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VEICKI G. PEARSON  
HUNTINGTON, IN RECORDER  
TX: 4010234  
06/17/2022 09:55:29 AM  
25.00

## ORDINANCE 11-C-22

*Synopsis: This ordinance, if adopted, would vacate an alley right-of-way bound by Riverside Drive, Richmond Street, High Street, and the first alley east of Cory Street, all within Riverside Addition to the City of Huntington, Huntington County, Indiana.*

### AN ORDINANCE VACATING A RIGHT-OF-WAY WITHIN THE CITY OF HUNTINGTON, INDIANA

WHEREAS, on the 18<sup>th</sup> day of May 2022, Kevin Powell filed a petition to vacate a right-of-way, located within the City of Huntington, Indiana and more particularly described as follows:

*The 14 foot wide alley right-of-way, running East-West bound by Riverside Drive, Richmond Street, High Street, and the first alley east of Cory Street, all within Riverside Addition to the City of Huntington, Huntington County, Indiana; more particularly described as follows:*

*Commencing at the Southeast corner of Lot No. 11 in Riverside Addition to the City of Huntington; thence West along the south lot line of said Lot No. 11 to the Southwest corner of said lot, a distance of 50 feet; thence South along the East line of Lot Nos. 9 & 10 to the Northwest corner of Lot No 12, a distance of 14 feet; thence East along the North lot line of Lot No 12, a distance of 50 feet; thence North across the subject 14 foot alley to the Point of Beginning. Containing 750 square feet more or less.*

WHEREAS, a map marking the proposed portion of the right-of-ways to be vacated is attached and incorporated herein as Exhibit "A"; and

WHEREAS, appropriate notice has been given, and a public hearing has been held within thirty (30) days after the filing of that petition, all in the manner provided by law; and

WHEREAS, no remonstrances to the proposed vacation have been filed or raised and the matter is now properly before the Council for action, all pursuant to applicable law; and

NOW THEREFORE, THIS COUNCIL FINDS that the vacation of the right-of-way will not be a detriment to the health, safety, and general welfare of the citizens of the City of Huntington, Indiana, and that such vacation will not:

1. make access to any other parcels of land impossible;
2. eliminate the public's access to a church, school or other public building or place;
3. hinder the growth or orderly development of the City of Huntington, Indiana;
4. hinder the use of any street, alley or public way;

FILED

JUN 17 2022

AUDITOR

FILED

JUN 17 2022

AUDITOR

HUNTINGTON COUNTY, IN

5. be of any detriment to the health, safety and general welfare of the citizens of the City of Huntington, Indiana.

NOW, THEREFORE, BE IT ORDAINED that the right-of-way as described above is hereby vacated.

BE IT FURTHER ORDAINED that utility easement rights are reserved in, over and under this vacated alley.

BE IT FINALLY ORDAINED that this ordinance shall be in full force and effect following its adoption and in accordance with applicable law and the Clerk-Treasurer is directed to furnish a copy of this Ordinance to the County Auditor and County Recorder for recording as provided by applicable law, which shall be conclusive evidence of the vacation of the right-of-way as described in this Ordinance.

This Instrument prepared by Bryn Keplinger, Director of Community Development & Redevelopment, City of Huntington, Indiana, City Building, 300 Cherry Street, Huntington, Indiana 46750.

I, Bryn Keplinger, affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security in this document, unless required by law.

*[Signature Block Next Page]*

**ORDINANCE 11-C-22**

A motion to consider for final adoption on the same day of introduction was [NOT OFFERED or NOT SUSTAINED or SUSTAINED] by a vote of 7 in favor and 0 in opposition.

Duly adopted on first reading this 14 day of June, 2022, by a vote of 7 in favor and 0 in opposition.

Duly adopted on final reading this 14 day of June, 2022, by a vote of 7 in favor and 0 in opposition.

**CITY OF HUNTINGTON, INDIANA by its COMMON COUNCIL**

Voting in Favor:

Joe Blomeke  
Charles Chapman

remote

[Signature]

Todd Johnson

Paul Pike

Joe Blomeke

Charles Chapman  
(President)

PJ Felton

Dave Funk

Todd Johnson

Seth Marshall

Paul Pike

Voting in Opposition:

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Attest:

Christi McElhaney  
Christi A. McElhaney  
City Clerk-Treasurer

Presented by me to the Mayor for approval or veto, this 14<sup>th</sup> day of June, 2022.

