ORDINANCE 83 - 39

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, CFC, Inc., has filed a petition to vacate a parcel of City property on the east/west alley between inlots 302 and 303; 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 the east/west alley between inlots 302 and 303 shall be vacated. The property is more particularly described as follows:

Beginning at a point located at the northeast corner of in-lot number 303, thence north for a distance of twelve (12) feet to the southeast corner of in-lot number 302, thence west over and along the south lot line of in-lot 302 for a distance of fifty-eight (58) feet thence south for twelve feet to a point on the north lot line of in-lot 303, thence over and along the north lot line of in-lot 303 for a distance of fifty-eight (58) feet to the northeast corner of in-lot number 303 of the original plat of Bloomington, Indiana, Monroe County, Indiana.

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 20 day of July, 1983.

Katherine Dilcher
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 21 day of July, 1983.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 22 day of July, 1983.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

The requested right-of-way vacation is for an unimproved alley located north of the old Illinois Freight Depot. The petitioner owns property on both sides and intends to use the vacated alley for parking for the newly renovated Depot.

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 83-39, is a true and complete copy of Plan Commission Case Number MP-31-83, 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 June 27, 1983.

Date: June 28, 1983

Tim Mueller

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this ____ day of _____, 1983.

_____
Patricia Williams, City Clerk

Appropriation Ordinance #_____ Fiscal Impact Statement 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 Alley Vacation	

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

Cause of Request:

Planned Expenditure ____ Emergency ____
Unforseen 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 X

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. The property is already provided with all applicable City services. While property tax revenues will go up slightly due to property improvements, this will not have a major fiscal impact.
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 of Bloomington Planning Department

By Timothy A. Mueller Date June 28, 1983

83-39

City Clerk
Governmental Unit
Monroe County, Indiana

To Herald-Telephone
Box 909, Bloomington, IN 47402

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) number of equivalent lines..

Head—number of lines	
Body—number of lines	
Tail—number of lines	
Total number of lines in notice	23

COMPUTATION OF CHARGES

23 lines 1 columns wide equals 23 equivalent lines at .208 cents per line

Additional charge for notices containing rule or tabular work (50 percent of above amount)	$ 4.78
Charge for extra proofs of publication	
($1.00 for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$ 4.78

DATA FOR COMPUTING COST

Width of Single column 9.3 ems

Size of type 6 point

Number of insertions 1

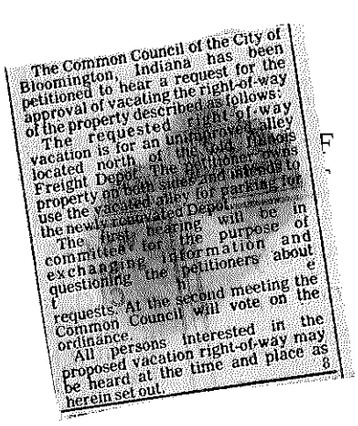
Size of quad upon which type is cast

Pursuant to the provisions and penalties of Ch. 155, Acts 1953.

I hereby certify that the foregoing account is just and correct,. that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: July 8, 19 83

Title Penny Combs billing clerk



The Common Council of the City of Bloomington, Indiana has been petitioned to hear a request for the approval of vacating the right-of-way of the property described as follows: The requested right-of-way vacation is for an unimproved alley located north of the old Illinois Freight Depot. The petitioner owns property on both sides and intends to use the vacated alley for parking for the newly renovated Depot. The first hearing will be in committee for the purpose of exchanging information and questioning the petitioners about requests. At the second meeting the Common Council will vote on the ordinance. All persons interested in the proposed vacation right-of-way may be heard at the time and place as herein set out. 8

PUBLISHER'S AFFIDAVIT

State of Indiana)
Monroe County) SS

Personally appeared before me, a notary public in and for said county and state. the undersigned Penny Combs who, being duly sworn, says that she is billing clerk of the Herald-Telephone a daily newspaper of general circulation printed and published in the English language in the (city) (town) of Bloomington in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

July 8, 1983

Penny Combs

Subscribed and sworn to before me this 8 day of July 1983

Joyce Colbert 7-5-85

Notary public

Claim No. ..... Warrant No. .....

IN FAVOR OF

..Herald-Telephone.....

...Box 909, Bloomington, IN 47402.....

$.....

On Account Of Appropriation For

.....

Appropriation No. .....

Allowed ....., 19.....

In the sum of $.....

.....

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.....

I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law

That it is based upon statutory authority.

That it is aparently (Correct) (incorrect)

.....

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

.....

....., 19____

LEGAL ADVERTISING
TABLE SHOWING PRICE PER LINE AND PER INSERTION
(As Set by Chapter 89, Acts of 1967)

SIZE OF TYPE	10½ Em Column (126 Points) Number of Insertions				11 Em Column (132 Points) Number of Insertions				11½ Em Column (138 Points) Number of Insertions			
	1	2	3	4	1	2	3	4	1	2	3	4
5½	.183	.274	.366	.457	.192	.288	.384	.480	.20	.30	.40	.50
6	.168	.252	.336	.42	.176	.264	.352	.440	.184	.276	.368	.460
7	.144	.216	.288	.360	.151	.227	.302	.378	.158	.237	.316	.395
7½	.134	.201	.268	.335	.14	.21	.28	.35	.148	.222	.296	.37
8	.126	.189	.252	.315	.132	.198	.264	.33	.138	.207	.276	.345
9	.112	.168	.224	.28	.117	.176	.234	.293	.122	.183	.244	.305
10	.10	.15	.20	.25	.106	.159	.212	.265	.11	.165	.22	.275
12	.084	.126	.168	.21	.088	.132	.176	.22	.092	.138	.184	.23

SIZE OF TYPE	12 Em Column (144 Points) Number of Insertions				12½ Em Column (150 Points) Number of Insertions				13 Em Column (156 Points) Number of Insertions			
	1	2	3	4	1	2	3	4	1	2	3	4
5½	.210	.315	.42	.525	.22	.33	.44	.55	.227	.340	.454	.567
6	.192	.288	.384	.48	.20	.30	.40	.50	.208	.312	.416	.520
7	.164	.246	.328	.412	.172	.258	.344	.43	.178	.267	.356	.445
7½	.154	.231	.308	.385	.16	.24	.320	.40	.166	.249	.332	.416
8	.144	.216	.288	.36	.15	.225	.30	.375	.156	.234	.312	.39
9	.128	.192	.256	.32	.134	.201	.268	.335	.139	.209	.278	.348
10	.116	.174	.232	.29	.12	.18	.24	.30	.125	.188	.25	.313
12	.096	.144	.192	.24	.10	.15	.20	.25	.104	.156	.208	.26

NOTE: Above table is based on a square of 250 ems.

NOTE: The above table applies to notices published in the calendar year 1979. The table is subject to the following increases pursuant to Public Law 33, Acts 1979: Year 1980, 10%; Year 1981, 20%; Year 1982, 30% Year 1983, 40%; Year 1984, 50%.