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### #REZ-2015-0039

BILL NO. Z-15-09-03

## ZONING MAP ORDINANCE NO. Z-\_\_

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-06 (Sec. 3 of Wayne Township)

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

SECTION 1. That the area described as follows is hereby designated a UC (Urban Corridor) District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

A part of the Southwest Quarter of Section 3, Township 30 North, Range 12 East, Wayne Township, Allen County, Indiana, more particularly described as follows:

Beginning at the Southwest corner of Lot 19 of H.C. Rockhill's Addition to the City of Fort Wayne, as recorded in B3A, page 33 in the Office of the Recorder of Allen County, Indiana, thence Northerly along to the Northwest corner of said Lot 19; thence Easterly along the north line of Lots 19, 18, 17, 16, 15, 14, and 13 of said H.C. Rockhill's Addition, and continuing easterly to the Northwest corner of Lot 1 of W.R. Nelson's Addition to the City of Fort Wayne as recorded in DB58, page 508 in the Office of the Recorder of Allen County, Indiana; thence easterly along the North line of Lots 1, 2, 3, 28 and 29 of said W.R. Nelson's Addition to the Northwest corner of Lot 1 in Lumbard's Park Addition to the City of Fort Wayne, as recorded in B1A, page 4 in the Office of the Recorder of Allen County, Indiana; thence easterly along Lot 1 and continuing easterly to the Northeast corner of Lot 32 of said W.R. Nelson's Addition, and continuing easterly along the north line of Lots 33, 34, 35, and 36 in said W.R. Nelson's Addition; thence Northeasterly to the Northwest corner of Lot 43 of Fry's Addition to the City of Fort Wayne, as recorded in DB92, page 455, in the Office of the Recorder of Allen County, Indiana; thence easterly along the North line of Lots 43, 42, 41, 40, 39, 38, 37, 36, 6, 5, 4, 3, 2, and 1 of said Fry's Addition, continuing easterly to the centerline of Osage Street; thence southerly along the centerline of Osage Street to the intersection of Osage Street and Main Street; thence easterly along the centerline of Main Street to a point 25 feet east of the northerly extension of Lot 98 of Rockhill's 2<sup>nd</sup> Addition to the City of Fort Wayne as recorded in B0B, page 89, in the Office of the Recorder of Allen County, Indiana; thence southerly to a point on the south line of Lot 97 in said Rockhill's 2nd Addition, being the midpoint of the south line of said Lot 97; thence westerly along the south line of Lots 97, 98, 99, 100, 101, 102, 103, 104, 105, and 106, to the southwest corner of Lot 107 of said Rockhill's 2<sup>nd</sup> Addition and continuing northwesterly to the Southeast corner of the 10 foot wide north-south alley along the East line of J.O. Brown's Extended Addition to the City of Fort Wayne, as recorded in B4A, page 14, in the Office of the Recorder of Allen County, Indiana; thence

1 Northerly along the East line of Lots 8, 7, 6, 5 and 4 of said J.O. Brown's Extended Addition; thence westerly along the North line of said Lot 4 and along the north line 2 of Lot 4 of J.O. Brown's Addition to the City of Fort Wayne, as recorded in B2B, page 56B, in the Office of the Recorder of Allen County, Indiana; and continuing 3 westerly along the North line of Lots 12, 11, 10, 9, 8 and 7 of Robert E. Miller's Addition to the City of Fort Wayne, as recorded in Plat Book 2, Page 3, in the Office 4 of the Recorder of Allen County, Indiana; and continuing westerly along the North 5 line of Lot 5 in Gesaman's Addition to the City of Fort Wayne, as recorded in B3A, page 11, in the Office of the Recorder of Allen County, Indiana, and continuing 6 westerly along the North line of Lots 60, 61, and 62 of Kerr-Murray Addition to the City of Fort Wayne, as recorded in B4B, page 66, in the Office of the Recorder of 7 Allen County, Indiana, and continuing Westerly to a point on the West line of the Right-of-Way of the New York Central Lines Railroad; thence Southwesterly along 8 the West line of said New York Central Lines Right-of-Way to an intersecting point 9 with the Southeast corner of Tract A in Eckert, Fred, Packing Company Addition to the City of Fort Wayne, as recorded in B8B, page 56-B, in the Office of the Recorder 10 of Allen County, Indiana; thence Northwesterly along the South line of said Tract A and Tract B in said Fred Eckart Packing Company Addition to the Southeast corner 11 of Lot 9 in said Fred Eckart Packing Company Addition; thence North along the 12 West line of said Lot 9 to the Northerly extension of Lot 9 intersecting with the South line of Tract D in said Fred Eckart Packing Company Addition; thence West 13 along the South line of said Tract D and Lots 3, 4, 5, and 6 in said Fred Eckart Packing Company Addition; thence North along the West line of said Lot 6, and 14 continuing North to the Point of Beginning. 15 16 and the symbols of the City of Fort Wayne Zoning Map No. J-06 (Sec. 3 of Wayne 17 Township), as established by Section 157.082 of Title XV of the Code of the City of Fort 18 Wayne, Indiana is hereby changed accordingly. SECTION 2. That this Ordinance shall be in full force and effect from and after its 19 20 passage and approval by the Mayor. 21 Council Member 22 APPROVED AS TO FORM AND LEGALITY: 23 24 Carol T. Helton, City Attorney 25 26 27 28

