



8 6 7 9 9 6 4

Tx: 4409975

2020011972

RECORDED: 03/02/2020 11:06:36 AM

ANITA MATHER

ALLEN COUNTY RECORDER

FORT WAYNE, IN

1 VALY-2020-0002

2 BILL NO. G-20-01-35  
3 As amended

4 GENERAL ORDINANCE NO. G- 7-20

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

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

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

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

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

17 Part of a 14 foot alley for the purpose of begin vacated between Lot 47 and Lot 86 in  
18 Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages  
19 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly  
20 described as follows:

21 Beginning at the Northeast corner of Lot 86 in Lewis Addition; thence South 88  
22 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all  
23 bearings in this description), on the North line of said Lot, a distance of 152.69 feet to  
24 the Northwest corner of said Lot; thence North 01 degree 49 minutes 25 seconds  
25 West, a distance of 14.00 feet to the Southwest corner of Lot 47 in Lewis Addition;  
26 thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot a  
27 distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degree  
28 52 minutes 21 seconds East, a distance of 14.00 feet to the Point of Beginning,  
29 containing 0.049 acres of land, more or less.

30 Note: The above described portion of alley, after vacation, shall be subject to a utility  
easement.

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

JULY 2020  
Subject to that  
acceptance for transfer

MAR -2 2020

ANITA MATHER  
Recorder of Allen County

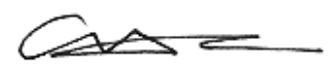
34/NE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

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

Redline  
Copy

1 VALY-2020-0002

2 BILL NO. G-20-01-35

3 As amended

4 GENERAL ORDINANCE NO. G-\_\_\_\_\_

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

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

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

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

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

17 Part of a 14 foot alley for the purpose of begin vacated between Lot 47 and Lot 86 in  
18 Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages  
19 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly  
20 described as follows:

21 Beginning at the Northeast corner of Lot 86 in Lewis Addition; thence South 88  
22 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all  
23 bearings in this description), on the North line of said Lot, a distance of 152.69 feet to  
24 the Northwest corner of said Lot; thence North 01 degree 49 minutes 25 seconds  
25 West, a distance of 14.00 feet to the Southwest corner of Lot 47 in Lewis Addition;  
26 thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot a  
27 distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degree  
28 52 minutes 21 seconds East, a distance of 14.00 feet to the Point of Beginning,  
29 containing 0.049 acres of land, more or less.

30 Note: The above described portion of alley, after vacation, shall be subject to a utility  
easement.

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

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-2020-0002  
Bill Number: G-20-01-35  
Council District: 5-Geoff Paddock

---

Introduction Date: January 28, 2020  
Public Hearing Date: February 11, 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 14 foot wide alley in Lewis Addition, Amended, in the City of Fort Wayne.

Location: Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street.

Reason for Request: To allow for improvements for Miss Virginia's Food Pantry.

Applicants: Inner City Hope Corporation dba Miss Virginia's Food Pantry

Property Owners: Inner City Hope Corporation dba Miss Virginia's Food Pantry

---

Related Petitions: Rezoning Petition REZ-2020-0002 and Primary Development Plan, PDP-2020-0001

---

Effect of Passage: The alley vacation will allow properties under common ownership to be combined and bring the existing building into conformance with the zoning ordinance, as well as improve traffic safety and allow for improvements to the food pantry.

Effect of Non-Passage: The right-of-way will remain as platted. Leaving the alley intact affects how the food pantry can improve and expand. It will also hinder improvements to the traffic circulation necessary for the clients of Miss Virginia's Food Pantry.

1 VALY-2020-0002

2 BILL NO. G-20-01-35

3  
4 GENERAL ORDINANCE NO. G-\_\_\_\_\_

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

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

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

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

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

17 Part of a 14 foot alley for the purpose of begin vacated between Lot 47 and Lot 86 in  
18 Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages  
19 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly  
20 described as follows:

21 Beginning at the Northeast corner of Lot Number 86 in Lewis Addition; thence South  
22 88 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for  
23 all bearings in this description), on the North line of said Lot, a distance of 152.69 feet  
24 to the Northwest corner of said Lot; thence North 01 degree 49 minutes 25 seconds  
25 West a distance of 14.00 feet to the Southwest corner of Lot Number 47 in Lewis  
26 Addition; thence North 88 degrees 02 minutes 31 seconds East, on the South line of  
27 said Lot, a distance of 152.68 feet to the Southeast corner of said Lot; thence South  
28 01 degrees 52 minutes 21 seconds East a distance of 14.00 feet to the Point of  
29 Beginning, containing 0.049 acres of land, more or less.

