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RECORDED: 09/05/2019 03:18:48 PM  
ANITA MATHER  
ALLEN COUNTY RECORDER  
FORT WAYNE, IN

VEAS-2019-0001  
BILL NO. G-19-06-13

Plat Cabinet B  
Page 58

GENERAL ORDINANCE NO. G- 20-19

AN ORDINANCE for the purpose of  
Vacating a platted utility easement.

WHEREAS, a petition to vacate a platted utility easement 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 vacate a portion of a platted utility easement within the City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

The 20 foot wide (10 feet on either side of lot line) utility easements between lots #13, #14, and #15 as shown on the Secondary Plat of Brotherhood Place as recorded and filed in Plat Cabinet B, PG. 58 of the Allen County Recorder's Office.

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.

  
Michael Barranda  
COUNCILMEMBER

AUDITOR'S OFFICE  
Duly entered for taxation. Subject  
to final acceptance for transfer.

APPROVED AS TO FORM AND LEGALITY:

  
Carol T. Helton, City Attorney

SEP 05 2019

  
AUDITOR OF ALLEN COUNTY

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# CITY OF FORT WAYNE

## Vacation Petition

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

19 JUN 06 09:42:41

16 AM 11:42:52

I/We do hereby petition to vacate the following:

Easement       Public Right of Way (street or alley)

More particularly described as follows:

THE PLATTED UTILITY EASEMENT BETWEEN LOTS #13, #14 AND #15 OF THE SECONDARY PLAT BROTHERHOOD PLACE AS SHOWN IN THE ATTACHED EXHIBIT.

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

Plat Cab B

DEED BOOK NUMBER: \_\_\_\_\_ PAGE(S) NUMBER(S): 58 (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)

The reasons for the proposed vacation are as follows:

BROTHERHOOD MUTUAL INSURANCE SEEKS TO VACATE THE EXISTING EASEMENTS IN ORDER TO MAKE WAY FOR A PLANNED ADDITION TO THEIR BUILDING TO ACCOMMODATE THE CONTINUED GROWTH OF THEIR BUSINESS.

(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:

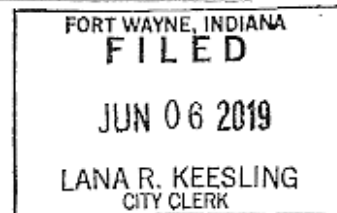
Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

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

Name: Kenneth Dunn

Street Address: 11020 Diebold Road

City: Fort Wayne State: IN Zip: 46845 Phone: 260-451-9747



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.