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# City of Fort Wayne Common Council **DIGEST SHEET**

# **Department of Planning Services**

Title of Ordinance: Zoning Map Amendment

Case Number: REZ-2015-0039
Bill Number: Z-15-09-03
Council District: 4-Mitch Harper

Introduction Date: September 8, 2015

Plan Commission

Public Hearing Date: October 12, 2015

Next Council Action: Ordinance will return to Council after recommendation by the

Plan Commission

Synopsis of Ordinance: To rezone approximately 20 acres of property from R2-Two Family

Residential, C3-General Commercial and I2-General Industrial to UC-Urban

Corridor

Location: Including properties within the 1400 to 1900 blocks of Main Street (see file

for exact addresses.

Reason for Request: To permit mixed uses with a focus on neighborhood-oriented commercial

and personal services at the street level, consistent with the UC zoning

district, the creation of which was approved by Council in 2008.

Applicant: Fort Wayne Plan Commission, on behalf of the Nebraska Neighborhood

Property Owner: See file for property owners

Related Petitions: none

Effect of Passage: Property will be rezoned to the UC-Urban Corridor, which will help

preserve the historic development patterns of the Nebraska

Neighborhood, promoting mixed-use, neighborhood-oriented uses.

Effect of Non-Passage: The property will remain zoned for a variety of residential, commercial

and industrial uses, which may allow new uses that are not considered

compatible with the existing, desirable Main Street corridor uses.

# **Department of Planning Services Rezoning Petition Application**

Contact Person Chin's Shatto  Address Saww  City State Zip Telephone F-mail  All staff correspondence will be sent only to the designated contact person.  Allen County Planning Jurisdiction City of Fort Wayne Planning Jurisdiction Address of the property Present Zoning See file Proposed Zoning UC Acreage to be rezoned 20 approx.  Proposed density units per acre  Township name Wayne Township section # 3  Purpose of rezoning (attach additional page if necessary) to bring neighbourhood into a single company of service of the property of service of the property of service of the property water for the property units per acre  Township name Wayne Township section # 3  Purpose of rezoning (attach additional page if necessary) to bring neighbourhood into a single company of service of the property described in this application of parcel to be rezoned (plans must be folded)  Legal Description of parcel to be rezoned (plans must be folded)  Legal Description of parcel to be rezoned plans of this application, that I am/we are the owner(s) of more than 50 percent of the property described in this application; that I way agree to abide by all provisions of the Allen County Plan Commission as those provisions, procedures and policies related to the handling and disposition of this application; that I way agree to pay Alten County the cost of notifying the required interested persons at the rate of \$0.85 per notice and a public notice fee of \$0.000 per Indiana code.  Plant Camman Allen County the cost of notifying the required interested persons at the rate of \$0.85 per notice and a public notice fee of \$0.000 per Indiana code.
Address of the property  Present Zoning See file Proposed Zoning UC Acreage to be rezoned 20 ap prot.  Proposed density
Please refer to checklist for applicable filing fees and plan/survey submittal requirements.  Applicable filing fee Applicable number of surveys showing area to be rezoned (plans must be folded) Legal Description of parcel to be rezoned Rezoning Questionnaire (original and 10 copies) County Rezonings Only  We understand and agree, upon execution and submission of this application, that I am/we are the owner(s) of more than 50 percent of the property described in this application; that I/we agree to abide by all provisions of the Allen County Zoning and Subdivision Control ordinance as well as all procedures and policies of the Allen County Plan Commission as those provisions, procedures and policies related to the handling and disposition of this application; that the above information is true and accurate to the best of my/our knowledge; and that the agree to pay Allen County the cost of notifying the required interested persons at the rate of \$0.85 per notice and a public notice fee of \$50.00 per Indiana code.  Plan Commission Allen County He cost of notifying the required interested Planeau
property described in this application; that I/we agree to abide by all provisions of the Allen County Zoning and Subdivision Control Drdinance as well as all procedures and policies of the Allen County Plan Commission as those provisions, procedures and policies related to the handling and disposition of this application; that the above information is true and accurate to the best of my/our knowledge; and that //we agree to pay Allen County the cost of notifying the required interested persons at the rate of \$0.85 per notice and a public notice fee of \$0.00 per Indiana code.    Solution   Solution
printed name of applicant) (signature of applicant) (date)
printed name of property owner) (signature of property owner) (date)
printed name of property owner) (signature of property owner) (date)
printed name of property owner) (signature of property owner) (date)
Received Receipt No. Hearing Date Petition No. 9/14/15 PEZ-2015-0039

November 8, 2014

Nebraska Neighborhood Association 1701 West Main Street Fort Wayne, IN 46808

City of Fort Wayne
Michelle Woods
Department of Planning Services
200 East Berry Street
Fort Wayne, IN 46802

Michelle-

The Nebraska Neighborhood has officially voted at a stated and monthly meeting and wishes to pursue a rezoning change on West Main Street to the Urban Corridor designation.

At this time we propose the zoning change to include West Main Street from approximately the intersection of Osage Street and West Main Street to the 1900 block of West Main at Davis Street.

We look forward to working with your department in helping facilitate our request.

Best wishes,

Chris Shatto

President, Nebraska Neighborhood Association

260-515-9700

cashatto@aol.com

I/we, the undersigned, do hereby petition to rezone a portion of West Main Street, located in Wayne Township in the City of Fort Wayne, Indiana, by reclassifying the existing zoning designation to UC (urban corridor). The undersigned, do hereby certify that I/we are the owner(s) of the property included in this petition, and that I/we support this rezoning. I/we understand that any legally existing uses, or any other legal non-conforming uses would be allowed to continue as legal non-conforming uses, in accordance with the City of Fort Wayne Zoning Ordinance.

Prop. Addres	s Street	Owner	Owner address	City	State	Zip	PRINT NAME (title)	SIGNATURE	DATE
717	Davis	Geyer, Bernice E Trs	3121 Dockshire Lane	Fort Wayne	IN	46804	JAMES & GENER JR TRUSTE	F Jus G Glo Justinion	5/26/20
1920	W Main (w of)	Geyer, Bernice E Trs	3121 Dockshire Lane	Fort Wayne	IN	46804	SAMES E GRYERSE TEWSSE	(A) ( M) ( )	5/26/2015
1920	W Main	Geyer, Bernice E Trs	3121 Dockshire Lane	Fort Wayne	IN		JAMES & GEYER SQ TRUSTE	L. CHURA A	3/26/2015
1920	W Main	TES Properties LLC ANSWER	<i>LEFT MESSAGE</i> PO Box 5464	Fort Wayne	IN	46895			//
1916	W Main	485-5549 celts 5-24 DBD Contracting LLC 5-29	ME45 ADES 5/30 2109 S Calhoun	Fort Wayne	IN	46802		·	
1910	W Main	Dominguez, Refugio Jr	1906 W Main Street	Fort Wayne	IN	46808	× Refuges Donning	La Refugro Dominguez	6-2-15
1906	W Main	Dominguez, Refugio Jr	1906 W Main Street	Fort Wayne	IN	46808	* Refugio Donnique	Refugro Dominguez PATERIA MORRISON	6-2-15
1902	W Main	Brown, Wendy L & Morrison, Patricia M	1828 W Main Street	Fort Wayne	IN	46808	· WW() (B)M-	I WENVY DUONN	5-19-19
1836	W Main	Brown, Wendy L & Morrison, Patricia M	1828 W Main Street	Fort Wayne	IN	46808	Patricia Maris	WANDY BROWN	5-19-15
1834	W Main	Brown, Wendy L & Morrison, Patricia M	1828 W Main Street	Fort Wayne	iN	46808	Popicia Moris	WENDY BROWN	5-19-15
1828	W Main	Brown, Wendy L & Morrison, <del>John</del> ₩& Morrison, Patricia	1828 W Main Street	Fort-Wayne	IN	46808	Patricia Morris NUM DM	NONDY BROWN	5-19-15
1826	W Main	Dupuy, Roberta Ann	411 N 6th Street #608	Emery	SD	57332-2124	For Roberts Dypuy	Faz Roberts Dupuy	5-19-15
1820	W Main	Lemmon, James R & Barbara	1820 W Main Street	Fort Wayne	IN	46808	Harra Rhown Benton	JAMES + BARBARA LEMMON	5-19-15
1810	W Main	T & F LLP	1808 W Main Street	Fort Wayne	IN	46808	TEPLLP	TEPUP In Cenarde	5/28/15
1808	W Main	T & F LLP	1808 W Main Street	Fort Wayne	IN	46808	TEPLEP	TEFUP I magne	5/28/15
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2	1724	W Main	Paulas on Main Street LLC	1732 W Main Street	Fort Wayne	IN	46808	1 Nour Sol (What Case)	by Fronk Casapul	5/28/15
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4	1710	W Main	Major League Properties LLC	1601 Short Street	Fort Wayne	IN	46808	•	VI	
5	1708	W Main	Procise, Renee L	1708 W Main Street	Fort Wayne	IN	46808	Renée Procise	Const Procile	6-6-15
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96	1704	W Main	Buschman, Frederick W & Mildred A 417-1756 417-5653	PO Box 13296	Fort Wayne	IN	46868		- U	
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1417	1606	W Main	D & D Properties LLC	PO Box 25627	Fort Wayne	IN	46825			·
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3,4	1502	W Main	Hicks, Kenneth W & Woods, Delphos	1502 W Main Street	Fort Wayne	IN	46808	Celpho Wood	Delphas Woods Hennth Hicks	6/4/15
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8	1523	W Main	HAP Investments LLC	PO Box 11311	Fort Wayne	IN	46857			

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19,20	1711	W Main	j '	2024 Neuhaus Drive	Fort Wayne	IN	46808		V	
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26	1721			1721 W Main Street	Fort Wayne	IN	46308	EARL R. Horner	* Earl Ha	5-19-15
26	516	Greenwood	Brenneke Realty Investment LLC	PO Box 12886	Fort Wayne	IN	46866			

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7	1901	W Main	426 - 453 / AMH Enterprises LLC (0 / 30 / 4)	PO Box 12954	Fort Wayne	IN	46866	X Amit Enterprises LCC	and in the	5/30/15
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 $6/7 \quad 5/2 \quad 1/75$   $6/7 \quad 6/7 \quad 45 = 60$   $76 \% \quad 45 = 60\% \quad 48 \quad 48 \quad 6/3$   $1/8 \quad 1/5 \quad 48 \quad 46 \quad 6/3$   $51 \quad 6/4$ 

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November 8, 2014

Nebraska Neighborhood Association 1701 West Main Street Fort Wayne, IN 46808

City of Fort Wayne
Michelle Woods
Department of Planning Services
200 East Berry Street
Fort Wayne, IN 46802

Michelle-

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Best wishes,

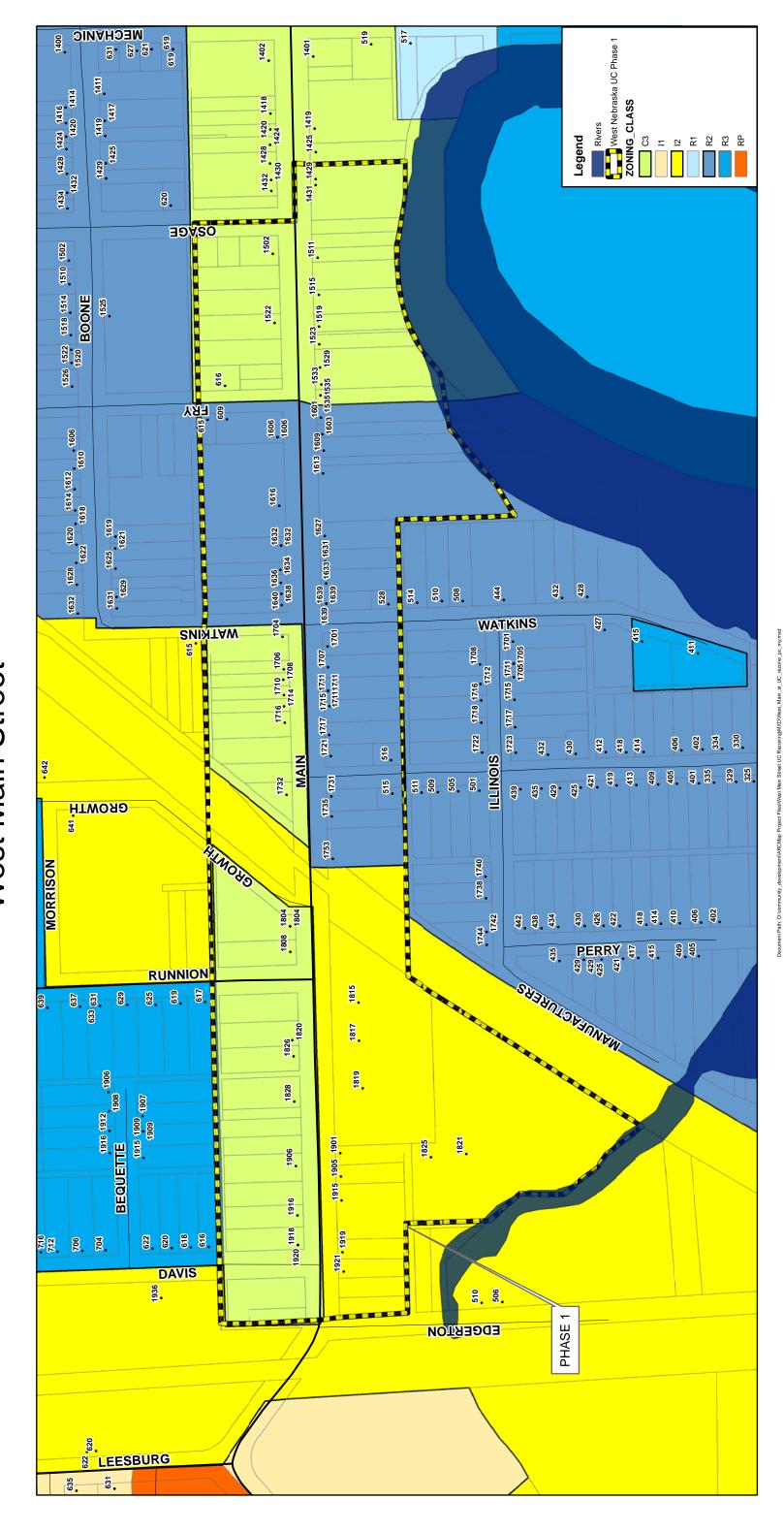
Chris Shatto

President, Nebraska Neighborhood Association

260-515-9700

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# PROPOSED URBAN CORRIDOR REZONING West Main Street



Although strict accuracy standards have been employed in the compliation of this map. Fort Wayne City CDD GIS does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or or mission in this map.

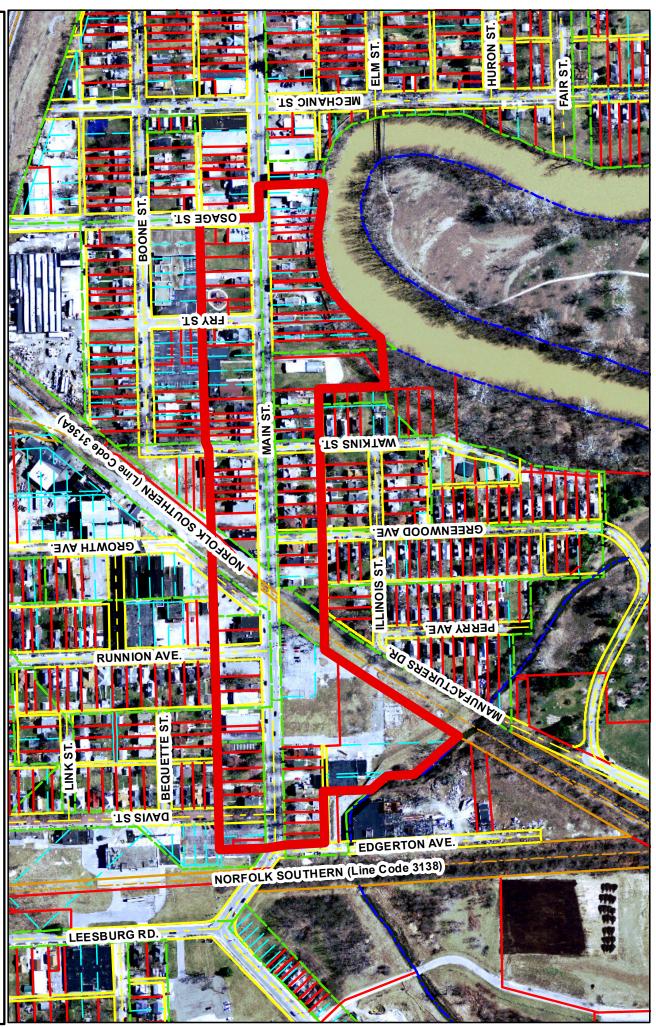
North American Datum 1983
State Plane Coordinate System, Indiana East











Project boundaries represented by bold colored lines are for representational purposes only

1 inch = 300 feet

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Date: 8/25/2015