Passed 8-1
(Rugg)

ORDINANCE 12-25

TO VACATE A PUBLIC PARCEL
- Re: Alley Right-of-Way Running East/West Between South Gentry Street and the B-Line Trail, South of Kirkwood Avenue and North of West 4th Street
(REI Investments, Petitioner)

WHEREAS, I.C. 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 (REI Investments) has filed a petition to vacate a parcel of City property more particularly described below;

WHEREAS, pursuant to I.C. 36-7-3-16, the City received written communications from utility services regarding their interests in the right-of-way and those communications are on file and available for inspection at the City Planning and Clerk and Council Office at 401 North Morton Street, Bloomington, Indiana (47402);

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

SECTION 1. Through the authority of I.C. 36-7-3-12, a portion of City owned property shall be vacated. The property is a segment of alley right-of-way running east/west between South Gentry Street and the B-Line Trail, south of Kirkwood Avenue in the Original Plat In Lots of the City which is approximately 113 feet long and 12 feet wide and is more particularly described as follows:

A part of the Original Plat Bloomington In Lots, found in the Office of the Recorder, Monroe County, Indiana, and being more particularly described as follows:

BEGINNING at the Southwest corner of Lot 132; thence along the South line of Lots 132 and 131, South 89 degrees 52 minutes 44 seconds East 113.42 feet to the West line of Gentry Street; thence South 00 degrees 20 minutes 00 seconds West 11.98 feet to the North line of Lot 86; thence along the North line of Lot 86, North 89 degrees 54 minutes 46 seconds West 113.38 feet to the Northwest corner of Lot 86; thence North 00 degrees 10 minutes 37 seconds East 12.04 feet to the POINT OF BEGINNING, containing 0.03 acres more or less.

SECTION 2. 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 26th day of NOVEMBER, 2012.

TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 27th day of NOVEMBER, 2012.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 27th day of November, 2012.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

The petitioner, REI Investments, requests vacation of a segment of alley right-of-way bounded by South Gentry Street, the B-Line Trail, West 4th Street and Kirkwood Ave. in order to construct a Hyatt Place Hotel.

Signed copies to:

- legal
- Planning
- Petitioner
- Parks Director

- Recorder (mc)
- Auditor (mc)
- Assessor (mc)

CA/CA

Clerk (2)