

ORDINANCE 85 - 66
To Vacate a Public Parcel
RE: South of 13th St. between
Fess and Forrest

- 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, Trustees of Indiana University, has filed a petition to vacate a parcel of City property South of 13th Street between Fess and Forrest; 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 south of 13th St. between Fess and Forrest shall be vacated. The property is more particularly described as follows:

(a) Beginning at the Northwest corner of Lot #1, Morse Addition; thence South 227' to the Southwest corner of said lot, thence West 30'; thence North 227'; thence East 30' and to the point of beginning. The same being that part of Forrest Avenue South of East 13th Street north of the I.C.G. Railroad right-of-way.

(b) Beginning at the Northwest corner of Lot 105 of University Park Addition, thence South 128' to the Southwest corner of Lot 105; thence West 50' and to the Southeast corner of Lot 106 of University Park Addition; thence North 128' to the Northeast corner of Lot 106; thence East 50' to the point of beginning. The same being that part of Park Ave. south of east 13th Street and north of the I.C.G. Railroad right-of-way.

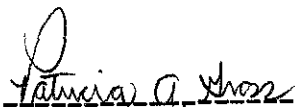
(c) Beginning at the Northwest corner of Lot 107 of University Park Addition; thence South to the I.C.G. right-of-way a distance of approximately 75'; thence West 12'; thence North along the east line of Lot 108 of University Park Addition approximately 75' to the Northeast corner of Lot 108; thence East 12' to the point of beginning. The same being the north-south alley between Fess Avenue and Park Avenue south of East 13th Street and north of the I.C.G. Railroad right-of-way.

(d) Beginning at the North corner of Lot 103 of University Park Addition; thence South to the I.C.G. Railroad right-of-way approximately 170'; thence West 12' to the East line of Lot #99 of University Park Addition; thence North approximately 170' to the Northeast corner of lot 104 of University Park Addition; thence East 12' to the point of beginning. The same being the north-south alley between Park Avenue and Woodlawn Avenue south of East 13th Street and North of the I.C.G. Railroad right-of-way.

(e) Beginning at the Southeast corner of Lot 102 of University Park Addition; thence South 12'; thence West 276' to the Northwest corner of Lot 98 of University Park Addition; thence North 12' to the Southwest corner of Lot 105 of University Park Addition; thence East 276' to the point of beginning. The same being the east-west alley between Park Avenue and Woodlawn Avenue south of East 13th Street and north of the I.C.G. Railroad right-of-way.

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 day of 1985.



PATRICIA A. 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 December, 1985.

Patricia Williams

PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 19 day of Dec., 1985.

Tomilea Allison

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

Approval of this ordinance would vacate 5 public right-of-ways South of 13th Street between Fess and Forrest Avenue. The vacation is requested to facilitate the expansion of support facilities for Indiana University.

Signed copies: 13/24

Auditor

Recorder

Planning

Trustees of I.U.

ORDINANCE CERTIFICATION

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number _____, is a true and complete copy of Plan Commission Case Number MP-95-85 which was given a recommendation of approval by a vote of 7 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on November 18, 1985.

Timothy A. Mueller
Planning Director

Date: November 21, 1985

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 21 day of November, 1985.

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance # _____ Fiscal Impact Statement # _____ Resolution# _____
Ordinance

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 _____
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 X

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. This property is already receiving City services and will not create new 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 Planning Department

By Timothy Mueller Date November 21, 1985