

23-17

SPONSOR: Mark Kalwinski,
1st District Councilman

PETITIONED BY: City of Hammond Department of Redevelopment

ORDINANCE NO. 9606

AN ORDINANCE VACATING A 3021-FOOT PORTION OF 125th STREET LYING EAST OF CALUMET AVENUE IN THE 800-1300 BLOCKS OF 125th STREET IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

WHEREAS, City of Hammond Department of Redevelopment and on behalf of the City of Hammond is the fee simple owner of the following described real estate, to wit:

Parcel Number	Site Owner	Site Address	Site City	Site State	Site ZIP
45-03-07-351-004.000-023	City of Hammond	2451 CALUMET AVE.	HAMMOND	IN	46320
45-03-07-351-006.000-023	City of Hammond	2200-24 ATCHISON AVE.	HAMMOND	IN	46320
45-03-07-451-001.000-023	City of Hammond	2500 NEW YORK AVE.	HAMMOND	IN	46320
45-03-18-100-001.000-023	City of Hammond	2501-27 CALUMET AVE.	HAMMOND	IN	46320
45-03-07-351-005.000-023	City of Hammond Redevelopment Commission	EAST OF 2451 CALUMET AVE.	HAMMOND	IN	46320
45-03-07-376-001.000-023	City of Hammond Redevelopment Commission	2451 CALUMET AVE. ADJ.	HAMMOND	IN	46320
45-03-18-100-007.000-023	City of Hammond Redevelopment Commission	1001 129th ST.	HAMMOND	IN	46320

WHEREAS, a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street, which is more particularly described as follows:

A parcel of land in the South Half of the South Half of Section 7 and the North Half of the North Half of Section 18, all in Township 37 North, Range 9 West of the Second Principal Meridian, being part of Robertsdale Industrial Park to the City of Hammond, recorded in Plat Book 54, Page 35, recorded March 5, 1982, being more particularly described as follows: Commencing at the Southwest corner of said Section 7 (Northwest corner of said Section 18); thence North 00°08'31" East, along the West line of said Section 7, a distance of 30.01 feet; thence North 88°45'30" East, a distance of 40.00 feet, to the intersection of the North right-of-way line of 125th Street with the East right-of-way line of U.S. 41 (Calumet Avenue), said point being the Point of Beginning; thence North 88°45'30" East, along said North right-of-way line, a distance of 3020.25 feet, to the Southwest corner of Block 7 in said Robertsdale Industrial Park; thence South 01°14'30" East, along the West line of said Block 7, extended South, a distance of 60.00 feet, to the South right-of-way line of said 125th Street; thence South 88°45'30" West, along said South right-of-way line, a distance of 3021.70 feet, to the 40 foot East right-of-way line of said Calumet Avenue, extended South; thence North 00°08'31" East, along said line extended South, a distance of 60.02 feet, to the Point of Beginning. Containing 4.16 acres, more or less.

WHEREAS, City of Hammond Department of Redevelopment has filed a Petition for Vacation of a Street with the Common Council of the City of Hammond, Lake County, Indiana, requesting vacation of a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street.

WHEREAS, the Common Council of the City of Hammond, Lake County, Indiana upon investigation and Public Hearing in accordance with applicable law, finds and determines that the proposed vacation will not hinder the growth or orderly development of the City of Hammond, Lake County, Indiana, or the neighborhood in which it is located or to which it is contiguous; and

WHEREAS, the vacation will not make access to the lands of any persons by means of public way difficult to inconvenient; and

WHEREAS, the vacation would not hinder the public's access to a church, school, or other public building or place; and

WHEREAS, the vacation will not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA, THAT it is desired and deemed necessary to vacate a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street located in the City of Hammond, Lake County, Indiana, and more particularly described as follows:

