

FILED

JUL 12 2023

CITY CLERK

**Special Ordinance No. 17, 2023**

AN ORDINANCE VACATING A PORTION OF A PUBLIC STREET LOCATED IN THE CITY OF TERRE HAUTE, VIGO COUNTY, INDIANA.

BE IT ORDERED by the Common Council of the City of Terre Haute, Indiana.

**SECTION 1.** Pursuant of the provisions of I.C. 36-7-3-12, it is desired and deemed necessary to vacate a portion of Franklin Street, a public street, located in the City of Terre Haute, Vigo County, Indiana, which is now laid out and existing in the City of Terre Haute, Indiana, and described as follows:

Beginning at the northeast corner of Lot 15 in Dean's 1<sup>st</sup> Sub (commonly known as 1301 S 15<sup>th</sup> Street), thence west to the northwest corner of the same lot, thence northwest approximately 66 feet to the southwest corner of Lot 29 in Goodrich Heir's Sub (commonly known as 1229 S 15<sup>th</sup> Street), thence east to the southeast corner of the same lot, thence south 60 feet to the point of beginning.

Commonly bound by 1229 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807 and 1301 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807.

**SECTION 2.** Be it further ordained that said portion of Franklin street in the City of Terre Haute, Indiana, above described, be and the same is vacated and will revert to the abutting properties, subject to the continuation of any and all existing easement rights for public utilities.

**SECTION 3.** Be it further ordained that the City Clerk be, and he is hereby directed to furnish a copy of this Ordinance to the Recorder of Vigo County, Indiana, for recording, and to the Auditor of Vigo County, Indiana.

WHEREAS, an emergency exists for the immediate taking effect of this Ordinance, the same shall be in full force and effect from and after its passage by the Common Council of Terre Haute, and its approval by the Mayor and publications as by law provided.

Presented by Council Member, Martha Crossen  
Martha Crossen

Passed in open Council this 3 day of August, 2023

Curtis DeBaun IV  
Curtis DeBaun IV, President

ATTEST: Michelle L Edwards

Michelle L. Edwards, City Clerk

Presented by me to the Mayor of the City of Terre Haute, this 4<sup>th</sup> day of August 2023.

  
Michelle L. Edwards, City Clerk

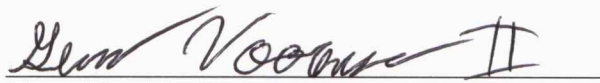
Approved by me, the Mayor of the City of Terre Haute, this 4<sup>th</sup> day of August 2023.

  
Duke A. Bennett, Mayor

ATTEST:   
Michelle L. Edwards, City Clerk

This instrument prepared by Glenn Voorhies II, 1229 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

  
Glenn Voorhies II

**PETITION FOR VACATION OF PORTION OF A PUBLIC STREET**

TO THE PRESIDENT AND MEMBERS OF THE  
COMMON COUNCIL OF THE CITY OF TERRE HAUTE, VIGO COUNTY, INDIANA

CITY OFFICIALS:

Glenn Voorhies II. of Terre Haute, Indiana is the owner of land abutting a certain Public Street which is located in Terre Haute, Indiana, and respectfully petitions and requests the legislative body of the City of Terre Haute, Indiana to vacate that portion of a Public Street described below pursuant to the various provisions of I.C. 36-7-3-12 and in support of this Petition would show to the Common Council of said City as follows:

1. Glenn Voorhies II, the petitioner, is owner of the following parcels of real estate located in Vigo County, State of Indiana:

<b><u>Real Estate Owner</u></b>	<b><u>Parcel Numbers</u></b>
Glenn Voorhies II	84-06-27-415-001.000-002
Glenn Voorhies II	84-06-27-414-011.000-002

2. That the portion of the Street to be vacated as set forth may be more particularly described as follows, to-wit:

Beginning at the northeast corner of Lot 15 in Dean's 1<sup>st</sup> Sub (commonly known as 1301 S 15<sup>th</sup> Street), thence west to the northwest corner of the same lot, thence northwest approximately 66 feet to the southwest corner of Lot 29 in Goodrich Heir's Sub (commonly known as 1229 S 15<sup>th</sup> Street), thence east to the southeast corner of the same lot, thence south 60 feet to the point of beginning.