30 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.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

---

COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

Carol T. Helton, City Attorney  
Carol T. Helton, City Attorney 

# 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:

**East half of the east/west alley between Douglas Avenue and  
Brackenridge Street**

(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: **BOB** PAGE(S) NUMBER(S): **P73** (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:

**Traffic in the alley is a safety hazard on food distribution days.  
Additionally we would like to improve the area for loading and  
unloading trucks.**

(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:

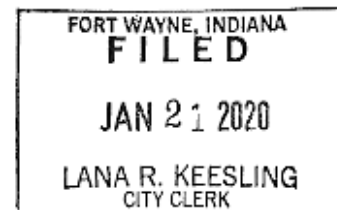
Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

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

Name: Inner City Hope Corporation db. Miss Virginia's Food Pantry

Street Address: P.O. Box 12045

City: Fort Wayne State: IN Zip: 46862 Phone: 260-745-6719



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 Fort 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.

Leon A. Youngpeter  
Signature

Leon A Youngpeter  
Printed Name

1/6/20  
Date

PO Box 120454  
Address

Fort Wayne, IN 46862  
City/State/Zip

Anthony M Henry  
Signature

Anthony Henry  
Printed Name

1-6-2020  
Date

PO Box 120454  
Address

Fort Wayne, IN 46862  
City/State/Zip

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

Agent's Name (Print Legibly): Edward Welling

Street Address: 903 W Berry St

City: Fort Wayne State: IN Zip: 46802 Phone: 260-424-5942

**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: rec'd 1/22/20

Map #: \_\_\_\_\_

Reference #: VAL-2020-0002



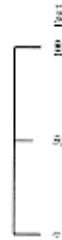
Vacation Petition VALY-2020-0002



Although this is a city-owned street, 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 error or omission in this map.  
© 2020 Board of Commissioners of the City of Allen  
North American Datum 1983  
Map Scale: Graphic Scale, 1 inch = 100 feet  
North Arrow: True North  
Date: 1/22/2021

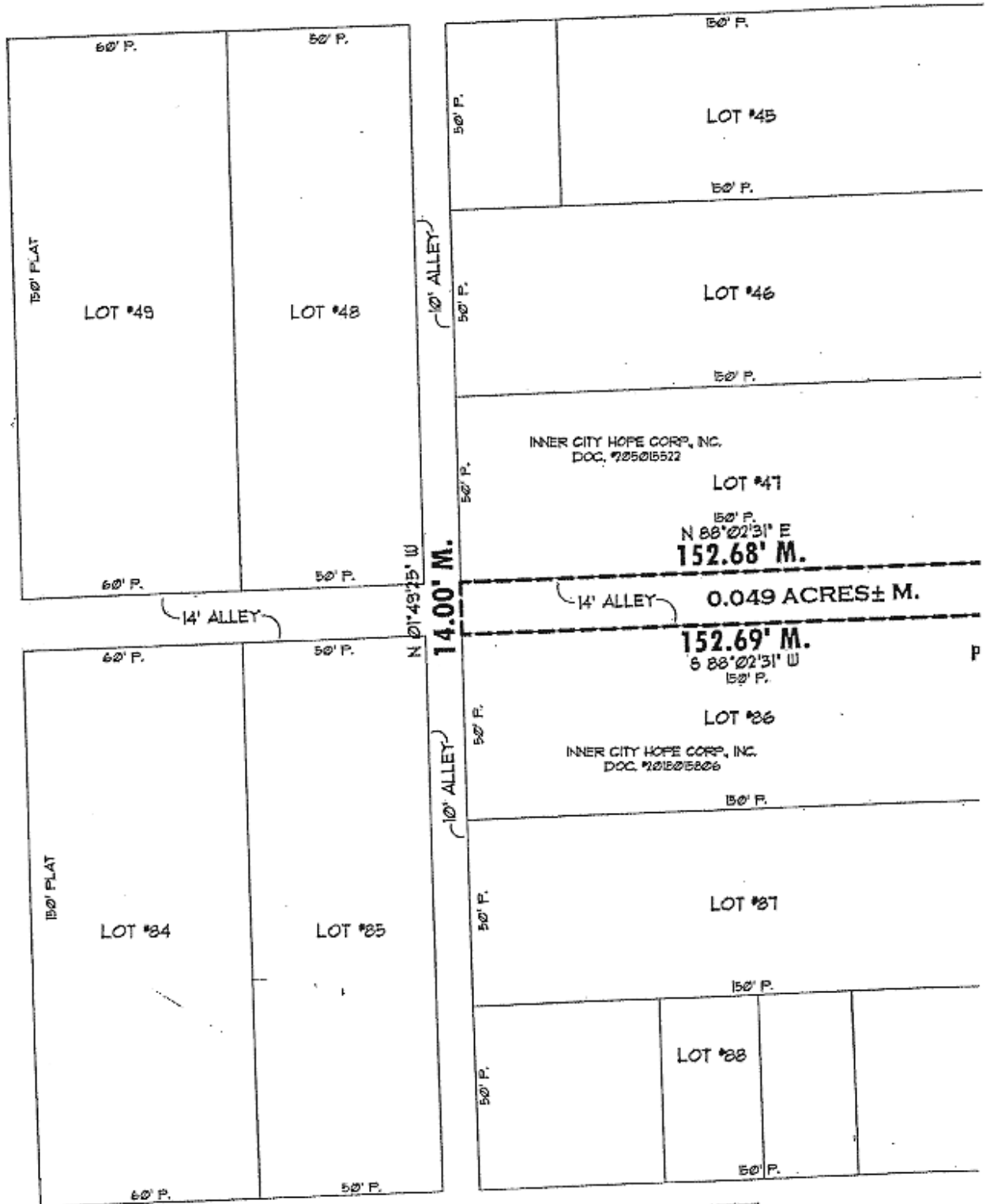


1 inch = 100 feet



**DOUGLASS AVENUE**  
(60' R/W - 30' ASPHALT ROADWAY)

**MONROE STREET**  
(60' R/W - 28' ASPHALT ROADWAY)

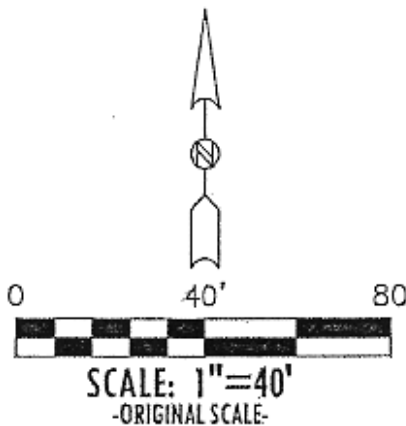


**BRACKENRIDGE STREET**  
(60' R/W - 27' ASPHALT ROADWAY)

## VACATED ALLEY AREA EXHIBIT

Part of an 14 foot alley for the purpose of being vacated between Lot 47 and 86 in Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

*BEGINNING* at the Northeast corner of Lot Number 86 in Lewis Addition; thence South 88 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all bearings in this description), on the North line of said Lot, a distance of 152.69 feet to the Northwest corner of said Lot; thence North 01 degrees 49 minutes 25 seconds West a distance of 14.00 feet to the Southwest corner of Lot Number 47 in Lewis Addition; thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot, a distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degrees 52 minutes 21 seconds East a distance of 14.00 feet to the *Point of Beginning*, containing 0.049 acres of land, more or less.



14.00' M.  
S 01°52'21" E

HANNA STREET  
(60' R/W - 30' ASPHALT ROADWAY)

### JOB DESCRIPTION:

INNER CITY HOPE CORP., INC., VACATED ALLEY AREA  
PT. OF ALLEY BETWEEN LOTS 47 AND 86  
LEWIS ADDITION, ALLEN CO., IN

### ANDERSON SURVEYING, INC.

Registered Professional Engineers and Land Surveyors  
Indiana Land Surveying Firm Identification Number: 29A

1324 Henry Avenue  
Fort Wayne, IN 46808  
Phone: (260) 483-1724  
Fax: (260) 482-6855  
Toll Free: (888) 483-1724

1947 E. Schug Road  
Columbia City, IN 46725  
Phone: (260) 691-3425  
Fax: (260) 482-6855



Michael C. Vodka

DESCRIPTION NUMBER: 18-03-115

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

**ORDINANCE NO. G-20-01-35**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON FEBRUARY 11, 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 14 foot wide ally in Lewis Addition, Amended Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street. (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, FEBRUARY 11, 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 R. KEESLING  
CITY CLERK*

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

VALY 2020 0002	Bill #G-20-01-35	Project Start: January 28 2020
----------------	------------------	--------------------------------

APPLICANT:	Miss Virginia’s Food Pantry
REQUEST:	To vacate a 14 foot wide ally in Lewis Addition, Amended
LOCATION:	Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street. (Section 6 of Adams Township)
COUNCIL DISTRICT:	District 5 – Geoff Paddock
PUBLIC HEARING DATE:	February 11, 2020

**PROJECT SUMMARY**

The petitioner is Inner City Hope Corp. dba Miss Virginia’s Food Pantry. The food pantry is planning to expand with a new attached warehouse room and cooler/freezer. They would also like to build a concrete loading dock over the existing alley. Eventually a new parking lot will be built south of the alley to improve traffic circulation and pedestrian safety. Staff has sent requests for comment from all affected utility agencies and their responses. Several entities will need an easement for utilities, and staff is awaiting the final comments to come in.

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

# 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:

**East half of the east/west alley between Douglas Avenue and  
Brackenridge Street**

(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: **BOB** PAGE(S) NUMBER(S): **P73** (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:

**Traffic in the alley is a safety hazard on food distribution days.  
Additionally we would like to improve the area for loading and  
unloading trucks.**

(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:

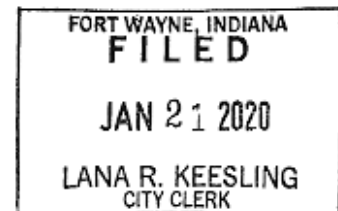
Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

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

Name: Inner City Hope Corporation db. Miss Virginia's Food Pantry

Street Address: P.O. Box 12045

City: Fort Wayne State: IN Zip: 46862 Phone: 260-745-6719



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 Fort 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.

Leon A. Youngpeter  
Signature

Leon A Youngpeter  
Printed Name

1/6/20  
Date

PO Box 120454  
Address

Fort Wayne, IN 46862  
City/State/Zip

Anthony M Henry  
Signature

Anthony Henry  
Printed Name

1-6-2020  
Date

PO Box 120454  
Address

Fort Wayne, IN 46862  
City/State/Zip

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

Agent's Name (Print Legibly): Edward Welling

Street Address: 903 W Berry St

City: Fort Wayne State: IN Zip: 46802 Phone: 260-424-5942

**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: rec'd 1/22/20

Map #: \_\_\_\_\_

Reference #: VALY-2020-0002



Vacation Petition VALY-2020-0002



All information is derived from the City of Phoenix's GIS system.  
All information is provided for informational purposes only.  
The City of Phoenix does not warrant the accuracy, reliability, or completeness of the information provided herein.  
© 2016 City of Phoenix, Arizona  
State Plane, California State System, NAD 83  
Map Date: 1/22/2022

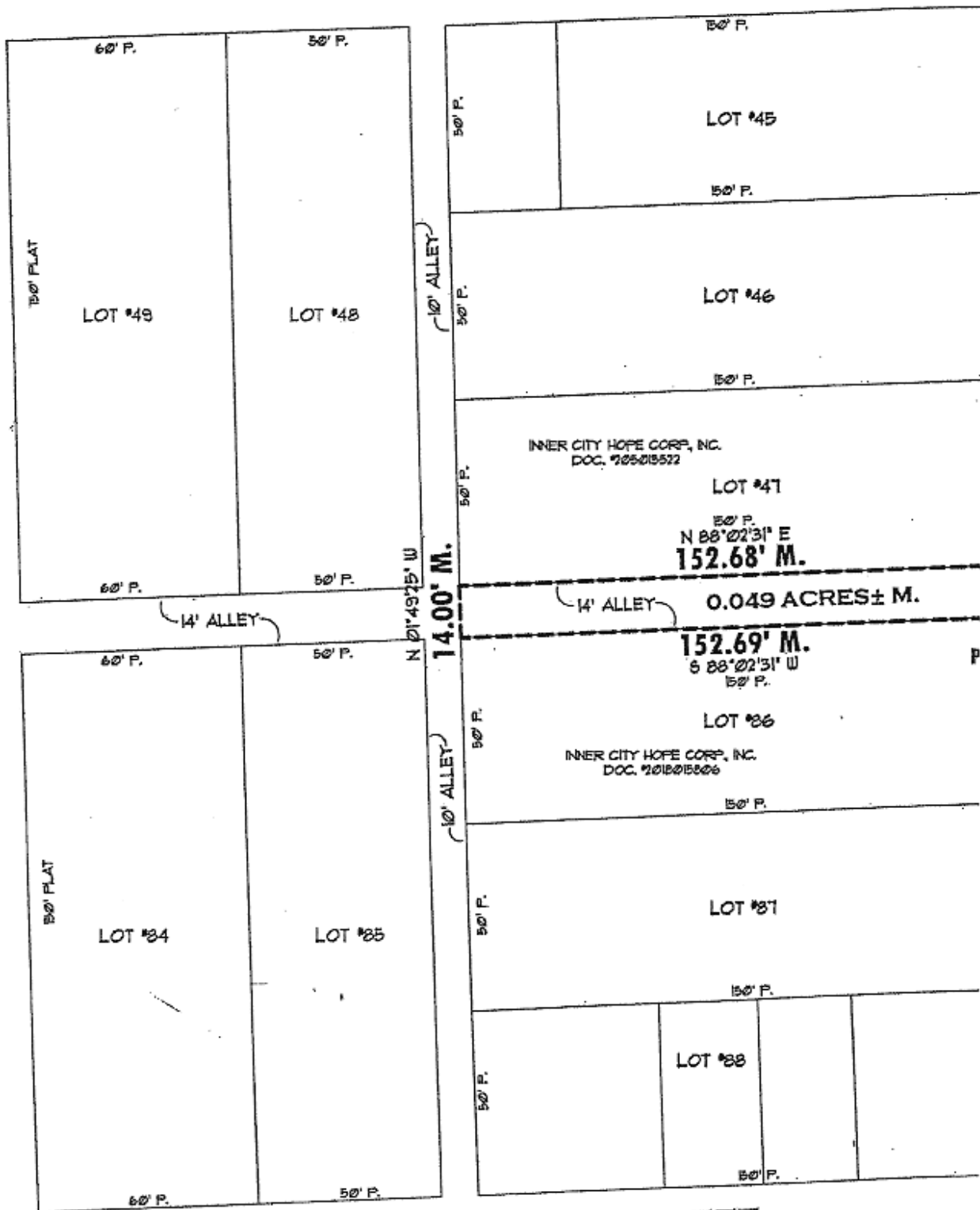


1 inch = 100 feet



**DOUGLASS AVENUE**  
(60' R/W - 30' ASPHALT ROADWAY)

**MONROE STREET**  
(60' R/W - 20' ASPHALT ROADWAY)

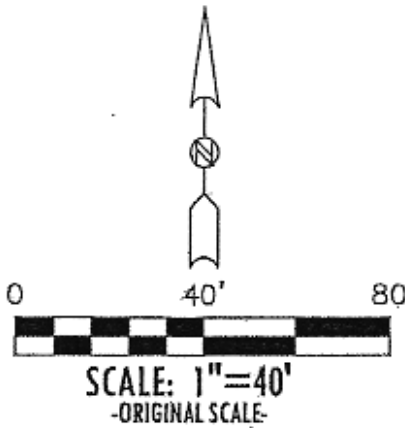


**BRACKENRIDGE STREET**  
(60' R/W - 21' ASPHALT ROADWAY)

## VACATED ALLEY AREA EXHIBIT

Part of an 14 foot alley for the purpose of being vacated between Lot 47 and 86 in Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

**BEGINNING** at the Northeast corner of Lot Number 86 in Lewis Addition; thence South 88 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all bearings in this description), on the North line of said Lot, a distance of 152.69 feet to the Northwest corner of said Lot; thence North 01 degrees 49 minutes 25 seconds West a distance of 14.00 feet to the Southwest corner of Lot Number 47 in Lewis Addition; thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot, a distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degrees 52 minutes 21 seconds East a distance of 14.00 feet to the *Point of Beginning, containing 0.049 acres of land, more or less.*



14.00' M.  
S 01°52'21" E

**HANNA STREET**  
(60' RW) - 30' ASPHALT ROADWAY)

### JOB DESCRIPTION:

**INNER CITY HOPE CORP., INC., VACATED ALLEY AREA  
PT. OF ALLEY BETWEEN LOTS 47 AND 86  
LEWIS ADDITION, ALLEN CO., IN**

### ANDERSON SURVEYING, INC.

Registered Professional Engineers and Land Surveyors  
Indiana Land Surveying Firm Identification Number: 29A

1324 Henry Avenue  
Fort Wayne, IN 46808  
Phone: (260) 483-1724  
Fax: (260) 482-6855  
Toll Free: (888) 483-1724

1947 E. Schug Road  
Columbia City, IN 46725  
Phone: (260) 691-3425  
Fax: (260) 482-6855



*Michael C. Vobde*

DESCRIPTION NUMBER: 18-03-115

# The Journal Gazette

Account # 1063561 - 1379357

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	56

### COMPUTATION OF CHARGES

<u>56</u> lines, <u>1</u> column(s) wide equals	
<u>56</u> equivalent lines at \$ <u>0.486</u> cents per line	\$ 27.22
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>\$ 27.22</u>

### DATA FOR COMPUTING COST

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

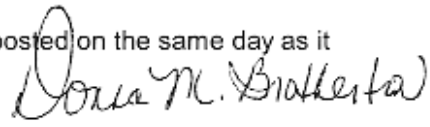
Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

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>1/31/2020</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  
Legal Clerk

Date: January 31, 2020

ATTACH COPY OF ADVERTISEMENT HERE

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

**ORDINANCE NO. G-20-01-35**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON FEBRUARY 11, 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 14 foot wide alley in Lewis Addition, Amended Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street. (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, FEBRUARY 11, 2020.

ADDITIONAL INFORMATION CAN BE VIEWED AT THE DEPARTMENT OF PLANNING SERVICES OFFICE IN CITIZEN'S SQUARE, 200 E. BERRY ST, SUITE 160.

