

COUNTY OF LAPORTE
ORDINANCE NO 2010 - 05

ORDINANCE TO VACATE ACCESS ROADWAY

WHEREAS Lawrence Rybicki and Bonnie Jean Rybicki have filed a petition to vacate roadway between Lots 105 and Lot 106 in the West Stillwell Addition #1 located in LaPorte County; and

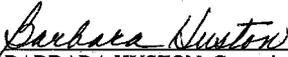
WHEREAS notice has been sent to all adjoining landowners and publication has been made of the public hearing; and

WHEREAS a public hearing has been conducted on such matter and the Board of Commissioners make the following findings:

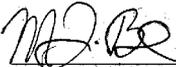
1. The petitioners Lawrence Rybicki and Bonnie Jean Rybicki, as husband and wife, are the owners of Lot 105 in the West Stillwell Addition #1 located in LaPorte County.
2. That the Rybicki's have been the occupiers of such land since the mid-1970's and have built a house thereon.
3. That the roadway has been serving as an extension of their property and they have maintained it since they purchased the lot.
4. That the West Stillwell Addition #1 was a limited subdivision developed by the Petitioner Bonnie Rybicki's father and the farmland immediately to the rear of the requested roadway and of Rybicki's property is owned by Bonnie Rybicki, her brother and her sisters and her mother.
5. That such roadway existed only as a requirement pursuant to LaPorte County Zoning Ordinance at the time of the development as it pertained to frontage subdivisions.
6. That there is no anticipated basis for further development of such subdivision in that the land is farmed and still remains in the family as a farm.
7. That the vacation of the roadway does not:
 - a. Hinder the growth or orderly development of the neighborhood or the property to which it is contiguous thereto.

- b. The vacation will not make access to any of the lands of the adjoining neighbors by means of a public way difficult or inconvenient.
 - c. The vacation would not hinder the public's access to a church, school or other public building or place.
 - d. The vacation would not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous thereto.
8. That the adjoining landowners have consented to such vacation and have consented that the entire roadway be vacated and owned in the name of Lawrence Rybicki and Bonnie Jean Rybicki.

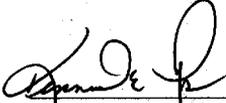
NOW THEREFORE be it ordained by the Board of Commissioners of LaPorte County that the road existing between Lots 105 and 106 of the West Stillwell Addition #1 as recorded in Plat Book 12, page 127 in the Office of the Recorder of LaPorte County is hereby vacated and vested in the name of Lawrence Rybicki and Bonnie Jean Rybicki, husband and wife.



BARBARA HUSTON, Commissioner

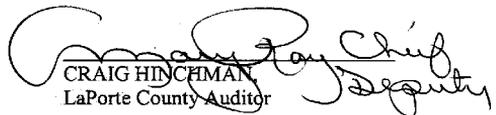


MIKE BOHACEK, Commissioner



KENNETH LAYTON, Commissioner

ATTEST



CRAIG HINCHMAN
LaPorte County Auditor