Signature 

Printed Name Michael Allison

Date 6/3/2019

Address 6400 Brotherhood Way

City/State/Zip Fort Wayne, IN 46825

Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

Date \_\_\_\_\_

Address \_\_\_\_\_

City/State/Zip \_\_\_\_\_

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

Agent's Name (Print Legibly): Kenn Dunn

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: 451-9747

**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 #: \_\_\_\_\_

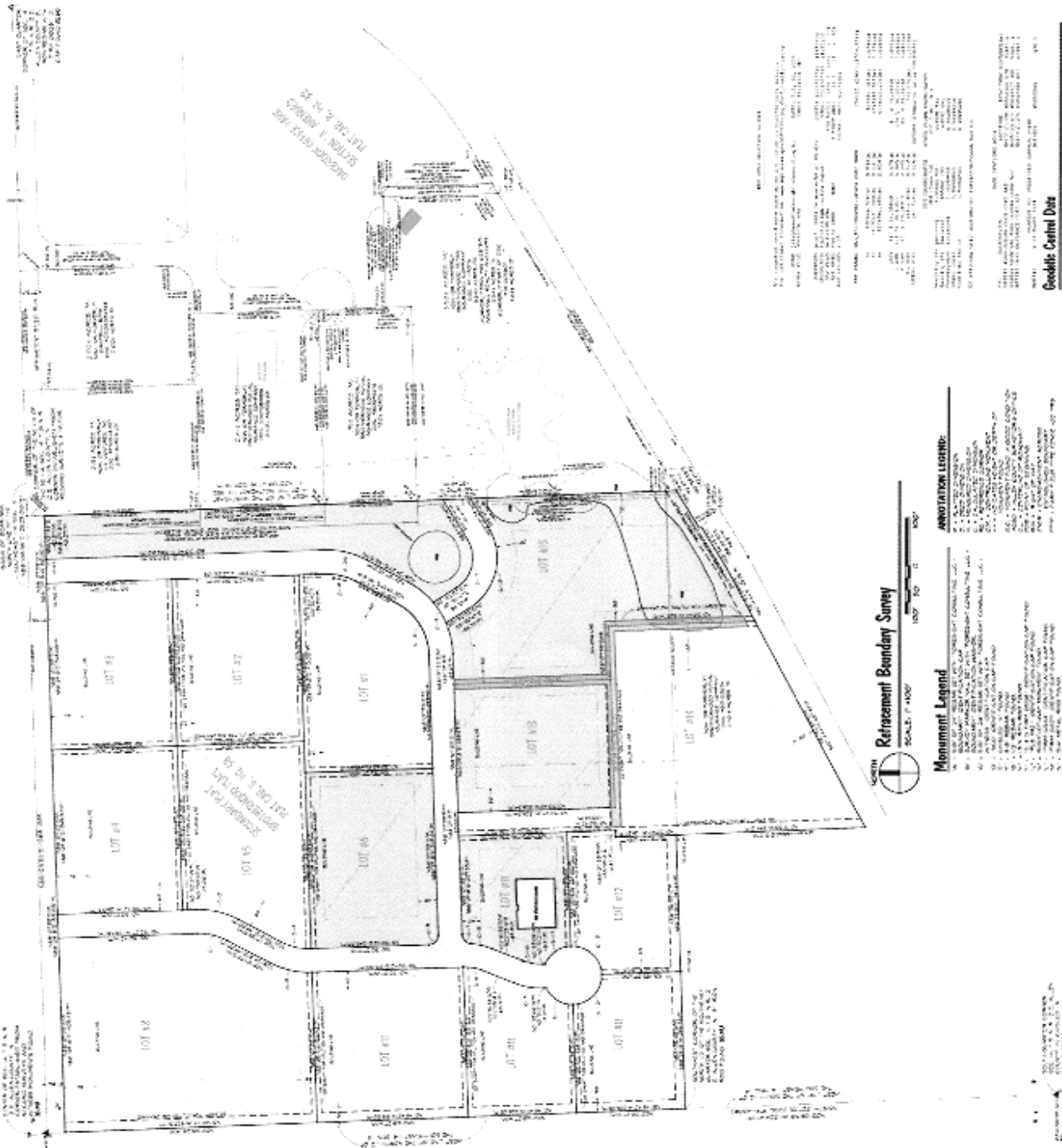
Date Filed: 6/10/19

Map #: WASH 14

Reference #: VEAS-2019-0001

Map #: M 38

Zoning-C2



**ALLEY VACATION – PUBLIC HEARING**  
**Department of Planning Services**

VEAS 2019 0001	Bill #G-19-06-13	Project Start: 25 June 2019
APPLICANTS:	Engineering Resources/Brotherhood Mutual	
REQUEST:	To vacate platted utilities within Lots 13, 14, and 15 of Brotherhood Place plat.	
LOCATION:	6400 Brotherhood Way (Section 14 of Washington Township)	
COUNCIL DISTRICT:	District 3 – Tom Didier	
PUBLIC HEARING DATE:	July 9, 2019	

**PROJECT SUMMARY**

The petitioner owns all of Lot 13, 14 and 15 within Brotherhood Place plat. Brotherhood Mutual has been expanding over the years and currently proposes an 87,000 square foot office expansion that will be placed over the lot lines of Lots 13, 14 and 15, which will also be atop platted utility easements. New easements can be granted as needed through the construction permitting process. Staff has sent requests for comment from all affected utility agencies and their responses.

