



City of Bloomington Common Council

Legislative Packet

Regular Session

03 December 2008

Office of the Common Council
P.O. Box 100
401 North Morton Street
Bloomington, Indiana 47402

812.349.3409

council@bloomington.in.gov
<http://www.bloomington.in.gov/council>



Packet Related Material

Memo

Agenda

Calendar

Notices and Agendas:

None

Legislation for Final Action:

- **App Ord 08-07** To Specially Appropriate from the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund for Fire, Police, Animal Care & Control, Public Works, Parks & Recreation, Planning, Risk Management, and Sanitation; Appropriating Funds from the General Fund for Information Technology Services, Police, Common Council, and City Clerk)
Contact: Mike Trexler at 349-3416 or trexlerm@bloomington.in.gov

For Materials and Summary, Please Refer to the [November 19th Council Legislative Packet](#).

Legislation and Background Material for First Reading:

- **Ord 08-13** To Vacate a Public Parcel - Re: A Portion of the Walnut Grove Right-of-Way Running Between and Intersecting with Portions of East Cottage Grove and East 11th Street (The Trustees of Indiana University, Petitioner)
- Aerial Map of Area; Map of the Area; Survey Map of the Vacated Parcel; Staff Report to Council from Lynne Darland, Zoning and Enforcement Manager; Petition; Letter from Petitioner; Alternative Site Plan for Multidisciplinary Science Building II; Proposed Multi-Use Path Network for

Indiana University – May 2008 Draft; Insert Indicating Responses from
Utilities and Emergency Services
Contact: Lynne Darland at 34-3529 or darlandl@bloomington.in.gov

Minutes from Regular Session:

None

Memo

**One Item Ready for Final Action and One Item Ready for Introduction at the
Regular Session on Wednesday, December 3rd**

There is one ordinance ready for final action and one ordinance ready for introduction at next Wednesday's Regular Session. The ordinance ready for final action is **App Ord 08-07** which can be found in the [*November 19th Council Legislative Packet*](#). The item ready for introduction is **Ord 08-13**, which can found in this packet and is summarized herein. Please note that you will be considering three resolutions along with this ordinance at the Committee of the Whole on December 10th.

First Readings

**Item One - Ord 08-13 – Vacating a Portion of Walnut Grove Between and
Intersecting with East 11th Street and East Cottage Grove
(The Trustees of Indiana University, Petitioner)**

Ord 08-13 vacates the a 30-foot by 354-foot portion of the Walnut Grove right-of-way between, and intersecting with, East 11th Street on the north side and East Cottage Grove on the south side. It has been brought forward on behalf of the Trustees of Indiana University in order for the university to create a bicycle and pedestrian plaza serving the Multidisciplinary Science Building II at the 700 block of North Walnut Grove.

General Vacation Procedures

Vacations of right-of-ways are governed by specific statutory procedures which are set forth at I.C. 36-7-3-12 et seq. and start with the Petitioner filing a petition with the Council. Under these procedures, the Clerk must assure that owners of property abutting the right-of-way are notified by certified mail of the proposed action and must also advertise the hearing wherein the public may offer the Council its comments and objections (December 17, 2008). Those objections or grounds for remonstrance are generally limited by statute to questions of access and the orderly

development of the area. (See I.C. 36-7-3-13) Please note that aside from a failure of notice or an instance of impropriety, there is little recourse for those who object to the denial of vacation of right-of-way. In the event the ordinance is adopted, the Clerk must then file a copy with the County Recorder and the County Auditor.

In Bloomington, we begin with a pre-petition application submitted to the Planning Department. Planning staff then reviews the request and notifies all the utility services, safety services, and the Board of Public Works of the proposed action. After receiving the responses and evaluating the proposal in terms of local criteria, she prepares a report and an ordinance for the Council Office.

Please note that the Council's action to vacate a right-of-way or an easement must be done in the public interest. It extinguishes the City's interest in the property and generally has the effect of splitting the right-of-way between the adjacent owners.

The following paragraphs summarize the application of the local criteria to this request as presented in reports and background material provided by Lynne Darland, Zoning and Enforcement Manager.

Petition

According to the Staff Report from Lynne Darland, the letter from Petitioner and other information provided by the Plan Department, the Petitioner wishes to create a bicycle and pedestrian plaza for the Multidisciplinary Science Building II (MSB II). This area has been closed to vehicular access during construction of the MSB II, and if vacated by the City, would be used for a winding multiuse path, low landscape planter/barriers on East Cottage Grove and East 11th Street and trees. Safety vehicles would have access to the path which would be made of reinforced concrete and built with a 4-foot wide band of "pervious grass paving" on each side, which will be able to support fire vehicles and their "outriggers." This plaza path would be part of a larger "Multiuse Path Network" proposed by IU (See May 2008 draft enclosed).

Concerns of Surrounding Property Owners. The Staff Report from Darland does not mention any concerns from neighbors.

Description of Vacated Property. The property is an approximate 30-foot by 354-foot portion of the Walnut Grove right-of-way, which intersects with a rectangular portion 11th Street on the north and a curvilinear portion of East Cottage Grove on the south. Please note that the survey map and the legal description of this

right-of-way were provided by the Petitioner and the legal description is also set forth in the ordinance.

Interest of Utilities and Safety Services. I.C. 36-7-3-16 protects utilities which occupy or use all or part of the public way from losing their rights upon the vacation of the right-of-way, unless they choose to waive those rights. The Staff Report indicates that there are facilities belonging to the City of Bloomington Utilities, AT&T and Vectren Energy within this right-of-way which will be protected by previous agreement, future easements of sufficient width to meet their needs or relocation. Please note that the Police and Fire Departments were also contacted and found no problem with the vacation.

Current Status - Access to Property.

This area of the IU campus is bounded by the Indiana Railroad on the north side, Fee Lane on the east side, and 10th Street and Woodlawn Field on the south side. The vacated parcel, in particular, is surrounded by the Arts Annex and power plant on the north side, a parking garage and the new MSB II on the east side, the Psychology and Geology buildings on the south side, and a parking lot on the west side. Walnut Grove is a local street that starts at 10th Street one block south of the proposed vacation and crosses the railroad tracks one block north of it. (Please note that Chief Kerr says that the crossing is not suitable for fire trucks.) The affected east/west streets include 11th Street, which is a two-way street that will continue to run from Fee Lane all the way to Walnut Street, and East Cottage Grove, which is a one-way street that starts at Walnut Grove and would continue to take traffic as far west as Walnut Street.

Necessity for Growth

Future Status – The Staff Report indicates that “[f]uture vehicular access in this area can be accommodated through the use of Forrest Ave, East 11th Street and Cottage Grove” and that “all public utilities can be adequately served through use of easements.”

Non-City Utilization – The Staff Report indicates that Indiana University owns property on all sides of the right-of-way and foresees “more campus development in this vicinity.” As noted above, the winding path would be part of a proposed campus-wide network of multiuse paths that will help separate bicyclists and pedestrians from motorists.

Compliance with regulations – The Staff Report says that the vacation “will not create any issues regarding compliance with local regulations.”

Relation to City Plans – The Staff Report indicates that “the proposal is consistent with City plans” and that the Petitioner “has worked diligently and cooperatively with the City to create a plan where students and faculty will have a quiet walking/biking campus...” It further states that “loss of the right-of-way does not conflict with the City’s Thoroughfare Plan or Growth Policies Plan.”

Approvals and Recommendation

The Staff Report indicates that the Board of Public Works voted to recommend approval of this action and that the Planning Department supports it as well.

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL REGULAR SESSION
7:30 P.M., WEDNESDAY, DECEMBER 3, 2008
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR: None

IV. REPORTS FROM:

- 1. Councilmembers**
- 2. The Mayor and City Offices**
- 3. Council Committees**
- 4. Public**

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. Appropriation Ordinance 08-07 To Specifically Appropriate from the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund for Fire, Police, Animal Care & Control, Public Works, Parks & Recreation, Planning, Risk Management, and Sanitation; Appropriating Funds from the General Fund for Information Technology Services, Police, Common Council, and City Clerk)

Committee Recommendation: Do Pass 5 – 0 – 3

VII. LEGISLATION FOR FIRST READING

1. Ordinance 08-13 To Vacate a Public Parcel – Re: A Portion of the Walnut Grove Right-of-Way Running Between and Intersecting with Portions of East Cottage Grove and East 11th Street (The Trustees of Indiana University, Petitioner)

VIII. PRIVILEGE OF THE FLOOR (This section of the agenda will be limited to 25 minutes maximum, with each speaker limited to 5 minutes)

IX. ADJOURNMENT



**City of Bloomington
Office of the Common Council**

To: Council Members
From: Council Office
Re: Calendar for the Week of December 1-5, 2008

Monday, December 1, 2008

- 12:00 pm *World AIDS Day Celebration* – Free event will feature a Proclamation by Mayor Mark Kruzan, educational info on HIV and AIDS, and refreshments, Showers Common, 401 N. Morton St.
5:00 pm Redevelopment Commission, McCloskey
5:30 pm Bicycle and Pedestrian Safety Commission Work Session, Hooker Room

Tuesday, December 2, 2008

- 4:00 pm Inclusive Recreation Advisory Council, Allison-Jukebox Community Center, 351 S. Washington St.
4:30 pm Common Council Sidewalk Committee, Hooker Room
5:00 pm Solid Waste Management District Citizens Advisory Committee, McCloskey
6:00 pm Neighborhood Improvement Grant Meeting, McCloskey
7:30 pm Telecommunications Council, Council Chambers

Wednesday, December 3, 2008

- 10:30 am Safe Routes to School Task Force, Hooker Room
12:00 pm Bloomington Urban Enterprise Association, McCloskey
2:00 pm Hearing Officer, Kelly
5:30 pm Commission on Hispanic and Latino Affairs, McCloskey
7:30 pm Common Council Regular Session, Council Chambers

Thursday, December 4, 2008

- 10:30 am County Address Coordination Meeting, McCloskey
11:30 am Solid Waste Management District, Monroe County Courthouse, Judge Nat U. Hill, III Room
4:00 pm Bloomington Digital Underground Advisory Committee, McCloskey
7:00 pm Peak Oil Task Force, McCloskey

Friday, December 5, 2008

No meetings are scheduled for this date.

