ORDINANCE 84-36

To Vacate a Public Parcel

WHEREAS, IC 36-7-3-12 authorizes the Common Council to vacate public ways 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, KATHLEEN JOHNSON, has filed a petition to vacate a parcel of City property on the alley between 1011 and 1013 West Eleventh Street; and

WEHEREAS, 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 alley between 1011 and 1013 West Eleventh Street shall be vacated. The property is more particularly described as follows:

Alley between Miller and Rice Addition, Lot #13, and Miller and Rice Addition, Lot #12.

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 18 day of July, 1984.

Patricia A. Gross
PAT GROSS, 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 19 day of July, 1984.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 20 day of July, 1984.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance will vacate the public alley between 1011 & 1013 West Eleventh Street. The petitioner Kathleen Johnson proposes to develop the property as two single family building sites.

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 .....

.....

COMPUTATION OF CHARGES

27 lines, 1 columns wide equals 27 equivalent lines at .298 cents per line

Additional charge for notices containing rule or tabular work (50 percent of above amount) $ 8.04

Charge for extra proofs of publication .....

($1.00 for each proof in excess of two) .....

TOTAL AMOUNT OF CLAIM $ 8.04

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.

Penny Combs

Date: 7/2/84, 19____

Title billing clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )
SS
Monroe County)

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 2, 1984

Penny Combs

Subscribed and sworn to before me this 2 day of July 1984

Joyce Colbert

Notary public

My commission expires 7-5-85

NOTICE OF PUBLIC HEARING ORDINANCE 84-36

The Common Council of the City of Bloomington has been petitioned to hear a request for the approval of vacating right of way of a public alley that is located between 1011 and 1013 West Eleventh Street.

The property is further described as follows to wit:

Alley between Miller and Rice Addition
Lot #13, and Miller and Rice Addition, Lot #12

The public hearing will be held on this request on July 11, 1984 and July 18, 1984. Both hearings will be in the Council Chambers of the Municipal Building at 7:30 P.M.

The first hearing will be in committee for the purpose of exchanging information. The second meeting will be for the purpose of voting on the proposed vacaction ordinance.

All persons interested in the proposed vacation of the right of way may be heard at the time and place as herein set out.

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON
PETITIONER: KATHLEEN JOHNSON
SUBMITTED BY PATRICIA WILLIAMS, CITY CLERK

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 $.....

.....

.....

.....

.....

.....

.....

.....

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%.

84-36 Vacation

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 84 , is a true and complete copy of Plan Commission Case Number MP-30-84 which was given a recommendation of approval by a vote of 8 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on June 25, 1984.

Timothy A. Mueller
Planning Director

Date: June 26, 1984

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 26 day of June, 1984.

Patricia Williams
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 | ____ |

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 | ____ | 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.

Does not create any 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 City Planning Department

By Tim Mueller Date June 26, 1984