

CA/CA

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Monroe County Recorder IN  
Recorded as Presented

ORDINANCE 06-01

*Passed 7-1 (Urban)  
Goal absent*

**TO VACATE A PUBLIC PARCEL -  
Re: Rights-of-Way Running North /South and East/West between  
College Avenue and Walnut Street and 14<sup>th</sup> Street and 15<sup>th</sup> Street  
(Cedarwood Development, Petitioner)**

**COPY**

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, (Cedarwood Development) has filed a petition to vacate two alley rights-of-way more particularly described below;

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 I.C. 36-7-3-12, a portion of City owned property shall be vacated.

The property, commonly known as an east/west alley located between N. College and N. Walnut Street and a north/south alley located between W. 15<sup>th</sup> Street and the first alley south of it, more particularly described as follows:

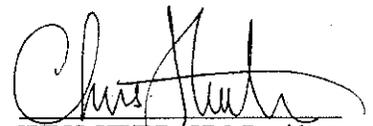
A 12-foot wide alley running east to west between lots Ninety (90), Ninety-one (91), One hundred-two (102), One hundred-three (103), and a 12-foot wide alley running north to south between lots Eighty-nine (89), Ninety (90), One hundred-three (103), and one hundred-four (104) in Kenwood Addition to the City of Bloomington, Indiana. Being is more particularly described as follows:

Beginning at the northwest corner of lot One hundred-four (104) thence south along the west line of said lot One hundred-four (104) and One hundred-three (103) South 00 degrees 03 minutes 18 seconds East for a distance of 132.02 feet to the intersection of the east line of the north-south alley and the north line of the east-west alley; thence North 89 degrees 05 minutes 27 seconds East along the south line of said lot One hundred-three (103) for a distance of 131.97 feet; thence South 00 degrees 04 minutes 00 seconds East along the west right-of-way of North Walnut Street for a distance of 12.00 feet; thence South 89 degrees 05 minutes 27 seconds West along the North lines of lots Ninety-one (91), One hundred-two (102) for a distance of 275.94 feet; thence North 00 degrees 01 minutes 41 seconds East along the east right-of-way of North College Avenue for a distance of 12.00 feet; thence North 89 degrees 05 minutes 27 seconds East along the south line of said lot Ninety (90) for a distance of 131.76 feet to the intersection of the north line of the east-west alley and the west line of the north-south alley; thence North 00 degrees 05 minutes 20 seconds West along the east line of lots Eighty-nine (89) and Ninety (90) for a distance of 132.20 feet; thence North 89 degrees 01 minutes 14 seconds East along the south right-of-way of 15<sup>th</sup> Street to the Point of beginning, containing 0.11 acres more or less.

SECTION II. Pursuant to I.C. 36-7-3-16, the following Utilities have submitted letters to the Common Council (attached) indicating that they are occupying or using all or part of this public way and wish to preserve those rights: City of Bloomington Utilities, SBC, Cinergy, Insight Communications, and Vectren.

SECTION III. 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 18<sup>th</sup> day of JANUARY, 2006.

  
CHRIS STURBAUM, President  
Bloomington Common Council

ATTEST:

Regina Moore  
REGINA MOORE, Clerk  
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 19<sup>th</sup>  
day of JANUARY, 2006.

Regina Moore  
REGINA MOORE, Clerk  
City of Bloomington

SIGNED and APPROVED by me upon this 19<sup>th</sup> day of January, 2006.

[Signature]  
MARK KRUZAN, Mayor  
City of Bloomington

copy

I affirm under penalties of perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

[Signature]  
Name

SYNOPSIS

The petitioner, Cedarwood Development, requests vacation of the remaining two alley rights-of-way in 1000 block of North Walnut Street and North College Avenue. One alleyway runs east/west between North College Avenue and North Walnut Street, and the second alleyway runs north/south between 15<sup>th</sup> Street and the first alley south of it.

Signed copies to:	SLC	CA/CA(2)
legals)	Energy	clerk
Planning	INSIGHT	file
petitioner	Vector	
utilities	engineering	PLW
	L.Haley (GIS)	