

BILL NO. X-14-10-08

ANNEXATION ORDINANCE NO. X-_____

An ORDINANCE annexing certain territory commonly known as the U.S. 30 West – A Supervoluntary Annexation to Fort Wayne and including the same Councilmanic District No. 3.

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

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

Part of the Southwest Quarter of the Northeast Quarter of Section 19, Township 31 North, Range 12 East, Washington Civil Township, Second Principal Meridian, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the West line of Kruse Homestead Addition according to the plat thereof as recorded in Plat Book 25, page 144, in the Office of the Recorder of Allen County, Indiana, with the north right-of-way of U.S. Highway 30 (Indiana State Highway F Project No. 870(13) Columbia City-Fort Wayne Road, 1959); thence Westerly along the aforesaid north right-of-way, said north right-of-way also being a north boundary of the North American Annexation (Ordinance No. X-01-97); a distance of 1,314 feet, more or less, to its intersection with the west line of the aforesaid Northeast Quarter, thence Northerly along the aforesaid west line, a distance of 1,119 , more or less, to the north line of the aforesaid Southwest Quarter of the Northeast Quarter; thence Easterly along the aforesaid north line, a distance

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2 of 1,322 feet, more or less, to the west line of the aforesaid Kruse Homestead
3 Addition; thence Southerly along the aforesaid west line, a distance of 1,124 feet,
4 more or less, to the point of beginning, containing 34 acres of land, more or less.
5 (See Map 1 Attached)
6

7 SECTION 2. That a petition for annexation has been received by 100% of
8 property owners in the territory proposed to be annexed in accordance with Indiana
9 Code 36-4-3-5.1.
10

11 SECTION 3. That the municipality has established and adopted a
12 resolution approving the written Fiscal Plan.
13

14 SECTION 4. That a public hearing has been advertised and held in
15 accordance with IC 36-4-3-5.1.
16

17 SECTION 5. That the City of Fort Wayne will furnish the above described
18 territory within a period of one (1) year from the effective date of annexation,
19 planned services of a non-capital nature, including police and fire protection, and
20 street and road maintenance, in a manner which is equivalent in standard and
21 scope to those non-capital services provided to the areas within the City of Fort
22 Wayne regardless of topography, patterns of land-use, and population density to the
23 said described territory. The City of Fort Wayne will also provide services of capital
24 improvement nature, to the annexed territory within three (3) years of the effective
25 date of annexation, in the same manner as such services are provided to areas
26 already in the City of Fort Wayne regardless of topography, patterns of land-use,
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1
2 and population density and in a manner consistent with federal, state and local laws,
3 procedures and planning criteria.
4

5 SECTION 6. That governmental and proprietary service will be provided to
6 the above described territory in a manner consistent with the written Fiscal Plan for
7 the territory. Said Plan was examined by the Common Council of the City of Fort
8 Wayne and has been approved and adopted by the Common Council. Two copies
9 of said plan are on file in the Office of the Clerk of the City of Fort Wayne and are
10 available for inspection as required by law.
11

12 SECTION 7. That said described territory shall be temporarily assigned to
13 City Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in
14 Section 32.02(A)(3) of the City of Fort Wayne Code of Ordinances. This assignment
15 is subject to redistricting.
16

17 SECTION 8. That, after adoption and any and all necessary approval by
18 the Mayor, this Ordinance shall be published as provided for in Indiana Code 36-4-
19 3-7. In the absence of appeal under I.C. 36-4-3-15.5, the above mentioned territory
20 shall become part of the City of Fort Wayne on January 1, 2015.
21