ORDINANCE 08-13

TO VACATE A PUBLIC PARCEL

**Re: A Portion of the Walnut Grove Right-of-Way Running
Between and Intersecting with Portions of East Cottage Grove and East 11th Street
(The Trustees of Indiana University, 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 petitioners, the Trustees of Indiana University, have filed a petition to vacate a parcel of City property more particularly described below;

WHEREAS, pursuant to I.C. 36-7-3-16, the following Utilities have submitted letters to the Common Council indicating that they are not occupying or using any part of this public way and do not object to this vacation: City of Bloomington Digital Underground and Duke Energy;

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 is an approximate 30-foot by 354-foot portion of the Walnut Grove right-of-way, which intersects with a rectangular portion 11th Street on the north and a curvilinear portion of East Cottage Grove on the south. This right-of-way can be found at the 700 block of North Cottage Grove, is located within the Walnut Grove Addition, and is more particularly described below:

Beginning at the intersection of the South line of 11th Street and the West line of Walnut Grove; thence S 01° 09' 01" E along the West line of Walnut Grove 288.43 feet to a point on a non-tangent curve the radius of which bears S 24° 11' 32" W a distance of 52.80 feet; thence southeasterly through a central angle of 69° 33' 07" along said curve 64.10 feet to the East Right-of-Way of Walnut Grove; thence N 01° 09' 01" W along said East Right-of-Way 353.86 feet; thence S 89° 39' 55" W 30.01 feet to the West Right-of-Way of Walnut Grove; thence along said West Right-of-Way S 01° 09' 01" E a distance of 13.63 feet to the point of beginning containing 0.217 acres.

SECTION II. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

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 _____ day of _____, 2008.

SUSAN SANDBERG, 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 _____ day of _____, 2008.

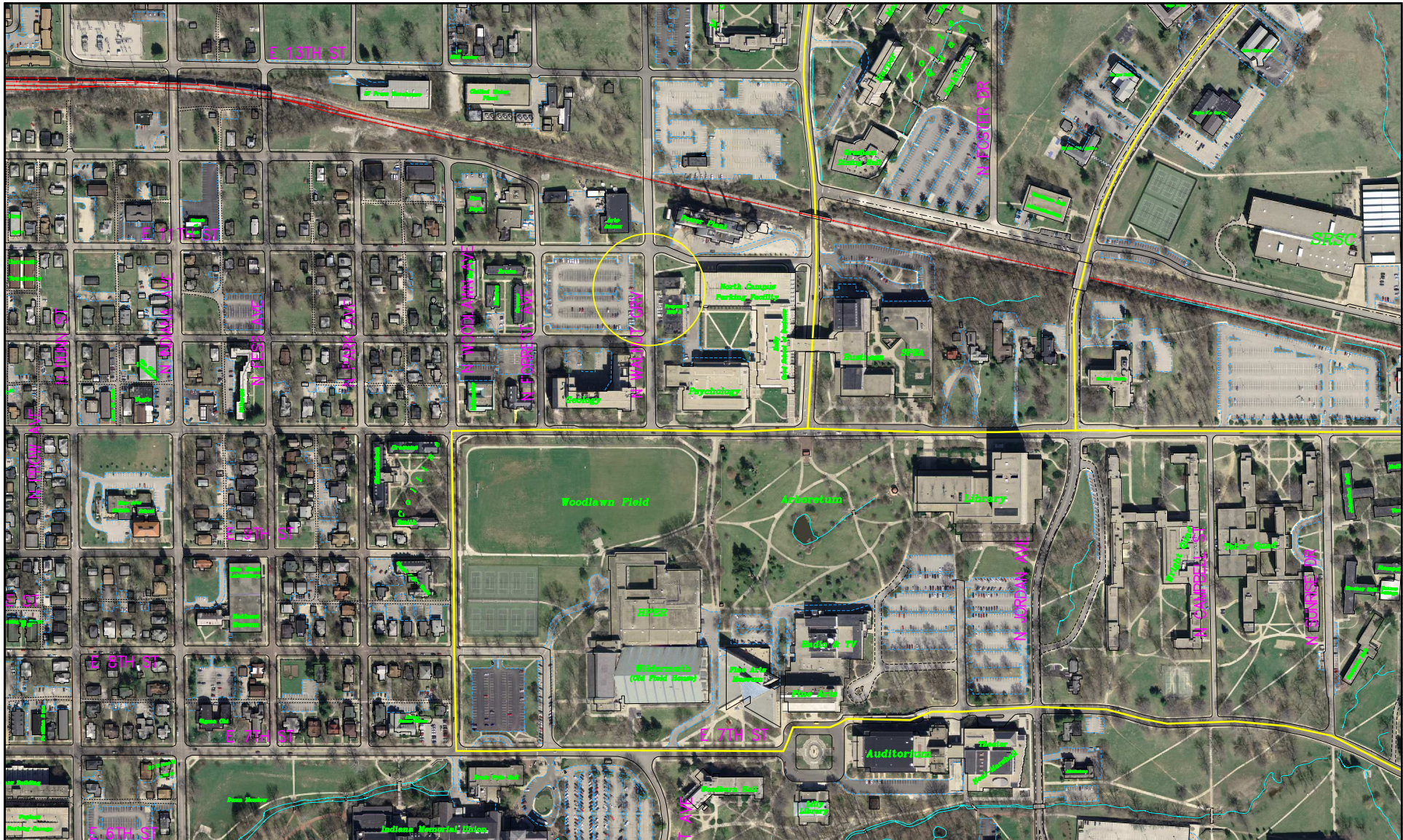
REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2008.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

The petitioner, the Trustees of Indiana University, request vacation of the public right-of-way commonly known as a portion of Walnut Grove running between and intersecting with portions East Cottage Grove and East 11th Street.



Ord 08-13 - Vacation of Right of Way on Behalf of IU Brd of Trustees
 North Walnut Grove between E. Cottage Grove and E 11th Street
 Map of the Surrounding Area and Nearby Roadways

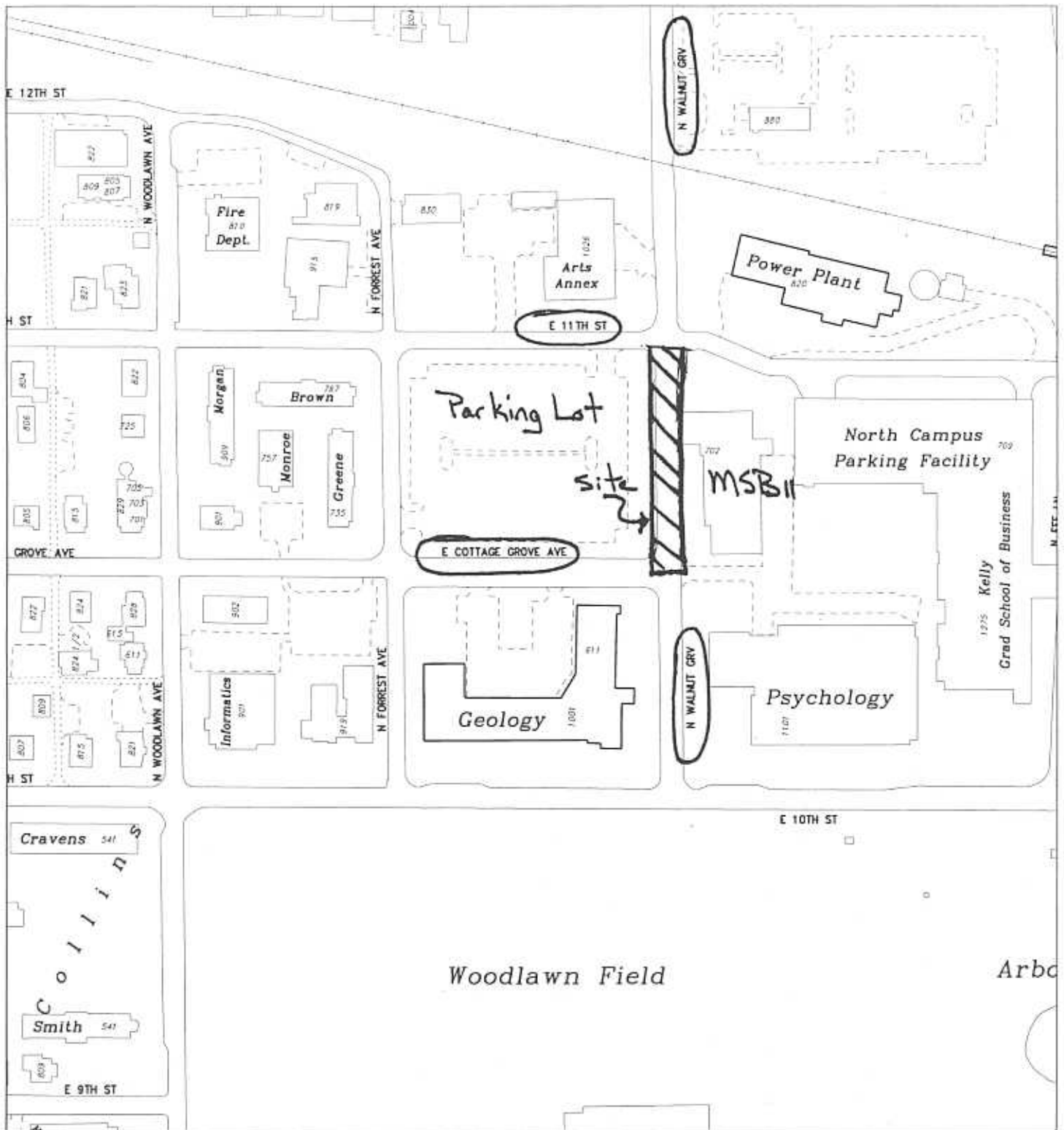
By: shermand
 21 Nov 08



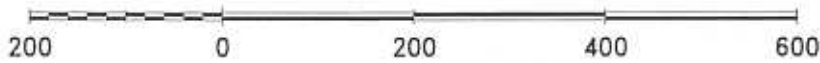
For reference only; map information NOT warranted.

City of Bloomington
 Clerk & Council

Scale: 1" = 500'



By: darlandl
1 Jul 08



For reference only; map information NOT warranted.