City Plan: Indiana Code (36-7-3-16 (b)) states that any public utility occupying a public way or easement shall not be deprived of the use of the public way for the location and operation of existing facilities. The petitioner shall provide all necessary easements (as approved) at the time the vacation petition is recorded.

Traffic Engineering:  
Stormwater Engineering:  
Water Engineering:  
WPC Engineering – Sanitary:  
City Parks Department:  
Fire Department:  
Land Acquisition Agent:  
Frontier:  
Comcast Cable:  
AEP:  
NIPSCO:

**Grounds for Remonstrance for Vacation Requests (I.C. 36-7-3-13):**

- (1) The vacation would hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
- (2) The vacation would make access to the lands of the aggrieved person by means of public way difficult or inconvenient.
- (3) The vacation would hinder the public's access to a church, school, or other public building or place.

- (4) The vacation would hinder the use of a public way by the neighborhood in which it is located or to which it is contiguous.

**VEAS-2019-0001**

Bill No. G-19-06-13

Easement Vacation – Notifications

**The Clerk's Office placed legal notification in the Fort Wayne Newspapers.  
DPS Staff notified the following by Certified Mail:**

**PIN/Property Address:**

**Property Owner of Record:**

020714426005000073  
6400 Brotherhood Way

Brotherhood Mutual Insurance Co.  
6400 Brotherhood Way  
Fort Wayne, IN 46825

020714403002000073  
6316 Mutual Drive

Cancer Services of Allen County  
6316 Mutual Drive  
Fort Wayne, IN 46825

020714403001000073  
309 Insurance Ave

Brotherhood Mutual Insurance Co.  
6400 Brotherhood Way  
Fort Wayne, IN 46825

020714402003000073  
6412 Mutual Drive

Brotherhood Mutual Insurance Co.  
6400 Brotherhood Way  
Fort Wayne, IN 46825

020717702006000073  
220 Insurance Drive

Petersen Equity Investments I.L.C.  
1520 Shoreview Drive  
Fort Wayne, IN 46819

**Representative:**

Engineering Resources, Ken Dunn  
11020 Diebold Road  
Fort Wayne, IN 46825

**DPS Staff notified the following by Email as a courtesy:**

Community Liaison, Palermo Galindo  
Northwest Area Partnership

# DEPARTMENT OF PLANNING SERVICES

SUITE 150, CITIZENS SQUARE  
200 EAST BERRY  
FORT WAYNE, IN 46802

260-449-7607  
260-449-7682  
WWW.ALLENCOUNTY.US

TO: All interested persons  
FROM: Michelle Wood, RLA  
Senior Land Use Planner  
RE: Public Hearing Notice  
DATE: June 26, 2019

We are sending this notice to let you know the Common Council of Fort Wayne, Indiana will hold a public hearing **Tuesday July 9, 2019 at 5:30 p.m.** The Council will hold the hearing in **Room 030 of the Citizens Square Building at 200 East Berry Street.** Room 030 is on the Garden Level (basement) of the building. The agenda for the hearing includes the following request.

PROPOSAL: VEAS-2019-0001  
BILL NO: G-19-06-13  
APPLICANTS: Engineering Resources/Brotherhood Mutual  
REQUEST: To vacate utility easements within Lots 13, 14, and 15 of the Brotherhood Place plat.  
LOCATION: 6400 Brotherhood Way (Section 14 of Washington Township)

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

We are sending you this notice because you own property that is adjacent to the above request. This public hearing is your chance to offer input you may have regarding the 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. July 9, 2019. You may also email comments to [michelle.wood@allencounty.us](mailto: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.

# CITY OF FORT WAYNE

## Vacation Petition

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

19 JUN 2011 11:42:41

16 JUN 11:42:32

I/We do hereby petition to vacate the following:

Easement       Public Right of Way (street or alley)

More particularly described as follows:

THE PLATTED UTILITY EASEMENT BETWEEN LOTS #13, #14 AND #15 OF THE SECONDARY PLAT BROTHERHOOD PLACE AS SHOWN IN THE ATTACHED EXHIBIT.

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

Plat Cab B

DEED BOOK NUMBER: \_\_\_\_\_ PAGE(S) NUMBER(S): 58 (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)

The reasons for the proposed vacation are as follows:

BROTHERHOOD MUTUAL INSURANCE SEEKS TO VACATE THE EXISTING EASEMENTS IN ORDER TO MAKE WAY FOR A PLANNED ADDITION TO THEIR BUILDING TO ACCOMIDATE THE CONTINUED GROWTH OF THEIR BUSINESS.

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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: Kenneth Dunn

Street Address: 11020 Diebold Road

City: Fort Wayne State: IN Zip: 46845 Phone: 260-451-9747

FORT WAYNE, INDIANA  
**FILED**  
JUN 06 2019  
LANA R. KEESLING  
CITY CLERK

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.

by:   
Signature Michael Allison Printed Name 6/3/2019 Date  
6400 Brotherhood Way Address Fort Wayne, IN 46825 City/State/Zip

\_\_\_\_\_  
Signature Printed Name Date  
\_\_\_\_\_  
Address City/State/Zip

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

Agent's Name (Print Legibly): Kenn Dunn

Street Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: 451-9747

- NOTICE:**
- Legal Description is to be the area to be vacated and must be complete ad 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: 6/10/19  
WASH 14  
Map #: M 38 Reference #: VEAS-2019-0001  
Zoning-C2



# DEPARTMENT OF PLANNING SERVICES

SUITE 150, CITIZENS SQUARE  
200 EAST BERRY  
FORT WAYNE, IN 46802

260-449-7607  
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TO: All interested persons  
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Senior Land Use Planner  
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PROPOSAL: VEAS-2019-0001  
BILL NO: G-19-06-13  
APPLICANTS: Engineering Resources/Brotherhood Mutual  
REQUEST: To vacate utility easements within Lots 13, 14, and 15 of the Brotherhood Place plat.  
LOCATION: 6400 Brotherhood Way (Section 14 of Washington Township)

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

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**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.**

**EASEMENT VACATION – DISCUSS AND PASS**  
**Department of Planning Services**

VEAS 2019 0001	Bill #G-19-06-13	Project Start: 25 June 2019
APPLICANTS:	Ken Dunn – Engineering Resources	
REQUEST:	To vacate utility easements within Lots 13, 14, and 15 of the Brotherhood Place plat.	
LOCATION:	6400 Brotherhood Way	
COUNCIL DISTRICT:	District 3 – Tom Didier	
PUBLIC HEARING DATE:	July 9, 2019	

**PROJECT SUMMARY**

The petitioner owns all of Lot 13, 14 and 15 within Brotherhood Place plat. Brotherhood Mutual has been expanding over the years and currently proposes an 87,000 square foot office expansion that will be placed over the lot lines of Lots 13, 14 and 15, which will also be atop platted utility easements. New easements will be granted as needed through the construction permitting process. All agencies have approved the request.

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Traffic Engineering:	Approved
Stormwater Engineering:	Approved
Water Engineering:	Approved
WPC Engineering – Sanitary:	Approved
City Parks Department:	Approved
Fire Department:	Approved
Land Acquisition Agent:	Approved
Frontier:	Approved
Comcast Cable:	Approved
AEP:	Approved
NIPSCO:	Approved

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- (1) The vacation would hinder the growth or orderly development of the unit or neighborhood in which it is located or to which it is contiguous.
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**VEAS-2019-0001**

