

ORDINANCE NO. 28-2018

**AN ORDINANCE VACATING PUBLIC WAYS
IN THE TOWN OF PLAINFIELD, HENDRICKS COUNTY, INDIANA**

WHEREAS, The Town of Plainfield, Hendricks County, Indiana (the "Town"), has provided notice, pursuant to Indiana Code § 36-7-3-12 (c) and § 5-3-1 et seq. that it desires to vacate certain public ways generally located at the north end of Liberty Trail and Schoolmaster Drive in the Williamsburg in the Woods subdivision and more particularly described on Exhibits "A" and "B" that is attached hereto and incorporated herein (collectively, "Vacation Area").

WHEREAS, a public hearing on this matter has been held consistent with and pursuant to Indiana Code § 36-7-3-12;

WHEREAS, the public good is served by the requested vacation because the vacation will (a) improve the public safety of the residents of Williamsburg in the Woods; (b) support the need by the Town to be able to properly exercise its rights and responsibilities regarding the proper development of neighborhoods; (c) enable the Town to properly exercise its rights and responsibilities regarding the control of traffic; and (d) reserve the property values in the Town.

NOW, THEREFORE, BE IT ORDAINED, that the Town Council of the Town of Plainfield, Hendricks County, Indiana acting pursuant to the authority granted to it by Indiana Code § 36-7-3-12 as follows:

1. The Town Council hereby finds and determines the following:
 - (a) Vacation of the proposed Vacation Area will not hinder the growth or orderly development of the unit or neighborhood in which the Vacation Area is located or to which the Vacation Area is contiguous;
 - (b) Vacating the proposed Vacation Area does not make access to the lands of any person by means of public way difficult or convenient.
 - (c) Vacating the proposed Vacation Area does not hinder the public's access to a church, school or other public building or place; and
 - (d) Vacation will not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.
2. The Vacation Area, consisting public ways located within Plainfield's Municipal boundaries, is hereby vacated.
3. This Ordinance shall be in full force and effect upon adoption by the Town Council of the Town of Plainfield, Indiana.

ALL OF WHICH IS ORDAINED by the Town Council of the Town of Plainfield, Indiana this 13th day of AUGUST, 2018.

TOWN COUNCIL, TOWN OF PLAINFIELD
HENDRICKS COUNTY, INDIANA

Robin G. Brandgard
Robin G. Brandgard, President

Bill Kirchoff
Bill Kirchoff, Vice President

Kent McPhail
Kent McPhail

Lance K. Angle
Lance K. Angle

Dan Bridget
Dan Bridget

Attested by:

Mark J. Todisco
Mark J. Todisco, Clerk-Treasurer
Town of Plainfield

LEGAL DESCRIPTIONS
Williamsburg in the Woods North
Right of Way Vacations

That portion of Liberty Trail, a 50-foot public right of way in Williamsburg in the Woods North, Section 3, as per plat thereof recorded as Instrument Number 199324123 in Plat Cabinet 2, slide 96, pages 1 & 2, in the Office of the Recorder of Hendricks County, Indiana, described as follows:

BEGINNING at the northeast corner of said Liberty Trail, also being the northwest corner of Lot 39; thence South 00 degrees 14 minutes 36 seconds East along the east right of way line 19.00 feet; thence South 89 degrees 23 minutes 38 seconds West 50.00 feet to the west right of way line; thence North 00 degrees 14 minutes 36 seconds West along said west right of way line 19.00 feet to the north line of said plat and the northeast corner of Lot 40; thence North 89 degrees 23 minutes 38 seconds East along said north line 50.00 feet to the POINT OF BEGINNING, containing 950 square feet, more or less.

