

BILL NO. X-14-10-10

ANNEXATION ORDINANCE NO. X-_____

An ORDINANCE annexing certain territory commonly known as the U.S. 30 West – B 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 fractional Northwest Quarter of Section 19 and also part of the fractional Southwest 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 east line of the aforesaid fractional Northwest Quarter 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 Southerly, into the right-of-way of the aforesaid U.S. Highway 30, along the east line of the aforesaid fractional Northwest Quarter, also being a west boundary of the North American Annexation (Ordinance No. X-01-97); a distance of 95 feet, more or less, to the southeast corner of the aforesaid fractional Northwest Quarter ; thence continuing Southerly, through the right of-way of the aforesaid U.S. Highway 30, along the east line of the aforesaid fractional Southwest Quarter, also being a west

1 of the boundary of the aforesaid North American Annexation, a distance of 100 feet,
2 more or less, to the south right-of-way of the aforesaid U.S. Highway 30; thence
3 Westerly along the aforesaid south right-of-way, a distance of 860 feet; thence
4 Northerly, into the right-of-way of the aforesaid U.S. Highway 30, parallel with the
5 east line of the aforesaid fractional Southwest Quarter, a distance of 100 feet, more
6 or less, to the north line of the aforesaid fractional Southwest Quarter; thence
7 continuing Northerly, through the right-of-way of the aforesaid U.S. Highway 30 and
8 beyond, parallel with the east line of the aforesaid fractional Northwest Quarter, a
9 distance of 1,201 feet, more or less, to the north line of the South Half of the
10 aforesaid fractional Northwest Quarter; thence Easterly along the aforesaid north
11 line, a distance of 860 feet, to the east line of the aforesaid fractional Northwest
12 Quarter, thence Southerly along the aforesaid east line, said east line also being the
13 west line of the territory described in the "U.S. 30 West – A" annexation ordinance, a
14 distance of 1,119 feet, to the Point of Beginning, containing 26 acres of land, more
15 or less. (See Map 1 Attached.)
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18 SECTION 2. That a petition for annexation has been received by 100% of
19 property owners in the territory proposed to be annexed in accordance with Indiana
20 Code 36-4-3-5.1.
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22 SECTION 3. That the municipality has established and adopted a
23 resolution approving the written Fiscal Plan.
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25 SECTION 4. That a public hearing has been advertised and held in
26 accordance with IC 36-4-3-5.1.
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1 SECTION 5. That the City of Fort Wayne will furnish the above described
2 territory within a period of one (1) year from the effective date of annexation,
3 planned services of a non-capital nature, including police and fire protection, and
4 street and road maintenance, in a manner which is equivalent in standard and
5 scope to those non-capital services provided to the areas within the City of Fort
6 Wayne regardless of topography, patterns of land-use, and population density to the
7 said described territory. The City of Fort Wayne will also provide services of capital
8 improvement nature, to the annexed territory within three (3) years of the effective
9 date of annexation, in the same manner as such services are provided to areas
10 already in the City of Fort Wayne regardless of topography, patterns of land-use,
11 and population density and in a manner consistent with federal, state and local laws,
12 procedures and planning criteria.
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15 SECTION 6. That governmental and proprietary services will be provided to
16 the above described territory in a manner consistent with the written Fiscal Plan for
17 the territory. Said Plan was examined by the Common Council of the City of Fort
18 Wayne and has been approved and adopted by the Common Council. Two copies
19 of said plan are on file in the Office of the Clerk of the City of Fort Wayne and are
20 available for inspection as required by law.
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22 SECTION 7. That said described territory shall be temporarily assigned to
23 City Councilmanic District No. 3 of the City of Fort Wayne, Indiana, as described in
24 Section 32.02(A)(3) of the City of Fort Wayne Code of Ordinances. This assignment
25 is subject to redistricting.
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SECTION 8. That, after adoption and any and all necessary approval by the Mayor, this Ordinance shall be published as provided for in Indiana Code 36-4-3-7. In the absence of appeal under I.C. 36-4-3-15.5, the above mentioned territory shall become part of the City of Fort Wayne on January 15, 2015.

