

ORDINANCE NO. 38-2006

AN ORDINANCE VACATING A PORTION OF RIGHT OF WAY KNOWN AS 1
"LOREEN DRIVE"

REC FEE: \$12.00

WHEREAS, the owner of certain real estate has petitioned the Valparaiso Common Council for vacation of a portion of right of way known as "Loreen Drive", and

WHEREAS, at a public hearing on August 8, 2006, the Valparaiso Plan Commission unanimously recommended by a vote of 8-0 to the Valparaiso Common Council that the right of way described below be vacated subject to an easement being retained for City of Valparaiso and other utilities, and

WHEREAS, at a meeting on August 24, 2006 the Valparaiso Board of Works unanimously approved the vacation of the aforementioned right of way subject to the same conditions as designated by the Valparaiso Plan Commission, and

WHEREAS, on August 28, 2006 the Valparaiso Common Council conducted a public hearing with regard to said petition for vacation of public right of way and determined that said right of way should be vacated.

NOW THEREFORE, BE IT ORDAINED by the Valparaiso Common Council as follows:

1. The following described platted right of way be and hereby is VACATED, and pursuant to law, title shall vest in the name of VSLC LLC, the contingent owners whose real estate is abutting and adjoining the same free from any interest of the public (i) on the condition that an easement be retained for City of Valparaiso and other utilities:

That portion of Wisner's Subdivision (Plat Book 1, Pages 151-152, as amended per Miscellaneous Record 28, Page 382) creating Loreen Drive, lying between lots 3-13 of the aforementioned subdivision. That portion of Loreen Drive lying to the north of lots 3-13 is not to be vacated at part of this petition.

2. This ordinance shall be in full force and effect immediately upon its adoption and approval by the Mayor.

Adopted and approved this 11th day of Sept, 2006

Jon Costas
Jon Costas, Mayor

~~DO NOT REPLY TO THIS MESSAGE SUBJECT TO FOR A CHANGE OF TRANSFER
SEP 15 2006~~

ATTEST:

Sharon Emerson Swihart
Sharon Emerson Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 11th day of Sept, 2006 at 8:12 p.m.

City of Valpo
166 Lincolnway
Valparaiso In 46383

Sharon Emerson Swihart
Sharon Emerson Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 11th day of Sept, 2006 FOR THE CITY SUBJECT TO ACCEPTANCE FOR TRANSFER

"I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THAT I HAVE TAKEN REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW."

Jon Costas
Jon Costas, Mayor

SEP 28 2006

NAME: Craig A. Phillips
Craig A. Phillips, Planning Director
For Clerk Treasurer Sharon Swihart