

1 #1282

2 BILL NO. Z-12-06-22

3 ZONING MAP ORDINANCE NO. Z- 17-12

4 AN ORDINANCE amending the City of Fort Wayne
5 Zoning Map Nos. Z-34 and ZZ-34 (Sec. 24 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 a CM2
9 (Limited Retail and Commercial) District under the terms of Chapter 157 Title XV of the Code
10 of the City of Fort Wayne, Indiana:

11 A tract of land located in the Northwest Quarter and in the Northeast Quarter of
12 Section 24, T31N, R13E, in Allen County, the State of Indiana, more fully described
as follows:

13 **COMMENCING** at a Rebar stake with aluminum cap (FIRM 0042) situated in the
14 Northeast corner of said Northwest Quarter ; Thence South 85 Degrees 23 Minutes
15 35 Seconds West (Indiana State Plane Coordinate System East Zone-GPS Grid Basis
16 of Bearings), a distance of 442.19 feet along the North line of said Northwest
17 Quarter to the Northeast corner of Hopewood Addition as recorded in Allen County
18 Plat Book 18, page 163; Thence South 02 Degrees 05 Minutes 13 Seconds East, a
19 distance of 57.85 feet along the East line of said Hopewood Addition; Thence North
20 88 Degrees 30 Minutes 43 Seconds East, a distance of 100.01 feet along the South
21 line of the tract of land conveyed to the State of Indiana in Allen County Document
22 No. 92-023004; Thence South 02 Degrees 05 Minutes 13 Seconds East, a distance of
23 20.00 feet along the East right-of-way line of Meijer Drive as described in the
24 conveyance to the County of Allen in Allen County Document No. 95-020493 to a
25 Rebar stake with cap (FIRM 0042), the **TRUE POINT OF BEGINNING**; Thence
26 North 88 Degrees 31 Minutes 37 Seconds East, a distance of 30.77 feet along the
27 South line of the tract of land described in the conveyance to the County of Allen in
28 Allen County Document No. 95-020494 to a Rebar stake with cap (FIRM 0042);
29 Thence South 86 Degrees 11 Minutes 03 Seconds East, a distance of 510.39 feet
30 along the South line of said County of Allen tract to a Rebar stake with cap (FIRM
0042); Thence North 83 Degrees 45 Minutes 43 Seconds East, a distance of 251.76
feet along the South line of said County of Allen tract to a Rebar stake with cap
(FIRM 0042); Thence South 76 Degrees 14 Minutes 58 Seconds East, a distance of
122.76 feet along the South line of said County of Allen tract to a Rebar stake with
cap (FIRM 0042); Thence South 47 Degrees 13 Minutes 10 Seconds East, a distance
of 202.20 feet along the Westerly line of the tract of land described in the
conveyance to the State of Indiana in Allen County Document No. 92-023004 to a
Rebar stake with cap (Woolpert FIRM 0018); Thence South 60 Degrees 31 Minutes

