

**ORDINANCE NO. 2023- 16**

**AN ORDINANCE TO VACATE PUBLIC STREET**

(Part of the unimproved portion of 7<sup>th</sup> St.)

**WHEREAS**, the Town Council of the Town of Ferdinand has been presented a Petition requesting vacation of the following described portion of a public street in the Town of Ferdinand, to-wit: part of the unimproved portion of 7<sup>th</sup> St. which is approximately 199<sup>KS</sup> from the corner of 7<sup>th</sup> St. and Missouri and consists of an area which is 24 feet wide and 55 feet long and is adjacent on all sides to property owned by WRE, Inc.; and

**WHEREAS**, public hearing, after notice thereof, was held on September 21, 2023 at 7:30 p.m.; and

**WHEREAS**, the Town Council finds said vacation would not hinder the growth or orderly development of the neighborhood or Town; would not make access to lands of other owners difficult or inconvenient; would not hinder the public's access to a church, school, public building or public place, and would not hinder the use of public ways in the neighborhood and which are contiguous to the vacated street.

**NOW THEREFORE, BE IT ORDAINED** that the Council does vacate the following described portion of a public street in the Town of Ferdinand, to-wit: Part of the unimproved portion of 7<sup>th</sup> Street between Missouri Street and the 5<sup>th</sup> St. Park (approximately 24 feet wide and 55 feet in length) which is adjacent to property owned by WRE, Inc on all sides and commences approximately 199 feet from the corner of 7<sup>th</sup> St. and Missouri, reserving, however, an easement within the vacated street for all existing public utilities, including the sanitary sewer lines and appurtenances thereto.

The Clerk-Treasurer shall, after the time for remonstrance has passed, file a copy of this Ordinance with the Dubois County Recorder for recording and to the Dubois County Auditor.

PASSED AND ADOPTED by the Town Council of the Town of Ferdinand this 21 day of SEPTEMBER, 2023.

TOWN COUNCIL OF THE  
TOWN OF FERDINAND, INDIANA

  
KENNETH J. SICARD, President

ABSTAIN  
RON WEYER, Member

  
DEBRA JOHNSON, Member

ATTEST:

  
TAMARA M. MILLER, Clerk-Treasurer

THIS INSTRUMENT WAS PREPARED BY SHARON L. BOHNENKEMPER, ATTORNEY  
AT LAW, 202 E. THIRD ST., PO BOX 230, FERDINAND, IN 47532