and being more particularly described as follows:

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Containing 0.110 of an Acre, more or less.

Job No. 0880-2018
 Drawing No. L-42111
 Date: November 26, 2018 1:24 AM
 User: j...
 Plot Name: Z:\0880-2018\0880-2018.dwg

<p>Alley Vacation Exhibit Adjacent to Lots 16, 17 & 18 Town of Portland (Now Rolling Prairie) Karikakee Twp., LaPorte Co., IN</p>		 <p>Marbach Marbach-Palm, Inc. Engineering & Surveying</p>	<p>8888 E. U.S. Hwy. 20 P.O. Box 860 New Carlisle, Indiana 46552 (574) 654-3450 info@marbach.us www.marbach.us</p>		
<p>AUTOCAD FILE: 0880-2018.dwg</p>					
<p>JOB NUMBER 0880-2018</p>	<p>SCALE: 1" = 50'</p>	<p>DRAWN BY MAT</p>	<p>© 2018 Marbach-Palm, Inc.</p>	<p>SHEET 1 OF 1</p>	<p>DRAWING NO. L-42111</p>

ORIGINAL