

**ORDINANCE NO. 2020-4**

*Synopsis: This Ordinance, if adopted, would vacate a portion of a certain right-of-way located within the Town of Markle, Indiana.*

**AN ORDINANCE FOR THE VACATION OF A PORTION OF A CERTAIN RIGHT-OF-WAY ALL LOCATED WITHIN THE TOWN OF MARKLE, INDIANA**

WHEREAS, Karen A. and Stephen D. Jeffers did file a Petition to Vacate a certain right-of-way, all of which is located within the Town of Markle, Indiana and more particularly described as follows:

The western 30 feet of the western right-of-way of County Line Road adjacent to Lot # 92 of Original Plat of Markle, Indiana (315 E. Morse Street), running between E. Morse and Draper Streets.

WHEREAS, appropriate notice has been published, and a public hearing has been held within thirty (30) days after the filing of that Petition, all in the manner provided by law; and

WHEREAS, no remonstrance to the proposed vacation has been filed or raised, and the matter is now properly before the Town Council for action, all pursuant to applicable law.

NOW, THEREFORE, THIS COUNCIL FINDS that the vacation of that portion of the right-of-way will not be a detriment to the health, safety, and general welfare of the citizens of the Town of Markle, Indiana, and that such vacation:

- (1) would not hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous;
- (2) would not make access to the lands by means of public way difficult or inconvenient;
- (3) would not hinder the public's access to a church, school, or other public building or place; and
- (4) would not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

BE IT FURTHER ORDAINED that the platted easement, as described above, is hereby vacated.

BE IT FINALLY ORDAINED that the Clerk-Treasurer is directed to furnish a copy of this Ordinance to the County Recorder and the County Auditor for recording as provided by applicable law, which shall be conclusive evidence of the vacation of that platted easement as described in this Ordinance.



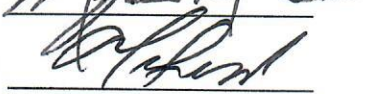
*[Signature Block Next Page]*

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Upon Council's unanimous consent to consider Ordinance 2020-~~4~~<sup>4</sup> for final adoption on the same day of its introduction, Ordinance 2020-~~4~~<sup>4</sup> was duly adopted this 17<sup>th</sup> day of June 2020, by a vote of 7 in favor and 0 in opposition.

**MARKLE, INDIANA by its TOWN COUNCIL**

Voting in Favor:

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_

Aaron McClary  
(President)

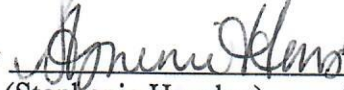
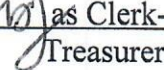
Matthew Doss

Nicolas Lund

Voting in Opposition:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ATTEST:

By  as Clerk-  
(Stephenie Hensley)  Treasurer