

1 #1240

2 BILL NO. Z-11-04-14

3 ZONING MAP ORDINANCE NO. Z- 10-11

4 AN ORDINANCE amending the City of Fort Wayne  
5 Zoning Map No. P-42 (Sec. 18 of St. Joseph Township)

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,  
7 INDIANA:

8 SECTION 1. That the area described as follows is hereby designated an R3

9 (Multiple Family Residential) District under the terms of Chapter 157 Title XV of the Code of  
10 the City of Fort Wayne, Indiana:

11 Part of the Richardville Reserve West of the St. Joseph River, in Township 31 North, Range  
12 13 East of the Second Principal Meridian, St. Joseph Township in Allen County, Indiana,  
13 more particularly described as follows:

14 Commencing at the intersection of the centerline of the North Clinton Street (Leo Road) and  
15 the West line of Section 18, Township 31 North, Range 13 East; thence North 25 degrees 19  
16 minutes 00 seconds East (assumed bearing and basis of bearings to follow), a distance of  
17 1197.14 feet along the centerline of said North Clinton Street to the Northwest corner of an  
18 existing tract described in Document Number 207032011 in the Office of the Recorder of  
19 Allen County, Indiana; thence South 89 degrees 14 minutes 03 seconds East, a distance of  
20 54.97 feet along the North line of said Document Number 207032011 to a 5/8" steel rebar  
21 with a "Miller Firm #0095" identification cap set on the East right-of-way line of North Clinton  
22 Street, said point also being the POINT OF BEGINNING of the herein described tract;  
23 thence North 25 degrees 19 minutes 00 seconds East, a distance of 467.08 feet along said  
24 right-of-way line to a point on the Southerly line of the Oakchase Subdivision as depicted in  
25 Plat Cabinet "D", Page 103 in the Office of the Recorder of Allen County, Indiana, said point  
26 being referenced by a 1/2" steel rebar found 0.12 feet North; thence South 68 degrees 46  
27 minutes 00 seconds East, a distance of 329.90 feet along said Southerly line to a point at the  
28 Southeasterly corner of said Oakchase Subdivision, said point being referenced by a 5/8"  
29 steel rebar with a "Franke" identification cap found 0.12 feet North and 0.18 feet East; thence  
30 North 89 degrees 46 minutes 51 seconds East, a distance of 111.34 feet along the South  
line of an existing tract described in Document Number 89-045557 in the Office of the  
Recorder of Allen County, Indiana to a 5/8" steel rebar with a "Miller Firm #0095"  
identification cap set; thence South 25 degrees 19 minutes 00 seconds West, a distance of  
267.38 feet to a 5/8" steel rebar with a "Miller Firm #0095" identification cap set on the North  
line of an existing 2.03 acre tract described in Document Number 200005258 in the Office of  
the Recorder of Allen County, Indiana; thence North 89 degrees 14 minutes 03 seconds  
West, a distance of 214.88 feet along said North line to a 5/8" steel rebar with a "Miller Firm  
#0095" identification cap set; thence South 25 degrees 24 minutes 57 seconds West, a  
distance of 75.04 feet to a 5/8" steel rebar with a "Miller Firm #0095" identification cap set on  
a South line of said 2.03 acre tract, also being on the North line of said Document Number  
207032011; thence North 89 degrees 14 minutes 03 seconds West, a distance of 257.20  
feet along said North line of Document Number 207032011 and the South line of said 2.03  
acre tract to the Point of Beginning. Containing 3.500 Acres, more or less. Subject to  
easements of record.

