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ANITA MATHER

ALLEN COUNTY RECORDER

FORT WAYNE, IN

VROW-2020-0001

BILL NO. G-20-01-13

GENERAL ORDINANCE NO. G- 2-20

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

Part of Randall Street for the purpose of being vacated between Lots 17 and 62 in Whites 1st Addition to the City of Fort Wayne, according to the plat thereof recorded in Deed Book 55, Page 528 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Beginning at the Southeast corner of Lot Number 62 in Whites 1st Addition; thence South 01 degrees 10 minutes 57 seconds East (assumed bearing and basis of bearing for all bearings in this description) a distance of 50.71 feet to the Northeast corner of Lot Number 17 in said addition; thence South 89 degrees 20 minutes 25 seconds West, on the North line of Lot Number 17, a distance of 121.93 feet to the Northwest corner of said Lot; thence North 00 degrees 31 minutes 02 seconds West a distance of 50.73 feet to the Southwest corner of Lot Number 62; thence North 89 degrees 20 minutes 53 seconds East, on the South line of said Lot, a distance of 121.35 feet to the Point of Beginning, containing 0.142 acres of land, more or less.

Note: The above described portion of Randall Street, after vacation shall be subject to a utility, drainage and access easement.

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

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

FEB 17 2020

AUDITOR OF ALLEN COUNTY

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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

20 JAN PM 1:52:11

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 X Public Right of Way (street or alley)

More particularly described as follows:

RANDALL ST. WEST OF GRANT AVE.
SEE 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.)

DEED BOOK NUMBER: _____ PAGE(S) NUMBER(S): _____ (This information can be obtained from the Allen County Recorder's Office on the 2nd Floor, City-County Building, One Main Street, Fort Wayne, IN)

The reasons for the proposed vacation are as follows:

TO ALLOW FOR SETBACK ON REPLACEMENT WAREHOUSE
BLDG. PETITIONER OWNS ON BOTH SIDES OF STREET &
WILL GRANT UTILITY & ACCESS ESMT. W/ VACATION

(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.

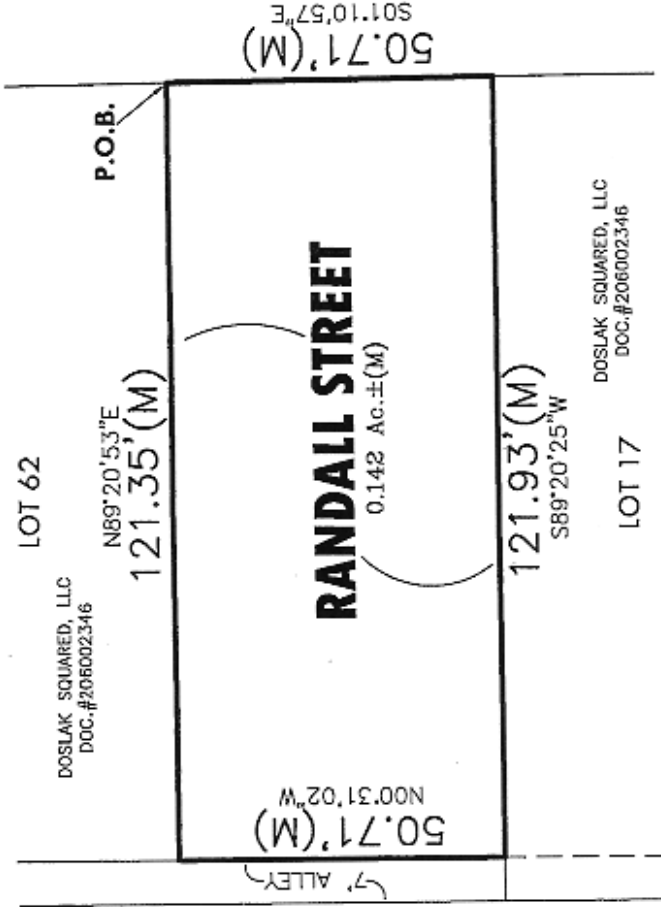
Applicant's name(s) if different from property owner(s):

Name: DOSLAK SQUARED, LLC (OWNER & PETITIONER)

Street Address: 15830 FAIRBANKS CT.