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

1--31 1379357 hspaxlp

# The Journal Gazette

Account # 1063561 - 1379357

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	56

### COMPUTATION OF CHARGES

<u>56</u> lines, <u>1</u> column(s) wide equals	
<u>56</u> equivalent lines at \$ <u>0.486</u> cents per line	\$ 27.22
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	\$ 27.22

### 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>1/31/2020</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 31, 2020

ATTACH COPY OF ADVERTISEMENT HERE

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

**ORDINANCE NO. G-20-01-35**

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON FEBRUARY 11, 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 14 foot wide ally in Lewis Addition, Amended Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street. (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, FEBRUARY 11, 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 R. KEESLING  
CITY CLERK

1--31 1379357 hspaxlp

**ALLEY VACATION – DISCUSSION AND PASSAGE**  
**Department of Planning Services**

VALY 2020 0002	Bill #G-20-01-35	Project Start: January 28 2020
----------------	------------------	--------------------------------

APPLICANT:	Miss Virginia’s Food Pantry
REQUEST:	To vacate a 14 foot wide ally in Lewis Addition, Amended
LOCATION:	Between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street. (Section 6 of Adams Township)
COUNCIL DISTRICT:	District 5 – Geoff Paddock
PUBLIC HEARING DATE:	February 11, 2020
NEXT COUNCIL ACTION:	February 25, 2020

**PROJECT SUMMARY**

The petitioner is Inner City Hope Corp. dba Miss Virginia’s Food Pantry. The food pantry is planning to expand with a new attached warehouse room and cooler/freezer. They would also like to build a concrete loading dock over the existing alley. Eventually a new parking lot will be built south of the alley to improve traffic circulation and pedestrian safety. No one spoke in opposition at the public hearing. Staff has sent requests for comment from all affected utility agencies and their responses. Several entities will need an easement, and it has been written into the ordinance for utilities.

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.
Traffic Engineering:	Approved
Stormwater Engineering:	Easement needed
Water Engineering:	Easement needed
WPC Engineering – Sanitary:	Easement needed
City Parks Department:	Approved
Fire Department:	N/C
Land Acquisition Agent:	Approved
Frontier:	Easement needed
Comcast Cable:	Approved
AEP:	Easement needed
NIPSCO:	Easement needed

**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.

**VALY-2020-0002**

Bill No. G-20-01-35

Right-of-Way 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:**

021212106011000074  
1312 South Hanna

Inner City Hope Corp  
1312 South Hanna  
Fort Wayne, IN 46802

021212106003000074  
610 East Douglas

Spiritual Israel Church and Its Army and Successors  
610 East Douglas  
Fort Wayne, IN 46802

**Representative:**

Edward Welling  
Grinsfelder Architects  
903 West Berry  
Fort Wayne, IN 46802

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

Community Liaison, Palermo Galindo  
Southeast Area Partnership  
East Central Association

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

VALY-2020-0002

BILL NO. G-20-01-35  
As amended

GENERAL ORDINANCE NO. G-\_\_\_\_\_

**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 a 14 foot alley for the purpose of begin vacated between Lot 47 and Lot 86 in Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Beginning at the Northeast corner of Lot 86 in Lewis Addition; thence South 88 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all bearings in this description), on the North line of said Lot, a distance of 152.69 feet to the Northwest corner of said Lot; thence North 01 degree 49 minutes 25 seconds West, a distance of 14.00 feet to the Southwest corner of Lot 47 in Lewis Addition; thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot a distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degree 52 minutes 21 seconds East, a distance of 14.00 feet to the Point of Beginning, containing 0.049 acres of land, more or less.

Note: The above described portion of alley, after vacation, shall be subject to a utility easement.

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

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

3 \_\_\_\_\_  
4                   COUNCILMEMBER

5 APPROVED AS TO FORM AND LEGALITY:

6 \_\_\_\_\_  
7 Carol T. Helton, City Attorney  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

# 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:

**East half of the east/west alley between Douglas Avenue and  
Brackenridge Street**

(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: **BOB** PAGE(S) NUMBER(S): **P73** (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:

**Traffic in the alley is a safety hazard on food distribution days.  
Additionally we would like to improve the area for loading and  
unloading trucks.**

(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:

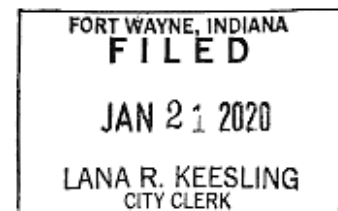
Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

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

Name: Inner City Hope Corporation db. Miss Virginia's Food Pantry

Street Address: P.O. Box 12045

City: Fort Wayne State: IN Zip: 46862 Phone: 260-745-6719



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.

