

1 #1264

2 BILL NO. Z-11-11-04

3  
4 ZONING MAP ORDINANCE NO. Z- Withdrawn

5 AN ORDINANCE amending the City of Fort Wayne  
6 Zoning Map No. R-38 (Sec. 17 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 a CM2  
10 (Limited Retail and Commercial) District under the terms of Chapter 157 Title XV of the Code  
11 of the City of Fort Wayne, Indiana:

12 DESCRIPTION PER DOC. #77-00684

13 Part of DeRome Reserve in Section 17, Township 31 North, Range 13 East, Allen County,  
14 Indiana, being more particularly described:

15 Beginning at a point located Northeast of the Southeast corner of DeRome Reserve on the  
16 East line of said reserve 2083.62 feet; thence Northwest by deflection left of 99 degrees 24  
17 minutes a distance of 1098.1 feet; thence Southwest by deflection left of 76 degrees zero  
18 minutes a distance of 23.1 feet; thence West by deflection right of 50 degrees zero minutes  
19 a distance of 1147.08 feet to the point of beginning of the tract herein described; thence  
20 North 12 degrees zero minutes West a distance of 277.86 feet to the Northeast corner of the  
21 tract herein described; thence North 61 degrees 30 minutes West a distance of 489.06 feet  
22 to the center line of the St. Joe Road; thence South 37 degrees 20 minutes West along the  
23 center line of said road a distance of 632.94 feet; thence East a distance of 870.54 feet to  
24 the point of beginning, containing 6.30 acres of land more or less, subject to road right-of-  
25 way over the Westerly boundary thereof.

26 EXCEPTING THEREFROM:

27 DESCRIPTION PER DOC. #87-026667

28 A part of DeRome Reserve in Section 17, Township 31 North, Range 13 East, Allen County,  
29 Indiana, described as follows; Commencing at a point located 2083.62 feet Northeast of the  
30 southeast corner on the east line of said reserve; thence Northwest by deflection left of 99  
degrees 24 minutes 1098.1 feet; thence Southwest by a deflection left of 76 degrees 00  
minutes 23.1 feet to the prolonged South line of the owner's land; thence West by deflection  
right of 50 degrees 00 minutes 1992.48 feet along the prolonged south line and the south  
line of the owner's land to the southeastern boundary of St. Joe Road and the point of  
beginning of this description; thence North 37 degrees 04 minutes 10 seconds East along

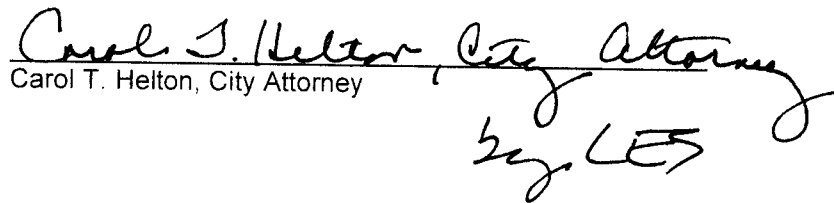
1 said southeastern boundary 620.79 feet to the northern line of the owner's land; thence  
2 South 61 degrees 45 minutes 50 seconds East along said northern line 49.92 feet; thence  
3 South 36 degrees 57 minutes 56 seconds west 590.02 feet to the south line of the owner's  
4 land; thence South 89 degrees 44 minutes 11 seconds West along said south line 63.38 feet  
5 to the point of beginning and containing 0.694 acres more or less.

6 and the symbols of the City of Fort Wayne Zoning Map No. R-38 (Sec. 17 of St. Joseph  
7 Township), as established by Section 157.082 of Title XV of the Code of the City of Fort  
8 Wayne, Indiana is hereby changed accordingly.

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

11   
12 Council Member

13 APPROVED AS TO FORM AND LEGALITY:

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15 Carol T. Helton, City Attorney  
16 by LES

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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 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: 11-15-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_ PASSED \_\_\_\_\_ LOST \_\_\_\_\_ 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>BENDER</u>	_____	_____	_____	_____
<u>BROWN</u>	_____	_____	_____	_____
<u>DIDIER</u>	_____	_____	_____	_____
<u>GOLDNER</u>	_____	_____	_____	_____
<u>HARPER</u>	_____	_____	_____	_____
<u>HINES</u>	_____	_____	_____	_____
<u>PAPE</u>	_____	_____	_____	_____
<u>SHOAF</u>	_____	_____	_____	_____
<u>SMITH</u>	_____	_____	_____	_____

*Witch drawn*

DATED: \_\_\_\_\_

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. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2011, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M.,E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2011, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M.,E.S.T.

\_\_\_\_\_  
THOMAS C. HENRY, MAYOR