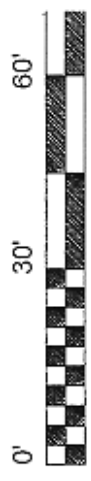
City: GILBERG State: IN Zip: 46530 Phone: _____

FORT WAYNE, INDIANA
FILED
JAN 07 2020
LANA R. KEESLING
CITY CLERK



GRANT AVENUE
(60' R/W)

RANDALL STREET
(50' R/W)



SCALE IN FEET: 1" =

VACATED STREET AREA EXHIBIT

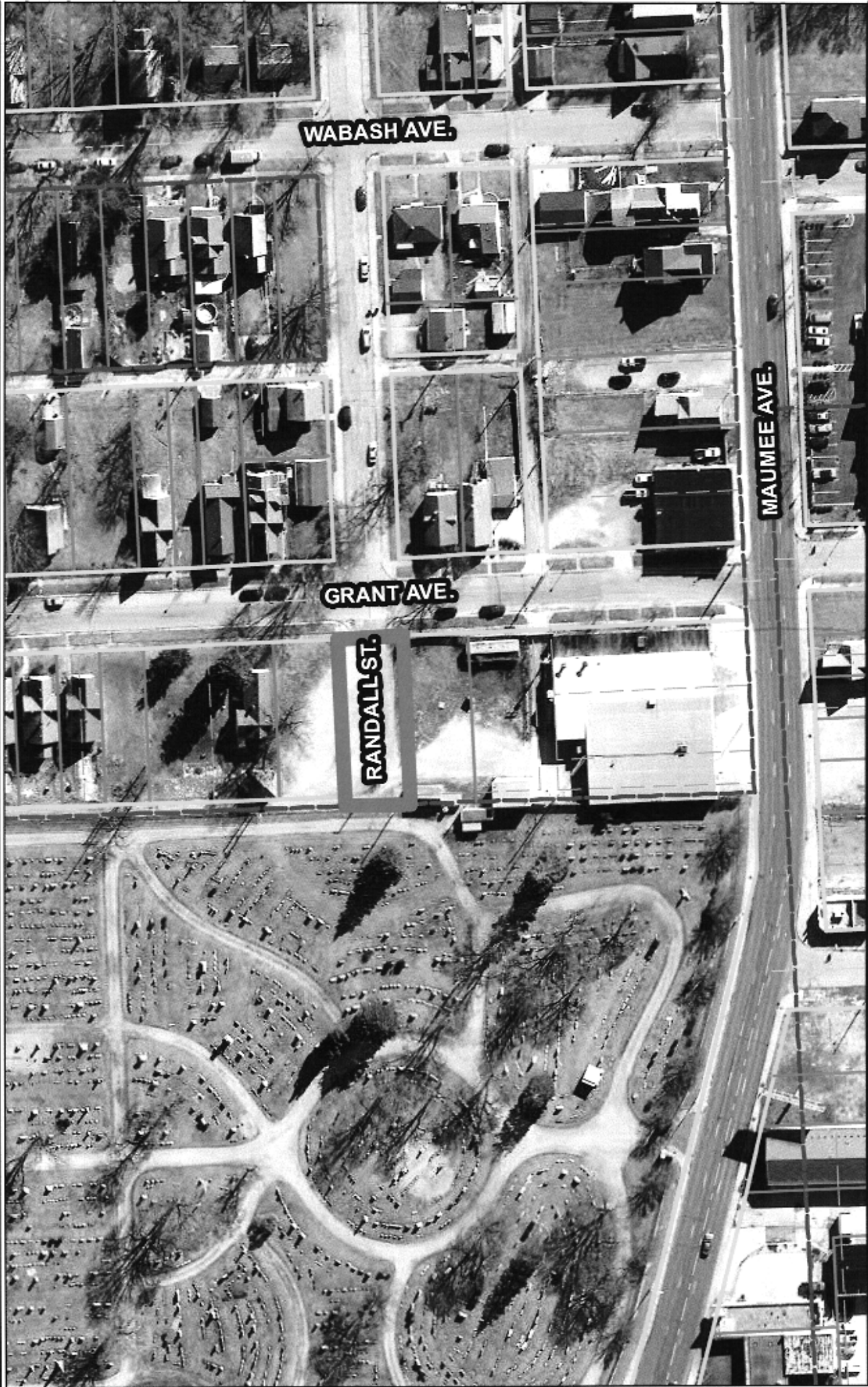
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NOTE: The above described portion of Randall Street, after vacation shall be subject to a utility, drainage and access easement.