Leon A. Youngpeter  
Signature  
PO Box 120454  
Address

Leon A Youngpeter  
Printed Name  
Fort Wayne, IN 46862  
City/State/Zip

1/6/20  
Date

Anthony M Henry  
Signature  
PO Box 120454  
Address

Anthony Henry  
Printed Name  
Fort Wayne, IN 46862  
City/State/Zip

1-6-2020  
Date

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

Agent's Name (Print Legibly): Edward Welling

Street Address: 903 W Berry St  
City: Fort Wayne State: IN Zip: 46802 Phone: 260-424-5942

**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: rec'd 1/22/20

Map #: \_\_\_\_\_

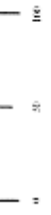
Reference #: VALU-2020-0002



All photographs were taken from a standard camera lens and are provided for informational purposes only. The City of Phoenix does not warrant or guarantee the accuracy of the information or the views shown in this map. The City of Phoenix is not responsible for any errors or omissions in this map. © 2014, Bureau of Geographic Information, Phoenix, AZ. State Plane, North American Datum, 1983. Photographed by: Phoenix Aerial Services, Phoenix, AZ. Date: 1/22/2022

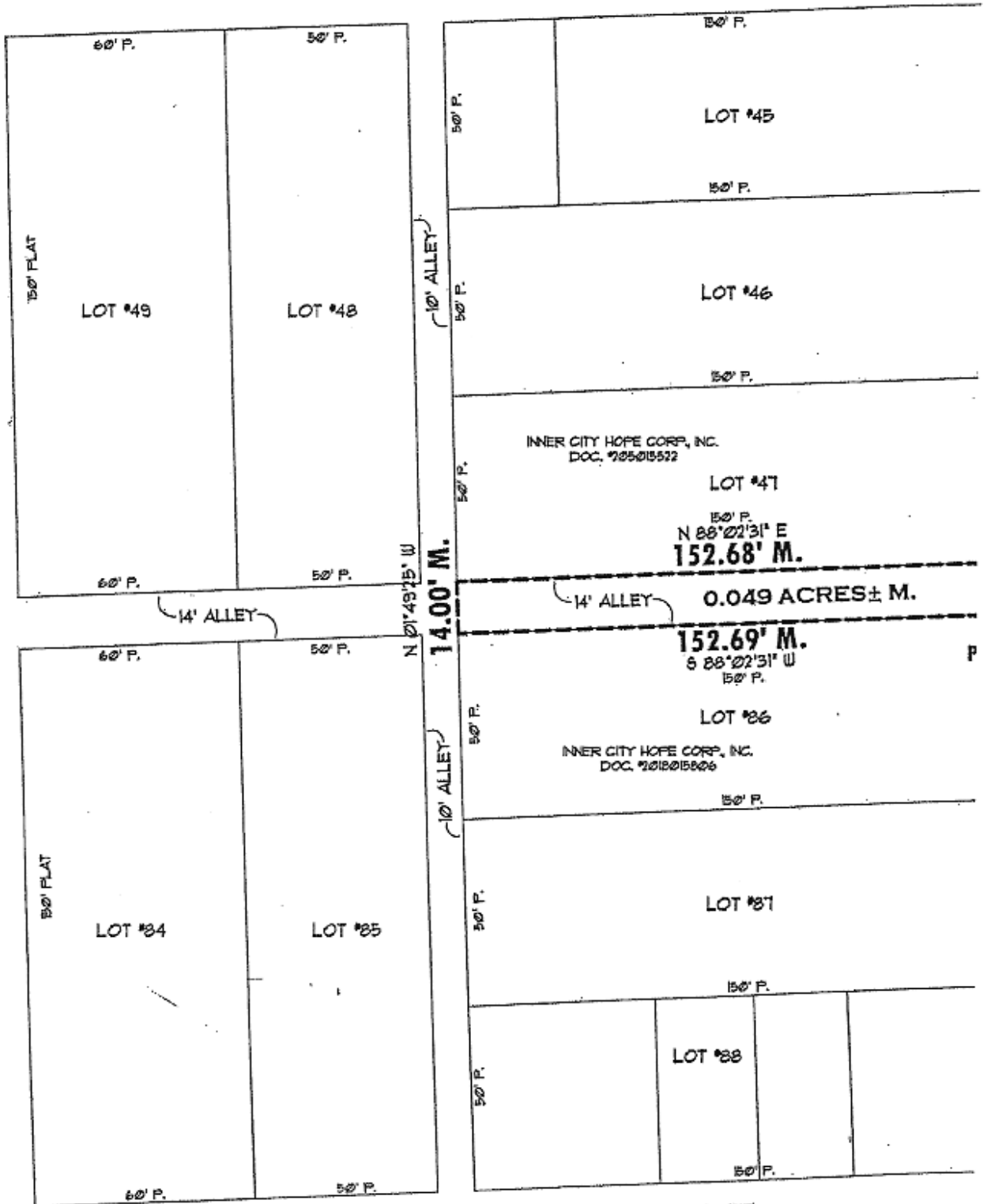


1 inch = 100 feet



**DOUGLASS AVENUE**  
(60' R/W - 30' ASPHALT ROADWAY)

**MONROE STREET**  
(60' R/W - 28' ASPHALT ROADWAY)

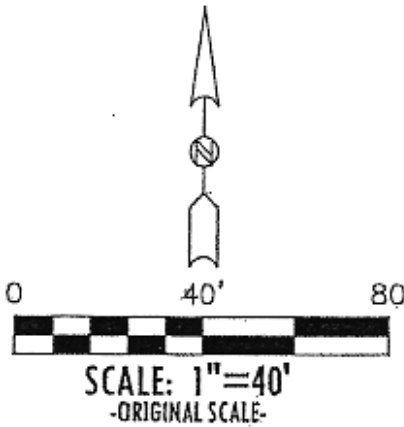


**BRACKENRIDGE STREET**  
(60' R/W - 21' ASPHALT ROADWAY)

## VACATED ALLEY AREA EXHIBIT

Part of an 14 foot alley for the purpose of being vacated between Lot 47 and 86 in Lewis Addition, according to the plat thereof, as recorded in Deed Record 27, pages 391-393 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

**BEGINNING** at the Northeast corner of Lot Number 86 in Lewis Addition; thence South 88 degrees 02 minutes 31 seconds West (assumed bearing and basis of bearing for all bearings in this description), on the North line of said Lot, a distance of 152.69 feet to the Northwest corner of said Lot; thence North 01 degrees 49 minutes 25 seconds West a distance of 14.00 feet to the Southwest corner of Lot Number 47 in Lewis Addition; thence North 88 degrees 02 minutes 31 seconds East, on the South line of said Lot, a distance of 152.68 feet to the Southeast corner of said Lot; thence South 01 degrees 52 minutes 21 seconds East a distance of 14.00 feet to the *Point of Beginning, containing 0.049 acres of land, more or less.*



14.00' M.  
S 01°52'21" E

HANNA STREET  
(660' R/W - 30' ASPHALT ROADWAY)

### JOB DESCRIPTION:

INNER CITY HOPE CORP., INC., VACATED ALLEY AREA  
PT. OF ALLEY BETWEEN LOTS 47 AND 86  
LEWIS ADDITION, ALLEN CO., IN

### ANDERSON SURVEYING, INC.

Registered Professional Engineers and Land Surveyors  
Indiana Land Surveying Firm Identification Number: 29A

1324 Henry Avenue  
Fort Wayne, IN 46808  
Phone: (260) 483-1724  
Fax: (260) 482-6855  
Toll Free: (888) 483-1724

1947 E. Schug Road  
Columbia City, IN 46725  
Phone: (260) 691-3425  
Fax: (260) 482-6855



Michael C. Vobde

DESCRIPTION NUMBER: 18-03-115

03/02/2020 11:06:36 AM  
CITY OF FT WAYNE CLERKS OFFICE  
0.00  
NICOLEK  
TRANSACTION # 4409975

2020011972	ORDINANCE	0.00
2020011973	ORDINANCE	0.00

RECORDING FEES: 0.00  
TOTAL: 0.00  
CASH: 0.00

THANK YOU

ANITA MATHER  
RECORDER  
ALLEN COUNTY, IN

**BILL NO. G-20-01-35**

**REPORT OF COMMITTEE ON REGULATIONS**  
**February 25, 2020**

***Tom Freistroffer Chair***

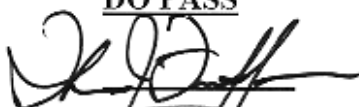

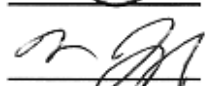


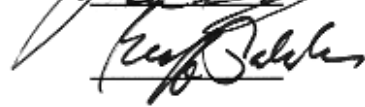
***Glynn Hines Co-Chair***

***All Council Members***

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

*To vacate a 14 foot wide alley in Lewis Addition, Amended, between Lots 47 and 86 of Lewis Addition, Amended, south of 1312 South Hanna Street, to allow for improvements for Miss Virginia's Food Pantry*

**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: February 11, 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 25, 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-20-01-35 on the 25th 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 26th of February 2020, at the hour of 10:30 o'clock A.M. E.S.T.

  
LANA R. KEESLING, CITY CLERK

Approved and signed by me this 28<sup>TH</sup> day of FEBRUARY 2020, at the hour of 9:00 o'clock AM E.S.T.

  
THOMAS C. HENRY, MAYOR