Bill No. G-19-06-13

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Fort Wayne, IN 46825

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Fort Wayne, IN 46825

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Fort Wayne, IN 46825

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6412 Mutual Drive

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Fort Wayne, IN 46825

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**Representative:**

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Northwest Area Partnership

# CITY OF FORT WAYNE

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*Plat Cab B*

DEED BOOK NUMBER: \_\_\_\_\_ PAGE(S) NUMBER(S): 58 (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)

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


Name: Kenneth Dunn

Street Address: 11020 Diebold Road

City: Fort Wayne State: IN Zip: 46845 Phone: 260-451-9747

FORT WAYNE, INDIANA  
**FILED**  
JUN 06 2019  
LANA R. KEESLING  
CITY CLERK

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.

  
Signature Michael Allison  
Printed Name 6/3/2019  
Date

6400 Brotherhood Way  
Address Fort Wayne, IN 46825  
City/State/Zip

\_\_\_\_\_  
Signature Printed Name \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_  
Address \_\_\_\_\_ City/State/Zip \_\_\_\_\_

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

Agent's Name (Print Legibly): Kenn Dunn

Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_ Phone: 451-9747

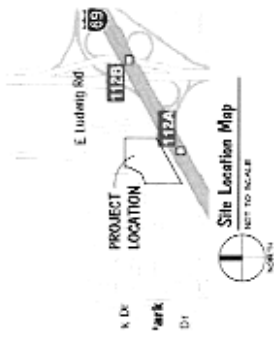
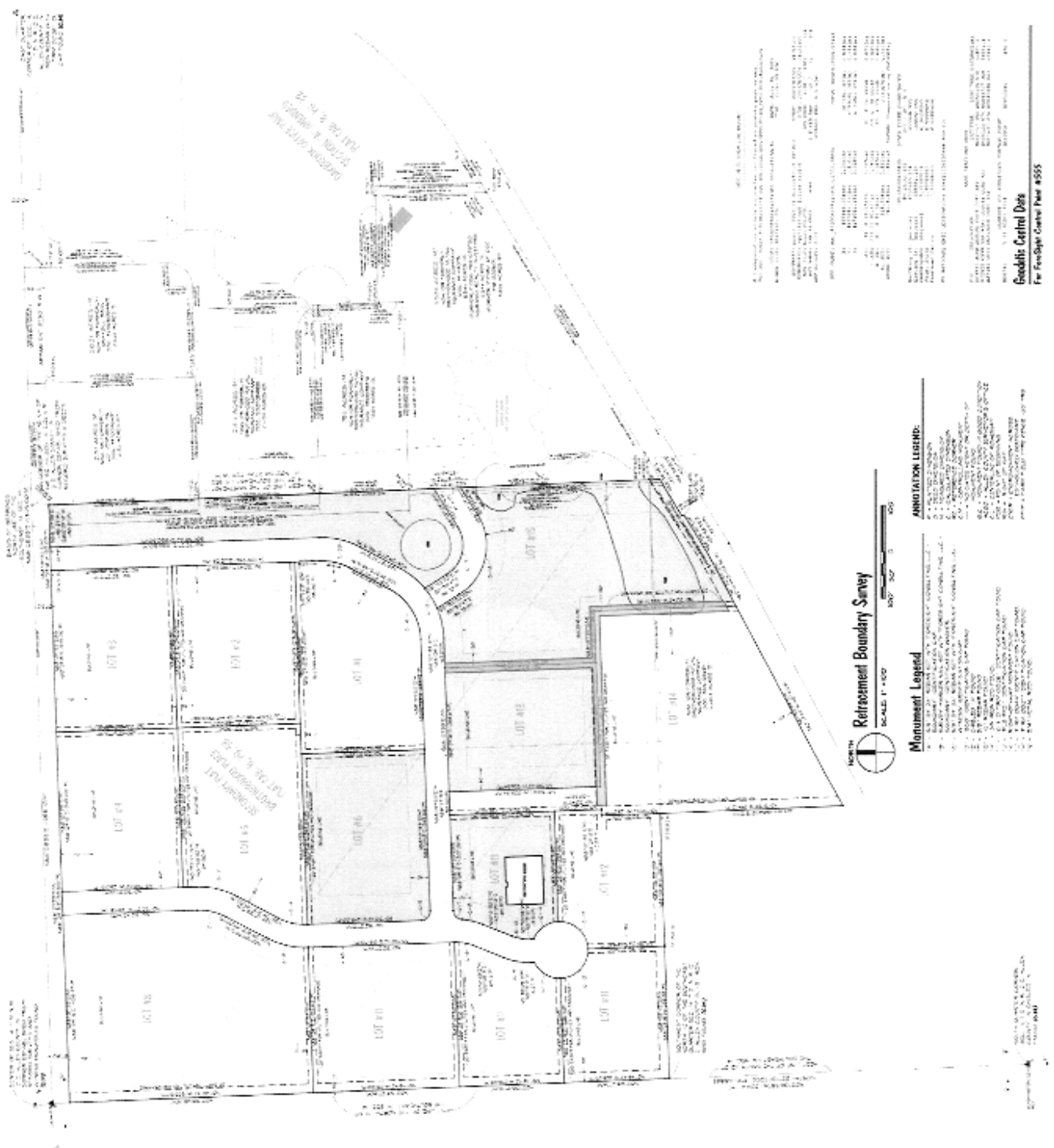
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**For Office Use Only:**