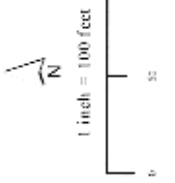
**JOB DESCRIPTION:
VACATED ROAD AREA**

**PT. OF RANDALL STREET BETWEEN LOTS 17 AND 62
WHITES 1ST ADDITION, ALLEN CO., IN**



Although these drawings are true and correct, they are not to be used as a substitute for a professional survey. The City of Maumee is not responsible for any errors or omissions in this map. The City of Maumee is not responsible for any errors or omissions in this map. The City of Maumee is not responsible for any errors or omissions in this map.

City of Maumee, Ohio
 Planning and Community Development Department
 1000 North Main Street, Maumee, Ohio 43533
 Date: 1/8/2020



ALLEY VACATION – DISCUSSION AND PASSAGE
Department of Planning Services

VROW 2020 0001	Bill #G-20-01-13	Project Start: 14 January 2020
APPLICANT:	Doslak Squared, LLC	
REQUEST:	To vacate a portion of Randall Street within Whites 1 st Addition. An access and utility easement will remain.	
LOCATION:	Between Lots 17 and 62 of Whites 1 st Addition, west of Grant Avenue and east of Concordia Lutheran Cemetery. (Section 6 of Adams Township)	
COUNCIL DISTRICT:	District 5 – Geoff Paddock	
PUBLIC HEARING DATE:	January 28, 2020	

PROJECT SUMMARY

The petitioner Doslak Squared, LLC, owns the buildings at 1927 Maumee Avenue. The company would like to rebuild a dry warehouse after a fire loss. Because of setback requirements from the right-of-way of Randall Street, the redevelopment opportunity is greatly diminished. The petitioner also owns the property north of Randall Street. By vacating the right-of-way, the properties can be combined and 35 feet of developable space is gained. The applicant has written into the ordinance that a utility and access easement will remain over the entire vacated right-of-way, so there will be no impact to neighboring properties or access to utilities. Staff has sent requests to all affected utility agencies and the vacation may be approved with the granting of the access and utility easement. There was no opposition at the public hearing, and staff personally spoke with Concordia Lutheran Cemetery representatives, who had no opposition.

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

20 JAN 2020

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 Easement X Public Right of Way (street or alley)

More particularly described as follows:

RANDALL ST. WEST OF GRANT AVE.
SEE 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.)

DEED BOOK NUMBER: PAGE(S) NUMBER(S): (This information can be obtained from the Allen County Recorder's Office on the 2nd Floor, City-County Building, One Main Street, Fort Wayne, IN)

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BLDG. PETITIONER OWNS ON BOTH SIDES OF STREET &
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(If additional space is needed please attach separate page.)

