

ORDINANCE NO. 2013-23

AN ORDINANCE VACATING A CERTAIN PUBLIC-WAY LOCATED
IN HUNTINGTON COUNTY, INDIANA.

An ordinance adopted by the Board of Commissioners of Huntington County, Indiana, and meeting duly assembled of the 21st day of October, 2013, as follows:

WHEREAS, at the regular meeting of this Board, held on the 21st day of October, 2013, the Board considered a Petition to Vacate that was filed by Janet Sue Heaston seeking vacation of Butler Avenue, an unimproved, platted 40' wide street in Edwin T. Brown's South Side City Park Addition to the City of Huntington, Huntington Township, in Huntington County, Indiana.

WHEREAS, a regular meeting of this Board, held on the 21st day of October, 2013, being within thirty (30) days after the filing of said petition on September 23, 2013, this Board conducted a public hearing on said petition;

WHEREAS, due notice of said public hearing was published according to law pursuant to the provisions of I.C. 36-7-3-12(c)(1); and

WHEREAS, due notice of said public hearing to all other owners of land abutting said portion of the platted street and alley was sent via certified mail to the abutting land owners; and

WHEREAS, said portion of the unimproved platted street and alley sought to be vacated are located in Huntington County, Indiana, and outside the corporate boundaries of any municipality, and this Board has proper jurisdiction over the proceedings herein; and

WHEREAS, there being no objectors or remonstrators to said petition, that portion of the unimproved platted street being vacated, the Board now finds that the vacation of said street would not:

Hinder the growth or orderly development of the unit or neighborhood in which said unimproved platted street is located;

Make access to the lands of any person by means of public-way difficult or inconvenient;

Hinder the public's access to a church, school, or other public building or place;
or

Hinder the use of a public-way by the neighborhood of which said unimproved platted street is located or to which they are contiguous.

NOW, THEREFORE, be it ordained by the Board of Commissioners of Huntington County, Indiana, as follows:

That Butler Avenue an unimproved, platted 40' wide street located within Edwin T. Brown's South Side City Park Addition to the City of Huntington, Huntington Township, in Huntington County, Indiana, be vacated.

That the Secretary of the Board is instructed to furnish a copy of this ordinance to the Recorder of Huntington County, Indiana, for recording, and to the Auditor of Huntington County, Indiana.

Dated this 4th day of ~~October~~ ^{November}, 2013.

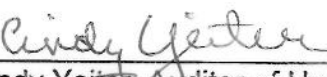
The Board of Commissioners
Huntington County, Indiana:


Leon Hurlburt, Commissioner


Larry Buzzard, Commissioner


Tom Wall, Commissioner

Attest:


Cindy Yeiter, Auditor of Huntington County, Indiana.