

SOLELY FOR PURPOSE OF RECORDING NOT
TO TRANSFER TITLE OF OWNERSHIP

JUN 12 2025

Jason S. Soper
AUDITOR DEKALB COUNTY

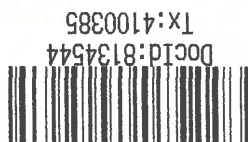
ORDINANCE NO. 2025-03
AN ORDINANCE VACATING RIGHT-OF-WAY
IN THE CITY OF AUBURN, INDIANA

SUMMARY

In accordance with the provisions set forth in Indiana Code §36-7-3-12, this ordinance shall vacate a portion of the platted Ley Drive right-of-way located south of Rohm Drive.

<u>X</u>	Recorder's Office	<u>X</u>	Publish Public Hearing
<u> </u>	Auditor's Office	<u> </u>	
<u> </u>	Clerk's Office	<u> </u>	Publish O/R after Adoption
<u> </u>	Other	<u> </u>	
<u>X</u>	Building Department		
<u>X</u>	Engineering Department		
<u> </u>	DeKalb County Plan Commission		
<u>X</u>	Internet Code Site – Council Ordinances		

202502876
06/12/2025 10:52:39 AM
RECORDER OF DEKALB CO, IN
LETA HULLINGER
RECORDED AS PRESENTED
FEE AMOUNT: 25.00



ORDINANCE NO. 2025-03
AN ORDINANCE VACATING RIGHT-OF-WAY
IN THE CITY OF AUBURN, INDIANA

WHEREAS, a petition to vacate certain public right-of-way has been filed by OMD Holdings, LLC; and

WHEREAS, the City of Auburn desires to vacate certain right-of-way more particularly described as follows:

Part of Speed Subdivision in the Northeast Quarter of Section 36, Township 34 North, Range 12 East of the Second Principal Meridian, Keyser Township in DeKalb County, Indiana, and being more particularly described as follows:

BEGINNING at the Westerly most corner of Lot 2 in Duesenberg Centre as shown in Document Number 20804314 in the Office of the Recorder of DeKalb County, Indiana, on the Southeast right-of-way of Ley Drive, being the point of curvature of a non-tangent curve, concave to the North, having a radius of 60.00 feet (Plat); thence Southwesterly along said curve and right-of-way a distance of 282.74 feet (Plat) having a central angle of 270 degrees 00 minutes 00 seconds and a chord of 84.85 feet (Plat) bearing South 66 degrees 25 minutes 44 seconds West (Plat bearing and basis of bearings to follow) to the point of tangency of said curve and right-of-way; thence North 21 degrees 25 minutes 44 seconds East, a distance of 250.55 feet along the Northwest right-of-way of said Ley Drive; thence South 68 degrees 34 minutes 20 seconds East, a distance of 60.00 feet to said Southeast right-of-way, being the Northwest line of said Lot 2; thence South 21 degrees 25 minutes 44 seconds West, a distance of 190.55 feet (Plat) along said Northwest line to the Point of Beginning. Containing 0.540 acres, more or less. Subject to easements of record.

WHEREAS, said portion of right-of-way is unimproved regarding pavement and utility infrastructure; and

WHEREAS, a Public Hearing was held on April 1, 2025 at 6:00 PM by the City of Auburn Common Council in the Norman E. Yoder Council Chambers regarding the petition for the right-of-way vacation request; and

WHEREAS, the City of Auburn 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 right-of-way; and

WHEREAS, a second reading of the Ordinance will be held on April 1, 2025, and

WHEREAS, due consideration and opportunity has been given for public notice and comment.

IT IS NOW THEREFORE ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA THAT:

Section 1.

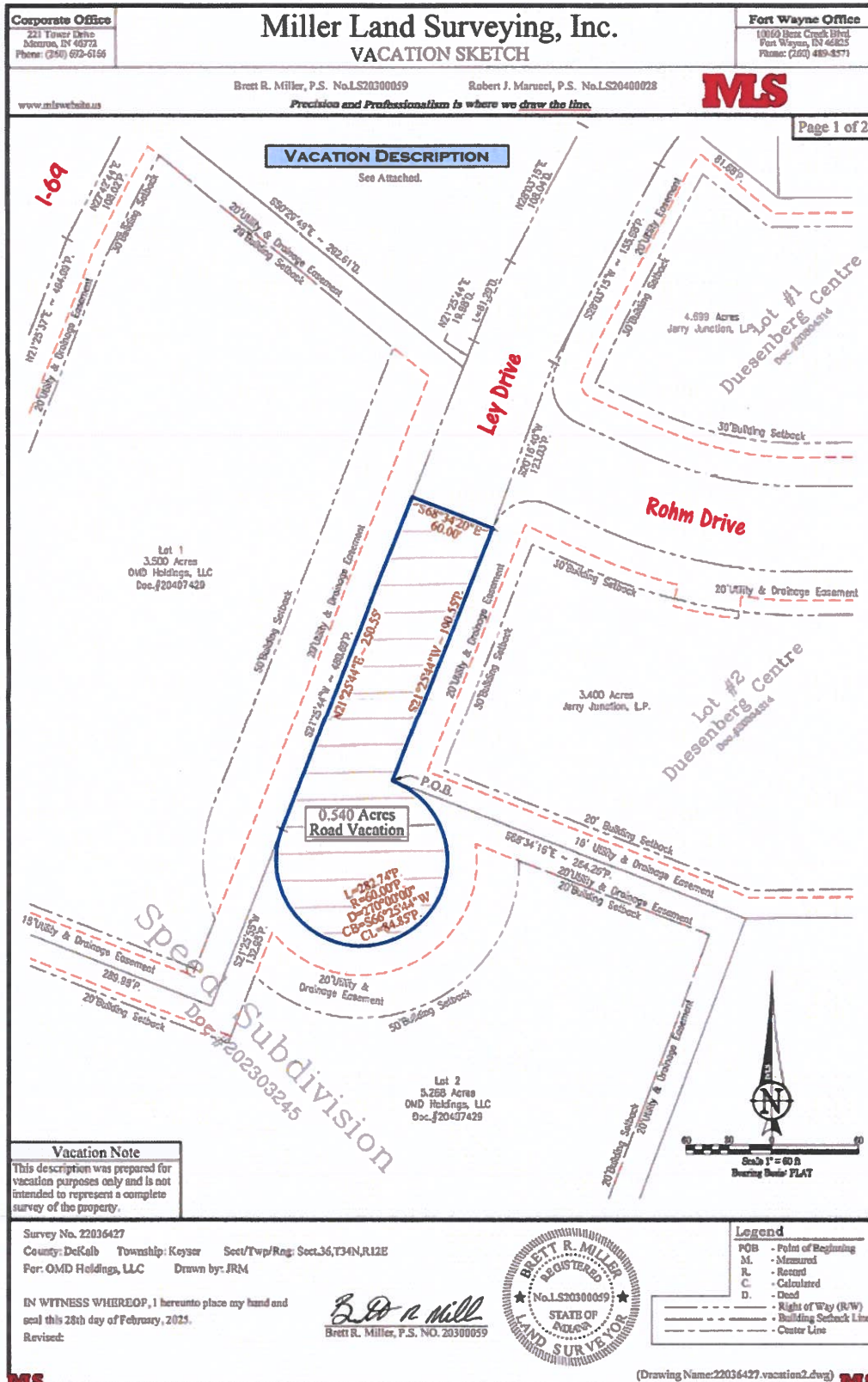
The right-of-way to be vacated is illustrated in Exhibit A, consisting of one (1) page, which is attached hereto and made a part hereof further setting forth the area being vacated.

Section 2.

Once this document is executed and recorded, the entire vacated right-of-way shall be conveyed to OMD Holdings, LLC, the owner of the parent tract of land from which this right-of-way was established by subdivision plat as recorded in Document #202303245 on 07/10/2023.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect after its passage by the Common Council and after the occurrence of all other actions required by law.

Exhibit A



PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this 1st day of April, 2025.


James Finchum, Council Member

ATTEST:


Lorrie K. Pontius, Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this 1st day of April, 2025.


LORRIE K. PONTIUS, Clerk-Treasurer

APPROVED AND SIGNED by me this 1st day of April, 2025.


DAVID E. CLARK, JR, Mayor

VOTING:

AYE

NAY

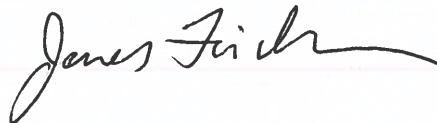
Natalie DeWitt, President



Rod Williams



James Finchum



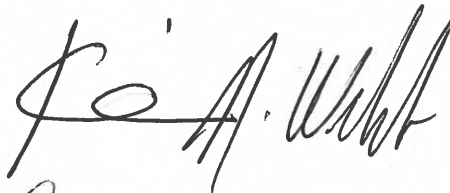
Dan Braun



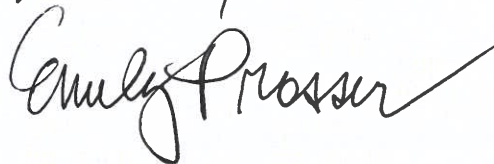
David Bundy



Kevin Webb



Emily Prosser



Prepared by Lorrie K Pontius, City of Auburn Clerk-Treasurer

I affirm, under the penalties of perjury,
that I have taken reasonable care to
redact each social security number in
this document, unless required by law.

Lorrie K Pontius