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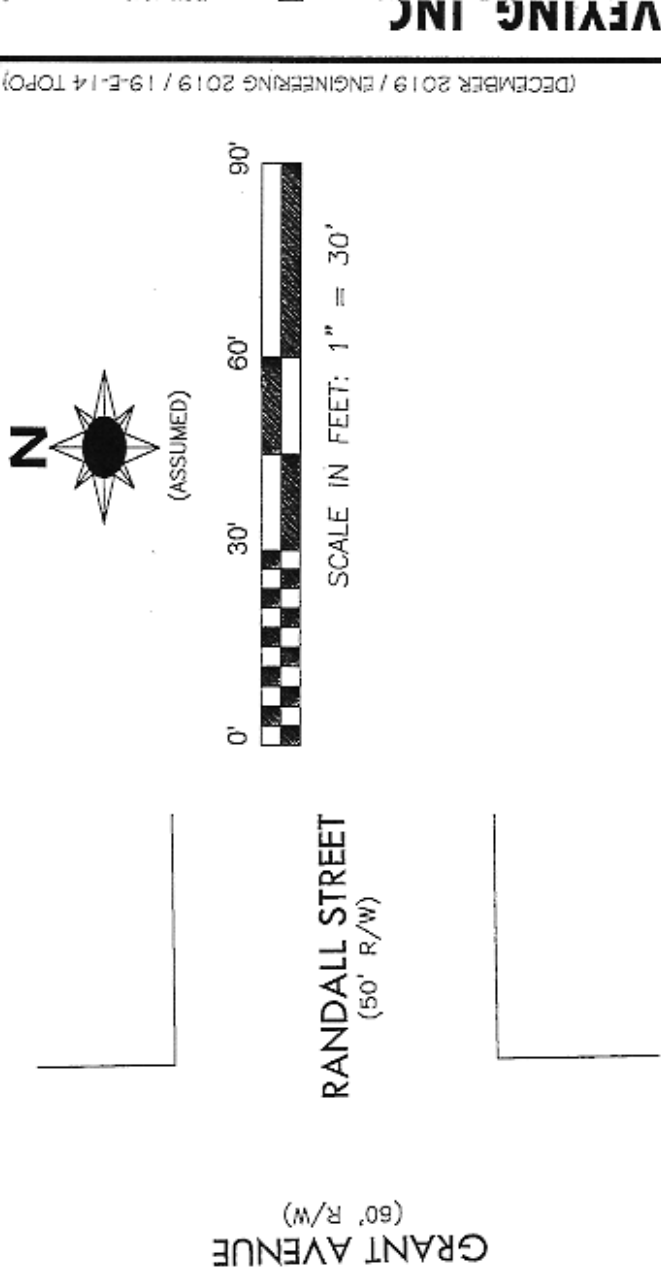
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Name: DOSLAK SQUARED, LLC (OWNER & PETITIONER)

Street Address: 15830 FAIRBANKS CT.

City: GRANGER State: IN Zip: 46530 Phone:

FORT WAYNE, INDIANA
FILED
JAN 07 2020
LANA R. KEESLING
CITY CLERK



RANDALL STREET
(50' R/W)

GRANT AVENUE
(60' R/W)

LOT 62

SQUARED, LLC
#206002346

P.O.B.

N89°20'53"E
121.35'(M)

RANDALL STREET
0.142 Ac.±(M)

50.71'(M)
S01°10'57"E

121.93'(M)
S89°20'25"W

DOSLAK SQUARED, LLC
DOC.#206002346

LOT 17

STREET AREA EXHIBIT

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VACATED ROAD AREA
PT. OF RANDALL STREET BETWEEN LOTS 17 AND 62
WHITES 1ST ADDITION, ALLEN CO., IN

milkc

DESCRIPTION NUMBER: 19

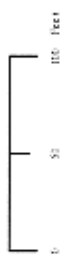




All work done herein is for the use of the City of Allen. The City of Allen does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any use or reliance on this map. © 2020 Board of Commissioners of the County of Allen, North America, Dakota 58001. State Plane Coordinate System, NAD 83. Photos and Graphics: Spring 2020



1 inch = 100 feet



City of Fort Wayne Common Council
DIGEST SHEET

Department of Planning Services

Title of Ordinance: Vacation of Public Right-of-Way
Case Number: VROW-2020-0001
Bill Number: G-20-01-13
Council District: 5-Geoff Paddock

Introduction Date: January 14, 2020

Public Hearing Date: January 28, 2020 (to be held by Council)

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

Synopsis of Ordinance: To vacate a portion of Randall Street within Whites 1st Addition.

