

**COMMON COUNCIL OF THE CITY OF AUSTIN, INDIANA**

**ORDINANCE NO. 2021- 17**

**AN ORDINANCE VACATING A PORTION OF  
BROADWAY STREET IN AUSTIN, INDIANA**

**BE IT HEREBY ORDAINED BY THE CITY COUNCIL FOR THE CITY OF  
AUSTIN, INDIANA:**

1. The City of Austin (F/K/A is the Town of Austin) (“Petitioner”) is the owner of property known as the Austin Community Park located at Broadway Street in Austin, Indiana.
2. There is an unused and never opened portion of Broadway Street in the middle of the property of Petitioner that dead ends within the property of Petitioner.
3. The unused and unopened street is a part of the Austin Community Park and legally described as:

Commencing at the southeast corner of section 25, township 4 north, range 6 east and running thence west with the section line 626.5 feet to the TRUE POINT OF BEGINNING of this description, thence north 25 feet, thence west 693.5 feet, thence south 50 feet, thence east 693.5 feet, thence north 25 feet to the true point of beginning, being 25 feet on each side of the section line.

4. A plat of the area showing the location of the platted street that is the subject of this petition is marked Exhibit “A”, attached hereto, and incorporated herein.
5. The Petitioner owns all the property on both sides of that part of the street and has requested that the street be vacated.
6. Since the street is not being used, and will not be used in the future, as a public street, the vacation of the street will not affect the City of Austin.

7. Upon vacation of the street within the property boundaries of Petitioner, the vacated area will be owned by the Petitioner and shall no longer be considered a public street.
8. This Ordinance shall be in full force and effect from and after its passage and recording according to law.

Passed and adopted this 9<sup>th</sup> day of November, 2021.

Common Council City of Austin, Indiana

Roger Hawkins  
Roger Hawkins, Presiding Officer

Attest:

Chris Fugate  
Chris Fugate, Clerk-Treasurer

Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, on November 9, 2021 at 7:56 p.m.

Chris Fugate  
Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), on November 9, 2021 at 7:56 p.m.

Roger Hawkins  
Roger Hawkins, Mayor

Attest:

Chris Fugate  
Chris Fugate, Clerk-Treasurer

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. /s/ Joshua Stigdon

PREPARED BY: Joshua Stigdon, #29501-72  
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