

SPONSOR: Councilman Mark Kalwinski
1st District Councilman
PETITIONED BY: Hammond Port Authority

ORDINANCE NO. 9284

AN ORDINANCE VACATING AN EIGHTY (80) FOOT PORTION OF SHEFFIELD AVENUE LYING BETWEEN 2704 SHEFFIELD AVENUE AND 2340 SHEFFIELD AVENUE IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

WHEREAS, *Hammond Port Authority and on behalf of the Hammond Parks Department* is the fee simple owner of the following described real estate, to wit:

PIN	Owner Name	Site Address	Site City	Site State	Site Zip
45-02-12-400-007.000-023	Hammond Port Authority	2450 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-12-400-008.000-023	Hammond Port Authority of Hammond, Indiana	2410 CALUMET AVE	HAMMOND	IN	46394
45-02-13-200-017.000-023	Hammond Port Authority	5820 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-020.000-023	Hammond Port Authority	2620 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-023.000-023	Hammond Port Authority	2650 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-024.000-023	Hammond Port Authority	2700 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-025.000-023	Hammond Port Authority	2704 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-026.000-023	Hammond Port Authority	2720 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-031.000-023	Hammond Port Authority (ja)	2600 CALUMET AVE	HAMMOND	IN	46394
45-02-13-200-032.000-023	Hammond Port Authority	2640 CALUMET AVE	HAMMOND	IN	46320
45-02-13-200-021.000-023	City of Hammond by and through its Redevelopment Commission	2622 SHEFFIELD AVE	HAMMOND	IN	46320
45-02-13-200-022.000-023	City of Hammond by and through its Redevelopment Commission	2644 SHEFFIELD AVE	HAMMOND	IN	46320

WHEREAS, An Eighty (80) foot portion of Sheffield Avenue lies between the addresses of 2704-2340 Sheffield Avenue (and being also between Calumet Avenue and a point 300 feet north of 129th Street), which Eighty (80) foot portion is more particularly described as follows:

PART OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 37 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE NORTH 87 DEGREES 54 MINUTES 59 SECONDS WEST ALONG THE NORTH LINE OF SAID SECTION 13, 298.33 FEET TO THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE AND THE POINT OF BEGINNING; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST, ALONG SAID EAST RIGHT OF WAY LINE, 1360.03 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE NORTH 88 DEGREES 11 MINUTES 50 SECONDS WEST ALONG SAID SOUTH LINE, 82.12 FEET TO THE WEST RIGHT OF WAY LINE

AN ORDINANCE VACATING AN EIGHTY (80) FOOT PORTION OF SHEFFIELD AVENUE LYING BETWEEN 2704 SHEFFIELD AVENUE AND 2340 SHEFFIELD AVENUE IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

OF SHEFFIELD AVENUE; THENCE NORTH 14 DEGREES 50 MINUTES 10 SECONDS EAST ALONG SAID WEST RIGHT OF WAY LINE, 2731.06 FEET TO THE WEST RIGHT OF WAY LINE OF CALUMET AVENUE; THENCE SOUTH 00 DEGREES 27 MINUTES 51 SECONDS WEST ALONG SAID WEST RIGHT OF WAY LINE, 719.60 FEET; THENCE NORTH 88 DEGREES 00 MINUTES 07 SECONDS WEST ALONG THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE, 72.68 FEET; THENCE SOUTH 25 DEGREES 24 MINUTES 25 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 147.33 FEET; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 202.87 FEET TO THE POINT OF BEGINNING, CONTAINING 5.21 ACRES, MORE OR LESS.

WHEREAS, Hammond Port Authority 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 Eighty (80) foot portion of Sheffield Avenue at addresses of 2704-2340 Sheffield Avenue; and

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.

AN ORDINANCE VACATING AN EIGHTY (80) FOOT PORTION OF SHEFFIELD AVENUE LYING BETWEEN 2704 SHEFFIELD AVENUE AND 2340 SHEFFIELD AVENUE IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

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 Eight (80) foot portion of Sheffield Avenue located at 2704-2340 Sheffield Avenue in the City of Hammond, and more particularly described as follows:

PART OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 37 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE NORTH 87 DEGREES 54 MINUTES 59 SECONDS WEST ALONG THE NORTH LINE OF SAID SECTION 13, 298.33 FEET TO THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE AND THE POINT OF BEGINNING; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST, ALONG SAID EAST RIGHT OF WAY LINE, 1360.03 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE NORTH 88 DEGREES 11 MINUTES 50 SECONDS WEST ALONG SAID SOUTH LINE, 82.12 FEET TO THE WEST RIGHT OF WAY LINE OF SHEFFIELD AVENUE; THENCE NORTH 14 DEGREES 50 MINUTES 10 SECONDS EAST ALONG SAID WEST RIGHT OF WAY LINE, 2731.06 FEET TO THE WEST RIGHT OF WAY LINE OF CALUMET AVENUE; THENCE SOUTH 00 DEGREES 27 MINUTES 51 SECONDS WEST ALONG SAID WEST RIGHT OF WAY LINE, 719.60 FEET; THENCE NORTH 88 DEGREES 00 MINUTES 07 SECONDS WEST ALONG THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE, 72.68 FEET; THENCE SOUTH 25 DEGREES 24 MINUTES 25 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 147.33 FEET; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 202.87 FEET TO THE POINT OF BEGINNING, CONTAINING 5.21 ACRES, MORE OR LESS.

and, therefore, the aforementioned Eighty (80) foot portion of Sheffield Avenue 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 Sheffield Avenue 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.

