

**ORDINANCE NUMBER 2012-07
OF THE CITY OF FRANKLIN, INDIANA**

AN ORDINANCE APPROVING VACATING A SEWER EASEMENT WITHIN THE CITY OF FRANKLIN, INDIANA
(To be known as Bartram Parkway Sewer Easement Vacation)

WHEREAS, Tippmann Realty Partners have filed before the Common Council of the City of Franklin a petition requesting that said sewer easement as described herein be vacated for the reason that said easement is not at this time used for any public purpose and is not foreseeably needed by the City of Franklin for any public purpose; and

WHEREAS, the subject sewer easement is a 24.5 foot by 468.73 foot sewer easement as depicted on the plat for Franklin Tech Park – Blocks D & E, as per plat thereof recorded as Instrument No. 2009-026716 in the Office of the Recorder of Johnson County, Indiana as shown on Exhibit A;

WHEREAS, the notices and advertisements required by IC 36-7-3-12 have been given, and a public hearing was held upon said petition on the 2 day of April, 2012.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS THAT:

- 1) The platted easement described above is hereby, pursuant to IC 36-7-3-16, declared vacated;
- 2) A copy of this Ordinance shall be transmitted to the Recorder of Johnson County, Indiana;
- 3) This Ordinance shall become effective at the time of recording;
- 4) City Staff is authorized to execute all deeds necessary in accomplishment of the herein above.

INTRODUCED and Filed on the 5th day of March, 2012.

PASSED on this 2 day of April, 2012, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, by its Common Council:

Voting Affirmative:

Voting Opposed:



Steve Barnett, President

Steve Barnett, President



Joseph P. Abban

Joseph P. Abban

Joseph R. Ault
Joseph R. Ault

Joseph R. Ault

Kenneth Austin
Kenneth Austin

Kenneth Austin

Robert Henderson
Robert Henderson

Robert Henderson

Absent
Stephen Houglan

Stephen Houglan

Richard Wertz
Richard Wertz

Richard Wertz

Attest:

Janet P. Alexander
Janet P. Alexander, Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15,16, this 11 day of April, 2012, at 10:30 o'clock A.m.

Janet P. Alexander
Janet P. Alexander, Clerk-Treasurer

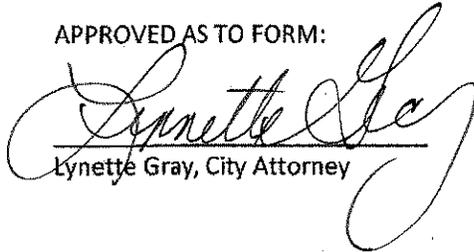
This Ordinance having been passed by the legislative body and presented to me [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 11 day of April, 2012 at 10:30 o'clock P.m.

Joe McGuinness
Joe McGuinness, Mayor

Attest:


Janet P. Alexander, Clerk-Treasurer

APPROVED AS TO FORM:


Lynette Gray, City Attorney

Prepared by:
Joanna M. Myers, Senior Planner
City of Franklin
Department of Planning & Economic Development
70 E. Monroe Street
Franklin, IN 46131