

ORDINANCE 85 - 44
To Vacate a Public Parcel
RE: (120 West Seventh - Downtown Redevelopment
Group)

WHEREAS, IC 36-7-3-12 authorizes the Common Council to vacate public ways and places upon petition of persons who own or are interested in lots contiguous to those public ways and places; and

WHEREAS, the petitioner, Downtown Redevelopment Group has filed a petition to vacate a parcel of City property at 120 W. Seventh Street and

WHEREAS, IC 36-7-3-512 requires the Plan Commission to make a recommendation on the proposed vacation and to forward it to the Common Council; and

WHEREAS, the Plan Commission has considered this petition and made a favorable recommendation on its adoption;

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 IC 36-7-3-12, a portion of City-owned property at 120 W. Seventh Street shall be vacated. The property is more particularly described as follows:

Beginning at the Northeast corner of Lot #314 Plat Book 1, page 4 in the Office of the Recorder of Monroe County, Indiana; thence North 89 degrees 44 minutes 29 seconds West along the North line of Lot #314 23.52 feet; thence North 00 degrees 15 minutes 31 seconds East 0.26 feet; thence South 89 degrees 44 minutes 29 seconds East 24.30 feet; thence South 00 degrees 15 minutes 31 seconds West 15.00 feet; thence South 89 degrees 44 minutes 29 seconds East 0.30 feet; thence South 00 degrees 15 minutes 31 seconds West 54.5 feet; thence North 89 degrees 44 minutes 29 seconds West 1.0 feet; thence South 2 degrees 11 minutes 58 seconds East 24.02 feet; thence North 89 degrees 44 minutes 29 seconds West 0.16 feet to the East line of Lot #313, thence North 00 degrees 19 minutes 30 seconds West along the East line of Lots 313 and 314 93.24 feet to the point of beginning containing 46.68 square feet more or less.

SECTION II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and published according to law.

PASSED and ADOPTED upon this 14 day of Sept. 1985.

Patricia A. Gross

PATRICIA A. GROSS, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, City

PRESENTED
Monroe County, Indiana;

Patricia Williams
PATRICIA WILLIAMS, City

SIGNED AND

1985.

*7. Signed copies
2. Audit on
3. Seal*

*7. Planning
8. Public
9. 731*

*7. 2 copies
8. Public
9. 731* City of Bloomington
SYNOPSIS

This ordinance would vacate part of the alleys adjacent to the Old Masonic Temple building (120 W. 7th). The existing building encroaches into the alleys on the north and east sides of the building. Petitioner requests vacation of only that portion of the alleys that are occupied by the structure.

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 85- , is a true and complete copy of Plan Commission Case Number MP-59-85 which was given a recommendation of approval by a vote of 10 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on August 5, 1985.

Timothy A. Mueller
Planning Director

Date: August 8, 1985

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 8th day of August, 1985.

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance # _____ Fiscal Impact Statement # _____ Resolution# _____
Ordinance

Type of Legislation:

| | | |
|-----------------------|----------------------|-----------------------------|
| Appropriation _____ | End of Program _____ | Penal Ordinance _____ |
| Budget Transfer _____ | New Program _____ | Grant Approval _____ |
| Salary Change _____ | Bonding _____ | Administrative Change _____ |
| Zoning Change _____ | Investments _____ | Short-Term Borrowing _____ |
| New Fees _____ | Annexation _____ | Other _____ |

vacation of public right-of-way

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure _____
Unforeseen Need _____

Emergency _____
Other _____

Funds Affected by Request:

| | | |
|-------------------------------------|----------|----------|
| Fund(s) Affected | _____ | _____ |
| Fund Balance as of January 1 | \$ _____ | \$ _____ |
| Revenue to Date | _____ | _____ |
| Revenue Expected for Rest of year | _____ | _____ |
| Appropriations to Date | _____ | _____ |
| Unappropriated Balance | _____ | _____ |
| Effect of Proposed Legislation(+/-) | _____ | _____ |
| Projected Balance | \$ _____ | \$ _____ |

Signature of Controller _____

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? Yes _____ No X

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. Does not create new lots, so it will not create new revenue and it will not cost the city any more because it is already receiving city services.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary)

Agency submitting legislation Planning Department

By Timothy Mueller

Date August 8, 1985