Commonly bound by 1229 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807 and 1301 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807.

3. No landowner adjoining and abutting the Public Street to be vacated would be adversely affected by the vacation of said Public Street. Listed landowner of affected property is the owner of all property adjoining and abutting the Public Street to be vacated.
4. Petitioners propose the vacation of the Public Street in order to provide safety for tenants of parcels 84-06-27-415-001.000-002 and 84-06-27-414-011.000-002. Currently the portion of Franklin Street dead ends.
5. Vacating the Public Street will not interfere in any way with fire protection or police protection for property located within the City of Terre Haute, Indiana.
6. The name and address of the owners of land that abuts to that portion of the Public Street above proposed is to be vacated is the Petitioner herein.

WHEREAS, Petitioner respectfully requests and petitions the Common Council of the City of Terre Haute, Indiana, after hearing on this Petition in accordance with law to:

- a.) Adopt an Ordinance vacating that portion of the Public Street referred to and described above, subject to existing easement rights for public utilities:
- b.) Cause the Clerk of the City of Terre Haute to furnish copies of said Vacation Ordinance to the County Recorder of Vigo County for recording and to the County Auditor, and to thereupon cause the Recorder to release said Ordinance to the Vigo County Area Planning Department for distribution in accordance with the City's Zoning Ordinance and Subdivision Code.
- c.) For all other proper relief in the premises.

PETITIONER:

Glenn Voorhies II  
1229 South 15<sup>th</sup> Street  
Terre Haute, IN 47807

By   
Glenn Voorhies II

This instrument prepared by Glenn Voorhies II, 1229 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807

SITE PLAN



Commonly bound by 1229 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807 and 1301 South 15<sup>th</sup> Street, Terre Haute, Indiana 47807



# Receipt of Payment

The following was paid to the City of Terre Haute Controller's Office

Date 07/12/23  
Name Cleann Voorhies  
Reason Vacating an Alley

RECEIVED  
CITY OF TERRE HAUTE  
IN  
INDIANA  
JUL 12 2023

Cash \$5

Check \_\_\_\_\_ Ck # \_\_\_\_\_

Credit \_\_\_\_\_

Total \$5

Received By Armon White

FILED

JUL 18 2023

CITY CLERK

**CITY CLERK OF TERRE HAUTE  
ROOM 102 CITY HALL  
TERRE HAUTE, IN 47807  
812-232-3375**

To: **Engineering Department, City of Terre Haute**

Special Ordinance 17, 2023

July 17, 2023

In accordance with General Ordinance 7, 1990, the City Clerk's Office must poll various departments in regard to the closing of a street or alley. Please review the attached ordinance and indicate any problems you see with the proposed closing. If there are any problems, please write in the space below. Return to the City Clerk's Office by July 28, 2023.

  X   No Problems Noted

           Problems as noted below

The City will retain A Sanitary Sewer easement  
in The Center of The Vacated Portion of  
Franklin St.

Josey Daugherty  
(Signature)

Assistant City Engineer  
(Title)

Josey Daugherty  
(Printed name)

7-18-23  
(Date)





**CITY CLERK OF TERRE HAUTE  
ROOM 102 CITY HALL  
TERRE HAUTE, IN 47807  
812-232-3375**

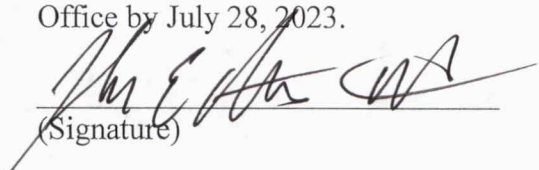
**FILED**  
**JUL 24 2023**  
**CITY CLERK**

To: **Building Inspector, City of Terre Haute**

Special Ordinance 17, 2023

July 17, 2023

The street/alley as noted on attached ordinance needs posting at least ten (10) days prior to passage of ordinance. Please indicate posting date and return to the City Clerk's Office by July 28, 2023.

  
(Signature)

JOHN E AKERS III  
(Printed name)

Building Inspector  
(Title)

7/24/23  
(Date Posted)

