

ORDINANCE NO. 2022-0502 A

VACATION OF ALLEYS 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 alleys which the Petitioners, Shawn G. and Megan Ross and Alan J. and Gretchen L. Stutler, are petitioning to vacate, described as follows:

An alley sixteen and one-half (16.5) feet in width and two hundred eighty and five tenths (280.5) feet in length running North to South along the East line of Lots 108 and 124, Block 2 of the Town of Marshfield, Warren County, Indiana and the West line of Lots 107 and 125 in Block 2 of the Town of Marshfield, Warren County, Indiana.

AND

An alley sixteen and five tenths (16.5) feet in width and one hundred thirty-two (132) feet in length running East to West along the South Line of Lots 109 and 108 in Block 2 of the Town of Marshfield, Warren County, Indiana and the North line of Lots 123 and 124 in Block 2 of the Town of Marshfield, Warren County, Indiana.

AND

An alley sixteen and five tenths (16.5) feet in width and one hundred thirty-two (132) feet in length running East to West along the South Line of Lots 107 and 106 in Block 2 of the Town of Marshfield, Warren County, Indiana and the North line of Lots 125 and 126 in Block 2 of the Town of Marshfield, Warren County, Indiana.

WHEREAS, Shawn G. and Megan Ross and Alan J. and Gretchen L. Stutler are the owners of real estate adjacent to said alleys and have filed a Petition for the vacation of the alleys; 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 alleys situated in Warren County, Indiana, described as follows:

An alley sixteen and one-half (16.5) feet in width and two hundred eighty and five tenths (280.5) feet in length running North to South along the East line of Lots 108 and 124, Block 2 of the Town of Marshfield, Warren County, Indiana and the West line of Lots 107 and 125 in Block 2 of the Town of Marshfield, Warren County, Indiana.

AND

An alley sixteen and five tenths (16.5) feet in width and one hundred thirty-two (132) feet in length running East to West along the South Line of Lots 109 and 108 in Block 2 of the Town of Marshfield, Warren County, Indiana and the North line of Lots 123 and 124 in Block 2 of the Town of Marshfield, Warren County, Indiana.

AND

An alley sixteen and five tenths (16.5) feet in width and one hundred thirty-two (132) feet in length running East to West along the South Line of Lots 107 and 106 in Block 2 of the Town of Marshfield, Warren County, Indiana and the North line of Lots 125 and 126 in Block 2 of the Town of Marshfield, Warren County, Indiana.

are 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 alleys for the construction, maintenance, and operation or reconstruction of utilities in, through, over or under the same.

3. That the vacation of said alleys 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 Petitioners.

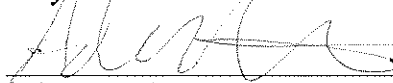
5. That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are repealed.

ALL OF WHICH IS ORDAINED this 2nd day of May, 2022.

WARREN COUNTY COMMISSIONERS



Clay Andrews



Adam Hanthorne



Craig Greenwood

ATTEST:



Robin Weston-Hubner, Warren County Auditor