Christi McElhaney  
Christi A. McElhaney  
City Clerk-Treasurer

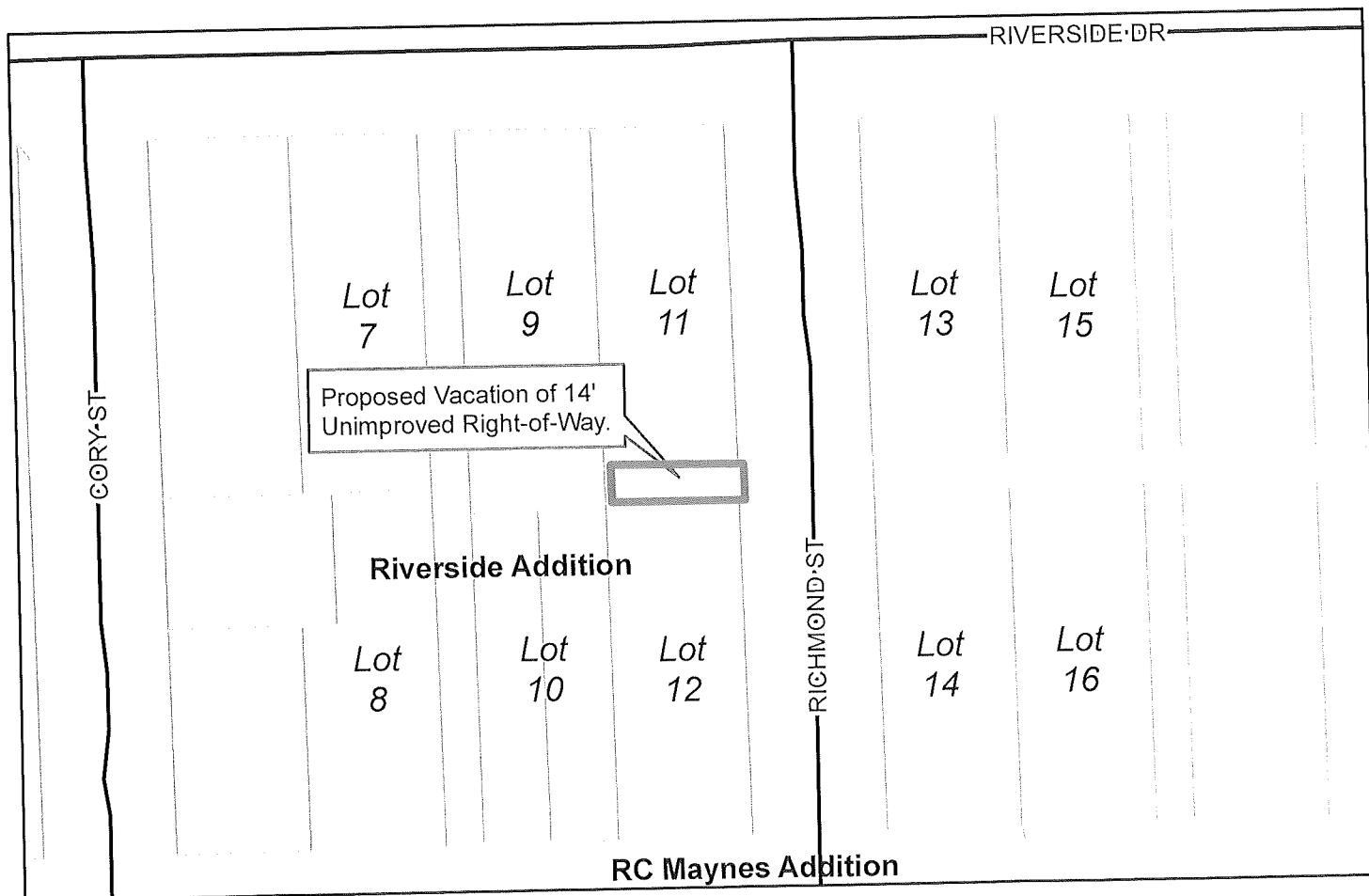
This ordinance having been adopted by the Common Council and presented to me is  
[APPROVED or VETOED], this 14<sup>th</sup> day of June, 2022.

Richard Strick  
Richard Strick  
Mayor of the City of Huntington, Indiana

# Improved Right-of-Way - Huntington, Indiana



Aerial Photo



Plot of Subdivision/Addition Plat