

PARKE County

AMENDED ORDINANCE NO. 2019-22: A

AN ORDINANCE VACATING A PUBLIC ALLEY
IN THE TOWN OF LYFORD, PARKE COUNTY, INDIANA

WHEREAS, the Parke County Indiana Board of Commissioners have provided notice pursuant I.C. 5-3-1 *et. seq.* that Linda Sue Evans and Amanda Sue Driskell desire to vacate a certain public alley generally located as follows:

That said Petitioners are the sole owners of real estate adjacent to said 14' alley in that Linda Sue Evans owns: Lots 16, 1, 2, 17, 30, 29, 28, and 27, in William H. Bonner's Addition to the plat of Lyford, Indiana and Amanda Sue Driskell owns Lot #3 in William H. Bonner's Addition to the plat of Lyford, Indiana.

TRACT A

Linda Sue Evan's portion:

Beginning at the Northwesterly corner of Lot #16 and the Southerly border of Whitehead Street, thence Southeasterly along lots #16, #1, and #2 to the Northwest corner of Lot #3, thence Westerly seven (7) feet, thence Southwesterly along the center line of said alley a distance of fifty (50) feet, thence Westerly seven (7) feet to the Southeast corner of Lot #27, thence Northwesterly along Lots #27, #28, #29, #30, and #17 to the Northeast corner of Lot #17 and the South line of Whitehead Street, thence Northeasterly fourteen (14) feet to the place of beginning and with all of said alley lots being in William H. Bonners' Addition to the Town of Lyford, Parke County Indiana.

TRACT B

Amanda Sue Driscoll's portion:

Beginning at the Southwest corner of Lot #3, thence Westerly seven (7) feet, thence Northwesterly along the center of said alley, a distance of fifty (50) feet, thence Easterly seven (7) feet to the Northwest corner of Lot #3, thence Southeasterly along the West line of Lot #3 a distance of fifty (50) feet to the place of beginning and with all of said alley and lot being in William H. Bonner's Addition to the Town of Lyford, Parke County Indiana.

WHEREAS, THE Vacation area solely abuts real property owned by Linda Sue Evans and Amanda Sue Driskell.

WHEREAS, a public hearing on the matter was held on 20th day of May 2019, at Rockville Indiana and public notice was made consistent with and pursuant to I.C. 5-3-1;

WHEREAS, no remonstrance or objection to this matter has been filed by any party; and

WHEREAS, the public alley is no longer in use and vacation of such will not adversely impact the public navigation or welfare.

BE IT ORDAINED by the Parke County board of Commissioners, acting pursuant to the authority granted to it by I.C. 36-7-3-12 as follows:

1. Parke County Board of Commissioners hereby determines the following:
 - a. Vacation of the proposed Vacation Area will not hinder the growth or orderly development of the unit or neighborhood in which the Vacation Area is located or to which the Vacation Area is contiguous; and
 - b. Vacating the proposed Vacation Area does not make access to the lands of any person by means of public way difficult or inconvenient; and vacating the proposed Vacation Area does not hinder the public's access to a church, school, or other public building or place.
2. The Vacation Area, consisting of public way within the Town of Lyford, is hereby vacated as reflected herein as Tract A and Tract B.
3. The Chairman of the Parke County Board of Commissioners, hereby authorized to execute all documents necessary to carry out the intent of this Ordinance.
4. This Ordinance shall be in full force and effect upon adoption.
5. This Amended Ordinance is filed to correct the Legal Description in the original ordinance.

ALL OF WHICH IS ORDAINED by the Parke County Board of Commissioners this 16 day of August, 2021.

Parke County Board
of Commissioners

By: _____

President

Attest:



Laura Fischer, Parke County Auditor

[Recordation Instructions – This ordinance is to be recorded in the Parke County, Indiana Recorder's Office and 1 Copy of the same provided to the Parke County Assessor.]