

City of Fort Wayne Common Council

DIGEST SHEET

Department of Planning Services

Title of Ordinance: Vacation of Public Right-of-way
Case Number: VALY-2018-0003
Bill Number: G-18-02-24
Council District: 6 – Glynn Hines

Introduction Date: February 27, 2018

Public Hearing Date: March 13, 2017 (to be held by Council)

Next Council Action: Ordinance will return to Council after approvals from reviewing agencies.

Synopsis of Ordinance: To vacate the east-west, 6 foot wide alley located north of Lots 7 and 8 in Townley Place Addition.

Location: North of 2151 East Rudisill Boulevard.

Reason for Request: The City of Fort Wayne is submitting this request as the alley is unimproved.

Applicant: City of Fort Wayne Transportation Department

Property Owner: City of Fort Wayne

Related Petitions: none

Effect of Passage: Vacation of the alley will allow more flexibility of site improvements.

Effect of Non-Passage: The alley will remain as platted and unimproved.

1 VALY-2018-0003

2 BILL NO. G-18-02-24

3
4 Plat Book 21
Page 34

5 GENERAL ORDINANCE NO. G-_____

6 AN ORDINANCE amending the Thoroughfare
7 Plan of the City Comprehensive ("Master")
8 Plan by vacating public right-of-way.

9 WHEREAS, a petition to vacate public right-of-way within the City of Fort Wayne, Indiana, (as
10 more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne,
11 Indiana; and

12 WHEREAS, Common Council of the City of Fort Wayne, Indiana duly held a public hearing
13 and approved said petition, as provided in I.C. 36-7-3-12.

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

15 SECTION 1. That the petition filed herein to partially vacate a public right-of-way within the
16 City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

17
18 All of the 6 foot wide alley lying north of Lots 7 and 8 in Townley Place Addition, recorded in
19 Plat Book 21, Page 34 in the Office of the Recorder of Allen County, Indiana.

20 and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan
21 and is hereby approved in all respects.

22 SECTION 2. That this Ordinance shall be in full force and effect from and after its passage,
23 any and all necessary approval by the Mayor.

24 _____
COUNCILMEMBER

25 APPROVED AS TO FORM AND LEGALITY:

26
27 _____
28 Carol T. Helton, City Attorney
29
30

CITY OF FORT WAYNE

Vacation Petition

City Clerk / Suite 110 / Citizens Square Building / 200 East Berry Street / Fort Wayne IN 46802 /260.427.1221

I/We do hereby petition to vacate the following:

_____ Easement X Public Right of Way (street or alley)

More particularly described as follows:

All of the 6' wide alley lying north of Lots 7-8 in Townley Place Addition, recorded
in Plat Book 21, Page 34 in the Office of the Recorder of Allen County, Indiana.

(Please Attach a Legal Description of the property requested to be vacated, along with a survey or other acceptable drawing showing the property.)

DEED BOOK NUMBER: _____ PAGE(S) NUMBER(S): _____ (This information can be obtained from the Allen County Recorder's Office on the 2nd Floor, City-County Building, One Main Street, Fort Wayne, IN)

The reasons for the proposed vacation are as follows:

Alleyway was never developed and has been maintained by adjacent

property owners. Property owner would use additional land area for
private use. City would have no use for this land and is petitioning on
behalf of the affected property owner.

Due to width of alley - it is inaccessible by vehicle and Public Works Dept. is acceptable
(If additional space is needed please attach separate page.) to the dead end not having a turn-around
at the east end of the vacated right of way.

The applicant on an attached sheet must also provide the names and addresses of all adjacent property owner(s). The information on that sheet must be as follows:

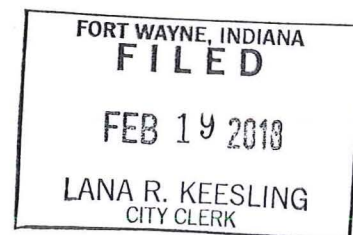
Property owner(s) Name(s); Street Address; City; State; Zip Code; Phone Number with Area Code.

Applicant's name(s) if different from property owner(s):

Name: City of Fort Wayne, Traffic Engineering Department

Street Address: 200 E Berry St, Suite 210

City: Fort Wayne State: IN Zip: 46802 Phone: 260-427-1172



Wyatt Cox		
Signature	Printed Name	Date
2151 E. Rudisill Blvd	Fort Wayne, IN 46806	
Address	City/State/Zip	

Map #: _____ Reference #: _____



CITY OF FORT WAYNE

THOMAS C. HENRY, MAYOR

Kyle Winling
Traffic Engineer

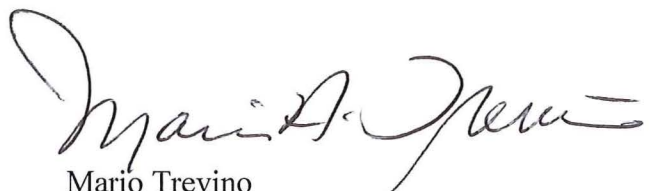
Date: February 19, 2018
Subject: 2151 E Rudisill Avenue - Alley Vacation

Reviewers:

City of Fort Wayne Public Works Department has worked with the homeowner at 2125 E Rudisill Boulevard. Transportation and Traffic Engineering Department have reviewed this proposed vacation petition and due to the 6' wide alley width, it has been determined that vehicular access would not be feasible. Therefore, only walkable access is likely without encroaching onto private property and a turnaround is not necessary. The homeowner has already signed all related easements which would be required in this alleyway.

Due to this restriction in alley width, our departments feel that providing a turn-around is unnecessary. Therefore, vacating only a portion of the requested alley versus the entire alley would be acceptable in this circumstance.


Kyle Winling
Traffic Engineer
City Public Works


Mario Trevino
Manager Transportation Engineering Services
City Public Works

