

ORDINANCE NO. 3959

**AN ORDINANCE VACATING A RIGHT OF WAY
WITHIN THE CITY OF NEW CASTLE, INDIANA**

WHEREAS, Scott Denney has petitioned the City of New Castle to partially vacate a platted public right of way that is described as:

That portion of the alleyway running between Walnut Street and South 26th Street beginning at the southwest corner of 2618 Walnut Street running south to the north property line with 2609 Walnut Street, then running east and south to the intersection with Walnut Street.

The area that is proposed to be vacated is depicted on the map attached to this Ordinance and outlined in blue.

WHEREAS, the area is not currently utilized by the public as a means of ingress or egress and vacating the area will not impede access to any property or negatively impact the development of the City; and:

WHEREAS, the Common Council has held a public hearing on the petition and has provided notice of the hearing by publication and by certified mail to each owner of land that abuts the property proposed to be vacated.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of New Castle, Indiana that the petition to vacate real estate filed by Scott Denney is hereby granted.

IT IS FURTHER ORDAINED that the following public way is vacated, to-wit:

That portion of the alleyway running between Walnut Street and South 26th Street beginning at the southwest corner of 2618 Walnut Street running south to the north property line with 2609 Walnut Street, then running east and south to the intersection with Walnut Street.

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS ____
DAY OF _____, 2025

Greg York, Presiding Officer,
Common Council, City
of New Castle, Indiana

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NAY

ATTEST:

Ashley Huffman, Clerk-Treasurer

APPROVED BY ME THIS ____ DAY OF _____, 2025.

Greg York, Mayor of the City
of New Castle, Indiana