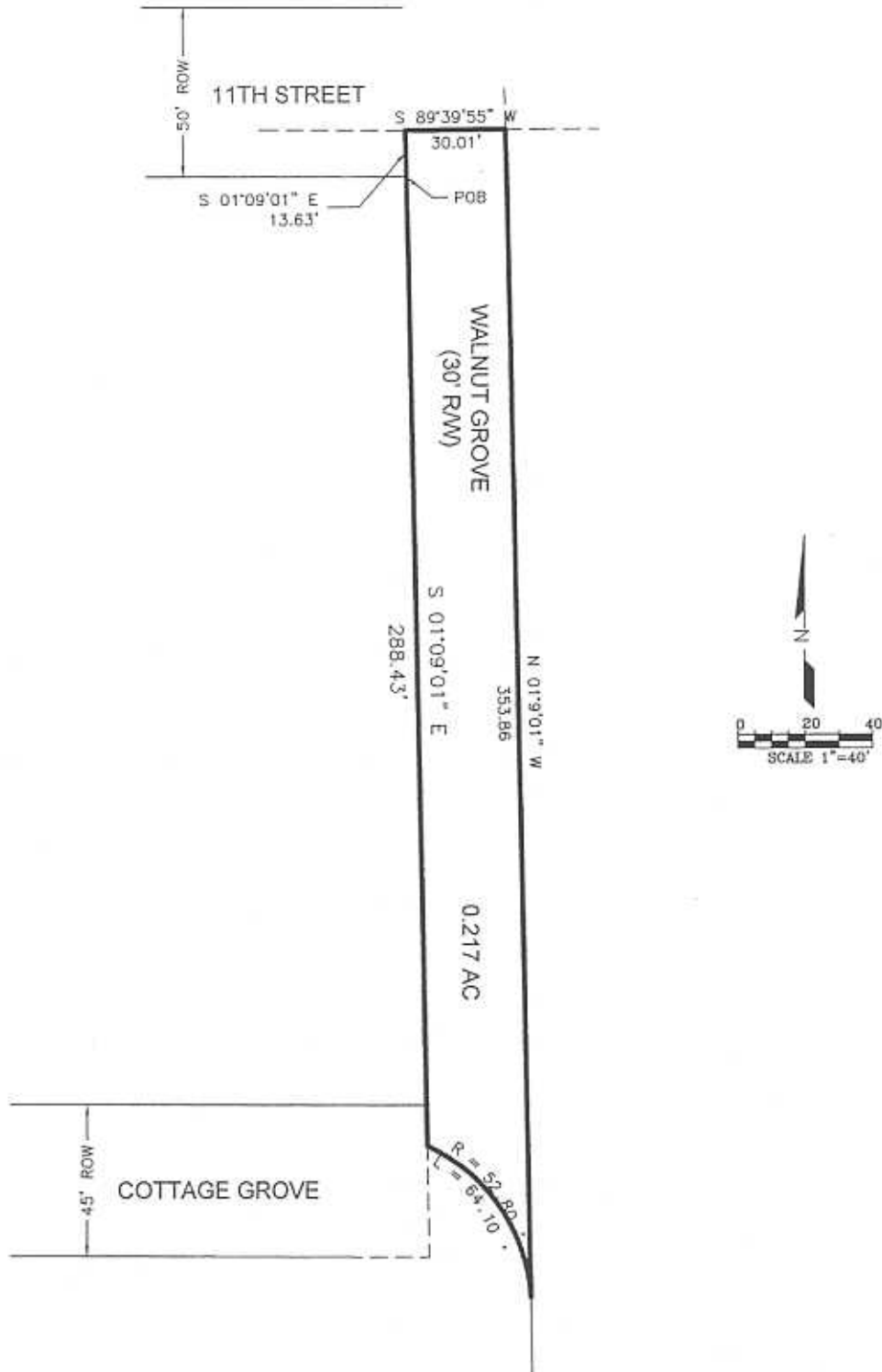


City of Bloomington
Planning



Scale: 1" = 200'

WALNUT GROVE
PROPOSED RIGHT OF WAY VACATION
JOB #4998



SHEET 1 OF 2



**CITY OF BLOOMINGTON
PLANNING DEPARTMENT
MEMORANDUM**

DATE: August 22, 2008
TO: City of Bloomington Common Council Members
FROM: Lynne Darland, Zoning & Enforcement Manager
SUBJECT: Request for vacation of street right-of-way
PETITIONERS: The Trustees of Indiana University

LOCATION: The location of this right-of-way vacation request is Walnut Grove between Cottage Grove and East 11th Street which measures 30 feet in width by approximately 320 feet in length. This section of right-of-way has been closed recently for construction of the Multidisciplinary Science Building (MSB II).

BACKGROUND: The purpose of this vacation request is to allow Indiana University to change Walnut Grove between Cottage Grove and East 11th Street from a predominantly vehicular access into a bike and pedestrian friendly path. With this plan motorized vehicles would no longer be allowed on this section of campus. This is a part of Indiana University's master plan to lower vehicular traffic in certain areas on their campus by constructing a comprehensive multi-use path system. When the multi-use path system is complete, it will connect to the City's multi-use path system. The comprehensive path system is shown on the submitted site plan.

This particular section of Walnut Grove has been closed during the construction of the MSB II. Access to the area and the buildings for emergency purposes is maintained with the plan that the university has proposed. The multi-use path will be constructed of reinforced concrete in a serpentine shape. On each side of the path there will be a 4 foot wide band of pervious grass paving. This band of pervious paving will allow City fire truck outriggers to be positioned in the event of an emergency. The entrances onto the path will be blocked from vehicular traffic on East 11th Street and Cottage Grove through the use of low landscaping planters that are designed to enhance the path. These planters are spaced such that emergency vehicles can access the area. Should the planters need to be breached for an emergency, the plants would be expected to be replaced.

UTILITY INTRESTS: The following utility and city service organizations have responded to this request with no objections for the vacation of the existing right-of-way:

- The City of Bloomington Public Works Department
- The City of Bloomington Utilities Department
- The City of Bloomington Information & Technology Services Department (ITS)
- AT&T
- Duke Energy
- Comcast Communications
- City of Bloomington Police Department
- City of Bloomington Fire Department
- Vectren

The request for vacation was heard by the Board of Public Works (BPW) on August 5th of this year. The BPW voted to recommend vacation of the right-of-way. CBU has a blanket agreement with Indiana University concerning access to their utilities. AT&T Midwest has a major line in the Walnut Grove right-of-way and will require either an easement the size of the existing right-of-way or for Indiana University to reimburse the utility for the cost of relocation. Vecten has a gas line within this right-of-way and will also require an easement with specific language. Comcast and Duke Energy had no objections to the vacation. City Police, Fire, and ITS had no objections to vacating this right-of-way.

