



1 VALY-2015-0016

2015019632

2 BILL NO. G-15-03-07 as amended

RECORDED: 04/21/2015 1:02:36 PM

ANITA MATHER  
ALLEN COUNTY RECORDER  
FORT WAYNE, IN

3 Plat Book: 5  
4 Page No: 19

5 GENERAL ORDINANCE NO. G- 7-15

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 partially vacate a public right-of-way within the  
17 City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

18 Part of Winter Addition as recorded in Plat Book 5, Page 19, as recorded in the Office of the  
19 Recorder of Allen County, Indiana; more particularly described as follows:

20 Beginning at the Northeast corner of Lot Number 4 in Winter Addition as recorded in Plat  
21 Book 5, Page 19, as recorded in the Office of the Recorder of Allen County, Indiana, said  
22 point being on the West right-of-way line of Winter Street; thence North along the West  
23 right-of-way line Winter Street a distance of 12 feet to the Southeast corner of Lot Number  
24 12 in Colonel Reed's Addition as recorded in Plat Book 58, Page 396, as recorded in the Office  
25 of the Recorder of Allen County, Indiana; thence West along the South line of Lot Numbers  
26 10, 11, and 12 a distance of 128.67; thence South parallel to the West right-of-way line of  
27 Winter Street a distance of 12 feet to the Northwest corner of Lot Number 4 in Winter  
28 Addition; thence East along the North Line of Lot Number 4 a distance of 128.67 feet to the  
29 Point of Beginning, containing 0.035 acres.

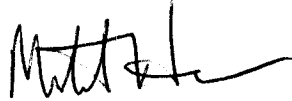
30 SECTION 2. That the vacation of the above-described right-of-way does not  
deprive any utility of the use of all or part of the right-of-way to be vacated and shall be subject  
to a Public Utility and Surface Drainage Easement Dedication from the City of Fort Wayne to  
Public Utility Providers and any other grant of easement recorded in the office of the Recorder  
of Allen County, Indiana.

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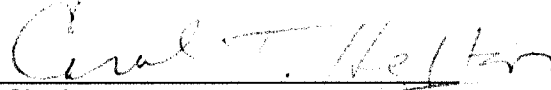
and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

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.

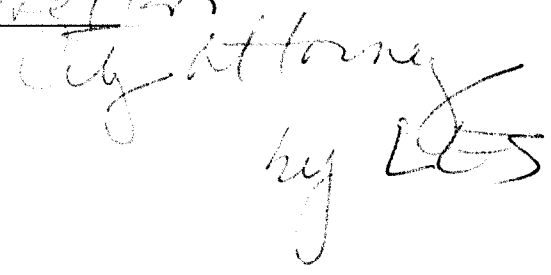


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:



Carol T. Helton, City Attorney



City of Fort Wayne Common Council  
**DIGEST SHEET**

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**Department of Planning Services**

Title of Ordinance: Vacation of Public Right-of-way  
Case Number: VALY-2015-0016  
Bill Number: G-15-03-07  
Council District: 6-Glynn Hines

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Introduction Date: March 10, 2015

Public Hearing Date: March 24, 2015

Next Council Action: Ordinance will return to Council after approvals from reviewing agencies.

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Synopsis of Ordinance: To vacate a portion of an east-west, twelve-foot wide alley within the Winter Addition.

Location: North of 2518 Winter Street, and south of 1518 Fisher Street, approximately 130 feet in length.

Reason for Request: Approval of the alley vacation will allow the Office of Housing and Neighborhood Services to better design the site plan for a new Urban Farm on the adjacent property.

Applicant: Office of Housing and Neighborhood Services

Property Owner: Office of Housing and Neighborhood Services

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Related Petitions: Development Standards Variance for a four-foot tall fence with BZA

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Effect of Passage: Vacation of the alley will allow space for better drainage, an accessible sidewalk, additional greenspace and better defined circulation.

Effect of Non-Passage: The alley will remain as platted and redevelopment capabilities may be limited.

Filed on 2/9/15

# CITY OF FORT WAYNE

## Vacation Petition

City Clerk / Suite 110 / Citizens Square Building / 200 East Berry Street / Fort Wayne IN 46802 / 260.427.1221

I/We do hereby petition to vacate the following:

Easement       Public Right of Way (street or alley)

More particularly described as follows:

Alley North of 2518 Winter St. extending 133ft from  
the Winter St. curb & stopping at the intersection of  
the alley running North & South.

See attached Docs.

(Please Attach a Legal Description of the property requested to be vacated, along with a survey or other acceptable drawing showing the property.)

DEED BOOK NUMBER: 5 PAGE(S) NUMBER(S): 19 (This information can be obtained from the Allen County Recorder's Office on the 2<sup>nd</sup> Floor, City-County Building, One Main Street, Fort Wayne, IN) 8-4-1908

The reasons for the proposed vacation are as follows:

- 1) Reduce traffic flow from Winter St to Reed St.
- 2) Provide proper drainage for 2518 Winter
- 3) Provide space for a ramped sidewalk
- 4) Additional green space

(If additional space is needed please attach separate page.)

The applicant on an attached sheet must also provide the names and addresses of all adjacent property owner(s). The information on that sheet must be as follows:

Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

Applicant's name(s) if different from property owner(s):

Name: Office of Housing and Neighborhood Services (City of Fort Wayne) C/O Jack Close

Street Address: 200 East Berry St. Suite 320

City: Fort Wayne State: IN Zip: 46802 Phone: 260-427-2154

rec'd DPS  
from H&N SVCS.

I/We, your petitioners, file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance. I/We agree to abide by all provisions of the For Wayne Zoning Ordinance and/or Subdivision Control Ordinance, as well as all procedures and policies of the Fort Wayne City Plan Commission as those provisions, and policies relate to the handling and disposition of this petition. I/We also certify that this information is true and accurate to the best of my/our knowledge.

①

Helen D Greene  
Signature

HELEN D. GREENE 2/9/15  
Printed Name Date

1518 FISHER ST  
Address 260 456-3770

FORT WAYNE IN 46803-3511  
City/State/Zip

Lots 11 & 12

②

Colessus Lyons  
Signature

Colessus Lyons 2/9/15  
Printed Name Date

Lots 9 & 10

1510 Fisher St  
Address (260) 745-7993

Fort Wayne, IN 46803-3511  
City/State/Zip

If additional space is needed for signatures please attach a separate page.

Agent's Name (Print Legibly): Jack A Close Jr.

Street Address: 200 E. Berry St

City: Fort Wayne State: IN Zip: 46802 Phone: 260-427-2154

**NOTICE:**

- Legal Description is to be the area to be vacated and must be complete and accurate. If necessary a licensed surveyor's legal description may be required.
- Applicant is hereby informed that in the case of a utility being located in a public way or easement, the applicant may be required to bear the cost of relocation, or of providing a replacement easement or easement's as needed.

**For Office Use Only:**

Receipt #: \_\_\_\_\_

Date Filed: \_\_\_\_\_

Map #: Wayne 12 0-03

Reference #: VALY-2015-0016

# VACATION PLAT

GREGORY L. ROBERTS PLS S0548 IN  
 KENNETH W. HARRIS PLS 29500021 IN  
 MICHAEL W. HARRIS PLS 21100018 IN

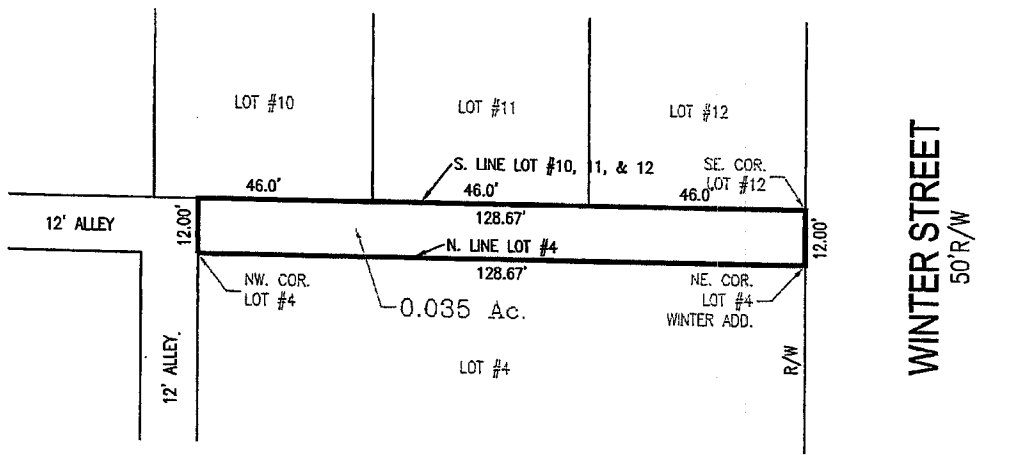
**DONOVAN ENGINEERING, INC.**  
 3521 LAKE AVENUE, SUITE 2  
 FORT WAYNE, INDIANA 46805  
 260.424.7418  
 www.donovan-eng.com

JOHN R. DONOVAN PE, PLS (RETIRED)

The undersigned has made a survey of the real estate located in Allen County, Indiana, as shown and described below. The description of the real estate is as follows:

PART OF WINTER ADDITION AS RECORDED IN PLAT BOOK 5 PAGE 19 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA MORE PARTICULARLY DESCRIBED AS FOLLOWS

BEGINNING AT THE NORTHEAST CORNER OF LOT NUMBER 4 IN WINTER ADDITION AS RECORDED IN PLAT BOOK 5 PAGE 19 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA SAID POINT BEING ON THE WEST RIGHT OF WAY LINE OF WINTER STREET; THENCE NORTH ALONG THE WEST RIGHT OF WAY LINE OF WINTER STREET A DISTANCE OF 12 FT TO THE SOUTHEAST CORNER OF LOT NUMBER 12 IN COLONEL REED'S ADDITION AS RECORDED IN PLAT BOOK 58, PAGE 396 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA; THENCE WEST ALONG THE SOUTH LINE OF LOT NUMBERS 10, 11, AND 12 A DISTANCE OF 128.67; THENCE SOUTH PARALLEL TO THE WEST RIGHT OF WAY LINE OF WINTER STREET A DISTANCE OF 12 FT TO THE NORTHWEST CORNER OF LOT NUMBER 4 IN WINTER ADDITION; THENCE EAST ALONG THE NORTH LINE OF LOT NUMBER 4 A DISTANCE OF 128.67 FT TO THE POINT OF BEGINNING CONTAINING 0.035 ACRES.



Job No.: 15-7178 Date: 02/12/15  
 Job for: CITY OF FORT WAYNE

**LEGEND**

- IPF Iron Pin (Rebar) Found
- PF Pipe Found
- RRF Railroad Spike Found
- PKF P.K. Nail Found
- MNF Mag Nail Found
- MNS Mag Nail Set
- IPS 5/8" rebar set w/cap stamped "DEI FIRU #0027"
- (M) Measured (P) Platted
- (R) Recorded (C) Calculated

All monuments are at grade except as noted.  
 All Property line distances are recorded dimensions, except as noted. Monuments found have no documented history except as noted.

Date of latest field work: 2-13-15



I hereby certify that this survey was completed under my direct supervision and to the best of knowledge and belief was executed according to the requirements set forth in 865 IAC 1-12.



# The Journal Gazette

Account # 1060008 - 1175318

Allen County, Indiana

**FW Common Council**

## PUBLISHER'S CLAIM

### LINE COUNT

Display Master (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) -- number of equivalent lines \_\_\_\_\_

Head -- number of lines \_\_\_\_\_

Body -- number of lines \_\_\_\_\_

Tail -- number of lines \_\_\_\_\_

Total number of lines in notice **67**

### COMPUTATION OF CHARGES

67 lines, 1 column(s) wide equals  
67 equivalent lines at \$ 0.424 cents per line \$ 28.41

Additional charges for notices containing rule or tabular work  
 (50 per cent of above amount) -

Charge for extra proofs of publication  
 (\$2.00 for each proof in excess of two) -

**TOTAL AMOUNT OF CLAIM \$ 28.41**

### DATA FOR COMPUTING COST

Width of single column in picas . . . . 9.8 Size of type . . . . 7point.  
 Number of Insertions . . . . 1

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 times.

The dates of publication being as follows:

|                  |   |   |   |
|------------------|---|---|---|
| <u>3/13/2015</u> | - | - | - |
| -                | - | - | - |
| -                | - | - | - |

Additionally, Newspaper has a Web site and this public notice was posted on the same day as it was published in The Journal Gazette.

T. Brown-Smith  
 T. Brown-Smith  
 Legal Clerk

Date: March 13, 2015

ATTACH COPY OF ADVERTISEMENT HERE

**PUBLIC HEARING NOTICE**  
**G-15-03-07**

The Common Council of Fort Wayne, Indiana will hold a public hearing Tuesday March 24, 2015 at 5:30 p.m. The Council will hold the hearing in Room 030 on the Garden Level (basement) of the Citizens Square Building at 200 East Berry Street. The hearing includes the following request:

PROPOSAL: VALY-2015-0016  
BILL NO: G-15-03-07  
APPLICANT: City of Fort Wayne Office of Housing and Development  
REQUEST: To vacate a portion of the twelve (12) foot wide alley right-of-way north of 2518 Winter Street and south of 1518 Fisher Street, in the Winter Addition. The portion to be vacated begins at Winter Street and extends approximately 130 feet to the west. (Section 12 of Wayne Township)  
LAND AREA: Approximately 0.035 acres proposed to be vacated.

We have additional information regarding this application at our office at Suite 150, Citizens Square, 200 East Berry Street.

This public hearing is your chance to offer any input you may have regarding this request.

If you are unable to attend the hearing but want to be heard, or are planning to attend and want to submit information for the Council to review at the hearing, please have 11 copies of your written comments to our office before 12:00 p.m. March 24, 2015. You may also email comments to michelle.wood@allencounty.us.

Correspondence may also be hand delivered to staff or the Council at the hearing. Please include your name and mailing address on all correspondence. Thank you for your attention to this matter. Please call this office if you have any questions.

"Reasonable Accommodations" for persons with a known disabling condition will be considered in accordance with State and Federal Law. Any person needing a "reasonable Accommodation" should notify the City of Fort Wayne Public Information Office (260) 427-1120, TTY 427-1200 at least (72) Hours prior to the Public Hearing.

Sandra E. Kennedy  
City Clerk

3--13 1175318 hspaxlp



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| Total number of lines in notice  | 67    |

### COMPUTATION OF CHARGES

|   |                 |
|---|-----------------|
| <u>67</u> lines, <u>1</u> column(s) wide equals   |                 |
| <u>67</u> equivalent lines at \$ <u>0.424</u> cents per line                                    | \$ 28.41        |
| Additional charges for notices containing rule or tabular work<br>(50 per cent of above amount) | -               |
| Charge for extra proofs of publication<br>(\$2.00 for each proof in excess of two)              | -               |
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3--13 1175318 hspaxlp

# The News-Sentinel

Allen County, Indiana

Account # 1060008 - 1175318  
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- - -  
- - -

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*T. Brown-Smith*

T. Brown-Smith  
Legal Clerk

Date: March 13, 2015

ATTACH COPY OF ADVERTISEMENT HERE

**PUBLIC HEARING NOTICE**  
**6-15-03-07**

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Sandra E. Kennedy  
City Clerk

3--13

1175318 hspaxlp

Public Hearing Date, if applicable March 24, 2015

Read the first time in full and on motion by Councilman Mitch Harper  
Read the second time by title and referred to the Regulations  
Committee. Read the third time in full and on motion by Councilman  
Mitch Harper, placed on passage by the following vote:

|                    | <u>AYES</u>   | <u>NAYS</u>   | <u>ABSTAINED</u> | <u>ABSENT</u> |
|--------------------|---------------|---------------|------------------|---------------|
| <u>TOTAL VOTES</u> | <u>8</u>      | <u>      </u> | <u>      </u>    | <u>1</u>      |
| BENDER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| CRAWFORD           | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| DIDIER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| HARPER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| HINES              | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| JEHL               | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| PADDOCK            | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| SHOAF              | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| SMITH              | <u>      </u> | <u>      </u> | <u>      </u>    | <u>✓</u>      |

DATED: 4-14-15 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. B-7-15 on the 14<sup>th</sup> day of  
April, 2015

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY,  
CITY CLERK

John N. Crawford  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15<sup>th</sup> day  
of April, 2015, at the hour of        O'clock        E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 17<sup>th</sup> day of APRIL  
2015, at the hour of 4:00 O'clock PM E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR

**BILL NO. G-15-03-07\_AS\_AMENDED**

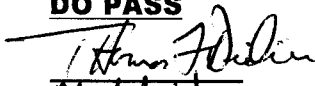
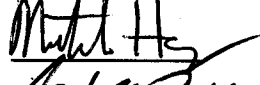

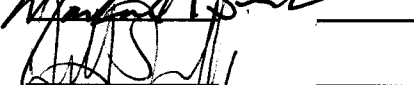
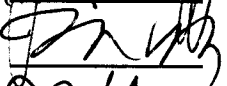
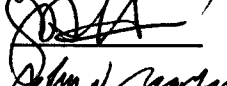
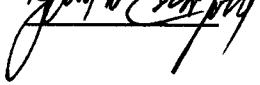
**REPORT OF COMMITTEE ON REGULATIONS**

**APRIL 14, 2015**

*Mitch Harper, Chair  
Glynn Hines, Co-Chair  
All Council Members*

**AN ORDINANCE** amending the Thoroughfare Plan of the City Comprehensive (“Master”) Plan by vacating public right-of-way. The location is North of 2518 Winter Street, and south of 1518 Fisher Street, approximately 130 feet in length .

**COMMITTEE ON REGULATIONS HAVE HAD SAID** Ordinance under consideration and beg leave to report back to the Common Council that said ordinance

| <u>DO PASS</u>  | <u>DO NOT PASS</u> | <u>ABSTAIN</u> | <u>NO REC</u> |
|---|--------------------|----------------|---------------|
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**SANDRA E. KENNEDY  
CITY CLERK**



8 3 0 2 6 2 0  
Tx:4166712

VALY-2015-0016

2015019632

BILL NO. G-15-03-07 as amended

RECORDED: 04/21/2015 1:02:36 PM

ANITA MATHER  
ALLEN COUNTY RECORDER  
FORT WAYNE, IN

Plat Book: 5  
Page No: 19

GENERAL ORDINANCE NO. G- 7-15

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

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

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

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

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

Part of Winter Addition as recorded in Plat Book 5, Page 19, as recorded in the Office of the Recorder of Allen County, Indiana; more particularly described as follows:

Beginning at the Northeast corner of Lot Number 4 in Winter Addition as recorded in Plat Book 5, Page 19, as recorded in the Office of the Recorder of Allen County, Indiana, said point being on the West right-of-way line of Winter Street; thence North along the West right-of-way line Winter Street a distance of 12 feet to the Southeast corner of Lot Number 12 in Colonel Reed's Addition as recorded in Plat Book 58, Page 396, as recorded in the Office of the Recorder of Allen County, Indiana; thence West along the South line of Lot Numbers 10, 11, and 12 a distance of 128.67; thence South parallel to the West right-of-way line of Winter Street a distance of 12 feet to the Northwest corner of Lot Number 4 in Winter Addition; thence East along the North Line of Lot Number 4 a distance of 128.67 feet to the Point of Beginning, containing 0.035 acres.

SECTION 2. That the vacation of the above-described right-of-way does not deprive any utility of the use of all or part of the right-of-way to be vacated and shall be subject to a Public Utility and Surface Drainage Easement Dedication from the City of Fort Wayne to Public Utility Providers and any other grant of easement recorded in the office of the Recorder of Allen County, Indiana.

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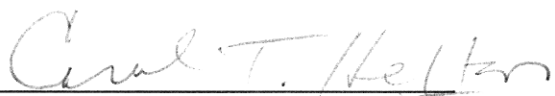
and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

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.

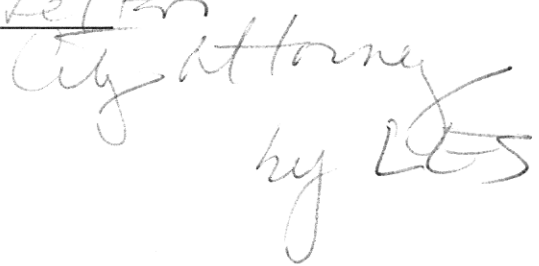


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:



Carol T. Helton, City Attorney



City of Fort Wayne Common Council  
**DIGEST SHEET**

---

**Department of Planning Services**

Title of Ordinance: Vacation of Public Right-of-way  
Case Number: VALY-2015-0016  
Bill Number: G-15-03-07  
Council District: 6-Glynn Hines

---

Introduction Date: March 10, 2015

Public Hearing Date: March 24, 2015

Next Council Action: Ordinance will return to Council after approvals from reviewing agencies.

---

Synopsis of Ordinance: To vacate a portion of an east-west, twelve-foot wide alley within the Winter Addition.

Location: North of 2518 Winter Street, and south of 1518 Fisher Street, approximately 130 feet in length.

Reason for Request: Approval of the alley vacation will allow the Office of Housing and Neighborhood Services to better design the site plan for a new Urban Farm on the adjacent property.

Applicant: Office of Housing and Neighborhood Services

Property Owner: Office of Housing and Neighborhood Services

---

Related Petitions: Development Standards Variance for a four-foot tall fence with BZA

---

Effect of Passage: Vacation of the alley will allow space for better drainage, an accessible sidewalk, additional greenspace and better defined circulation.

Effect of Non-Passage: The alley will remain as platted and redevelopment capabilities may be limited.

Filed on 2/9/15

# CITY OF FORT WAYNE

## Vacation Petition

City Clerk / Suite 110 / Citizens Square Building / 200 East Berry Street / Fort Wayne IN 46802 / 260.427.1221

I/We do hereby petition to vacate the following:

Easement       Public Right of Way (street or alley)

More particularly described as follows:

Alley North of 2518 Winter St. extending 133ft from  
the Winter St. curb & stopping at the center section of  
the alley running North & South.

See attached Docs.

(Please Attach a Legal Description of the property requested to be vacated, along with a survey or other acceptable drawing showing the property.)

DEED BOOK NUMBER: 5 PAGE(S) NUMBER(S): 19 (This information can be obtained from the Allen County Recorder's Office on the 2<sup>nd</sup> Floor, City-County Building, One Main Street, Fort Wayne, IN) 8-4-1908

The reasons for the proposed vacation are as follows:

- 1) Reduce traffic flow from Winter St to Reed St.
- 2) Provide proper drainage for 2518 Winter
- 3) Provide space for a ramped sidewalk
- 4) Additional green space

(If additional space is needed please attach separate page.)

The applicant on an attached sheet must also provide the names and addresses of all adjacent property owner(s). The information on that sheet must be as follows:

Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

Applicant's name(s) if different from property owner(s):

Name: Office of Housing and Neighborhood Services (City of Fort Wayne) C/O Jack Close

Street Address: 200 East Berry St. Suite 320

City: Fort Wayne State: IN Zip: 46802 Phone: 260-427-2154

rec'd DPS  
from H&N SVCS.

2154

I/We, your petitioners, file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance. I/We agree to abide by all provisions of the For Wayne Zoning Ordinance and/or Subdivision Control Ordinance, as well as all procedures and policies of the Fort Wayne City Plan Commission as those provisions, and policies relate to the handling and disposition of this petition. I/We also certify that this information is true and accurate to the best of my/our knowledge.

①

Helen D Greene  
Signature

HELEN D. GREENE  
Printed Name

2/9/15  
Date

1518 FISHER ST  
Address  
260 456-3770

FORT WAYNE IN 46803-3511  
City/State/Zip

Lots 11 & 12

②

Colessus Lyons  
Signature

Colessus Lyons  
Printed Name

2/9/15  
Date

1510 Fisher St  
Address  
(260) 745-7999

Fort Wayne, IN 46803-3511  
City/State/Zip

Lots 9 & 10

If additional space is needed for signatures please attach a separate page.

Agent's Name (Print Legibly): Jack A Close Jr.

Street Address: 200 E. Berry St

City: Fort Wayne State: IN Zip: 46802 Phone: 260-427-2154

**NOTICE:**

- Legal Description is to be the area to be vacated and must be complete and accurate. If necessary a licensed surveyor's legal description may be required.
- Applicant is hereby informed that in the case of a utility being located in a public way or easement, the applicant may be required to bear the cost of relocation, or of providing a replacement easement or easement's as needed.

**For Office Use Only:**

Receipt #: \_\_\_\_\_

Date Filed: \_\_\_\_\_

Map #: Wayne 12 0-03

Reference #: VALY-2015-0016

# VACATION PLAT

GREGORY L. ROBERTS PLS S0548 IN  
 KENNETH W. HARRIS PLS 29500021 IN  
 MICHAEL W. HARRIS PLS 21100018 IN

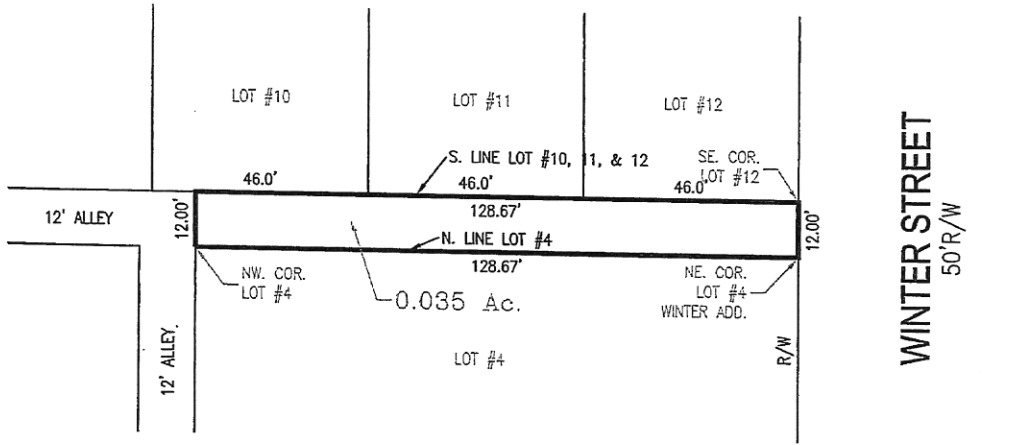
**DONOVAN ENGINEERING, INC.**  
 3521 LAKE AVENUE, SUITE 2  
 FORT WAYNE, INDIANA 46805  
 260.424.7418  
 www.donovan-eng.com

JOHN R. DONOVAN PE, PLS (RETIRED)

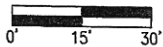
The undersigned has made a survey of the real estate located in Allen County, Indiana, as shown and described below. The description of the real estate is as follows:

PART OF WINTER ADDITION AS RECORDED IN PLAT BOOK 5 PAGE 19 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA MORE PARTICULARLY DESCRIBED AS FOLLOWS

BEGINNING AT THE NORTHEAST CORNER OF LOT NUMBER 4 IN WINTER ADDITION AS RECORDED IN PLAT BOOK 5 PAGE 19 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA SAID POINT BEING ON THE WEST RIGHT OF WAY LINE OF WINTER STREET; THENCE NORTH ALONG THE WEST RIGHT OF WAY LINE OF WINTER STREET A DISTANCE OF 12 FT TO THE SOUTHEAST CORNER OF LOT NUMBER 12 IN COLONEL REED'S ADDITION AS RECORDED IN PLAT BOOK 58, PAGE 396 AS RECORDED IN THE OFFICE OF THE RECORDER OF ALLEN COUNTY, INDIANA; THENCE WEST ALONG THE SOUTH LINE OF LOT NUMBERS 10, 11, AND 12 A DISTANCE OF 128.67; THENCE SOUTH PARALLEL TO THE WEST RIGHT OF WAY LINE OF WINTER STREET A DISTANCE OF 12 FT TO THE NORTHWEST CORNER OF LOT NUMBER 4 IN WINTER ADDITION; THENCE EAST ALONG THE NORTH LINE OF LOT NUMBER 4 A DISTANCE OF 128.67 FT TO THE POINT OF BEGINNING CONTAINING 0.035 ACRES.



1"=30'



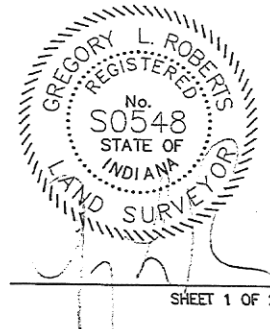
Job No.: 15-7178 Date: 02/12/15  
 Job for: CITY OF FORT WAYNE

**LEGEND**

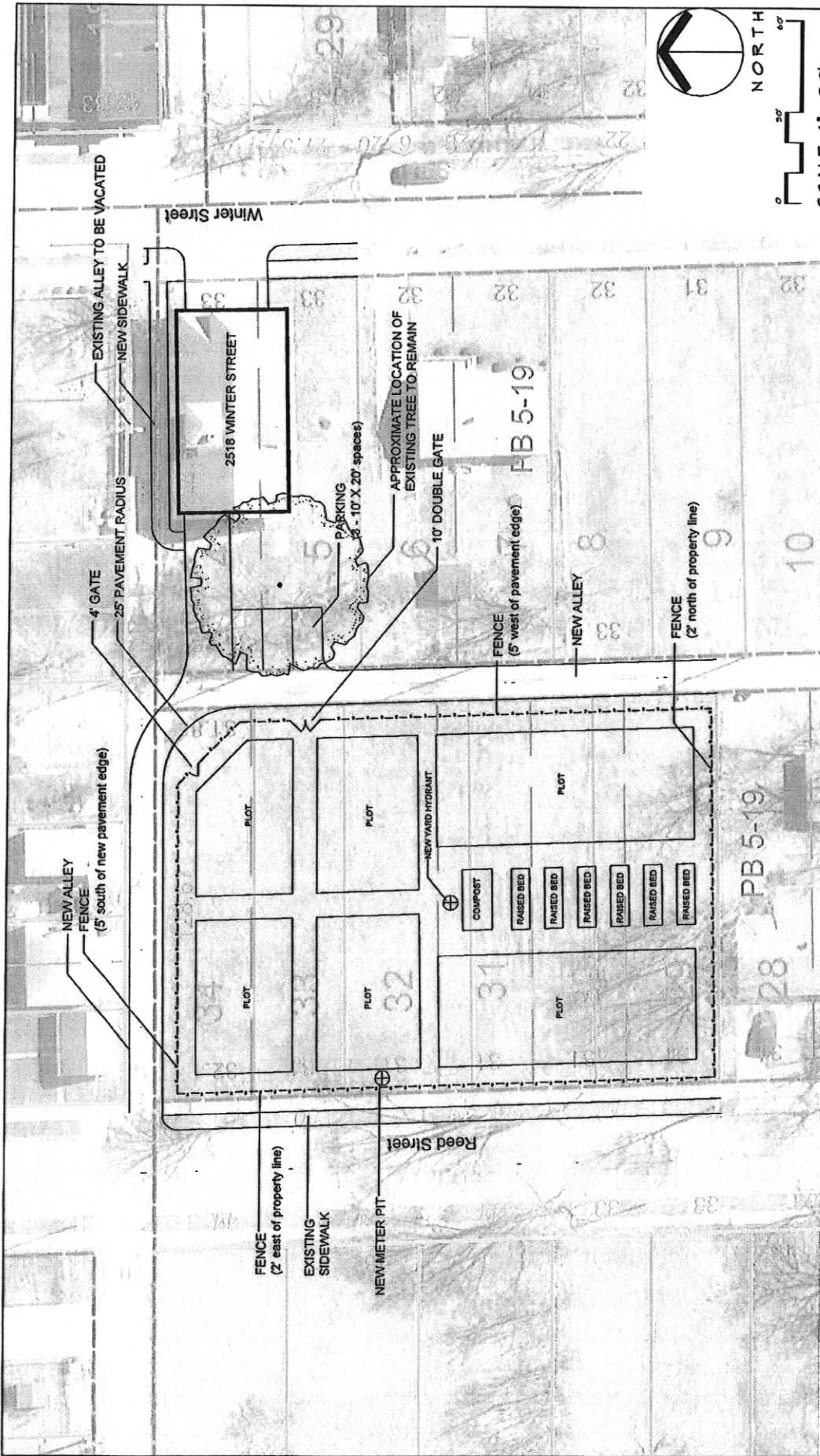
- IPF Iron Pin (Rebar) Found
- PF Pipe Found
- RRF Railroad Spike Found
- PKF P.K. Nail Found
- MNF Mag Nail Found
- MNS Mag Nail Set
- IPS 5/8" rebar set w/cap stamped "DEI FIRM #0027"
- (M) Measured (F) Plotted
- (R) Recorded (C) Calculated

All monuments are at grade except as noted.  
 All Property line distances are recorded dimensions, except as noted. Monuments found have no documented history except as noted.

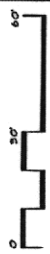
Date of latest field work: 2-13-15



I hereby certify that this survey was completed under my direct supervision and to the best of knowledge and belief was executed according to the requirements set forth in 865 IAC 1-12.



NORTH



SCALE: 1" = 30'

Note: Site plan for illustrative purposes only and shall not be construed as an accurate survey document.



Urban Farm Phase I  
 Site Plan  
 Scale: 1" = 300' sheet 1 of 6

# The Journal Gazette

Account # 1060008 - 1175318

Allen County, Indiana

**FW Common Council**

## PUBLISHER'S CLAIM

### LINE COUNT

Display Master (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) -- number of equivalent lines \_\_\_\_\_

Head -- number of lines \_\_\_\_\_

Body -- number of lines \_\_\_\_\_

Tail -- number of lines \_\_\_\_\_

Total number of lines in notice

67

### COMPUTATION OF CHARGES

67 lines, 1 column(s) wide equals

67 equivalent lines at \$ 0.424 cents per line

\$ 28.41

Additional charges for notices containing rule or tabular work  
(50 per cent of above amount) . . . . . -

Charge for extra proofs of publication  
(\$2.00 for each proof in excess of two) . . . . . -

TOTAL AMOUNT OF CLAIM

\$ 28.41

### DATA FOR COMPUTING COST

Width of single column in picas . . . . . 9.8    Size of type . . . . . 7point.

Number of Insertions . . . . . 1

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 times.

The dates of publication being as follows:

3/13/2015

Additionally, Newspaper has a Web site and this public notice was posted on the same day as it was published in The Journal Gazette.

T. Brown-Smith  
Legal Clerk

Date: March 13, 2015

ATTACH COPY OF ADVERTISEMENT HERE

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**G-15-03-07**

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PROPOSAL: VALY-2015-0016  
BILL NO: G-15-03-07  
APPLICANT: City of Fort Wayne Office of Housing and Development  
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LAND AREA: Approximately 0.035 acres proposed to be vacated.

We have additional information regarding this application at our office at Suite 150, Citizens Square, 200 East Berry Street.

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Sandra E. Kennedy  
City Clerk

3--13 1175318 hspaxlp

# The News-Sentinel

Allen County, Indiana

Account # 1060008 - 1175318  
FW Common Council

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1175318 hspaxlp

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Account # 1060008 - 1175318

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Sandra E. Kennedy  
City Clerk  
1175318 hspaxlp

Public Hearing Date, if applicable March 24, 2015

Read the first time in full and on motion by Councilman Mitch Harper.  
Read the second time by title and referred to the Regulations  
Committee. Read the third time in full and on motion by Councilman  
Mitch Harper, placed on passage by the following vote:

|                    | <u>AYES</u>   | <u>NAYS</u>   | <u>ABSTAINED</u> | <u>ABSENT</u> |
|--------------------|---------------|---------------|------------------|---------------|
| <u>TOTAL VOTES</u> | <u>8</u>      | <u>      </u> | <u>      </u>    | <u>1</u>      |
| BENDER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| CRAWFORD           | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| DIDIER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| HARPER             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| HINES              | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| JEHL               | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| PADDOCK            | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| SHOAFF             | <u>✓</u>      | <u>      </u> | <u>      </u>    | <u>      </u> |
| SMITH              | <u>      </u> | <u>      </u> | <u>      </u>    | <u>✓</u>      |

DATED: 4-14-15 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. B-7-15 on the 14<sup>th</sup> day of  
April, 2015

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY,  
CITY CLERK

John N. Crawford  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15<sup>th</sup> day  
of April, 2015, at the hour of        O'clock        E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 17<sup>th</sup> day of APRIL  
2015, at the hour of 4:00 O'clock PM E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR

**BILL NO. G-15-03-07\_AS\_AMENDED**


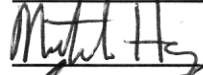


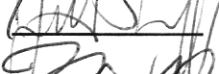
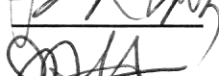
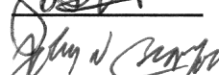
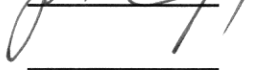
**REPORT OF COMMITTEE ON REGULATIONS**

**APRIL 14, 2015**

*Mitch Harper, Chair  
Glynn Hines, Co-Chair  
All Council Members*

**AN ORDINANCE** amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way. The location is North of 2518 Winter Street, and south of 1518 Fisher Street, approximately 130 feet in length .

**COMMITTEE ON REGULATIONS HAVE HAD SAID** Ordinance under consideration and beg leave to report back to the Common Council that said ordinance

| <u>DO PASS</u>  | <u>DO NOT PASS</u> | <u>ABSTAIN</u> | <u>NO REC</u> |
|---|--------------------|----------------|---------------|
|    | _____              | _____          | _____         |
|   | _____              | _____          | _____         |
|  | _____              | _____          | _____         |
|  | _____              | _____          | _____         |
|  | _____              | _____          | _____         |
|  | _____              | _____          | _____         |
|  | _____              | _____          | _____         |
|  | _____              | _____          | _____         |

**SANDRA E. KENNEDY  
CITY CLERK**