ORDINANCE 83- 25

To Vacate a Public Parcel

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, Kenneth Nunn, has filed a petition to vacate a parcel of city property on College Avenue, 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 on College Avenue shall be vacated. The property is more particularly described as follows: A strip of land one foot by sixty-six feet running parallel and along with College Avenue, located directly in front of In-lot 89, City of Bloomington, Monroe County, Indiana, as recorded in Book J, pages 12-16, Office of the Recorder. Said right-of-way vacation would consist of an area of land one foot deep and 66 feet long fronting on College Avenue, running parallel to College Avenue; said area being on the west side of In-lot 89, and containing 66 square feet.

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 1st day of June, 1983.

Pamela A. Lemmie

KATHERINE DILCHER, President
Bloomington Common Council

ATTEST:

Patricia Williams

PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 2nd day of June, 1983.

Patricia Williams

PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 2 day of June, 1983.

Tomilea Allison

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance would vacate a parcel of property containing 66 square feet along the sidewalk on College Avenue. Petitioner, Kenneth Nunn, is requesting this vacation in order to build in line with the other buildings on College Avenue. Granting the vacation would also permit him to build the new building on the same area as the old building.

Norm

****ORDINANCE CERTIFICATION++++

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 83-25, is a true and complete copy of Plan Commission Case Number MP-26-83, which was given a recommendation of approval by a vote of Ayes: 9, Nays: ____, Abstentions: 1, by the Bloomington City Plan Commission on May 9, 1983.

Date: May 10, 1983.

Tim Mueller
Tim Mueller, Director
Planning Department

Received by the Common Council Office on this 10 day of May, 1983.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

FISCAL IMPACT STATEMENT

Appropriation Ordinance # _____ Ordinance # _____ Resolution # _____

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	Property Vacation

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

Cause of Request:

Planned Expenditure _____ Emergency _____
Unforeseen Need _____ 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 XXX

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

City services are already provided at this location. The new building may bring in additional revenue in the form of taxes, but should not have a major impact on City revenue.

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: City Plan Commission
BY: Tim Mueller DATE: May 10, 1983