

ORDINANCE NO. 2021-12

ORDINANCE TO VACATE UNIMPROVED RIGHT OF WAY

1. Randall Vance filed a Petition to Vacate Unimproved Right of Way on June 7, 2021 with the LaPorte County Plan Commission.
2. Petitioner is the legal owner of the following described real estate situated in the County of LaPorte, State of Indiana, located at 7905 North Pine Lane, New Carlisle, IN 46552, Hudson Lake Beach Lots 3901-3905 and 3921-3925.
3. Petitioner requested that the Plan Commission recommend vacation to this Board of unimproved East Poppy Lane between North Pine Lane and Bryar Lane pursuant to I.C. 36-7-4-711.
4. That the adjoining landowners as determined by records of the LaPorte County Auditor's Office were notified.
5. The Petition was heard before the LaPorte County Plan Commission on the 22nd day of June, 2021.
6. Pursuant to I.C. 36-7-4-711:
 - a. The reasons and circumstances for this request are that the roadway has never been improved and Petitioner owns the adjoining property on each side of the roadway.
 - b. Conditions in the platted area have changed due to many roads being platted and dedicated, but never improved. Unimproved East Poppy Lane starts at North Hollings Blvd. to the West and ends at North Hudson Blvd. on the East, nearly 1.2 miles.
 - c. It is in the public interest to vacate this portion of the plat to place the unimproved roadway on the tax roles.

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d. The value of that part of the land in the plat not owned by Petitioner will not be diminished by this vacation because Petitioner is the only person who uses the roadway and Petitioner owns all of the adjoining property.

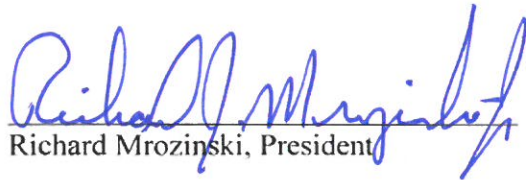
7. The Plan Commission gave Petitioner's request a favorable recommendation.

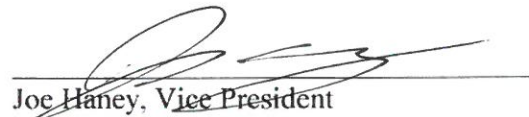
NOW, THEREFORE, The Board of Commissioners of LaPorte County, having first heard Petitioner's request on August 4, 2021 hereby determine as follows:

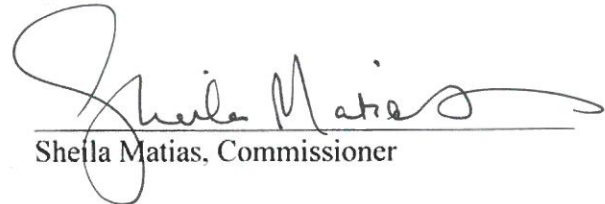
1. East Poppy Lane between North Pine Lane and Bryar Lane is hereby vacated.
2. A certified copy of this Ordinance shall be recorded with the Recorder of LaPorte County, Indiana by Petitioner.

Approved and adopted this 18th day of August, 2021.

Commissioners of LaPorte County


Richard Mrozinski, President


Joe Haney, Vice President


Sheila Matias, Commissioner

Attest:


Ch. of Secy Auditor

Tim Stabosz, Auditor

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