A parcel of land in the South Half of the South Half of Section 7 and the North Half of the North Half of Section 18, all in Township 37 North, Range 9 West of the Second Principal Meridian, being part of Robertsdale Industrial Park to the City of Hammond, recorded in Plat Book 54, Page 35, recorded March 5, 1982, being more particularly described as follows: Commencing at the Southwest corner of said Section 7 (Northwest corner of said Section 18); thence North 00°08'31" East, along the West line of said Section 7, a distance of 30.01 feet; thence North 88°45'30" East, a distance

of 40.00 feet, to the intersection of the North right-of-way line of 125th Street with the East right-of-way line of U.S. 41 (Calumet Avenue), said point being the Point of Beginning; thence North 88°45'30" East, along said North right-of-way line, a distance of 3020.25 feet, to the Southwest corner of Block 7 in said Robertsdale Industrial Park; thence South 01°14'30" East, along the West line of said Block 7, extended South, a distance of 60.00 feet, to the South right-of-way line of said 125th Street; thence South 88°45'30" West, along said South right-of-way line, a distance of 3021.70 feet, to the 40 foot East right-of-way line of said Calumet Avenue, extended South; thence North 00°08'31" East, along said line extended South, a distance of 60.02 feet, to the Point of Beginning. Containing 4.16 acres, more or less.

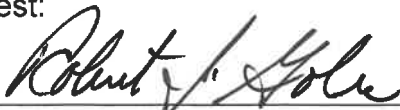
and, therefore, the aforementioned 3021-foot portion of 125th Street is hereby vacated, subject to easements, if any, for existing water, sewer, gas, telecommunications, and utilities in place, and adjoining lots are extended by operation of law to include the proportionate part of 125th Street hereby vacated.

BE IT FURTHER ORDAINED that the Ordinance herein shall have full force and effect from and after Public Hearing hereon, passage and approval by the Common Council of the City of Hammond, Lake County, Indiana, signed by the President thereof, and the approval and signing by the Mayor. The Clerk shall furnish a copy of this Ordinance to the County Recorder for recording and to the County Auditor.




Scott Rakos, President

Attest:



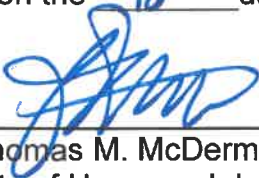
Robert J. Golec, City Clerk

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor of said City, for his approval on the 16th of August, 2023.



Robert J. Golec, City Clerk

The foregoing Ordinance No. 9606, consisting of four (4) pages, including this page was, Approved by the Mayor on the 16th day of August 2023.



Thomas M. McDermott, Jr., Mayor
City of Hammond, Indiana

PASSED by the Common Council on the 14th day of August, 2023 and Approved by the Mayor on the 16th day of August, 2023.



Robert J. Golec, City Clerk

STATE OF INDIANA
CITY OF HAMMOND, LAKE COUNTY, INDIANA

IN THE MATTER OF THE PETITION OF THE CITY OF)
HAMMOND DEPARTMENT OF REDEVELOPMENT AND)
FOR VACATION OF A 3021 FOOT PORTION OF 125TH)
STREET IN THE 800-1300 BLOCKS OF 125TH STREET)

PETITION FOR VACATION OF A 3021 FOOT PORTION OF 125TH STREET IN THE 800-1300 BLOCKS OF 125TH STREET

TO THE HONORABLE MEMBERS OF THE COMMON COUNCIL OF THE CITY OF
HAMMOND, LAKE COUNTY, INDIANA:

Come now Petitioner, City of Hammond Department of Redevelopment, by their attorneys, Westland and Bennet, PC, and file with the Common Council of the City of Hammond, Lake County, Indiana this Petition for Vacation of a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street, in support thereof, show and state as follows:

1. That Petitioner, City of Hammond Department of Redevelopment, is a duly organized municipal corporation properly authorized to do business in the State of Indiana. Petitioner is represented in this proceeding by Westland and Bennet, PC. Petitioner represents that it is the fee simple owner of certain real estate located within the City of Hammond, Lake County, Indiana, more particularly described as follows:

Parcel Number	Site Owner	Site Address	Site City	Site State	Site ZIP
45-03-07-351-004.000-023	City of Hammond	2451 CALUMET AVE.	HAMMOND	IN	46320
45-03-07-351-006.000-023	City of Hammond	2200-24 ATCHISON AVE.	HAMMOND	IN	46320
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45-03-07-376-001.000-023	City of Hammond Redevelopment Commission	2451 CALUMET AVE. ADJ.	HAMMOND	IN	46320
45-03-18-100-007.000-023	City of Hammond Redevelopment Commission	1001 129th ST.	HAMMOND	IN	46320

2. That Petitioner requests the vacation of a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street, which portion is more particularly described as follows:

A parcel of land in the South Half of the South Half of Section 7 and the North Half of the North Half of Section 18, all in Township 37 North, Range 9 West of the Second Principal Meridian, being part of Robertsdale Industrial Park to the City of Hammond, recorded in Plat Book 54, Page 35, recorded March 5, 1982, being more particularly described as follows: Commencing at the Southwest corner of said Section 7 (Northwest corner of said Section 18); thence North 00°08'31" East, along the West line of said Section 7, a distance of 30.01 feet; thence North 88°45'30" East, a distance of 40.00 feet, to the intersection of the North right-of-way line of 125th Street with the East right-of-way line of U.S. 41 (Calumet Avenue), said point being the Point of Beginning; thence North 88°45'30" East, along said North right-of-way line, a distance of 3020.25 feet, to the Southwest corner of Block 7 in said Robertsdale Industrial Park; thence South 01°14'30" East, along the West line of said Block 7, extended South, a distance of 60.00 feet, to the South right-of-way line of said 125th Street; thence South 88°45'30" West, along said South right-of-way line, a distance of 3021.70 feet, to the 40 foot East right-of-way line of said Calumet Avenue, extended South; thence North 00°08'31" East, along said line extended South, a distance of 60.02 feet, to the Point of Beginning. Containing 4.16 acres, more or less.

3. That Petitioners respectfully request vacation of a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street in order to provide a consolidated development in the future, in conformance with all current and applicable laws and requirements, in the City of Hammond, Lake County, Indiana.

4. That the sole owners of the property adjacent to the proposed site of vacation have been provided with proper notice of this Petition and are as follows:

City of Hammond Department of Redevelopment
5925 Calumet Avenue, Room 315
Hammond, IN 46320-2554

City of Hammond
5925 Calumet Avenue
Hammond, IN 46320

WHEREFORE, the Petitioner, City of Hammond Department of Redevelopment, by and through their attorneys, Westland and Bennet, PC, respectfully request the Common Council of the City of Hammond, Lake County, Indiana, after due notice and Public Hearing in accordance with the law, to enact an Ordinance pursuant to its authority under Indiana Code § 36-7-3-12, as amended from time to time, vacating a 3021-foot portion of 125th Street lying east of Calumet Avenue in the 800-1300 blocks of 125th Street:

A parcel of land in the South Half of the South Half of Section 7 and the North Half of the North Half of Section 18, all in Township 37 North, Range 9 West of the Second Principal Meridian, being part of Robertsdale Industrial Park to the City of Hammond, recorded in Plat Book 54, Page 35, recorded March 5, 1982, being more particularly described as follows: Commencing at the Southwest corner of said Section 7 (Northwest corner of said Section 18); thence North 00°08'31" East, along the West line of said Section 7, a distance of 30.01 feet; thence North 88°45'30" East, a distance of 40.00 feet, to the intersection of the North right-of-way line of 125th Street with the East right-of-way line of U.S. 41 (Calumet Avenue), said point being the Point of Beginning; thence North 88°45'30" East, along said North right-of-way line, a distance of 3020.25 feet, to the Southwest corner of Block 7 in said Robertsdale Industrial Park; thence South 01°14'30" East, along the West line of said Block 7, extended South, a distance of 60.00 feet, to the South right-of-way line of said 125th Street; thence South 88°45'30" West, along said South right-of-way line, a distance of 3021.70 feet, to the 40 foot East right-of-way line of said Calumet Avenue, extended South; thence North 00°08'31" East, along said line extended South, a distance of 60.02 feet, to the Point of Beginning. Containing 4.16 acres, more or less.

Respectfully submitted,

Anne Anderson
City of Hammond Department of Redevelopment
5925 Calumet Avenue, Hammond, IN 46320
219-853-6508 Ext. 8



Dean D. Button, PE
City Engineer

CITY OF HAMMOND

7/10/2023
Board of Public Works and Safety
Request for Vacation of Right of Way

The Engineering Department was asked to contact the utilities on a portion of right of way of 125th St from Calumet Ave. (US 41) to approximately 3020 Feet East of Calumet Ave. (US 41).

Location (Exhibit attached)
125th St. starting 40 feet east of Calumet Ave. (US41) going East 3020.25 feet.

Engineering received confirmation from all utilities excluding Nipsco Gas and Electric

The Utilities have no objections to the Vacation of 125th St. with the exception of Nipsco's response.

ACKNOWLEDGED

JUL 13 2023

BOARD OF PUBLIC
WORKS & SAFETY
HAMMOND, INDIANA

City of Hammond
Engineering Department
5925 Calumet Avenue
Hammond, Indiana 46320

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