

MONTGOMERY COUNTY BOARD OF COMMISSIONERS

ORDINANCE 2024-12

**AN ORDINANCE GRANTING THE VACATION OF A CERTAIN ALLEY
AND NORTH JACKSON STREET
IN THE UNINCORPORATED TOWN OF PARKERSBURG**

WHEREAS, on March 8, 2024, the Board of Commissioners received a request from Dwayne Scott, Jr. to vacate an unimproved alley which lies south of 11420 U.S. 231 South (Parcel #54-15-32-200-008.000-020) and north of 11464 U.S. 231 South (Parcel #54,15-32-200-019.000-020) from the alley's western terminus at U.S. 231 South to the alley's eastern terminus at North Jackson Street and to vacate North Jackson Street (unimproved) from the street's southern terminus at County Road 1150 South to its northern terminus which is at the same line as the northern property lines of parcels #54-15-32-200-008.000-020 and #54-15-32-200-012.000-020, all in the unincorporated Town of Parkersburg in Montgomery County;

AND WHEREAS, the County Auditor mailed notice of these petitions and public hearing to all persons owning real estate which is adjacent to the alley and street proposed to be vacated;

AND WHEREAS, the County Auditor also caused notice of a public hearing to be published in accordance with Indiana law;

AND WHEREAS, the Board conducted a public hearing on the petition on May 13, 2024, and no property owners appeared to object to the vacations of the alley and street as requested:

AND WHEREAS, having considered the petition and evidence heard at the public hearing, the Board of Commissioners now finds as follows:

1. Dwayne Scott, Jr. has an interest in the alley and North Jackson Street in the unincorporated Town of Parkersburg in Montgomery County, which are proposed to be vacated;
2. Vacation of these public ways will not:
 - a. hinder the growth and orderly development in the area;
 - b. make access to the lands of the area difficult or inconvenient;
 - c. hinder the public's access to a church, school, or other public building; or
 - d. hinder the use of the road by a neighborhood in which it is located or contiguous;

3. All persons required by law have been notified of these proceedings, and, no objections of adjacent owners have been filed;

4. The Board finds that it is in the best interests of the citizens of Montgomery County that the vacations should be granted;

IT IS, THEREFORE, ORDAINED that the unimproved alley, located in the unincorporated Town of Parkersburg in Montgomery County, which lies south of 11420 U.S. 231 South (Parcel #54-15-32-200-008.000-020) and north of 11464 U.S. 231 South (Parcel #54,15-32-200-019.000-020), is hereby vacated from its western terminus at U.S. 231 South to the alley's eastern terminus at North Jackson Street.

IT IS FURTHER ORDAINED that the portion of North Jackson Street (unimproved) in the unincorporated Town of Parkersburg in Montgomery County, from its southern terminus at County Road 1150 South to its northern terminus, which is at the same line as the northern property lines of parcels #54-15-32-200-008.000-020 and #54-15-32-200-012.000-020, is hereby vacated.


IT IS FURTHER ORDAINED that this ordinance is effective upon adoption.

IT IS FURTHER ORDAINED that the Auditor shall enter this ordinance on her records for purposes of taxation and deliver the ordinance to the County Recorder for recording.

Adopted: June 10, 2024 Montgomery County Board of Commissioners




John Frey, President



James D. Fulwider, Vice President

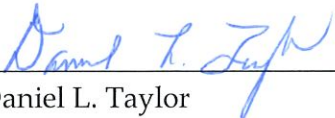


Dan Guard, Member

Attest: 

Mindy Byers, Auditor

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.



Daniel L. Taylor

This instrument prepared by Daniel L. Taylor, Indiana Supreme Court #11337-54, Taylor, Minnette, Schneider & Clutter, P.C., 105 North Washington Street, Crawfordsville, Indiana 47933. Telephone 765-361-9680.