

1 #1263

2 BILL NO. Z-11-11-03

3
4 ZONING MAP ORDINANCE NO. Z- 26-11

5 AN ORDINANCE amending the City of Fort Wayne
6 Zoning Map No. U-34 (Sec. 21 of St. Joseph 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 RP
10 (Planned Residential) District under the terms of Chapter 157 Title XV of the Code of the
11 City of Fort Wayne, Indiana:

12 A tract of land located in the Northeast Quarter of Section 21, T31N, R13E, in Allen County,
13 the State of Indiana, more fully described as follows:

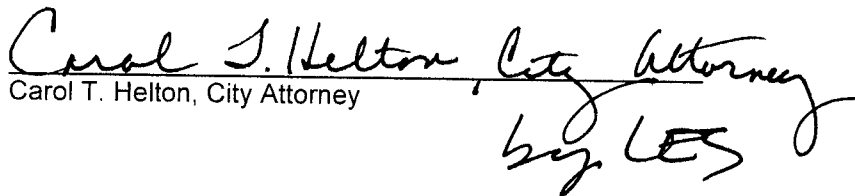
14 **COMMENCING** at an Iron Rod in a Monument Box situated in the Northeast corner of
15 said Northeast Quarter; Thence South 86 Degrees 55 Minutes 22 Seconds West (Indiana
16 State Plane Coordinate System East Zone-GPS Grid Basis of Bearings), a distance of
17 1318.85 feet along the North line of said Northeast Quarter to the point of intersection with
18 the West line extended of the tract of land described in the conveyance to Star Financial
19 Bank in Allen County Document No. 201007897; Thence South 86 Degrees 55 Minutes 22
20 Seconds West, a distance of 200.00 feet along the North line of said Northeast Quarter to a
21 Marker Spike with tag (FIRM 0042) in the Northwest corner of the tract of land described in
22 the conveyance to General Telephone Company of Indiana, Inc. (now Verizon North, Inc.)
23 in Allen County Deed Record 678, page 164 [said Marker Spike being 1116.94 feet North 86
24 Degrees 55 Minutes 22 Seconds East from a Rebar stake with cap (FIRM 0042 situated in
25 the Northwest corner of said Northeast Quarter]; Thence South 01 Degrees 59 Minutes 28
26 Seconds East, a distance of 300.03 feet along the West line of said General Telephone tract
27 to the **TRUE POINT OF BEGINNING**; Thence South 01 Degrees 59 Minutes 28 Seconds
28 East, a distance of 74.97 feet along the West line of said General Telephone tract to a Rebar
29 stake with cap (FIRM 0042) in the Southwest corner thereof; Thence North 86 Degrees 55
30 Minutes 22 Seconds East, a distance of 200.00 feet along the South line of said General
Telephone tract to a Rebar stake with cap (FIRM 0042) in the Southeast corner thereof;
Thence South 01 Degrees 59 Minutes 28 Seconds East, a distance of 595.02 feet along the
West line of tracts of land described in the conveyance to TOPVALCO, Inc. in Allen County
Document No. 2010007721 to a Rebar stake with cap (FIRM 0042) in the Southwest corner
thereof; Thence North 86 Degrees 55 Minutes 22 Seconds East, a distance of 4.18 feet along
the South line of said TOPVALCO tract to a Rebar stake with cap (FIRM 0042); Thence
South 02 Degrees 10 Minutes 54 Seconds East, a distance of 1043.99 feet along the East line
of the West half of said Northeast Quarter to a Rebar stake with cap (FIRM 0042); Thence
South 87 Degrees 32 Minutes 00 Seconds West, a distance of 8.38 feet along the North line
of Bohde Grove Addition, Section D, as recorded in Allen County Plat Book 28, page 30-31
to a Rebar stake with cap in the Northwest corner of Lot #46 therein; Thence South 01
Degrees 48 Minutes 54 Seconds East, a distance of 664.64 feet along the West line of said

1 Bohde Grove Addition to a Rebar stake with cap (FIRM 0042) on the West side of a
2 Railroad Iron post; Thence South 86 Degrees 59 Minutes 05 Seconds West, a distance of
3 1239.84 feet along the North line extended and along the North line of Royal Oaks Addition,
4 Section A, as recorded in Allen County Plat Book 23, page 126 to a Rebar stake with cap
5 (FIRM 0042) in the Northwest corner of Lot #1 therein [said Rebar being 60.01 feet North
6 86 Degrees 59 Minutes 05 Seconds East from a Rebar stake with cap (FIRM 0042) situated
7 in the Southwest corner of said Northeast Quarter][said Rebar also being on the East side of
8 a Railroad Iron post]; Thence North 02 Degrees 01 Minutes 09 Seconds West, a distance of
9 1098.44 feet along the East line of the tract of land described in the conveyance to Indiana
10 Service Corporation (now Indiana-Michigan Power) in Allen County Deed Record 313, page
11 150-151; Thence North 87 Degrees 12 Minutes 01 Seconds East, a distance of 688.07 feet;
12 Thence North 02 Degrees 10 Minutes 54 Seconds West, a distance of 1282.03 feet; Thence
13 North 86 Degrees 55 Minutes 22 Seconds East, a distance of 359.31 feet along a line parallel
14 with the North line of said Northeast Quarter to the **POINT OF BEGINNING**, said tract
15 containing 47.45 Acres, more or less, and being subject to all public road rights-of-way and
16 to all easements of record.

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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 Didier and duly adopted, read the second time by title and referred to the Committee on Regulation (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 11-15-11 the 6 day of November, 2011 at 6 o'clock P M., E.S.T.

DATED: 11-15-11

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

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

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u> </u>	<u> </u>	<u> </u>
<u>BENDER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>BROWN</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>DIDIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GOLDNER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HARPER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HINES</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>PAPE</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SHOAF</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SMITH</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>

DATED: 12-13-11

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. 2-26-11 on the 13th day of December, 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 14th day of December, 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 15th day of December 2011, at the hour of 9:00 o'clock A M., E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR