

SPECIAL ORDINANCE # 4 , 2023
BEING AN ORDINANCE VACATING AN UNIMPROVED ALLEY IN THE
CITY OF WABASH, INDIANA

WHEREAS, Andrew W. Bain and Brittany L. Bain have petitioned the Common Council of the City of Wabash, Indiana, to vacate an unimproved alley to the East of the following described real estate, within the City of Wabash, Indiana, to-wit:

Lot Number One Hundred and nine (109) in the Original Plat of the Town (now City) of Wabash.

ALSO: Part of Lot Number One hundred and ten (110) in the Original Plat of the Town (now City) of Wabash, bounded and described as follows, Viz:

Beginning at the Southwest corner of said lot; thence North along the West line of said lot Twenty eight (28) feet; thence East 5 feet; thence in a Southeasterly direction and in a straight line Thirty (30) feet to a point in the South line of said lot; thence West along said South line Fifteen (15) feet to the place of beginning.

WHEREAS, the Petitioners are owners of real estate contiguous thereto and are interested therein;

WHEREAS, notice of the Petition and the public hearing thereon has been provided as required by law; and

WHEREAS, there are owners of land that abut the property to be vacated:

Laura E. Duffey, 187 E. Main St., Wabash, IN 46992

NOW, THEREFORE, BE IT ORDAINED THAT:

(1) The following unopened and unimproved alley to the East of the following described real estate, to-wit:

Lot Number One Hundred and nine (109) in the Original Plat of the Town (now City) of Wabash.

ALSO: Part of Lot Number One hundred and ten (110) in the Original Plat of the Town (now City) of Wabash, bounded and described as follows, Viz:

Beginning at the Southwest corner of said lot; thence North along the West line of said lot Twenty-eight (28) feet; thence East 5 feet; thence in a Southeasterly

direction and in a straight line Thirty (30) feet to a point in the South line of said lot; thence West along said South line Fifteen (15) feet to the place of beginning.

is hereby vacated and the fee thereof shall revert to the adjoining or abutting property owners in accordance with law.

(2) The Clerk-Treasurer shall furnish a copy of this Ordinance to the County Recorder for recording and to the County Auditor, as required by Indiana Code 36-7-3-12.

BE IT FURTHER ORDAINED THAT this Ordinance shall be in full force and effect from and after its passage and approval as required by law.

Passed by the Common Council of the City of Wabash on final reading this _____ day of _____, 2023.

John Burnsworth, President

Approved this _____ day of _____, 2023.

Scott Long, Mayor

ATTEST:

Wendy Frazier, Clerk-Treasurer

CERTIFICATION

I, Wendy Frazier, the Clerk-Treasurer of the City of Wabash, Indiana, hereby certify that the foregoing Special Ordinance _____, 2023 is a true, correct and complete copy as appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this _____ day of _____, 2023.

Wendy Frazier, Clerk-Treasurer