Location: Between Lots 17 and 62 of Whites 1st Addition, west of Grant Avenue and east of Concordia Lutheran Cemetery.

Reason for Request: To allow for enough building setback to expand the existing business. Utility and vehicular access within the right-of-way area will remain.

Applicants: Doslak Squared, LLC

Property Owners: Doslak Squared, LLC

Related Petitions: Site Plan Routing Review

Effect of Passage: If approved, the platted right-of-way will revert to the adjacent property owners for maintenance.

Effect of Non-Passage: The right-of-way will remain as platted.

The Journal Gazette

Account # 1063561 - 1378372

Allen County, Indiana

FW City Clerk's Office

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	<u>57</u>

COMPUTATION OF CHARGES

<u>57</u> lines, <u>1</u> column(s) wide equals	
<u>57</u> equivalent lines at <u>\$ 0.486</u> cents per line	\$ 27.70
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>\$ 27.70</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>1/17/2020</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: January 17, 2020

ATTACH COPY OF ADVERTISEMENT HERE

**NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
ORDINANCE NO. G-20-01-13**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON JANUARY 28, 2020 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 a portion of Randall Street within Whites 1st Addition. An access and utility easement will remain. Between Lots 17 and 62 of Whites 1st Addition, west of Grant Avenue and east of Concordia Lutheran Cemetery. (Section 6 of Adams Township)

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND CONFIRMED, OR RESCINDED ON TUESDAY, JANUARY 28, 2020.

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 B. KEESLING
CITY CLERK

1--17 1378372 hspaxlp

The Journal Gazette

Account # 1063561 - 1378372

Allen County, Indiana

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Head -- number of lines _____

Body -- number of lines _____

Tail -- number of lines _____

Total number of lines in notice 57

COMPUTATION OF CHARGES

57 lines, 1 column(s) wide equals _____

57 equivalent lines at \$ 0.486 cents per line \$ 27.70

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

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TOTAL AMOUNT OF CLAIM \$ 27.70

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LANA R. KEESLING
CITY CLERK

1--17 1378372 hspaxip

BILL NO. G-20-01-13

REPORT OF COMMITTEE ON REGULATIONS

February 11, 2020

Tom Freistroffer Chair

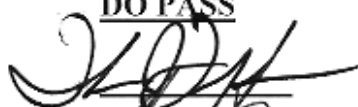


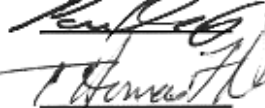
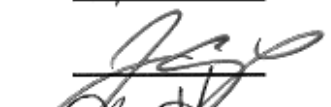

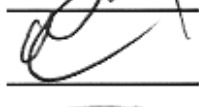

Glynn Hines Co-Chair

All Council Members

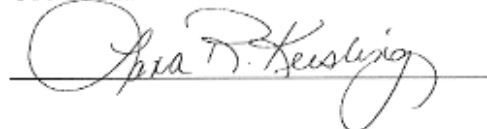
An Ordinance amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating public right-of-way

To vacate a portion of Randall Street within Whites 1st Addition, between Lots 17 and 62 of Whites 1st Addition, west of Grant Avenue and east of Concordia Lutheran Cemetery

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: January 28, 2020

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

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

Read the third time in full and on motion by Councilperson 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"/>
CHAMBERS	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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"/>
TUCKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATED: February 11, 2020



 LANA R. KEESLING, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-20-01-13 on the 11th day of February, 2020

ATTEST:



 LANA R. KEESLING
 CITY CLERK



 PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th of February 2020, at the hour of 9:40 o'clock A.M. E.S.T.



 LANA R. KEESLING, CITY CLERK

Approved and signed by me this 13th day of FEBRUARY 2020, at the hour of 1:00 o'clock PM E.S.T.



 THOMAS C. HENRY, MAYOR