CRITERIA: The criteria utilized to review a public ROW or easement vacation request are as follows:

1. Current Status - Access to Property.

Walnut Grove is an improved right-of-way street with sidewalks at this time. Indiana University desires to limit vehicular traffic on its campus. This area is being developed with a new Multidisciplinary Science Building as well as a plan for more campus development in this vicinity. When the new complex is complete, access to and around the buildings and grounds will be attainable. As previously stated, both the Fire and Police Departments find that they can adequately serve the school without use of the right-of-way.

2. Necessity for Growth of the City:

Future Status: Future vehicular access in this area can still be accommodated through the use of Forest Ave., East 11th Street, and Cottage Grove. All public utilities can adequately be served through use of easements.

Proposed Private Ownership Utilization: The only interested party to this right-of-way is Indiana University. Indiana University owns the property on both sides of this right-of-way.

Compliance with Regulations: The vacation of this street right-of-way will not create any issues regarding compliance with local regulations.

Relation to Plans: This proposal is consistent with City Plans. Indiana University has worked diligently and cooperatively with the City to create a plan where the students and faculty will have a quiet walking/biking campus while discouraging the use of motor vehicles. Loss of this right-of-way does not conflict with the City's Thoroughfare Plan or Growth Policies Plan.

RECOMMENDATION: Both staff and the Board of Public Works have recommended that the City vacate the street right-of-way in question.



**City of Bloomington
Office of the Common Council**

Petition for Vacation of Public Right-of-Way

Ordinance: 08-13

Hearings:

Council Chambers	First Reading	December 3, 2008
401 North Morton Street	Committee of the Whole	December 10, 2008
7:30 p.m.	Final Action and Advertised	December 17, 2008
	Public Hearing	

Address of Property 700 Block of North Walnut Grove

Description of Proposed Vacation: An approximate 30-foot by 354-foot portion of the Walnut Grove right-of-way, which intersects with a rectangular portion 11th Street on the north and a curvilinear portion of East Cottage Grove on the south.

Name of Petitioner The Trustees of Indiana University
Address Indiana Memorial Union - M005
900 E. 7th Street
Bloomington, IN 47405
Phone (812) 855-3762

Consultant Lynn H. Coyne, Assistant Vice President
Indiana University Real Estate Department
Address 530 E. Kirkwood
Bloomington, Indiana 47408
Phone 855-4100

Abutting Property Owners: The Trustees of Indiana University

This application must be accompanied by all required submittals as stated in the information packet for vacation of public right-of-way. Staff reserves the right to schedule hearing dates for petitions subject to complete submittals. Notices to adjacent property owners should not be mailed until hearing dates have been confirmed.

I (we) agree that the applicant will provide a list of and notify all adjacent property owners by certified mail at the applicant's expense.

I (we) further agree that the applicant will cause a legal notice of this application to be published in a paper having general circulation in Bloomington at the applicant's expense.

I (we) certify that all foregoing information is correct and that I (we) are the owners (legal agents for owners) of property adjacent to the proposed vacation of public right-of-way which is the subject of this application.

Signature: *MaryFrances McCourt*
MaryFrances McCourt, Treasurer

Date: 11/15/08



INDIANA UNIVERSITY

REAL ESTATE DEPARTMENT

Bloomington

June 26, 2008

Thomas Micuda, City Planner
City of Bloomington Planning Department
401 North Morton Street
Bloomington, IN 47404

Dear Mr. Micuda:

On behalf of the Trustees of Indiana University I am pleased to request pre-petition review of the request of Indiana University to vacate a portion of Walnut Grove Street to create a pedestrian/bicycle and landscaped area in conjunction with the construction of the Multidisciplinary Science Building II (MSB II) now underway. Please refer to the attached drawings.

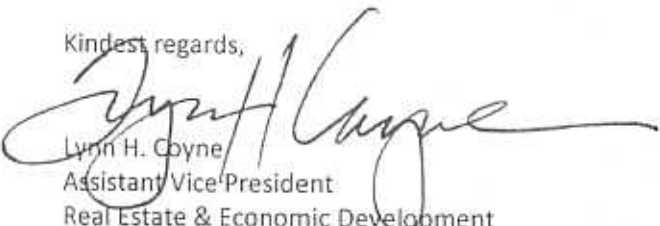
Expansion of the academic campus of Indiana University in the area north of 10th Street is critical to the overall facilities plan for academic excellence. The area we are requesting be vacated has been closed for the construction of MSB II and, as the attached drawings indicate, would become a pedestrian and bicycle-friendly landscaped area that would provide an appropriate setting for MSB II and a future building to the west. We do not foresee a future need for the area to continue to be used for vehicular traffic.

Access to the area for emergency purposes will be maintained. Traffic circulation in the area outside the vacated portion will also be maintained.

We are grateful for the assistance and support of the City of Bloomington in this important opportunity to enhance the campus.

