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

Department of Planning Services

Title of Ordinance: Zoning Map Amendment

Case Number: REZ-2018-0020
Bill Number: Z-18-05-02

Council District: 5-Geoff Paddock

Introduction Date: May 8, 2018

Plan Commission

Public Hearing Date: May 14, 2018 (not heard by Council)

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

Plan Commission

Synopsis of Ordinance: To rezone approximately 27 acres of property from I1-Limited Industrial,

I3-Heavy Industrial, and R3-Multiple Family Residential to C2-Limited

Commercial.

Location: 1625 Broadway and 1020 Swinney Avenue (and adjacent parcels making

up the former GE campus)

Reason for Request: To redevelop the former GE campus into a mixed-use development

known as Electric Works.

Applicant: RTM Ventures, LLC

Property Owner: RTM Ventures, LLC

Related Petitions: Primary Development Plans, East and West Electric Works Campuses

Effect of Passage: Property will be rezoned to the C2-Limited Commercial district, which

will allow the types of commercial, retail, and service uses proposed for

the Electric Works campus.

Effect of Non-Passage: The property will remain zoned I1-Limited Industrial, I3-Heavy Industrial

and R3—Multiple Family Residential. Some proposed commercial uses would be permitted, but the current zoning districts are more intensive

than necessary and for the

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BILL NO. Z-18-05-02

ZONING MAP ORDINANCE NO. Z-____

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-02 and L-02 (Sec. 10 and 11 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 C2 (Limited Commercial) District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

Section I:

Real Estate located in the City of Fort Wayne, Indiana; described as follows: Lot 23 and the East Half of Lot 24 in Swinney's Addition to the City of Fort Wayne, Indiana, as per plat thereof as recorded in Deed Record 95, page 332 in the Office of the Recorder of Allen County, Indiana; and Lots 25 through 31, Inclusive and the West 28 Feet of Lot 32 in Edsall's Addition to the City of Fort Wayne, Indiana as per plat thereof recorded in Plat Record N, page 352 in the Office of the Recorder of Allen County, Indiana. Together with that portion of a 16 foot alley extending from the north boundary line of Lots 29 and 30 in Edsall's Addition to the south boundary line of Lots 29 and 30 in Edsall's Addition to the City of Fort Wayne, Indiana heretofore vacated by proceeds under General Ordinance No. G-23-85 adopted September 24, 1985 by the City Planning Commission and as depicted in Plat Map 16, page 5; and The South 13 and one-half feet of Lot Numbered 1, Lots 2 through 8, Inclusive, and the South 29 and one-half feet of Lot Numbered 9 in Wall's Addition to the City of Fort Wayne, Indiana, as per plat thereof as recorded in the Office of the Recorder of Allen County, Indiana; and Lots 2 through 4, Inclusive, in the General Electric Company Addition as per plat thereof recorded in the Office of the Recorder of Allen County, Indiana; ALSO Lot 5 in General Electric Company Addition as per plat thereof recorded in the Office of the Recorder of Allen County, Indiana; together with adjacent vacated streets and alleys.

The above mentioned real estate being more particularly described as follows:

Beginning at the southeast corner of Lot 5 in General Electric Company Addition, the plat of which recorded in Plat Book 14A, Page 41 in the Office of the Recorder of Allen County, Indiana: thence along the northern boundary of Swinney Avenue, South 89 degrees 3 minutes 26 seconds West 620.75 feet, more or less, to west line of the east half of Lot 24 in Swinney's Addition to the City of Fort Wayne, Indiana, the plat of which is recorded in Deed Record 95, page 332 in the Office of the Recorder of Allen County, Indiana; thence North 01 degree 56 minutes 21 seconds

West 150.07 feet along said west line to the southern boundary of a 12-foot alley; thence North 89 degrees 3 minutes 26 seconds East 74.81 feet along said to southern boundary to the eastern boundary of said alley; thence North 01 degree 59 minutes 6 seconds West 12.00 feet to the northern boundary of said alley; thence South 89 degrees 3 minutes 26 seconds West 199.45 feet along said northern boundary to the eastern boundary of College Street; thence North 01 degree 51 minutes 46 seconds West 375.78 feet along said eastern boundary to the southern boundary of the CSX Railroad right-of-way; thence along said railroad right-of-way the following three (3) courses: 1) North 89 degrees 18 minutes 22 seconds East 862.01 feet; 2) North 81 degrees 41 minutes 33 seconds East 30.19 feet; 3) North 89 degrees 18 minutes 22 seconds East 249.31 feet to northwestern boundary of Broadway; thence South 34 degrees 50 minutes 37 seconds West 661.77 feet along said northwestern boundary to the point of beginning and containing 11.126 acres, more or less.