That portion of Schoolmaster Drive, a public right of way in Williamsburg in the Woods North, Section 4, as per plat thereof recorded as Instrument Number 199313910 in Plat Cabinet 2, slide 62, pages 1 & 2, in the Office of the Recorder of Hendricks County, Indiana, described as follows:

BEGINNING at the northeast corner of said Schoolmaster Drive, also being the northwest corner of Lot 55; thence South 00 degrees 09 minutes 23 seconds West along the east right of way line 22.93 feet; thence North 89 degrees 50 minutes 37 seconds West 14.63 feet to the beginning of a curve to the left having a radius of 47.44 feet and a central angle of 139 degrees 12 minutes 09 seconds, the radius point of which bears South 51 degrees 08 minutes 34 seconds West, said point being 1.00 foot northeasterly of a concrete sidewalk; thence westerly and southerly concentric with said sidewalk and along the arc of said curve 115.26 feet to a point on the easterly extension of the north line of Lot 56; thence South 89 degrees 23 minutes 38 seconds West 1.09 feet to the northeast corner of Lot 56 and the west right of way line, said point being the beginning of a curve to the right having a radius of 50.00 feet and a central angle of 89 degrees 59 minutes 02 seconds, the radius point of which bears North 89 degrees 23 minutes 38 seconds East; thence northeasterly along the arc of said curve 78.54 feet to the north line of said plat; thence North 89 degrees 23 minutes 38 seconds East along said north line 50.68 feet to the POINT OF BEGINNING, containing 935 square feet, more or less.

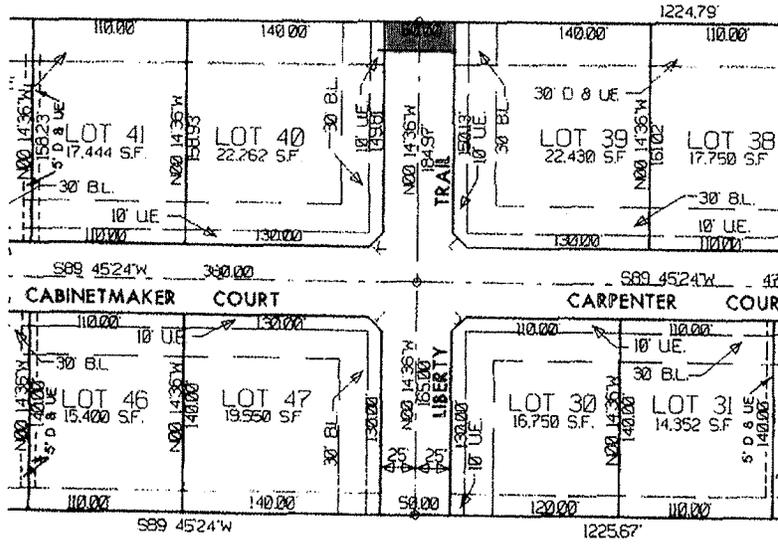
The 50-foot right of way in Williamsburg in the Woods North, Section 4, as per plat thereof recorded as Instrument Number 199313910 in Plat Cabinet 2, slide 62, pages 1 & 2, in the Office of the Recorder of Hendricks County, Indiana, lying west of the north terminus of Schoolmaster Drive, being further described as follows:

BEGINNING at the northwest corner of said plat; thence North 89 degrees 23 minutes 38 seconds East along the north line thereof 175.78 feet to the west right of way line of Schoolmaster Drive and the beginning of a curve to the left having a radius of 50.00 feet and a central angle of 89 degrees 59 minutes 02 seconds, the radius point of which bears South 00 degrees 37 minutes 20 seconds East; thence southwesterly along said right of way line and the arc of said curve 78.54 feet to the northeast corner of Lot 56; thence South 89 degrees 23 minutes 38 seconds West along the north line thereof 126.53 feet to the west line of said plat; thence North 00 degrees 14 minutes 37 seconds East along said west line 50.01 feet to the POINT OF BEGINNING, containing 6,845 square feet, more or less.

EXHIBIT "A"

SECTION 3

SECTION 3



WILLIAMSBURG IN THE WOODS NORTH
SECTION 2



EXHIBIT "B-2"