

BILL NO. R-12-05-05 (AS AMENDED)

ANNEXATION RESOLUTION NO. R-_____

**A RESOLUTION of the Common Council setting
forth the policy of the City in regard to the Sedation
Dentistry Voluntary Annexation.**

WHEREAS, the annexation of territory to the City of Fort Wayne is a legislative function; and

WHEREAS, the Common Council of the City of Fort Wayne is called upon in the preparation of the City budget to provide for the furnishing of municipal services to the entire City, including newly annexed areas; and

WHEREAS, the Common Council of the City of Fort Wayne has before it an Ordinance for the annexation of the Sedation Dentistry Voluntary Annexation Area, more specifically described as follows, to-wit:

A parcel of land situated in the Northwest One-quarter of Section 27, Township 32

North, Range 12 East, Allen County, Indiana and more particularly described as follows:

Commencing at the southwest corner of said Northwest One-quarter as marked by a MAG nail found; thence North 01 degrees 33 minutes 40 seconds West (bearing basis for this description) along the west line of said Northwest One quarter, a distance of 242.59 feet to the point of beginning; BEGINNING at the above described point; thence North 88 degrees 26 minutes 20 seconds East, a distance of 290.78 feet; thence South 40 degrees 12 minutes 25 seconds East, a distance of 55.81 feet to a point of curve to the right having a radius of 100.00 feet; thence along said curve having an arc length of 23.71 feet and subtended by a chord of 23.66 feet

bearing South 33 degrees 24 minutes 49 seconds East to a point of compound curve to the right having a radius of 50.00; thence southerly along the arc, a distance of 33.65 feet and subtended by a chord of 33.01 feet bearing South 07 degrees 20 minutes 34 seconds East; thence South 11 degrees 56 minutes 05 seconds West, a distance of 38.48 feet to a point of curve to the left having a radius of 70.00 feet; thence along said curve having an arc length of 16.49 feet and subtended by a chord of 16.45 feet bearing South 05 degrees 11 minutes 13 seconds West; thence South 01 degrees 33 minutes 40 seconds East, a distance of 20.29 feet to a point of curve to the right having a radius of 30.00 feet; thence along said curve having an arc length of 14.77 feet and subtended by a chord of 14.62 feet bearing South 12 degrees 32 minutes 24 seconds West to a point on the northerly right-of-way line of Union Chapel Road as described in Document Number 202066729; thence South 01 degrees 08 minutes 39 seconds East, a distance of 76.22 feet to a point on the southerly right-of-way line of Union Chapel Road; thence South 88 degrees 51 minutes 21 seconds West along said southerly right-of-way line of Union Chapel Road, a distance of 103.84 feet to a point on the east line of a 14 feet Alley as platted in McAdams Highland Grove Addition, as recorded in Book 19, page 39 in the Office of the Recorder of Allen County; thence South 01 degrees 33 minutes 40 seconds East along said east alley line, a distance of 9.00 feet; thence South 88 degrees 51 minutes 21 seconds West along said southerly right-of-way line of Union Chapel Road, a distance of 262.70 feet; thence North 01 degrees 33 minutes 40 seconds West a distance of 25.00 feet; thence South 88 degrees 51 minutes 21 seconds West, a distance of 20.00 feet to a point on the west right-of-way of Coldwater Road; thence North 01 degrees 33 minutes 40 seconds West along said west right-of-way line, a distance of 242.15 feet; thence North 88 degrees 26 minutes 20 seconds East, a distance of 60.00 feet to point of beginning, containing 2.36 acres, more or less.

**NOW, THEREFORE, BE IT THEREFORE, RESOLVED BY THE
COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

SECTION 1. That in the case of the Sedation Dentistry Voluntary Annexation Area, it is the policy of the City of Fort Wayne to follow the provisions of Section 38.02 of the City of Fort Wayne, Indiana, Code of

Ordinances, with regards to the provision of non-capital and capital services to the annexation area.

SECTION 2: That it is the policy of the City of Fort Wayne to follow the annexation's FISCAL PLAN for said described territory, as prepared by the Division of Community Development, which is incorporated herein. Two copies of said FISCAL PLAN are on file in the office of the Clerk of the City of Fort Wayne and are available for public inspection as required by law.

SECTION 3. That said FISCAL PLAN sets forth cost estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services, delineates the non-capital improvement services to be provided within one (1) year of the annexation, and the capital improvement services to be provided within three (3) years of the annexation effective date, June.16, 2012.

SECTION 4. That, after adoption and any and all necessary approval by the Mayor, this RESOLUTION to adopt the said FISCAL PLAN for the Union Chapel Dentistry Voluntary Annexation shall be in full force and effect.

COUNCIL MEMBER

APPROVED AS TO FORM AND LEGALITY

Carol Helton, CITY ATTORNEY