

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO. 1186

AN ORDINANCE VACATING BLANKET UTILITY EASEMENTS, DRAINAGE EASEMENTS, AND ACCESS EASEMENTS LOCATED ON LOTS 294 THROUGH 311 IN MONASTERY WOODS, PHASE 2, AN ADDITION TO THE TOWN OF CEDAR LAKE, AS RECORDED IN PLAT BOOK 100 PAGE 72 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA, AND ALL MATTERS RELATED THERTO

WHEREAS, on the 23rd day of September, 2013, Monastery Woods Development, LLC, as Owner of real property located in the Town of Cedar Lake, Lake County, Indiana, legally described in Exhibit "A" attached hereto, petitioned the Town Council of the Town of Cedar Lake, Lake County, Indiana, to vacate those certain blanket utility easements, drainage easements, and access easements located on lots 294 through 311 in Monastery Woods, Phase 2, an addition to the Town of Cedar Lake, as recorded in plat book 100 page 72 in the Office of the Recorder of Lake County, Indiana, legally described in exhibit "A" attached hereto; and

WHEREAS, a Public Hearing was held on said Petition, after due notice was provided pursuant to the statutory requirements of Indiana Code 36-7-3-12, as amended from time to time; and

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana, considered the presentation and petition, as well remonstrances made by interested Parties to the vacation of said easement as described herein; and

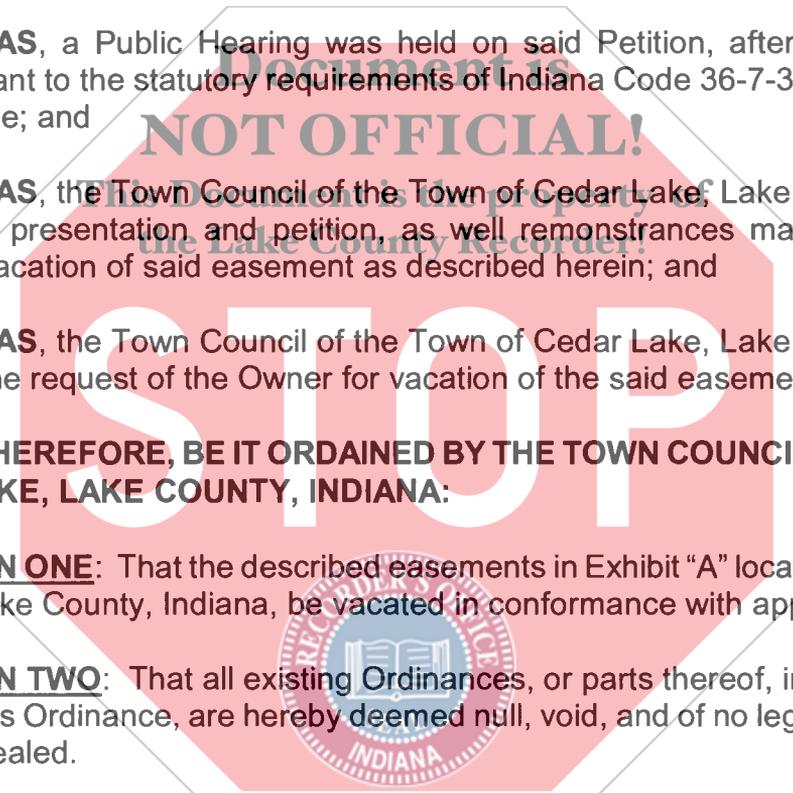
WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana, has reviewed the request of the Owner for vacation of the said easements.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA:

SECTION ONE: That the described easements in Exhibit "A" located in the Town of Cedar Lake, Lake County, Indiana, be vacated in conformance with applicable law.

SECTION TWO: That all existing Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

SECTION THREE: If any section, clause, provision, or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this Ordinance.



2013 DEC 16 11:33 AM

STATE OF INDIANA
LAKE COUNTY
OFFICE FOR RECORDER
2013 DEC 16 11:33 AM
HILDA G. HOLLOWAY
RECORDER

FILED
DEC 16 2013
PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

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SECTION FOUR: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, in conformance with applicable law.

ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN OF COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, THIS 3RD DAY OF DECEMBER, 2013.

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, TOWN COUNCIL

[Handwritten Signature]

President

Vice-President

[Handwritten Signature: Patsy Casassa]

[Handwritten Signature: Margaret Wondolff]

[Handwritten Signature]

[Handwritten Signature]

[Handwritten Signature]

ATTEST:

[Handwritten Signature: Amy J. Gross]
Amy J. Gross, IAMC, CMC,
Clerk-Treasurer

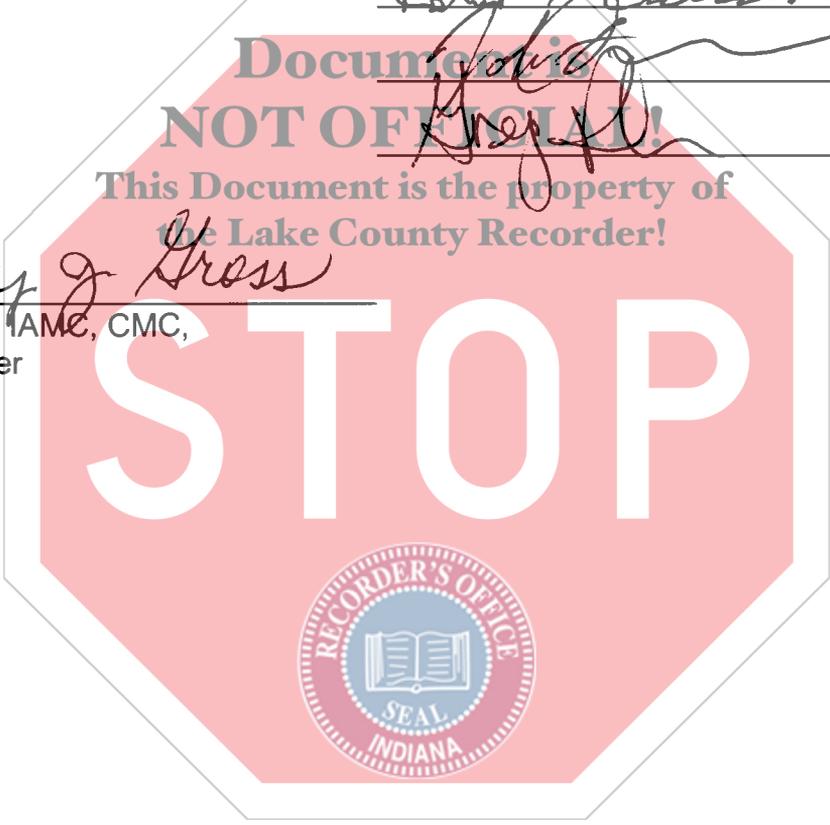


EXHIBIT A

Blanket utility easements, drainage easements and access easements with the exceptions described in the following two sentences: blanket utility easements (and access easements for Lots 294-311). The limits of said exceptions were delineated as a line coincident with the exterior face of the as-constructed foundation walls, and appurtenant porches and decks, of all buildings. Typical of all exception to blanket utility easements unless otherwise noted, over Lots 294 through 311 in Monastery Woods, Phase 2, an addition to the Town of Cedar Lake, as recorded in Plat Book 100 page 72 in the Office of the Recorder of Lake County, Indiana.