AN ORDINANCE VACATING AN EIGHTY (80) FOOT PORTION OF SHEFFIELD AVENUE LYING BETWEEN 2704 SHEFFIELD AVENUE AND 2340 SHEFFIELD AVENUE IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

Michael Opinker, President /s/

Attest:

Robert J. Golec, City Clerk /s/

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor of said City, for his approval on the 24th of February, 2015.

Robert J. Golec, City Clerk /s/

The foregoing Ordinance No. 9284, consisting of four (4) pages, including this page was approved by the Mayor on the 25th day of February, 2015.

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

PASSED by the Common Council on the 23rd day of February, 2015 and approved by the Mayor on the 25th day of February, 2015.

Robert J. Golec, City Clerk /s/

STATE OF INDIANA
CITY OF HAMMOND, LAKE COUNTY, INDIANA

IN THE MATTER OF THE PETITION)
OF HAMMOND PORT AUTHORITY)
FOR VACATION OF SHEFFIELD AVENUE)

PETITION FOR VACATION OF A STREET

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

Come now Petitioner, Hammond Port Authority by their attorneys, and file with the Common Council of the City of Hammond, Lake County, Indiana this Petition for Vacation of a portion of Sheffield Avenue, and in support thereof, show and state as follows:

1. That Petitioners, Hammond Port Authority and the Hammond Parks Department, represented by the Hammond Port Authority by resolution, organized as a body corporate and politic and is a governmental entity in the case of the Hammond Port Authority pursuant to I.C. 8-10-5 et seq. and an executive department of the City of Hammond and a governmental entity in the case of the Hammond Parks Department. Petitioners are represented in this proceeding by Smith-Sersic and SEH of Indiana. Petitioners represent 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:

PIN	OwnerName	SiteAddress	SiteCity	SiteState	SiteZip
45-02-12-400-007.000-023	Hammond Port Authority	2450 SHEFFIELD AVE	HAMMOND	IN	46320
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2. That Petitioner request the vacation of an Eighty (80) foot portion of Sheffield Avenue located between 2704 Sheffield Avenue and 2340 Sheffield Avenue, which portion of Sheffield Avenue is more particularly described as follows:

PART OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 37 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 13; THENCE NORTH 87 DEGREES 54 MINUTES 59 SECONDS WEST ALONG THE NORTH LINE OF SAID SECTION 13, 298.33 FEET TO THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE AND THE POINT OF BEGINNING; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST, ALONG SAID EAST RIGHT OF WAY LINE, 1360.03 FEET TO THE SOUTH LINE OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE NORTH 88 DEGREES 11 MINUTES 50 SECONDS WEST ALONG SAID SOUTH LINE, 82.12 FEET TO THE WEST RIGHT OF WAY LINE OF SHEFFIELD AVENUE; THENCE NORTH 14 DEGREES 50 MINUTES 10 SECONDS EAST ALONG SAID WEST RIGHT OF WAY LINE, 2731.06 FEET TO THE WEST RIGHT OF WAY LINE OF CALUMET AVENUE; THENCE SOUTH 00 DEGREES 27 MINUTES 51 SECONDS WEST ALONG SAID WEST RIGHT OF WAY LINE, 719.60 FEET; THENCE NORTH 88 DEGREES 00 MINUTES 07 SECONDS WEST ALONG THE EAST RIGHT OF WAY LINE OF SHEFFIELD AVENUE, 72.68 FEET; THENCE SOUTH 25 DEGREES 24 MINUTES 25 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 147.33 FEET; THENCE SOUTH 14 DEGREES 50 MINUTES 10 SECONDS WEST ALONG SAID EAST RIGHT OF WAY LINE, 202.87 FEET TO THE POINT OF BEGINNING, CONTAINING 5.21 ACRES, MORE OR LESS.

3. That Petitioners respectfully request vacation of a portion of Sheffield Avenue in order to plat new right of way for the re-design of Sheffield Avenue, 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 property notice of this Petition and are as follows:

Hammond Port Authority, Mr. Milan A. Kruszynski, Director, 701 Casino Center Drive, Hammond, IN 46320

Hammond Parks Department, Mr. Patrick Moore, Sr., Administrator, 5825 Sohl Avenue, Hammond, IN 46320

WHEREFORE, the Petitioner, Hammond Port Authority by and through their attorneys, 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 the following Eighty (80) foot portion of Sheffield Avenue:

PART OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 37 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
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Respectfully submitted,