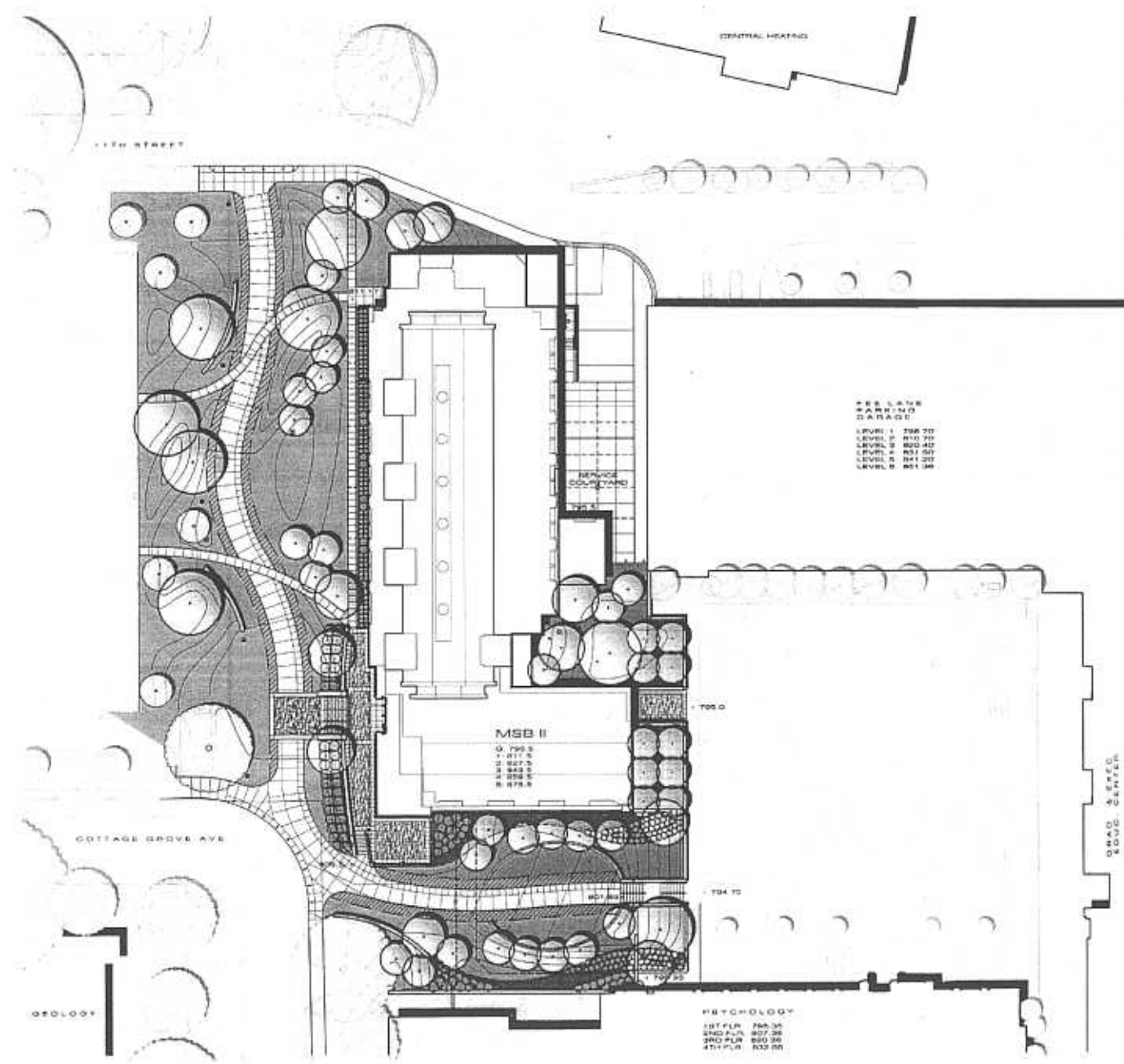
Please don't hesitate to contact me if I can provide further information or answer any questions.

Kindest regards,



Lynn H. Coyne
Assistant Vice President
Real Estate & Economic Development

Enclosures



* S.S. L.A. 108
 * A.B. 1110
 * A.B. 1110
 LEVEL 1 704.70
 LEVEL 2 810.70
 LEVEL 3 820.45
 LEVEL 4 831.50
 LEVEL 5 841.20
 LEVEL 6 851.30