Receipt #: \_\_\_\_\_ Date Filed: 6/10/19

Map #: WASH 14  
M 38 Reference #: VEAS-2019-0001

Zoning-C2



Partial PERM Permit 180093C 0169 G  
 May Effective Date of August 3, 2009

**GENERAL NOTES:**

1. THIS SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE BOARD OF SURVEYING AND MAPPING, STATE OF INDIANA.
2. THE MONUMENTS LOCATED AT THE CORNERS OF THE LOTS ARE TO BE CONSIDERED AS THE CORNERS OF THE LOTS.
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10. THE MONUMENTS LOCATED AT THE CORNERS OF THE LOTS ARE TO BE CONSIDERED AS THE CORNERS OF THE LOTS.

**LAND SURVEYOR CERTIFICATION**

I, JOHN MARY SHAWHAN, LAND SURVEYOR, LICENSE NO. 180093C, DO HEREBY CERTIFY THAT THIS SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE BOARD OF SURVEYING AND MAPPING, STATE OF INDIANA. I AM A MEMBER OF THE INDIAN SURVEYORS ASSOCIATION AND AM LICENSED AS A PROFESSIONAL LAND SURVEYOR. I HAVE BEEN LICENSED SINCE 1998 AND AM CURRENTLY LICENSED AS A PROFESSIONAL LAND SURVEYOR. I HAVE BEEN LICENSED SINCE 1998 AND AM CURRENTLY LICENSED AS A PROFESSIONAL LAND SURVEYOR. I HAVE BEEN LICENSED SINCE 1998 AND AM CURRENTLY LICENSED AS A PROFESSIONAL LAND SURVEYOR.



**FunSight Consulting, LLC**  
 2415 New Vista Drive  
 Fort Wayne, Indiana 46845  
 317.424.9933 phone  
 317.424.9933 fax  
 www.funSight-consulting.biz

**Certification**

**Brotherhood Mutual**  
 6400 Brotherhood Way, Fort Wayne, Indiana  
 Drawing Revisions

**Commission Number**  
 110092  
**Date**  
 November 18th, 2011  
**Title**  
 Monument  
 Boundary Survey  
 Sheet Number  
**C0.1**

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

---

**Department of Planning Services**

Title of Ordinance: Vacation of Platted Easement  
Case Number: VEAS-2019-0001  
Bill Number: G-19-06-13  
Council District: 3-Tom Didier

---

Introduction Date: June 25, 2019  
Public Hearing Date: July 9, 2019 (to be held by Council)  
Next Council Action: Ordinance will return to Council after approvals from reviewing agencies.