1 Together with:

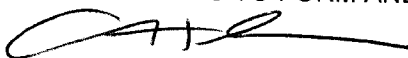
2 Part of the Richardville Reserve West of the St. Joseph River, in Township 31 North, Range  
3 13 East of the Second Principal Meridian, St. Joseph Township in Allen County, Indiana,  
4 more particularly described as follows:

5 Commencing at the intersection of the centerline of the North Clinton Street (Leo Road) and  
6 the West line of Section 18, Township 31 North, Range 13 East; thence North 25 degrees 19  
7 minutes 00 seconds East (assumed bearing and basis of bearings to follow), a distance of  
8 1197.14 feet along the centerline of said North Clinton Street to the Northwest corner of an  
9 existing tract described in Document Number 207032011 in the Office of the Recorder of  
10 Allen County, Indiana; thence South 89 degrees 14 minutes 03 seconds East, a distance of  
11 54.97 feet along the North line of said Document Number 207032011 to a 5/8" steel rebar  
12 with a "Miller Firm #0095" identification cap on the East right-of-way line of North Clinton  
13 Street, also being at the Southwest corner of a 3.500 acre tract; thence continuing South 89  
14 degrees 14 minutes 03 seconds East, a distance of 257.20 feet along the South line of said  
15 3.500 acre tract to a 5/8" steel rebar with a "Miller Firm #0095" identification cap on a East  
16 line of said 3.500 acre tract; thence North 25 degrees 24 minutes 57 seconds East, a  
17 distance of 42.04 feet along said East line to a 5/8" steel rebar with a "Miller Firm #0095"  
18 identification cap set at the POINT OF BEGINNING of the herein described tract; thence  
19 continuing North 25 degrees 24 minutes 57 seconds East, a distance of 33.01 feet along  
20 said East line to a 5/8" steel rebar with a "Miller Firm #0095" identification cap on a South  
21 line of said 3.500 acre tract; thence South 89 degrees 14 minutes 03 seconds East, a  
22 distance of 121.25 feet along said South line to a 5/8" steel rebar with a "Miller Firm #0095"  
23 identification cap set; thence South 78 degrees 14 minutes 18 seconds West, a distance of  
24 138.31 feet to the Point of Beginning. Containing 0.042 Acres, more or less. Subject to  
25 easements of record.

26 and the symbols of the City of Fort Wayne Zoning Map No. P-42 (Sec. 18 of St. Joseph  
27 Township), as established by Section 157.082 of Title XV of the Code of the City of Fort  
28 Wayne, Indiana is hereby changed accordingly.

29 SECTION 2. That this Ordinance shall be in full force and effect from and after its  
30 passage and approval by the Mayor.

  
\_\_\_\_\_  
Council Member

APPROVED AS TO FORM AND LEGALITY:  
  
\_\_\_\_\_  
Carol T. Helton, City Attorney

2-11-04-14



**Rezoning Petition 1240/11**  
**Primary Development Plan - Yellow Retirement of North Clinton**



Printed: April 19, 2011  
 © 2004 Board of Commissioners of the County of Allen  
 North American Datum 1983  
 State Plane Coordinate System, Indiana East  
 Phone: Spring 2006 / Console: 1999  
 Although strict accuracy standards have been employed in the compilation of this map, Allen County 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.





Rezoning Petition 1240/11  
Primary Development Plan - Yellow Retirement of North Clinton



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© 2004 Board of Commissioners of the County of Alameda  
North American Datum 1983  
State Plane Coordinate System, Indiana East  
Photos: Spring 2005 / Contour: 1999  
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Read the first time in full and on motion by Shoaff and duly adopted, read the second time by title and referred to the Committee on Legislation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 2011, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATED: 4-26-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

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

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>
<u>BENDER</u>	<u>✓</u>	_____	_____	_____
<u>BROWN</u>	<u>✓</u>	_____	_____	_____
<u>DIDIER</u>	<u>✓</u>	_____	_____	_____
<u>GOLDNER</u>	<u>✓</u>	_____	_____	_____
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>PAPE</u>	_____	_____	_____	<u>✓</u>
<u>SHOAFF</u>	<u>✓</u>	_____	_____	_____
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 6-14-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE (RESOLUTION) NO. 2-10-11 on the 14<sup>th</sup> day of June, 2011

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

SEAL  
Matthew Henry  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15<sup>th</sup> day of June, 2011, at the hour of 11:30 o'clock A M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 15<sup>th</sup> day of June 2011, at the hour of 2:00 o'clock P M., E.S.T.

Thomas C. Henry  
THOMAS C. HENRY, MAYOR