

1 **BILL NO. X-12-06-15**

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3 **ANNEXATION ORDINANCE NO. X \_\_\_\_\_**

4 **An ORDINANCE annexing certain territory**  
5 **commonly known as Sedation Dentistry Voluntary**  
6 **Annexation to Fort Wayne and including the same**  
7 **Councilmanic District No. 2.**

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

10 **SECTION 1.** That the following described territory is and the same is  
11 hereby annexed to, and made part of, the corporation of the City of Fort  
12 Wayne, Indiana to-wit:

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

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

16 Commencing at the southwest corner of said Northwest One-quarter  
17 as marked by a MAG nail found; thence North 01 degrees 33 minutes  
18 40 seconds West (bearing basis for this description) along the west  
19 line of said Northwest One quarter, a distance of 242.59 feet to the  
20 point of beginning; BEGINNING at the above described point; thence  
21 North 88 degrees 26 minutes 20 seconds East, a distance of 290.78  
22 feet; thence South 40 degrees 12 minutes 25 seconds East, a distance  
23 of 55.81 feet to a point of curve to the right having a radius of 100.00  
24 feet; thence along said curve having an arc length of 23.71 feet and  
25 subtended by a chord of 23.66 feet bearing South 33 degrees 24  
26 minutes 49 seconds East to a point of compound curve to the right  
27 having a radius of 50.00; thence southerly along the arc, a distance of  
28 33.65 feet and subtended by a chord of 33.01 feet bearing South 07  
29 degrees 20 minutes 34 seconds East; thence South 11 degrees 56  
30 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

1 point of curve to the right having a radius of 30.00 feet; thence along  
2 said curve having an arc length of 14.77 feet and subtended by a  
3 chord of 14.62 feet bearing South 12 degrees 32 minutes 24 seconds  
4 West to a point on the northerly right-of-way line of Union Chapel Road  
5 as described in Document Number 202066729; thence South 01  
6 degrees 08 minutes 39 seconds East, a distance of 76.22 feet to a  
7 point on the southerly right-of-way line of Union Chapel Road; thence  
8 South 88 degrees 51 minutes 21 seconds West along said southerly  
9 right-of-way line of Union Chapel Road, a distance of 103.84 feet to a  
10 point on the east line of a 14 feet Alley as platted in McAdams  
11 Highland Grove Addition, as recorded in Book 19, page 39 in the Office  
12 of the Recorder of Allen County; thence South 01 degrees 33 minutes  
13 40 seconds East along said east alley line, a distance of 9.00 feet;  
14 thence South 88 degrees 51 minutes 21 seconds West along said  
15 southerly right-of-way line of Union Chapel Road, a distance of 262.70  
16 feet; thence North 01 degrees 33 minutes 40 seconds West a distance  
17 of 25.00 feet; thence South 88 degrees 51 minutes 21 seconds West,  
18 a distance of 20.00 feet to a point on the west right-of-way of  
19 Coldwater Road; thence North 01 degrees 33 minutes 40 seconds  
20 West along said west right-of-way line, a distance of 242.15 feet;  
21 thence North 88 degrees 26 minutes 20 seconds East, a distance of  
22 60.00 feet to point of beginning, containing 2.36 acres, more or less.

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**SECTION 2.** That the City of Fort Wayne will furnish the above  
described territory within a period of one (1) year from the effective date of  
annexation, planned services of a non-capital nature, including police and fire  
protection, and street and road maintenance, in a manner which is equivalent  
in standard and scope to those non-capital services provided to the areas  
within the City of Fort Wayne regardless of topography, patterns of land-use,  
and population density to the said described territory. The City of Fort  
Wayne will also provide services of capital improvement nature, including  
street construction, street lighting, and stormwater drainage facilities to the  
annexed territory within three (3) years of the effective date of annexation, in  
the same manner as such services are provided to areas already in the City  
of Fort Wayne regardless of topography, patterns of land-use, and population  
density and in a manner consistent with federal, state and local laws,  
procedures and planning criteria.

1           **SECTION 3.** That governmental and proprietary services will be  
2 provided to the above described territory in a manner consistent with the  
3 written Fiscal Plan for the territory developed by the Fort Wayne Department  
4 of Planning and Policy. Said Plan was examined by the Common Council of  
5 the City of Fort Wayne and has been approved and adopted by the Common  
6 Council. Two copies of said plan are on file in the office of the Clerk of the  
7 City of Fort Wayne and are available for inspection as required by law.

8           **SECTION 4.** That said described territory shall be temporarily  
9 assigned to Councilmanic Political Ward No. 3 of the City of Fort Wayne,  
10 Indiana, as described in Division I, Section 2-9 of Chapter 2 of the Municipal  
11 Code of the City of Fort Wayne, Indiana of 1974, as amended. This  
12 assignment is subject to redistricting pursuant to Indiana Code 36-4-6-3 (g).

13           **SECTION 5.** That the municipality has established and adopted a  
14 resolution approving the written Fiscal Plan.

15           **SECTION 6.** That notification has been sent to all landowners in the  
16 territory proposed to be annexed under and in accordance with Indiana Code  
17 36-4-3-2.2.

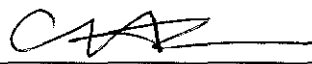
18           **SECTION 7.** That, after adoption and any and all necessary approval  
19 by the Mayor, this Ordinance shall be published as provided for in Indiana  
20 Code 36-4-3-7. The above-mentioned territory shall become part of the City  
21 of Fort Wayne on July 27, 2012.

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COUNCIL MEMBER

APPROVED AS TO FORM AND LEGALITY

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CAROL HELTON, CITY ATTORNEY