---

Synopsis of Ordinance: To vacate utility easements within Lots 13, 14 and 15 of the Brotherhood Place plat.

Location: 6400 Brotherhood Way  
Reason for Request: Brotherhood Mutual is planning an 84,700 square foot building expansion.  
Applicant: Kenneth Dunn – Engineering Resources  
Property Owner: Brotherhood Mutual Insurance Co.

---

Related Petitions: Primary Development Plan, Brotherhood Mutual Building Expansion, VPLT-2019-0003, Vacation of Platted Lots 13, 14, and 15

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Effect of Passage: Vacation of these unused easements will allow Brotherhood Mutual Insurance Co. to expand on land they own, adjacent to the existing building.

Effect of Non-Passage: The easements will remain platted. They are currently unused and prohibiting further development of the property.

**NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL**

**ORDINANCE NO. G-19-06-13**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON JULY 9, 2019, AT 5:30 P.M., IN ROOM 030 – COUNCIL DISCUSSION ROOM – GARDEN LEVEL CITIZENS SQUARE , 200 E. BERRY, FORT WAYNE, INDIANA 46802; A REQUEST TO VACATE AN AREA KNOWN AS:

**LOCATION:** To vacate utility easements within Lots 13, 14, and 15 of the Brotherhood Place plat. 6400 Brotherhood Way (Section 14 of Washington Township)

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND CONFIRMED, OR RESCINDED ON TUESDAY, JULY 9, 2019.

ADDITIONAL INFORMATION CAN BE VIEWED AT THE DEPARTMENT OF PLANNING SERVICES OFFICE IN CITIZEN'S SQUARE: 200 E. BERRY ST, SUITE 150.

ALL INTERESTED PERSONS ARE INVITED TO ATTEND AND BE HEARD AT THE PUBLIC HEARING.

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 PUBLIC INFORMATION OFFICE (260) 427-1120, TTY (260) 427-1200, AT LEAST SEVENTY-TWO HOURS PRIOR TO THE MEETING.

*LANA R. KEESLING  
CITY CLERK*

# The Journal Gazette

Account # 1063561 - 1363536

**FW City Clerk's Office**

Allen County, Indiana

## 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	55

### COMPUTATION OF CHARGES

<u>55</u> lines, <u>1</u> column(s) wide equals	
<u>55</u> equivalent lines at <u>\$ 0.473</u> cents per line	\$ 26.01
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)	-
<b>TOTAL AMOUNT OF CLAIM</b>	<u>\$ 26.01</u>

### 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>6/29/2019</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.

*Donna M. Brotherton*

Donna M. Brotherton  
Legal Clerk

Date: June 29, 2019

ATTACH COPY OF ADVERTISEMENT HERE

**NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL**

**ORDINANCE NO. G-19-06-13**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON JULY 9, 2019, AT 5:30 P.M., IN ROOM 030 - COUNCIL DISCUSSION ROOM - GARDEN LEVEL CITIZENS SQUARE, 200 E. BERRY, FORT WAYNE, INDIANA 46802; A REQUEST TO VACATE AN AREA KNOWN AS:

LOCATION: To vacate utility easements within Lots 13, 14, and 15 of the Brotherhood Place plat, 6400 Brotherhood Way (Section 14 of Washington Township)

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND CONFIRMED, OR RESCINDED ON TUESDAY, JULY 9, 2019.

ADDITIONAL INFORMATION CAN BE VIEWED AT THE DEPARTMENT OF PLANNING SERVICES OFFICE IN CITIZEN'S SQUARE: 200 E. BERRY ST. SUITE 150.

ALL INTERESTED PERSONS ARE INVITED TO ATTEND AND BE HEARD AT THE PUBLIC HEARING.

