

ORDINANCE NO. 2020-1116 A

VACATION OF STREET IN WARREN COUNTY

Comes now the Warren County Board of Commissioners, and makes the following recitals and ordains as follows:

WHEREAS, Warren County currently has a street which the Petitioner, Flex-N-Gate, is petitioning to vacate, described as follows:

*The dead end road lying east of Parcel Numbers 86-16-28-400-024.000-008, 86-16-28-400-032.000-008, 86-16-28-400-028.000-008, 86-16-28-100-001.000-008 (Flex-N-Gate); and west of Parcel Numbers 86-16-27-300-017.000-008 (Warrick Motor Co. Inc.), 86-16-27-300-016.001-008, 86-16-27-300-015.000-008; 86-16-27-300-014.000-008, 86-16-27-200-011.000-008, 86-16-27-200-010.000-008, 86-16-28-100-034.000-008 (Flex-N-Gate), which road runs north from State Road 136 and is also known as County Road 600 W.*

WHEREAS Flex-N-Gate is the owner of real estate adjacent to said street and have filed a Petition for the vacation of the street; and

WHEREAS, notice of said petition was given, and a hearing was held, pursuant to Indiana Code §36-7-3-12, and at that hearing no person aggrieved by the proposed vacation objected to said petition;

IT IS THEREFORE ORDAINED AS FOLLOWS:

1. That said street situated in Warren County, Indiana, described as follows:

*The dead end road lying east of Parcel Numbers 86-16-28-400-024.000-008, 86-16-28-400-032.000-008, 86-16-28-400-028.000-008, 86-16-28-100-001.000-008 (Flex-N-Gate); and west of Parcel Numbers 86-16-27-300-017.000-008 (Warrick Motor Co. Inc.), 86-16-27-300-016.001-008, 86-16-27-300-015.000-008; 86-16-27-300-014.000-008, 86-16-27-200-011.000-008, 86-16-27-200-010.000-008, 86-16-28-100-034.000-008 (Flex-N-Gate), which road runs north from State Road 136 and is also known as County Road 600 W.*

is vacated, subject to the reservation of easements as subsequently described.

2. That Warren County reserves to itself an easement extending the length and breadth of said street for the construction, maintenance, and operation or reconstruction of utilities in, through, over or under the same.

3. That the vacation of said street is subject to the rights of all public utilities in said road, and the Petitioner requesting such vacation shall be responsible to the public utilities for any

vacating, re-arrangement or relocating costs in the event the same are necessary without any costs to Warren County, its successors or assigns.

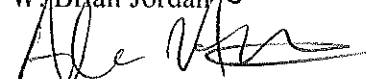
4. That all costs incident to the above mentioned vacation are to be paid by Petitioner.


5. That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are repealed.


*ALL OF WHICH IS ORDAINED* this 16<sup>th</sup> day of November, 2020.

WARREN COUNTY COMMISSIONERS

  
\_\_\_\_\_  
W. Brian Jordan

  
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Adam Hanthorne

  
\_\_\_\_\_  
Clay Andrews

ATTEST:   
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Robin Weston-Hubner, Warren County Auditor