22
23
24 _____
COUNCIL MEMBER

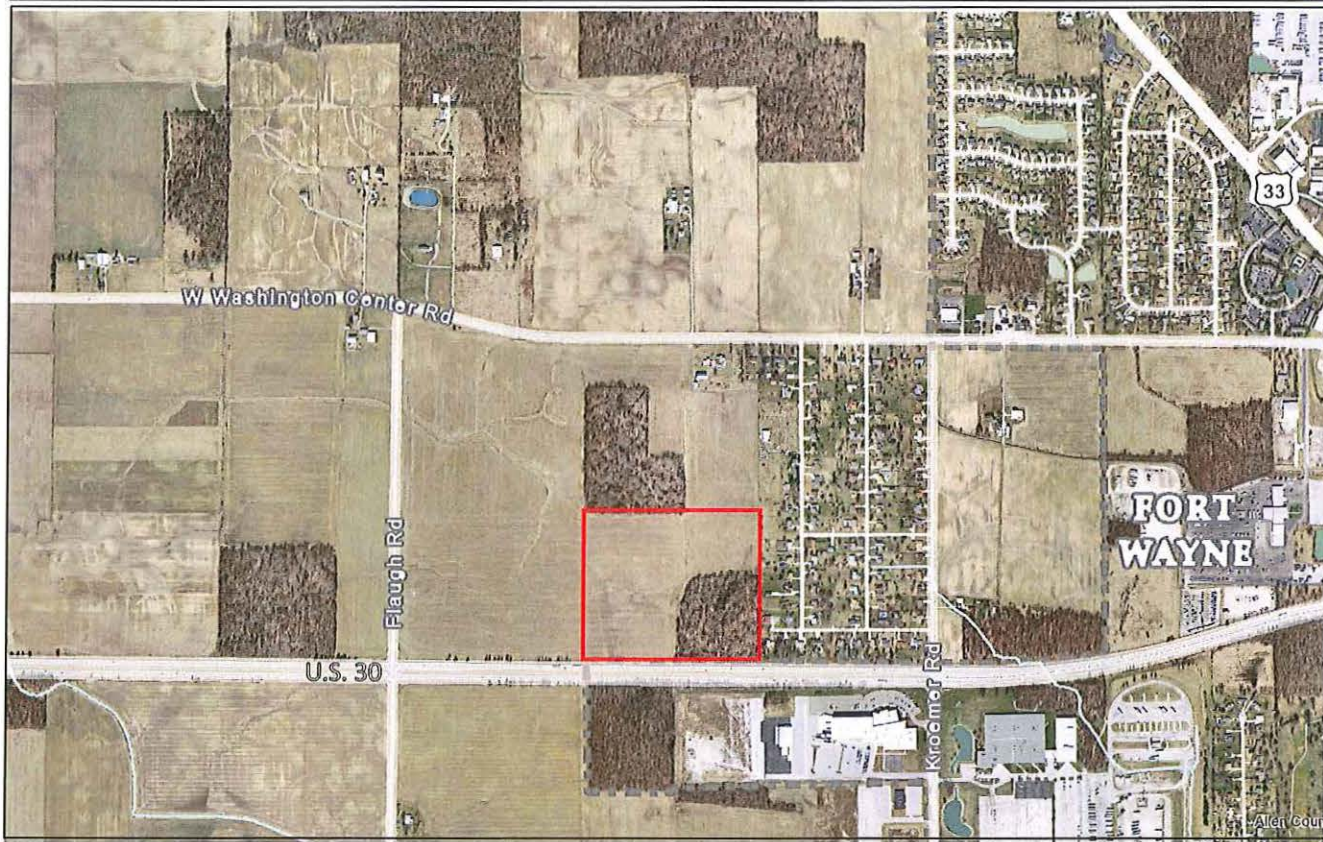
25 APPROVED AS TO FORM AND LEGALITY
26

27 _____
Carol Helton, City Attorney
28

29 **MAP 1**
30



U.S. 30 West - A - Location Map



Although strict accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.
© 2004 Board of Commissioners of the County of Allen
North American Datum 1983
State Plane Coordinate System, Indiana East
Datum and Contours: Spring 2009

- Annexion Boundary
- City of Fort Wayne Boundary

Date: 10/22/2013 1" = 995'



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City of Fort Wayne
Community Development
200 East Berry Street, Suite 320
Fort Wayne IN 46802
260.427.1127

COMMUNITY DEVELOPMENT

Thomas C. Henry, Mayor

www.fwcommunitydevelopment.org

To: Fort Wayne City Council Members

From: Justin Brugger, Executive Director
Fort Wayne Redevelopment Commission 

Re: U.S. 30 West (A, B, & C) Annexation Ordinances

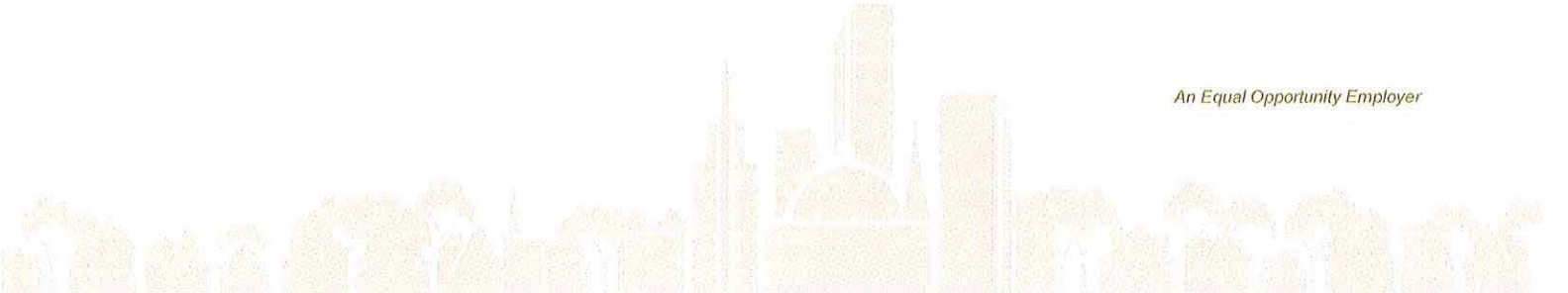
Date: October 7, 2014

The process to consider adoption of three annexation fiscal plan resolutions and ordinances titled U.S. 30 West (A, B, & C) is being initiated at the Oct. 14, 2014, council meeting. Petitions have been received by the property owner holding 100% of the property for each annexation making the annexations super-voluntary per Indiana Code 36-4-3-5.1. It is the desire of the Fort Wayne Redevelopment Commission to purchase this property for the purpose of the future development of a corporate park similar to the nearby Sweetwater Sound development. The land needs to be part of the city for this purchase to occur.

A public hearing has been set for November 4, 2014, and a vote on the resolutions and ordinances is scheduled for November 25, 2014. The super-voluntary process includes a 30 day appeal. The annexations are presented with staggered effective dates to provide for the 25% contiguity required for each subsequent annexation. All annexations will be effective on or before January 29, 2015.

An annexation timeline has been provided for your knowledge. If you have any questions regarding the ordinance, please feel free to contact me at 427-1117.

An Equal Opportunity Employer

A stylized, light-colored graphic of a city skyline with various building shapes is positioned at the bottom of the page.