

1 #1258

2 BILL NO. Z-11-08-16

3
4 ZONING MAP ORDINANCE NO. Z-22-11

5 AN ORDINANCE amending the City of Fort Wayne
6 Zoning Map No. I-26 (Sec. 28 of Washington Township)

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

9 SECTION 1. That the area described as follows is hereby designated an IN3
10 (Heavy Industrial) District under the terms of Chapter 157 Title XV of the Code of the City of
11 Fort Wayne, Indiana:

12 Parcel 1:

13 A parcel of land situated in that part of the Southeast Quarter of the Northeast Quarter of Section
14 28, Township 31 North, Range 12 East, lying North and East of the centerline of the public
15 highway known as the Goshen Road and United State Highway No. 30 (formally) and West of the
16 right-of-way of the Grand Rapids and Indiana Railroad, as by metes and bounds, described to-wit:

17 Commencing on the centerline of the public highway known as the Goshen Road at a point situated
18 318.7 feet Southeasterly of the point of intersection of the said highway centerline by the North line
19 of the Southeast Quarter of the Northeast Quarter of said section; thence continuing Southeasterly
20 on the said highway centerline 51.0 feet; thence Northeasterly on a line normal to the said highway
21 centerline, 428.2 feet to the North line of the Southeast Quarter of the Northeast Quarter of said
22 section; thence West on the aforesaid line, 78.7 feet; thence Southwesterly on a line normal to the
23 said highway centerline, 368.5 feet to the point of beginning.

24 Also:

25 A parcel of land situated in that part of the Southeast Quarter of the Northeast Quarter of Section
26 28, Township 31 North, Range 12 East, lying North and East of the centerline of the public
27 highway known as the Goshen Road and U.S. Highway Number 30 (formally) and West of the
28 right-of-way of the Grand Rapids and Indiana Railroad, as by metes and bounds described, to-wit:

29 Commencing on the centerline of the public highway known as the Goshen Road, at a point
30 situated 369.7 feet Southeasterly of the point of intersection of the said highway centerline by the
North line of the Southeast Quarter of the Northeast Quarter of the said Section; thence continuing
Southeasterly on the highway centerline, 52.0 feet; thence Northeasterly on a line normal to the said
highway centerline, 489.1 feet to the North line of the Southeast Quarter of the Northeast Quarter of
said section; thence West on the aforesaid line, 80.23 feet; thence Southwesterly on a line normal to
the said highway centerline, 428.2 feet to the point of beginning.

EXCEPTING THEREFROM, that part conveyed to Ray C. Meek and Gloria J. Meek, husaband
and wife, by that Warranty Deed dated November 21, 1984, recorded November 26, 1984, as
document No. 84-28711.

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2 Parcel 2:

3 That part of a parcel of land situated in that part of the Southeast Quarter of the Northeast Quarter
4 of Section 28, Township 31 North, Range 12 East, lying North and East of the centerline of the
5 public highway known as the Goshen Road and U.S. Highway Number 30 (formally) and West of
6 the right-of-way of the Grand Rapids and Indiana Railroad, referred to as Parcel Numbered 7 in a
7 special survey for an unplatted subdivision thereof dated August 30, 1946 by A.K. Hofer and
8 described by metes and bounds as follows, to-wit:

9 Commencing on the centerline of the public highway known as the Goshen Road, at a point
10 situated 421.7 feet Southeasterly of the point of intersection of the said highway centerline by the
11 North line of the Southeast Quarter of the Northeast Quarter of the said section; thence continuing
12 Southeasterly on the highway centerline, 51.0 feet; thence Northeasterly on a line normal to the said
13 highway centerline 548.5 feet to the North line of the Southeast Quarter of the Northeast Quarter of
14 said Section; thence West on the aforesaid line, 80.23 feet; thence Southwesterly on a line normal
15 to the said highway centerline, 489.1 feet to the point of beginning.

16 Also:

17 That part of a parcel of land situated in that part of the Southeast Quarter of the Northeast Quarter
18 of Section 28, Township 31 North, Range 12 East, lying North and East of the centerline of the
19 public highway known as the Goshen Road and U.S. Highway Number 30 (formally) and West of
20 the right-of-way of the Grand Rapids and Indiana Railroad, referred to as Parcels Numbered 8 and
21 9 in a special survey for an unplatted subdivision thereof dated August 30, 1946 by A.K. Hofer and
22 described by metes and bounds as follows, to-wit:

23 Commencing on the centerline of the public highway known as the Goshen Road, at a point
24 situated 472.7 feet Southeasterly of the point of intersection of the said highway centerline by the
25 North line of the Southeast Quarter of the Northeast Quarter of the said section; thence continuing
26 Southeasterly on the highway centerline, 131.0 feet; thence Northeasterly on a line normal to the
27 said highway centerline 671.7 feet; thence North 20 feet to the North line of the Southeast Quarter
28 of the Northeast Quarter of said section; thence West on the aforesaid line 178.5 feet; thence
29 Southwesterly on a line normal to the said highway centerline 548.5 feet to the point of beginning.

30 EXCEPTING THEREFROM, that part conveyed to Robert J. Thornhill and Norma G. Thornhill,
husband and wife, by Warranty Deed dated May 27, 1993, recorded June 1, 1993, as Document No.
93-29650.

The herein described real estate contains 2.7 net acres, more or less.

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

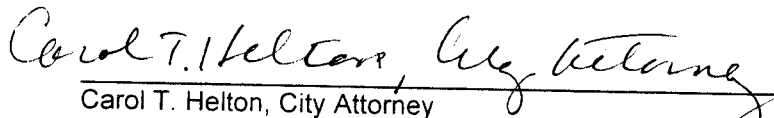
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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



Council Member

APPROVED AS TO FORM AND LEGALITY:



Carol T. Helton, City Attorney


Read the first time in full and on motion by Ordinance and duly adopted, read the second time by title and referred to the Committee on Regulations (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: 8-23-11

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____ PASSED _____ 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>7</u>	_____	_____	_____
<u>BENDER</u>	<u>✓</u>	_____	_____	<u>2</u>
<u>BROWN</u>	<u>✓</u>	_____	_____	_____
<u>DIDIER</u>	_____	_____	_____	_____
<u>GOLDNER</u>	<u>✓</u>	_____	_____	<u>✓</u>
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>PAPE</u>	_____	_____	_____	_____
<u>SHOAFF</u>	<u>✓</u>	_____	_____	<u>✓</u>
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 9-27-11

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. 2-22-11 on the 27th day of September, 2011

ATTEST:

SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Matthew Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of September, 2011, at the hour of 11:30 o'clock PM M.E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of September 2011, at the hour of 3:00 o'clock PM M.E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR