

ORDINANCE NO. 2012-05

AN ORDINANCE TO VACATE A PORTION OF LIBERTY AVENUE
LAPORTE COUNTY, INDIANA

WHEREAS, SAUGANA SHORES ASSOCIATION, INC. has filed a petition, pursuant to I.C. 36-7-3-12, with the Board of County Commissioners of LaPorte County, Indiana, asking that a portion of Liberty Avenue, a/k/a Seminole Trail, LaPorte County, Indiana, be vacated, which portion is more particularly described as follows:

A portion of Liberty Avenue, also known as Seminole Trail, being approximately 67 feet in length and located between Liberty Bell Beach Lot 24 and Lot 1. Said portion being a vacated public way of Saugany Lake, LaPorte County, State of Indiana.

WHEREAS, following the filing of this petition the Board of County Commissioners scheduled a public hearing thereon which was held on June 26, 2012; July 17, 2012; and, August 7, 2012,

WHEREAS, Petitioner's Attorney, Ryan A. Beall, gave notice of the filing of this petition and of the hearing thereon by publication in the manner prescribed by I.C. 5-3-1-1 et seq; and,

WHEREAS, Petitioner's attorney provided notice of the filing of this petition and of the hearing thereon upon all adjacent and interested property owners who own property abutting Liberty Avenue. Said adjoining landowners have consented to the Petitioner's Petition and have also executed Quit Claim Deeds conveying their respective interests in Liberty Avenue to Petitioner; and,

WHEREAS, the Board of County Commissioners, as the legislative body of LaPorte County, Indiana, has now conducted the public hearing on the petition to vacate and has determined that a portion of Liberty Avenue, described above, should be vacated, all as permitted by I.C. 36-7-3-12;

NOW THEREFORE,

Section 1. BE IT, AND IT IS, HEREBY ORDAINED by the Board of County Commissioners of LaPorte County, Indiana, that the following described real estate situated in LaPorte County, State of Indiana, to-wit:

A portion of Liberty Avenue, also known as Seminole Trail, being approximately 67 feet in length and located between Liberty Bell Beach Lot 24 and Lot 1. Said portion being a vacated public way of Saugany Lake, LaPorte County, State of Indiana.

be, and the same is, hereby vacated as a public way.

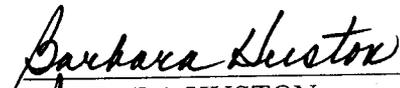
Section 2. That the vacated portion of Liberty Avenue described above shall now become the real property of the Petitioner, SAUGANA SHORES ASSOCIATION, INC.

Section 3. That there is reserved to the LaPorte County Sheriff's Department an easement for ingress and egress for purposes of official business and training.

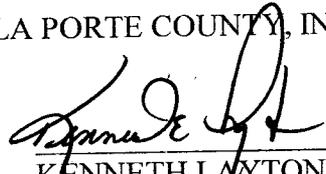
Section 4. The Clerk of the Board of County Commissioners of LaPorte County, Indiana, shall furnish a copy of this vacation ordinance to the LaPorte County Recorder in order that the same be placed of record in the records of the LaPorte County Recorder's Office, and shall also furnish a copy to the LaPorte County Auditor.

APPROVED, this 7th day of August, 2012.

BOARD OF COUNTY COMMISSIONERS OF LA PORTE COUNTY, INDIANA:



BARBARA HUSTON



KENNETH LAYTON



WILLIE MILSAP



Attorney, Board of County Commissioners