Passed 9-0

ORDINANCE 00-11

TO VACATE A PUBLIC PARCEL
Re: Drainage and Utility Easement Located at 500 South Landmark Avenue
(Rogers Management, LLC, Petitioner)

WHEREAS, the petitioner, Rogers Management, LLC, has filed a petition to vacate a portion of a recorded drainage and utility easement granted to the City of Bloomington Utilities Department and more particularly described below; and

WHEREAS, Rogers Management, LLC, has secured an alternate easement that has been approved by the Board of Public Works; and

WHEREAS, I.C. 36-7-3-16 authorizes the Common Council to vacate platted easements in the same manner as it vacates public ways and places; and

WHEREAS, the Common Council follows the procedure set forth in I.C. 36-7-3-12 to vacate public ways and places, and that procedure commences upon petition with the Common Council by persons who own or are interested in lots contiguous to those public ways and places;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Through the authority of I.C. 36-7-3-12 and I.C. 36-7-3-16, a portion of City owned property shall be vacated. The property, commonly known as a part of a recorded drainage and utility easement located at 500 South Landmark Avenue, is more particularly described as follows:

> A part of Lot 1, Anna Lee Lane Subdivision, recorded in Plat Cabinet C, Envelope 151, in the office of the Recorder of Monroe County, Indiana, and being more particularly described as follows:
>
> BEGINNING at the southeast corner of said Lot 1; thence on the south boundary line thereof, also being the south boundary of an existing drainage and utility easement in favor of the City of Bloomington; NORTH 89 degrees 43 minutes 04 seconds West 166.69 feet; thence leaving said south boundary lines NORTH 00 degrees 17 minutes 03 seconds East 30.00 feet to a point on the northerly boundary of said easement SOUTH 89 degrees 43 minutes 04 seconds East 165.36 feet to the east boundary line of said Lot 1, being also a northeasterly corner of said easement; thence on the east boundary of said Lot 1, being also the east boundary of said easement SOUTH 02 degrees 15 minutes 21 seconds East 30.03 feet to the POINT OF BEGINNING, containing .11 acres, more or less.

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

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 15th day of March, 2000.

TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

Deputy Clerk

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 16th day of March, 2000.

Regina Moore
REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 16th day of March, 2000.

JOHN FERNANDEZ, Mayor
City of Bloomington

Mc Auditor
Recorder
Assessor
Utilities
Legal (5)

Controller (3)
Planning
PW

SYNOPSIS

The petitioner, Rogers Management, LLC, requests vacation of the public parcel commonly known as a portion of a drainage and utility easement located at 500 South Landmark Avenue. They have secured an alternate easement that has been approved by the Board of Public Works.