

1 #1237

2 BILL NO. G-11-03-11 as amended

3 Plat Book: 17, Page 120
4 Plat Book: 18, Page 70

5 GENERAL ORDINANCE NO. G- 26-11

6 AN ORDINANCE amending the Thoroughfare
7 Plan of the City Comprehensive ("Master")
8 Plan by vacating public right-of-way.

9 WHEREAS, a petition to vacate public right-of-way within the City of Fort Wayne, Indiana, (as
10 more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne,
11 Indiana; and

12 WHEREAS, Common Council of the City of Fort Wayne, Indiana, duly held a public hearing
13 and approved said petition, as provided in I.C. 36-7-3-12.

14 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
15 FORT WAYNE, INDIANA:

16 SECTION 1. That the petition filed herein to vacate a public right-of-way within the City of
17 Fort Wayne, Indiana, more specifically described as follows, to-wit:

18 Part of the South Half of Section 33, Township 31 North, Range 13 East, Allen County,
19 Indiana, more particularly described as follows:

20 Beginning at the intersection of the South right-of-way line of East State Boulevard (formally
21 Hicksville Road) and the centerline of Voors Drive, said point being 50.0 feet South of the
22 center of Section 33, Township 31 North, Range 13 East, Allen County, Indiana; thence South
23 00 degrees 00 minutes East (South 01 degrees 20 minutes 59 seconds West, recorded) along
24 the West line of Lot 8 in Monarch Heights (Plat Book 39, page 63) a distance of 128.94 feet
25 to the Southwest corner of Lot 8 ; thence south 00 degrees 00 minutes East along the
26 centerline of Voors Drive parallel to the West line of Lot 12, 13, 14 and 20, a distance of
27 480.06 feet to a point on the North right-of-way line of Monarch Drive; thence South 81
28 degrees 22 minutes 54 seconds West along the North right-of-way line of Monarch Drive a
29 distance of 25.28 feet to the Southeast corner of Lot 80 in Statewood Park, Section B (Plat
30 Book 18, page 70); thence North 00 degrees 00 minutes East along the West right-of-way
line of Voors Drive and the East line of Lot 80 and the East line of Lot 32 and 33 in Statewood
Park, Section A (Plat Book 17, page 120) a distance of 612.48 feet to a point on the South
right-of-way line of East State Boulevard; thence North 89 degrees 17 minutes 10 seconds
East a distance of 25.0 feet to the Point of Beginning, containing 0.351 acres.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan
and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage,
any and all necessary approval by the Mayor.

T. Thomas F. Dillier

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

Carol Helton, City Attorney
Carol T. Helton, City Attorney
by LES

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Read the first time in full and on motion by Ed Webb, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 12th day of April, 2011, at 5:30 o'clock P. M., E.S.T.

DATED: 3-22-11

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Didier, and duly adopted, placed on its passage. PASSED LOST
by the following vote:

| | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> |
|--------------------|-------------|-------------|------------------|---------------|
| <u>TOTAL VOTES</u> | <u>6</u> | <u>---</u> | <u>---</u> | <u>3</u> |
| <u>BENDER</u> | <u>---</u> | <u>---</u> | <u>---</u> | <u>✓</u> |
| <u>BROWN</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |
| <u>DIDIER</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |
| <u>GOLDNER</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |
| <u>HARPER</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |
| <u>HINES</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |
| <u>PAPE</u> | <u>---</u> | <u>---</u> | <u>---</u> | <u>✓</u> |
| <u>SHOAFF</u> | <u>---</u> | <u>---</u> | <u>---</u> | <u>✓</u> |
| <u>SMITH</u> | <u>✓</u> | <u>---</u> | <u>---</u> | <u>---</u> |

DATED: 7-26-11

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE (RESOLUTION) NO. D-26-11 on the 26th day of July, 2011

ATTEST:

SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Matthew Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of July, 2011, at the hour of 11:30 o'clock A M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of July, 2011, at the hour of 9:30 o'clock A M., E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR

Discussion
4-12-11