MSB II
 0 795.0
 1 817.0
 2 827.0
 3 842.0
 4 852.0
 5 878.0

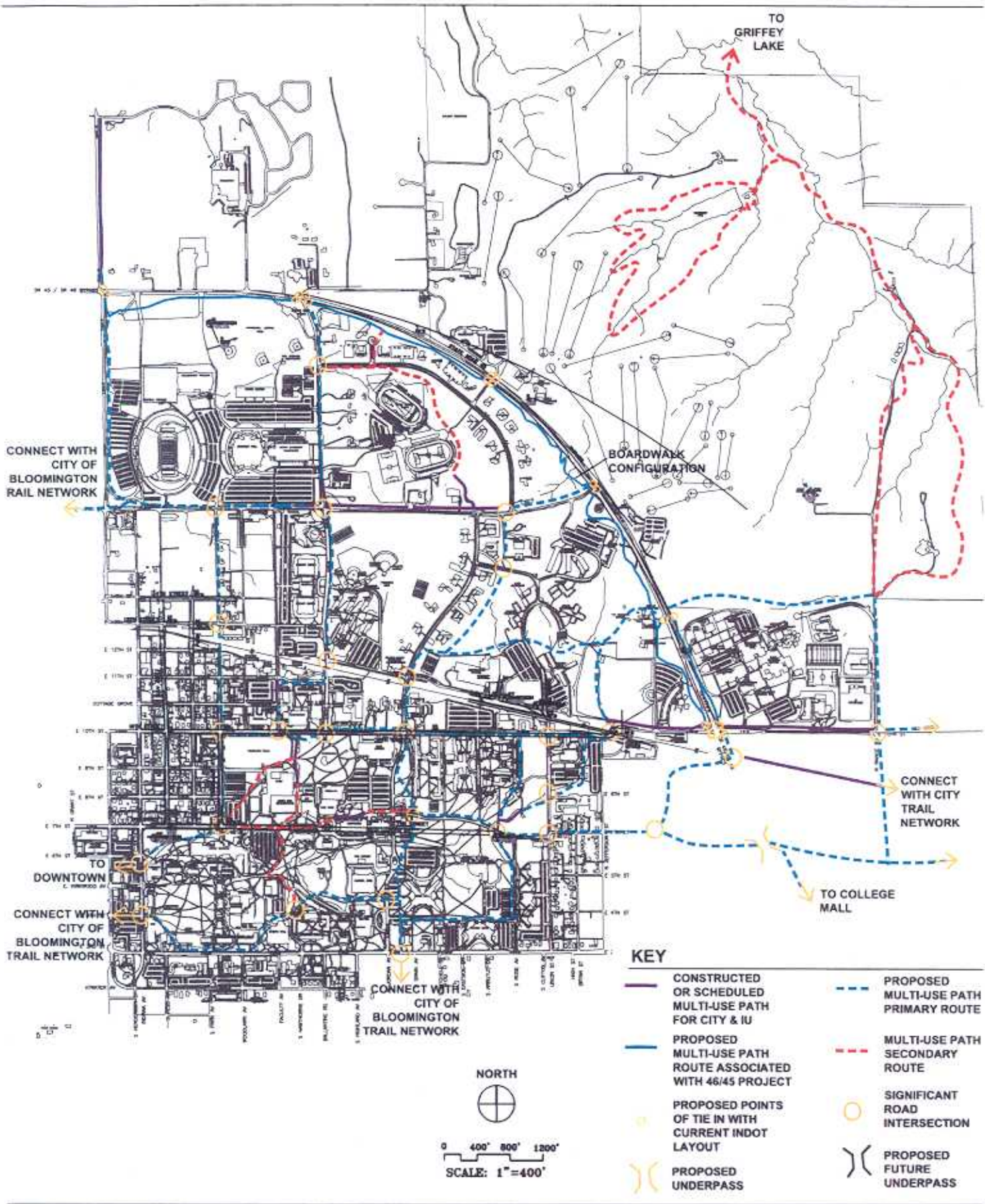
PSYCHOLOGY
 1ST FLR 788.30
 2ND FLR 807.30
 3RD FLR 820.30
 4TH FLR 832.30

MSB II - Alternate Site Plan

MULTICOLLEGE PLANT SCIENCE BUILDING
 HEARST UNIVERSITY, ELIZABETH, NJ



↑
 North



CONNECT WITH
CITY OF
BLOOMINGTON
RAIL NETWORK

TO
GRIFFEY
LAKE

BOARDWALK
CONFIGURATION

CONNECT WITH
CITY
TRAIL
NETWORK

TO
DOWNTOWN

TO COLLEGE
MALL

CONNECT WITH
CITY OF
BLOOMINGTON
TRAIL NETWORK

CONNECT WITH
CITY OF
BLOOMINGTON
TRAIL NETWORK

KEY

- CONSTRUCTED OR SCHEDULED MULTI-USE PATH FOR CITY & IU
- PROPOSED MULTI-USE PATH ROUTE ASSOCIATED WITH 46/45 PROJECT
- - - PROPOSED MULTI-USE PATH PRIMARY ROUTE
- - - MULTI-USE PATH SECONDARY ROUTE
- PROPOSED POINTS OF TIE IN WITH CURRENT INDOT LAYOUT
- ⌋ PROPOSED UNDERPASS
- SIGNIFICANT ROAD INTERSECTION
- ⌋ PROPOSED FUTURE UNDERPASS

NORTH



0 400' 800' 1200'
SCALE: 1"=400'

ORDINANCE 08-13

TO VACATE A PUBLIC PARCEL Re: A Portion of the Walnut Grove Right-of-Way Running Between and Intersecting with Portions of East Cottage Grove and East 11th Street (The Trustees of Indiana University, Petitioner)

Responses from Utilities and Safety Services (Available in the Council Office)

I.C. 36-7-3-16 (b) provides that utilities that are occupying and using all or part of the right-of-way for the location and operation of their facilities at the time the vacation proceedings are instituted may continue to do so after the vacation of right-of-way, unless they waive their rights by filing written consent in those proceedings.

Utility Interests in the Alley Ways

Vectren	Has an existing natural gas pipeline within this right-of-way, but has no objections with the vacation as long as certain easement rights set forth in their response are reserved.
Duke	Has no facilities in the vacated area and has no objection to this action.
Comcast	Sees no “problems operating in that area” but says the petitioner would be responsible for reimbursing them for relocating any facilities existing in this right-of-way.
City of Bloomington Utilities Dept AT&T	Has facilities in the right-of-way, but has a “blanket right of entry with IU that covers all CBU sanitary and water facilities on campus” and has no objection to the vacation. Has a major existing underground conduit system in the N. Walnut Grove right-of-way and will need either an easement of same dimensions as the proposed vacation or reimbursement for expenses incurred in rerouting those facilities.
Bloomington Digital Underground	Has no reservations with this request.

Safety Services Interest in the Alley Ways

Police Department	“Although it will eliminate a direct route through 17 th St. and possibly cause minor problems, (the Chief is) no overly opposed to this closure.”
Fire Department	Has discussed this vacation with IU officials and has no objections with this action.