

**ORDINANCE NUMBER 2012-22
OF THE CITY OF FRANKLIN, INDIANA**

AN ORDINANCE APPROVING VACATING RIGHT-OF-WAY WITHIN THE CITY OF FRANKLIN, INDIANA
WEST OF LOT 1 OF FRANKLIN ADDITION NO. 2 BY GEORGE KING
(To be known as Franklin Addition No. 2 by George King Lot 1 Alley Vacation)

WHEREAS, Johnson County Board of Commissioners and City of Franklin Redevelopment Commission have filed before the Common Council of the City of Franklin a petition requesting that said public right-of-way as described herein be vacated for the reason that said public ways are not at this time used for any public purpose and are not foreseeably needed by the City of Franklin for any public purpose; and

WHEREAS, the subject public way is an alley 12 feet in width and runs north and south being a part of Franklin Addition No. 2 by George King of the City of Franklin, Johnson County, Indiana, described as follows:

Beginning at the Northwest corner of Lot 1 in said Franklin Addition No. 2 by George King; thence West 12 feet to the Northeast corner of Lot 49 in the Original Plat of Franklin; thence South 144 feet along the East line of said Lot 49 and Lot 50 to the Southeast corner of Lot 50 in the Original Plat of Franklin; thence east 12 feet to the Southwest corner of Lot 1 in said Franklin Addition No. 2 by George King; thence North 144 feet along the West line of said Lot 1 to the Place of Beginning.

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 17 day of Sept, 2012.

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

- 1) The public way described above is hereby, pursuant to IC 36-7-3-12, declared vacated;
- 2) A utility easement shall remain for the length and width of the vacated right-of-way with the right to construct, inspect, maintain, operate, repair, alter, relocate, enlarge, rebuild and remove one or more utility lines above or below ground, whether the facilities are above or below ground, together with all appurtenances and appliances, fixtures or equipment as may be convenient or necessary for the transmission of the utility, upon, over, under and across said strip of land together with the right of ingress and egress over the land to and from said facilities in the exercise of the rights herein granted. The Utility also reserves the right to trim or remove, at the Utility's sole discretion and expenses, any and all trees located within said strip of land, and the right to remove brush or other obstructions from said strip of land;
- 3) A copy of this Ordinance shall be transmitted to the Recorder of Johnson County, Indiana;
- 4) This Ordinance shall become effective at the time of recording;
- 5) City Staff is authorized to execute all deeds and/or easements necessary in accomplishment of the herein above.

FILED
SUBJECT TO FINAL ACCEPTANCE

SEP 21 2012

Sales Disclosure NOT Required
Johnson County Assessor


Shirley D. Giddens
AUDITOR, JOHNSON COUNTY

INTRODUCED and Filed on the 20th day of August, 2012.

PASSED on this 17 day of Sept., 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:

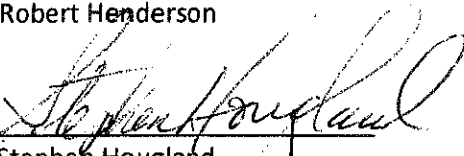

Steve Barnett, President



Joseph P. Abban


Joseph R. Ault

Absent
Kenneth Austin


Robert Henderson


Stephen Hougland


Richard Wertz

Voting Opposed:

Steve Barnett, President

Joseph P. Abban

Joseph R. Ault


Kenneth Austin

Robert Henderson

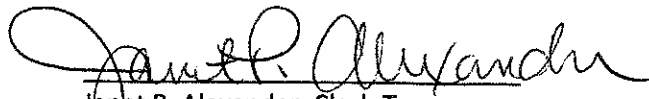
Stephen Hougland

Richard Wertz

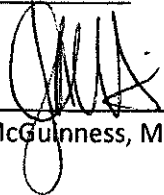
Attest:


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 17 day of Sept., 2012, at 7:10 o'clock p.m.


Janet P. Alexander, Clerk-Treasurer

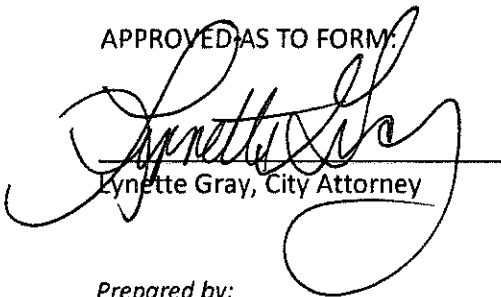
This Ordinance having been passed by the legislative body and presented to me [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 17 day of Sept., 2012 at 7:10 o'clock p.m.


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

General Form No. 98P (Rev. 2002A)

Daily Journal
2575 N Morton Street
Franklin, IN 46131
FED I.D. #36-0917579
101 250 100
100 100 100
100 100 100

LINE COUNT

Head – number of lines	8
Body – number of lines	8
Tail – number of lines	8
Total number of lines in notice	8

...on .68... lines, ... columns wide equals ...68... equivalent lines at .04231.....		
.....		
Additional charges for notices containing rule or tabular work (50 per cent of above amount)		\$ 20.46
Charge for extra proofs of publication (\$5.00 for each proof in excess of two)		\$
TOTAL AMOUNT OF CLAIM		\$ 20.46

Width of single column in picas...7p3... Size of type...7...point.
Number of insertions...1

08/29/12

..... Newspaper does not have a Web site.
X..... Newspaper has a Web site and this public notice was posted on the same day as it was published in the newspaper.
..... Newspaper has a Web site, but due to technical problem or error, public notice was posted on
..... Newspaper has a Web site but refuses to post the public notice.

Natalie C. Patrick
Title.....Legal Advertising Representative...

Date Aug 29 2012

Large advertisement for the Common Council of Franklin, Indiana, regarding a public hearing on the proposed plat for a portion of the City of Franklin. The notice includes details about the location of the property, the proposed plat, and the public hearing date and time.