1 34 Seconds West, a distance of 441.96 feet along the North line of the tract of land
2 described in the conveyance to Meijer Stores Limited Partnership in Allen County
3 Document No. 200069239; Thence North 41 Degrees 04 Minutes 41 Seconds West,
4 a distance of 158.72 feet; Thence South 73 Degrees 45 Minutes 31 Seconds West,
5 for a distance of 210.17 feet to the beginning of a tangent circular arc; Thence
6 Westerly, a distance of 12.43 feet along said circular arc that is concave Northerly,
7 having a radius measuring 325.00 feet, having a central angle measuring 02 Degrees
8 11 Minutes 29 Seconds, and having a long chord bearing South 74 Degrees 51
9 Minutes 16 Seconds West and measuring 12.43 feet to the beginning of a tangent
10 compound reverse circular arc; Thence Southwesterly, a distance of 28.80 feet along
11 said circular arc that is concave Southeasterly, having a radius measuring 20.00 feet,
12 having a central angle measuring 82 Degrees 30 Minutes 19 Seconds, and having a
13 long chord bearing South 34 Degrees 41 Minutes 51 Seconds West and measuring
14 26.38 feet to the beginning of a tangent line; Thence South 06 Degrees 33 Minutes
15 18 Seconds East, for a distance of 27.57 feet to the beginning of a tangent circular
16 arc; Thence Southerly, a distance of 111.31 feet along said circular arc that is
17 concave Westerly, having a radius measuring 275.00 feet, having a central angle
18 measuring 23 Degrees 11 Minutes 27 Seconds, and having a long chord bearing
19 South 18 Degrees 09 Minutes 02 Seconds East and measuring 110.55 feet to the
20 beginning of a tangent line; Thence South 29 Degrees 44 Minutes 46 Seconds East, a
21 distance of 61.38 feet; Thence South 60 Degrees 31 Minutes 34 Seconds West, a
22 distance of 7.03 feet along the North line of said Meijer tract to a Rebar stake with
23 cap (Woolpert FIRM 0018); Thence South 23 Degrees 03 Minutes 45 Seconds West,
24 a distance of 47.39 feet along the North line of said Meijer tract to a Rebar stake with
25 cap (Woolpert FIRM 0018); Thence South 60 Degrees 31 Minutes 34 Seconds West,
26 a distance of 367.83 feet along the North line of said Meijer tract to a Rebar stake
27 with cap (Woolpert FIRM 0018); Thence North 61 Degrees 59 Minutes 14 Seconds
28 West, for a distance of 31.81 feet along the North line of said Meijer tract to a Brass
29 Plaque (D A Brown S0337); Thence Northerly, a distance of 133.09 feet along the
30 East right-of-way line of Meijer Drive being a nontangent circular arc that is concave
Easterly, having a radius measuring 1150.00 feet, having a central angle measuring
06 Degrees 37 Minutes 51 Seconds, and having a long chord bearing North 05
Degrees 24 Minutes 08 Seconds West and measuring 133.02 feet to a Rebar stake
with cap (FIRM 0042) in the beginning of a tangent line; Thence North 02 Degrees
05 Minutes 13 Seconds West, a distance of 620.67 feet along said East right-of-way
line to the **POINT OF BEGINNING**, said tract containing 9.567 Acres, more or
less, and being subject to all public road rights-of-way and to all easements of
record.

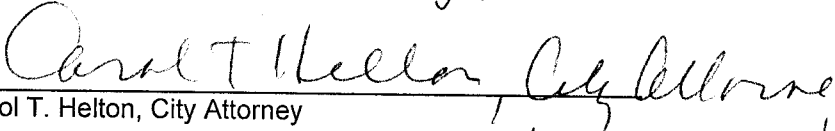

and the symbols of the City of Fort Wayne Zoning Map Nos. Z-34 and ZZ-34 (Sec. 24 of St.
Joseph Township), as established by Section 157.201(B) of Title XV of the Code of the City
of Fort Wayne, Indiana is hereby changed accordingly.

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 Crawford, 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 Room 030 - Council Discussion Garden Level - Citizens Square, Fort Wayne, Indiana, on _____, the _____ day of _____, 2012, at _____ o'clock _____ M., E.S.T.

DATED: 6-26-12

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bender, and duly adopted, placed on its passage. PASSED 10:30 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>CRAWFORD</u>	<u>✓</u>	_____	_____	_____
<u>DIDIER</u>	_____	_____	_____	<u>✓</u>
<u>HARPER</u>	<u>✓</u>	_____	_____	_____
<u>HINES</u>	<u>✓</u>	_____	_____	_____
<u>JEHL</u>	<u>✓</u>	_____	_____	_____
<u>PADDOCK</u>	<u>✓</u>	_____	_____	_____
<u>SHOAFF</u>	<u>✓</u>	_____	_____	_____
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 8-14-12

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. Z-17-12 on the 14th day of August, 2012

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

SEAL
[Signature]
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of August, 2012, 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 16th day of August 2012, at the hour of 8:31 o'clock A M., E.S.T.

Thomas C. Henry
THOMAS C. HENRY, MAYOR