

22-24

SPONSOR: Councilman Torres

PETITIONED BY: City of Hammond, Indiana

ORDINANCE NO 9555

AN ORDINANCE VACATING A 52 FOOT PORTION OF RIMBACH STREET LYING BETWEEN HOHMAN AVENUE TO THE EAST AND EXTENDING APPROXIMATELY 226.50 FEET WEST THE CITY OF HAMMOND, LAKE COUNTY, INDIANA.

WHEREAS, City of Hammond Department of Redevelopment is the fee simple owner of the following described real estate, to wit:

Lot 1 Hohman Park Addition to the City of Hammond as per plat thereof, recorded in Plat Book 105, Page 36 in the Office of the Recorder, Lake County, Indiana

Commonly known as 139 Rimbach Street (portion), Hammond, Indiana

And

Lot 2 Hohman Park Addition to the City of Hammond, as per plat thereof, recorded in Plat Book 105, Page 36 in the Office of the Recorder, Lake County, Indiana

Commonly known as 5210 Hohman Avenue, Hammond, Indiana;

WHEREAS, a 52-foot portion of Rimbach Street lies between the lots of

- 1) Lots 1 and 2 Hohman Park Addition to the City of Hammond, as per plat thereof, recorded in Plat Book 105 Page 36 in the Office of the Recorder, Lake County, Indiana;

And

- 2) Outlot A Rimbach and Sibley Addition to the City of Hammond, as per plat thereof, recorded in Plat Book 104, Page 35 in the Office of the Recorder, Lake County, Indiana; and,

which 52-foot portion is more particularly described as follows:

A part of Rimbach Street in Rimbach and Sibley Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 104, Page 35; and a part of said Rimbach Street in Hohman Park Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 105, page 36, all in the Office of the Recorder of Lake County, Indiana, and being more particularly described as follows:

Commencing at the southeast corner of Lot 3 in Rimbach's First Addition to the Town (now City) of Hammond, Indiana, the plat of which is recorded in Plat Book 1, page 84 in said Office of the Recorder; thence North 64 degrees 07 minutes 20 seconds West 108.94 feet along the southwestern line of said lot to a point on the northwestern line of Outlot "A" in said Rimbach and Sibley Addition and the point of beginning of this description: thence North 64 degrees 07 minutes 20 seconds West 117.56 feet along said southwestern line and along the prolongation of the southwestern line of said Lot 3 to the southwest corner of Lot 1 in said Hohman Park Addition; thence along the south line of said Lot 1 Easterly 104.79 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of North 88 degrees 52 minutes 55 seconds East and a length of 103.52 feet; thence along said south line and along the southern line of Lot 2 in said Hohman Park Addition Northeasterly 97.75 feet along an arc to the right having a radius of 246.00 feet and subtended by a long chord having a bearing of North 84 degrees 47 minutes 28 seconds East and a length of 97.11 feet; thence along said southern line Northeasterly 19.61 feet along an arc to the left having a radius of 45.00 feet and subtended by a long chord having a bearing of North 83 degrees 41 minutes 29 seconds East and a length of 19.45 feet; thence North 26 degrees 05 minutes 02 seconds West 1.67 feet along a southeastern line of said Lot 2; thence along a southeastern line of said Lot 2 Northeasterly 33.75 feet along an arc to the left having a radius of 50.00 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 54 seconds East and a length of 33.11 feet; thence South 25 degrees 21 minutes 30 seconds West 103.81 feet along the prolongation of the southeastern line of said Lot 2 to the northeastern line of said Outlot "A", said southeastern line also being the northwestern boundary of Hohman Avenue extended; thence along said northeastern line Northwesterly 26.90 feet along an arc to the left having a radius of 20.00 feet and subtended by a long chord having a bearing of North 50 degrees 02 minutes 59 seconds West and a length of 24.92 feet; thence along the northern line of said Outlot Southwesterly 60.96 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of South 82 degrees 24 minutes 35 seconds West and a length of 60.71 feet; thence along the northwestern line of said Outlot Southwesterly 13.06 feet along an arc to the right having a radius of 350.00 feet and subtended by a long chord having a bearing of South 74 degrees 27 minutes 43 seconds West and a length of 13.06 feet to the point of beginning, and containing 0.193 acres, more or less.

WHEREAS, the City of Hammond, Indiana has filed a Petition for Vacation of a Street with the Common Council of the City of Hammond, Lake County, Indiana, requesting vacation of a 52-foot portion of Rimbach Street; and

WHEREAS, the Common Council of the City of Hammond, Lake County, Indiana upon investigation and Public Hearing in accordance with applicable law, finds and determines that the proposed vacation will not hinder the growth or orderly development

of the City of Hammond, Lake County, Indiana, or the neighborhood in which it is located or to which it is contiguous; and

WHEREAS, the vacation will not make access to the lands of any persons by means of public way difficult to inconvenient; and

WHEREAS, the vacation would not hinder the public's access to a church, school, or other public building or place; and

WHEREAS, the vacation will not hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF HAMMOND, LAKE COUNTY, INDIANA, THAT it is desired and deemed necessary to vacate an approximate 200-foot-long portion of Rimbach Street located in the 100 block of Rimbach Street in the City of Hammond, and more particularly described as follows:

A part of Rimbach Street in Rimbach and Sibley Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 104, Page 35; and a part of said Rimbach Street in Hohman Park Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 105, page 36, all in the Office of the Recorder of Lake County, Indiana, and being more particularly described as follows:

Commencing at the southeast corner of Lot 3 in Rimbach's First Addition to the Town (now City) of Hammond, Indiana, the plat of which is recorded in Plat Book 1, page 84 in said Office of the Recorder; thence North 64 degrees 07 minutes 20 seconds West 108.94 feet along the southwestern line of said lot to a point on the northwestern line of Outlot "A" in said Rimbach and Sibley Addition and the point of beginning of this description: thence North 64 degrees 07 minutes 20 seconds West 117.56 feet along said southwestern line and along the prolongation of the southwestern line of said Lot 3 to the southwest corner of Lot 1 in said Hohman Park Addition; thence along the south line of said Lot 1 Easterly 104.79 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of North 88 degrees 52 minutes 55 seconds East and a length of 103.52 feet; thence along said south line and along the southern line of Lot 2 in said Hohman Park Addition Northeasterly 97.75 feet along an arc to the right having a radius of 246.00 feet and subtended by a long chord having a

bearing of North 84 degrees 47 minutes 28 seconds East and a length of 97.11 feet; thence along said southern line Northeasterly 19.61 feet along an arc to the left having a radius of 45.00 feet and subtended by a long chord having a bearing of North 83 degrees 41 minutes 29 seconds East and a length of 19.45 feet; thence North 26 degrees 05 minutes 02 seconds West 1.67 feet along a southeastern line of said Lot 2; thence along a southeastern line of said Lot 2 Northeasterly 33.75 feet along an arc to the left having a radius of 50.00 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 54 seconds East and a length of 33.11 feet; thence South 25 degrees 21 minutes 30 seconds West 103.81 feet along the prolongation of the southeastern line of said Lot 2 to the northeastern line of said Outlot "A", said southeastern line also being the northwestern boundary of Hohman Avenue extended; thence along said northeastern line Northwesterly 26.90 feet along an arc to the left having a radius of 20.00 feet and subtended by a long chord having a bearing of North 50 degrees 02 minutes 59 seconds West and a length of 24.92 feet; thence along the northern line of said Outlot Southwesterly 60.96 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of South 82 degrees 24 minutes 35 seconds West and a length of 60.71 feet; thence along the northwestern line of said Outlot Southwesterly 13.06 feet along an arc to the right having a radius of 350.00 feet and subtended by a long chord having a bearing of South 74 degrees 27 minutes 43 seconds West and a length of 13.06 feet to the point of beginning, and containing 0.193 acres, more or less.

and, therefore, the aforementioned 52-foot portion of Rimbach Street is hereby vacated, subject to easements, if any, for existing water, sewer, gas, telecommunications, and utilities in place and adjoining lot are extended by operation of law to include the proportionate part of Rimbach Street hereby vacated.

BE IT FURTHER ORDAINED that the Ordinance herein shall have full force and effect from and after Public Hearing hereon, passage and approval by the Common Council of the City of Hammond, Lake County, Indiana, signed by the President thereof, and the approval and signing by the Mayor. The Clerk shall furnish a copy of this Ordinance to the County Recorder for recording and to the County Auditor.



Dave Woerpel, President

Attest:




Robert J. Golec, City Clerk

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor of said City, for his approval on the 12th of July, 2022.



Robert J. Golec, City Clerk

The foregoing Ordinance No. 9555, consisting of _____ (5) pages, including this page was Approved by the Mayor on the 13th day of July, 2022.

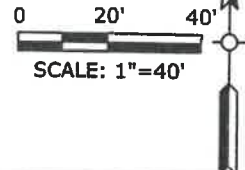
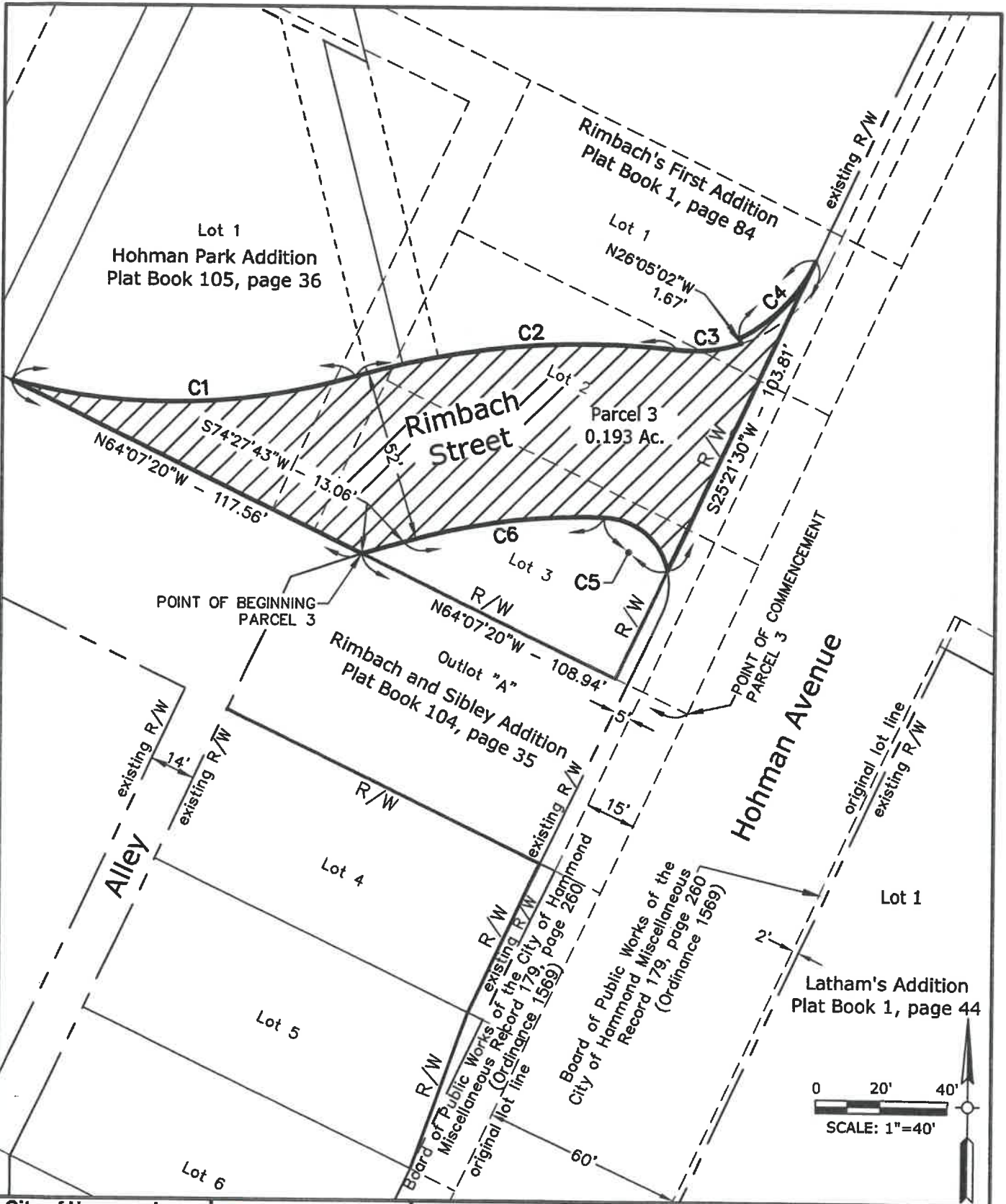


Thomas M. McDermott, Jr., Mayor
City of Hammond, Indiana

PASSED by the Common Council on the 11th day of July, 2022 and Approved by the Mayor on the 13th day of July, 2022.



