State of Indiana
Board of County Commissioners
Vermillion County, Indiana
ORDINANCE 2019-_7__

PETITION TO VACATE PUBLIC ALLEY/STREET

Comes now the undersigned and respectfully petitions the Board of County Commissioners of Vermillion County, Indiana, pursuant to I.C. 36-7-3-12

The petitioner, Timothy Baysinger, is the owner of the following described real estate in Highland Township, Vermillion County to wit:

1. Petitioner Timothy Baysinger owns the property located at12499 S. Miller Avenue, further described as "Lots Numbered Six (6), Seven (7), Eight (8), Nine (9), Ten (10) and Eleven (11) in the St. Paul's Addition to the Town of St. Bernice, Vermillion County, Indiana", P.I.N. 83-11-34-230-002.000-007 and whereas, Timothy Baysinger is also the owner of the property located at on State Road 71, further described as "Lots Numbered One (1), Two (2), Three (3) and Four (4) in St. Paul's Addition to the Town of St. Bernice, Vermillion County, Indiana"; P.I.N. 83-11-34-230-001.001-007, both in St. Bernice, IN, said alley running between his properties.
2. That petitioner wishes to vacate the alley as it is no longer of use to the public and its vacation will not be detrimental to the interest of the adjoining owners, who are the sole petitioners herein.
3. That the above described public alley is not now and has never been used as a public right-of-way.
4. That no present access road improvements and utilities have ever been or presently installed.
5. The vacating of the public alley would not hinder the growth or orderly development of the surrounding neighborhood.
6. The vacating of the public alley would not hinder access to the land of any other person, firm, or corporation.
7. The vacating of the public alley will not endanger the public health, safety, morals, comfort, or general welfare.
8. Half the right-of-way of the vacated public alley, by operation of law, shall revert back to each adjoining property owner.

Wherefore, petitioner requests that the above-described public alley be vacated and the land upon which the public alley is situated become the property of the respective adjoining property owners.

Therefore, the Board of Commissioners of Vermillion County, Indiana, now ordains, as follows,

1. Half of the width of the right-of-way of the vacated public alley, by operation of law, shall revert back to each adjoining property owner.
2. Upon passage of this ordinance, pursuant to I.C. 36-7-3-12 (e), the Clerk of the Board of Commissioners of Vermillion County, Indiana shall furnish a duly signed copy of this vacation ordinance to the Petitioner.
3. The Petitioner shall file this ordinance **along with a new legal description and/or survey** with the Auditor and the Recorder. The Assessor may also require a form be filed.

Passed by the Board of County Commissioners of Vermillion County, Indiana, on the 28th day of May, 2019.

Tim Wilson, Commissioner

Harry Crossley, Commissioner

Tim Yocum, Commissioner

Attest: Amy L Tolbert
Amy Tolbert, Auditor