

*Passed 8-0
Mayor absent*

ORDINANCE 06-02

TO VACATE TWO PUBLIC PARCELS -

Re: Portions of Right-of-Way Running East /West in Front of 1010 and 1014 West Cottage Grove
(Housing and Neighborhood Development [HAND] Department, Petitioner)

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, the Housing and Neighborhood Development (HAND) department, has filed a petition to vacate two parcels of City property on behalf of Habitat for Humanity of Monroe County, Inc., for the purpose of building two affordable, single-family homes;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Through the authority of I.C. 36-7-3-12, portions of City owned property shall be vacated. The properties, commonly known as two portions of right-of-way each of which are 50.04 feet long and 25 feet deep and run east/west in front of 1010 and 1014 West Cottage Grove and are more particularly described as follows:

Twenty-five (25) feet of even width off of the entire South side of Lot Number (10) and Eleven (11) in the Millen and Rice Addition to the City of Bloomington, as shown by the plat thereof, recorded in Plat Book No. 2 page, 41, in the office of the Recorder of Monroe County, Indiana more particularly described as follows:

Portion of 1010 West Cottage Grove – Lot 10 (b), Millen and Rice Addition

Beginning at a marked 5/8" rebar at the Southwest corner of said Lot 10; thence NORTH 00 degrees 00 minutes 47 seconds WEST along the West line of said Lot 25.00 feet to marked 5/8" rebar; thence NORTH 90 degrees 00 minutes 00 seconds EAST 50.04 feet to a marked 5/8" rebar on the East line of said lot; thence SOUTH 00 degrees 00 minutes 00 seconds EAST along said East line 25.00 feet to a marked 5/8" rebar; thence SOUTH 90 degrees 00 minutes 00 seconds WEST 50.03 feet to the Point of Beginning containing 0.029 acres, more or less.

Portion of 1014 West Cottage Grove – Lot 11 (b), Millen and Rice Addition

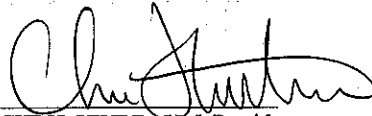
Beginning at a marked 5/8" rebar at the Southwest corner of said Lot 11; thence NORTH 00 degrees 01 minutes 34 seconds WEST along the West line of said lot 25.00 feet to an iron pipe; thence NORTH 90 degrees 00 minutes 00 seconds EAST 50.04 feet to a marked 5/8" rebar on the East line of said lot; thence SOUTH 00 degrees 00 minutes 47 seconds EAST along said East line 25.00 feet to a marked 5/8" rebar; thence SOUTH 90 degrees 00 minutes 00 seconds WEST 50.03 feet to the Point of Beginning containing 0.029 acres, more or less.

SECTION 2. Local utilities were contacted and indicated that they were neither occupying nor using all or part of these right-of-ways and, therefore, did not wish to preserve any rights pursuant to I.C. 36-7-3-16.

SECTION 3. 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.

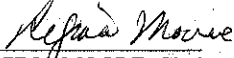
PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 1st day of MARCH, 2006.

Office of the Housing and
Neighborhood Development
Department



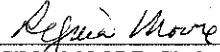
CHRIS STURBATH, President
Bloomington Common Council

ATTEST:



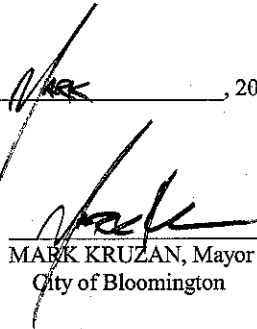
REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 2nd
day of MARCH, 2006.



REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 2nd day of MARCH, 2006.


MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

The petitioner, the Housing and Neighborhood Development (HAND) department, requests vacation of two public parcels commonly known as rights-of-way running east/west along the southern portions of Lots 10b & 11b in the Millen and Rice Addition, specifically in front of 1010 & 1014 West Cottage Grove.

Send to:

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| Habitat | GIS | CAICA (3) |
| HAND | Utilities | Clerk |
| Planning | Legal (5) | File |
| PW | MC Recorder | |
| | MC Auditor | |