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 PUBLIC INFORMATION OFFICE (260) 427-1120, TTY (260) 427-1200, AT LEAST SEVENTY-TWO HOURS PRIOR TO THE MEETING.

LANA R. KEESLING  
CITY CLERK

6--29 1363536 nspakp

# The Journal Gazette

Account # 1063561 - 1363536

FW City Clerk's Office

Allen County, Indiana

## 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	55

### COMPUTATION OF CHARGES

<u>55</u> lines, <u>1</u> column(s) wide equals	
<u>55</u> equivalent lines at <u>\$ 0.473</u> cents per line	\$ 26.01
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	<u>\$ 26.01</u>

### DATA FOR COMPUTING COST

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

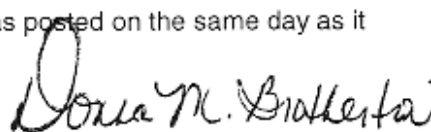
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I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 times.

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LANA R. KEESLING  
CITY CLERK

6--29 1363536 lrpaxlp

**BILL NO. G-19-06-13**

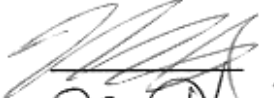

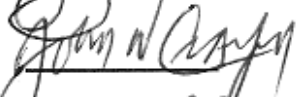
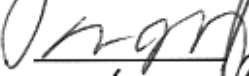
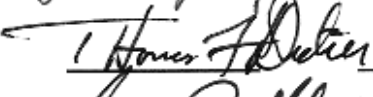


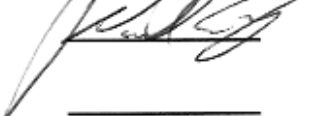
**REPORT OF COMMITTEE ON REGULATIONS**  
**August 20, 2019**

**Tom Freistroffer Chair**  
**Michael Barranda Co-Chair**  
**All Council Members**


An Ordinance for the purpose of Vacating a platted utility easement

To vacate utility easements within Lots 13, 14 and 15 of the Brotherhood Place plat at 6400 Brotherhood Way

**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>
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

**LANA R. KEESLING**  
**CITY CLERK**



Public Hearing Date: July 9, 2019

Read the first time in full and on motion by Councilman Freistroffer.

Read the second time by title and referred to the Regulations Committee.

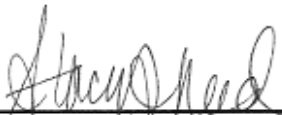
Read the third time in full and on motion by Councilman Freistroffer, placed on passage by the following vote:

<u>TOTAL VOTES</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
ARP	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BARRANDA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CRAWFORD	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DIDIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FREISTROFFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
JEHL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PADDOCK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: August 27, 2019

  
 \_\_\_\_\_  
 STACY A. REED, DEPUTY CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
 Ordinance No. G-19-06-13 on the 27th day of August, 2019

  
 \_\_\_\_\_  
 STACY A. REED  
 DEPUTY CITY CLERK

  
 \_\_\_\_\_  
 PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th  
 of August 2019, at the hour of 12:15 o'clock P.M. E.S.T.

  
 \_\_\_\_\_  
 STACY A. REED, DEPUTY CITY CLERK

Approved and signed by me this 29<sup>th</sup> day of August  
 2019, at the hour of 12:00 o'clock Pm E.S.T.

FORT WAYNE, INDIANA  
**RECEIVED**  
 AUG 30 2019  
 LANA R. KEESLING  
 CITY CLERK

  
 \_\_\_\_\_  
 THOMAS C. HENRY, MAYOR

09/05/2019 3:18:48 PM  
CITY OF FT WAYNE  
0.00  
LINDAD

TRANSACTION # 4382725  
DOCUMENT # 2019044902

ORDINANCE

RECORDING FEES: 0.00  
TOTAL: 0.00  
CASH: 0.00

THANK YOU

ANITA MATHER  
RECORDER  
ALLEN COUNTY, IN