COUNCIL MEMBER

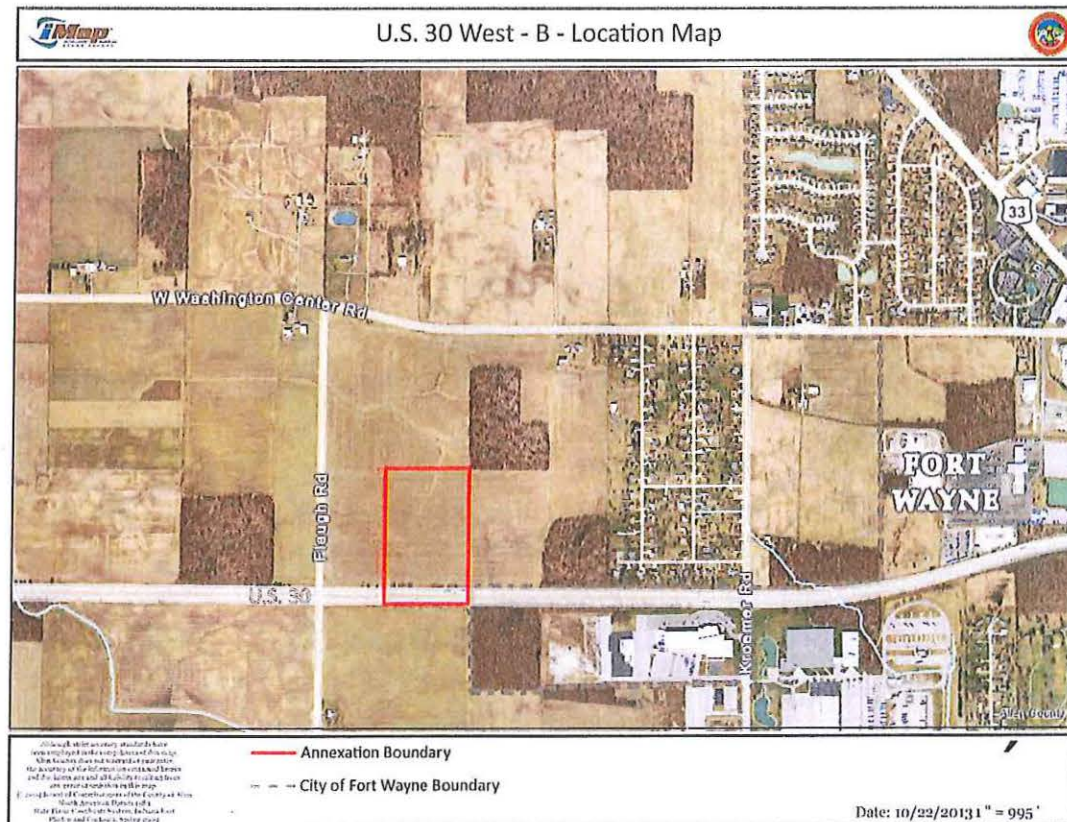
APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

US 30 WEST - B

SUPERVOLUNTARY ANNEXATION

Fiscal Plan



CITY OF FORT WAYNE, INDIANA
Tom Henry, Mayor

October 2014



Engage • Innovate • Perform

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

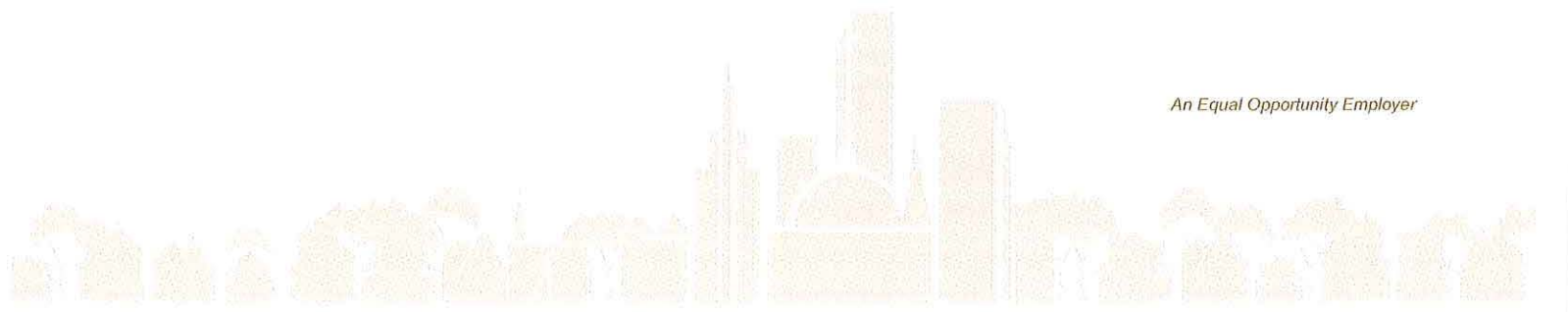
Date: October 7, 2014

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, located at the bottom of the page.