Robert J. Golec, City Clerk



PLOT DATE: 5/17/2022 1:48 PM
 PLOT SCALE: 1"=40'
 EDITED BY: BVAULETON
 DRAWING FILE: C:\2019\11\2022\Drawings\Survey\BVAULETON\BVAULETON.dwg
 DRAWN BY: BVAULETON
 CHECKED BY: JLS
 DATE: 5/17/2022
 JOB NO.: 2019.01359

**City of Hammond,
Indiana**



**AMERICAN
STRUCTUREPOINT
INC.**

8025 River Road, Suite 200 | Indianapolis, Indiana 46240
 TEL 317.547.5580 | FAX 317.543.0270
 www.structurepoint.com

**Hohman Avenue
Part of Rimbach Street,
Rimbach and Sibley Addition &
Hohman Park Addition**

Scale:	1" = 40'
Drawn By:	MAP
Checked By:	JLS
Date:	5/17/2022
Job No.:	2019.01359

**SHEET
1 of 2**

Parcel 3- Portion of Rimbach Street to be Vacated

A part of Rimbach Street in Rimbach and Sibley Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 104, Page 35; and a part of said Rimbach Street in Hohman Park Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 105, page 36, all in the Office of the Recorder of Lake County, Indiana, and being more particularly described as follows:

Commencing at the southeast corner of Lot 3 in Rimbach's First Addition to the Town (now City) of Hammond, Indiana, the plat of which is recorded in Plat Book 1, page 84 in said Office of the Recorder; thence North 64 degrees 07 minutes 20 seconds West 108.94 feet along the southwestern line of said lot to a point on the northwestern line of Outlot "A" in said Rimbach and Sibley Addition and the point of beginning of this description: thence North 64 degrees 07 minutes 20 seconds West 117.56 feet along said southwestern line and along the prolongation of the southwestern line of said Lot 3 to the southwest corner of Lot 1 in said Hohman Park Addition; thence along the south line of said Lot 1 Easterly 104.79 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of North 88 degrees 52 minutes 55 seconds East and a length of 103.52 feet; thence along said south line and along the southern line of Lot 2 in said Hohman Park Addition Northeasterly 97.75 feet along an arc to the right having a radius of 246.00 feet and subtended by a long chord having a bearing of North 84 degrees 47 minutes 28 seconds East and a length of 97.11 feet; thence along said southern line Northeasterly 19.61 feet along an arc to the left having a radius of 45.00 feet and subtended by a long chord having a bearing of North 83 degrees 41 minutes 29 seconds East and a length of 19.45 feet; thence North 26 degrees 05 minutes 02 seconds West 1.67 feet along a southeastern line of said Lot 2; thence along a southeastern line of said Lot 2 Northeasterly 33.75 feet along an arc to the left having a radius of 50.00 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 54 seconds East and a length of 33.11 feet; thence South 25 degrees 21 minutes 30 seconds West 103.81 feet along the prolongation of the southeastern line of said Lot 2 to the northeastern line of said Outlot "A", said southeastern line also being the northwestern boundary of Hohman Avenue extended; thence along said northeastern line Northwesterly 26.90 feet along an arc to the left having a radius of 20.00 feet and subtended by a long chord having a bearing of North 50 degrees 02 minutes 59 seconds West and a length of 24.92 feet; thence along the northern line of said Outlot Southwesterly 60.96 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of South 82 degrees 24 minutes 35 seconds West and a length of 60.71 feet; thence along the northwestern line of said Outlot Southwesterly 13.06 feet along an arc to the right having a radius of 350.00 feet and subtended by a long chord having a bearing of South 74 degrees 27 minutes 43 seconds West and a length of 13.06 feet to the point of beginning, and containing 0.193 acres, more or less.

Curve Table				
Curve #	Length	Radius	Chord Bearing	Chord Length
C1	104.79'	194.00'	N88° 52' 55"E	103.52'
C2	97.75'	246.00'	N84° 47' 28"E	97.11'
C3	19.61'	45.00'	N83° 41' 29"E	19.45'
C4	33.75'	50.00'	N44° 41' 42"E	33.11'
C5	26.90'	20.00'	N50° 02' 59"W	24.92'
C6	60.96'	194.00'	S82° 24' 35"W	60.71'

PLOT DATE: 5/17/2022 1:40 PM
 EDIT DATE: 5/17/2022
 DRAWING FILE: P:\01\001\5580 - Demolition\Structures\Map\Erchard\01\001\5580.dwg
 ENTERED BY: JSTABLETON

**City of Hammond,
Indiana**



**Hohman Avenue
Part of Rimbach Street,
Rimbach and Sibley Addition
& Hohman Park**

Scale:	1" = 40'
Drawn By:	MAP
Checked By:	JLS
Date:	5/17/2022
Job No.:	2019.01359

**SHEET
2 of 2**

STATE OF INDIANA
CITY OF HAMMOND, LAKE COUNTY, INDIANA

IN THE MATTER OF THE PETITION)
OF THE CITY OF HAMMOND)
FOR VACATION OF A PORTION OF THE)
100 BLOCK OF RIMBACH STREET)

PETITION FOR VACATION OF A STREET

TO THE HONORABLE MEMBERS OF THE COMMON COUNCIL OF THE CITY OF
HAMMOND, LAKE COUNTY, INDIANA:

Come now Petitioner, City of Hammond, Indiana by their attorneys, and file with
the Common Council of the City of Hammond, Lake County, Indiana this Petition for
Vacation of a Street, and in support thereof, show and state as follows:

1. That Petitioner, City of Hammond, Indiana is a duly organized municipality in
the State of Indiana. Petitioner is represented in this proceeding by Kevin C. Smith,
Smith-Sersic, Attorneys at Law. Petitioner represents that it is the fee simple owner of
certain real estate located within the City of Hammond, Lake County, Indiana, more
particularly described as follows:

Outlot A Rimbach and Sibley Addition to the City of Hammond, as per plat thereof,
recorded in Plat Book 104, Page 35, in the Office of the Recorded, Lake County,
Indiana
Commonly known as 5230 Hohman Avenue, Hammond, Indiana 46320;

2. That Petitioner requests the vacation of a 52-foot portion of Rimbach Street
located between Hohman Avenue to the east to a point approximately 226.50 feet west
of Hohman Avenue, which portion of Rimbach Street is more particularly described as
follows:

A part of Rimbach Street in Rimbach and Sibley Addition to the City of Hammond,
Indiana, the plat of which is recorded in Plat Book 104, Page 35; and a part of said

Rimbach Street in Hohman Park Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 105, page 36, all in the Office of the Recorder of Lake County, Indiana, and being more particularly described as follows:

Commencing at the southeast corner of Lot 3 in Rimbach's First Addition to the Town (now City) of Hammond, Indiana, the plat of which is recorded in Plat Book 1, page 84 in said Office of the Recorder; thence North 64 degrees 07 minutes 20 seconds West 108.94 feet along the southwestern line of said lot to a point on the northwestern line of Outlot "A" in said Rimbach and Sibley Addition and the point of beginning of this description: thence North 64 degrees 07 minutes 20 seconds West 117.56 feet along said southwestern line and along the prolongation of the southwestern line of said Lot 3 to the southwest corner of Lot 1 in said Hohman Park Addition; thence along the south line of said Lot 1 Easterly 104.79 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of North 88 degrees 52 minutes 55 seconds East and a length of 103.52 feet; thence along said south line and along the southern line of Lot 2 in said Hohman Park Addition Northeasterly 97.75 feet along an arc to the right having a radius of 246.00 feet and subtended by a long chord having a bearing of North 84 degrees 47 minutes 28 seconds East and a length of 97.11 feet; thence along said southern line Northeasterly 19.61 feet along an arc to the left having a radius of 45.00 feet and subtended by a long chord having a bearing of North 83 degrees 41 minutes 29 seconds East and a length of 19.45 feet; thence North 26 degrees 05 minutes 02 seconds West 1.67 feet along a southeastern line of said Lot 2; thence along a southeastern line of said Lot 2 Northeasterly 33.75 feet along an arc to the left having a radius of 50.00 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 54 seconds East and a length of 33.11 feet; thence South 25 degrees 21 minutes 30 seconds West 103.81 feet along the prolongation of the southeastern line of said Lot 2 to the northeastern line of said Outlot "A", said southeastern line also being the northwestern boundary of Hohman Avenue extended; thence along said northeastern line Northwesterly 26.90 feet along an arc to the left having a radius of 20.00 feet and subtended by a long chord having a bearing of North 50 degrees 02 minutes 59 seconds West and a length of 24.92 feet; thence along the northern line of said Outlot Southwesterly 60.96 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of South 82 degrees 24 minutes 35 seconds West and a length of 60.71 feet; thence along the northwestern line of said Outlot Southwesterly 13.06 feet along an arc to the right having a radius of 350.00 feet and subtended by a long chord having a bearing of South 74 degrees 27 minutes 43 seconds West and a length of 13.06 feet to the point of beginning, and containing 0.193 acres, more or less.

3. That Petitioners respectfully request vacation of a portion of Rimbach Street in order continue with the Downtown Hammond Master Plan by straightening Rimbach Street to its intersection with Hohman Avenue, in conformance with all current and applicable laws and requirements, in the City of Hammond, Lake County, Indiana.

4. That the sole owners of the property adjacent to the proposed site of vacation have been provided with property notice of this Petition and are as follows:

City of Hammond Department of Redevelopment
5925 Calumet Avenue, Rm 315
Hammond, Indiana 46320

City of Hammond Board of Public Works and Safety
5925 Calumet Avenue
Hammond, Indiana, 46320

WHEREFORE, the Petitioner, the City of Hammond, Indiana by and through their attorneys, Kevin C. Smith, Smith-Sersic, Attorneys at Law, respectfully request the Common Council of the City of Hammond, Lake County, Indiana after due notice and Public Hearing in accordance with the law, to enact an Ordinance pursuant to its authority under Indiana Code § 36-7-3-12, as amended from time to time, vacating the following 52-foot portion of Rimbach Street:

A part of Rimbach Street in Rimbach and Sibley Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 104, Page 35; and a part of said Rimbach Street in Hohman Park Addition to the City of Hammond, Indiana, the plat of which is recorded in Plat Book 105, page 36, all in the Office of the Recorder of Lake County, Indiana, and being more particularly described as follows:

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radius of 45.00 feet and subtended by a long chord having a bearing of North 83 degrees 41 minutes 29 seconds East and a length of 19.45 feet; thence North 26 degrees 05 minutes 02 seconds West 1.67 feet along a southeastern line of said Lot 2; thence along a southeastern line of said Lot 2 Northeasterly 33.75 feet along an arc to the left having a radius of 50.00 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 54 seconds East and a length of 33.11 feet; thence South 25 degrees 21 minutes 30 seconds West 103.81 feet along the prolongation of the southeastern line of said Lot 2 to the northeastern line of said Outlot "A", said southeastern line also being the northwestern boundary of Hohman Avenue extended; thence along said northeastern line Northwesterly 26.90 feet along an arc to the left having a radius of 20.00 feet and subtended by a long chord having a bearing of North 50 degrees 02 minutes 59 seconds West and a length of 24.92 feet; thence along the northern line of said Outlot Southwesterly 60.96 feet along an arc to the left having a radius of 194.00 feet and subtended by a long chord having a bearing of South 82 degrees 24 minutes 35 seconds West and a length of 60.71 feet; thence along the northwestern line of said Outlot Southwesterly 13.06 feet along an arc to the right having a radius of 350.00 feet and subtended by a long chord having a bearing of South 74 degrees 27 minutes 43 seconds West and a length of 13.06 feet to the point of beginning, and containing 0.193 acres, more or less.

Respectfully submitted,

Brian Poland
BRIAN POLAND

for Africa Tarver, Executive Director
City of Hammond Department of Redevelopment
City of Hammond, Indiana
5925 Calumet Avenue
Hammond, IN 46320
219-853-6300