Kevin C. Smith, Esq.
Smith Sersic
9301 Calumet Avenue
Munster, IN 46321

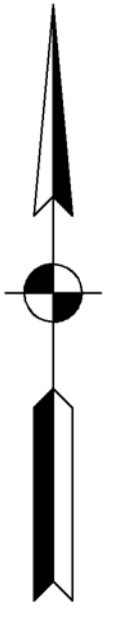
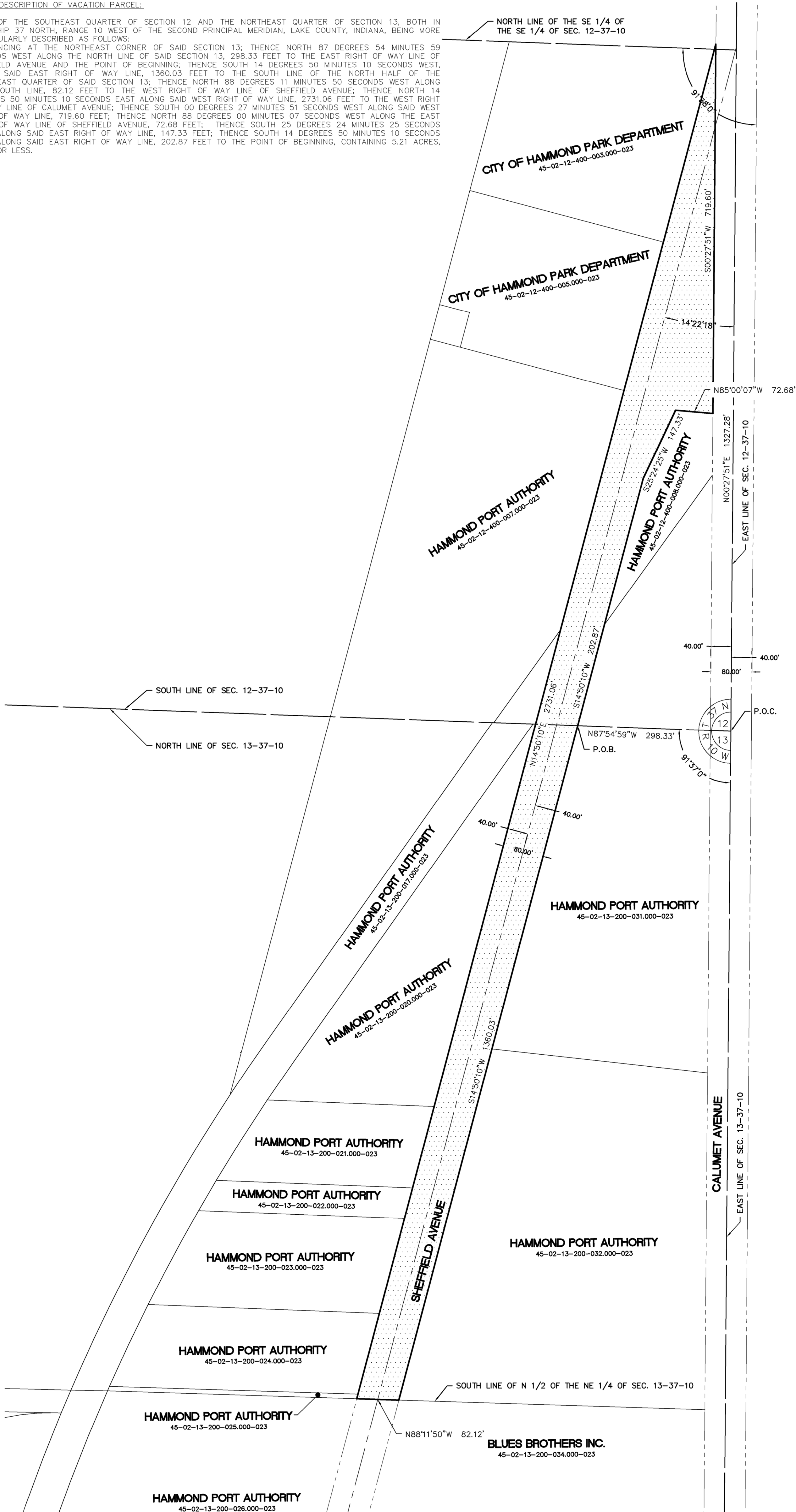
Hammond Port Authority
701 Casino Drive, Hammond IN 46320
(219) 659-7678

PLAT OF VACATION



LEGAL DESCRIPTION OF VACATION PARCEL:

PART OF THE SOUTHEAST QUARTER OF SECTION 12 AND THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 37 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
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SEH FILE NO.	HAMPA
PROJECT NO.	127813
ISSUE DATE	08/26/14
DRAWN BY:	RPO
DESIGNED BY:	---
CHECKED BY:	JLS



SEH OF INDIANA, LLC
 9200 CALUMET AVENUE, SUITE N300
 MUNSTER, INDIANA 46321
 PHONE: (219) 513-2500

CITY OF HAMMOND, INDIANA
 VACATION OF SHEFFIELD AVENUE RIGHT OF WAY
 PLAT OF VACATION

SHEET
1