Section II:

North 50 feet of Lot Number 26, Swinney's Addition to the City of Fort Wayne, Allen County, Indiana, according to the plat thereof, recorded in Deed 95, Pages 332-333, in the Office of the Recorder of Allen County, Indiana.

Section III:

The West ½ of Lot Number 244 in Swinney's Addition, an addition to the City of Fort Wayne, according to the plat thereof, and recorded in Deed Book 95, page 332, recorded in the Office of the Recorder of Allen County, Indiana.

Section IV:

Real Estate located in the City of Fort Wayne, Indiana; described as follows:

Part of Lot 1 in the General Electric Company subdivision as per plat thereof recorded in Plat Book 12A, Page 4 in the Office of the Recorder of Allen County, Indiana; Also a part of Ewing Out Lots Subdivision recorded in Book 27, Page 419 in said office of the recorder; Also a part of W.G. Ewing Jr's Subdivision of Back Lot 3, recorded in Plat Book T, Page 40 in said office of the recorded; Also an unplatted parcel of land; collectively the parcels are situated in the Northwest Quarter of Section 11, Township 30 North, Range 12 East of the 2nd Principal Meridian, Wayne Township, Allen County, Indiana, and being more particularly described as follows:

Beginning at the northwesterly corner of Lot 1 in said General Electric Company Subdivision; thence North 89 degrees 18 minutes 22 seconds East 621.53 feet the southern boundary of the CSX Railroad right-of-way; thence South 01 degree 3 minutes 40 seconds East 160.54 feet; thence North 88 degrees 56 minutes 20 seconds East 40.00 feet; thence South 01 degree 3 minutes 40 seconds East 258.47 feet; thence South 89 degrees 20 minutes 55 seconds West 538.32 feet; thence North 55 degrees 9 minutes 23 seconds West 365.59 feet to the southeastern boundary of Broadway; thence North 34 degrees 50 minutes 37 seconds East 66.34 feet along said southeastern boundary; thence South 55 degrees 23 minutes 4 seconds East 186.29 feet; thence North 34 degrees 44 minutes 47 seconds East 222.46 feet; thence North 01 degree 3 minutes 40 seconds West 95.46

feet; thence North 55 degrees 23 minutes 4 seconds West 129.93 feet to the southeastern boundary of said Broadway; thence North 34 degrees 50 minutes 37 seconds East 8.66 feet along said southeastern boundary to the point of beginning and containing 7.327 acres, more or less.

Section V:

Real Estate located in the City of Fort Wayne, Indiana; described as follows:

Part of Lot 1 in the General Electric Company subdivision as per plat thereof recorded in Plat Book 12A, Page 4 in the Office of the Recorder of Allen County, Indiana being more particularly described as follows:

Commencing at the northwesterly corner of Lot 1 in said General Electric Company Subdivision; thence South 34 degrees 50 minutes 37 seconds West 8.66 feet along the southeastern boundary of Broadway to the Point of Beginning of this description: thence South 55 degrees 23 minutes 4 seconds East 129.93 feet; thence South 01 degree 3 minutes 40 seconds East 95.46 feet; thence South 34 degrees 44 minutes 47 seconds West 222.46 feet; thence North 55 degrees 23 minutes 4 seconds West 186.29 feet to the southeastern boundary of said Broadway; thence North 34 degrees 50 minutes 37 seconds East 300.00 feet along said southeastern boundary to the point of beginning and containing 1.232 acres, more or less.

Together with:

Real Estate located in the City of Fort Wayne, Indiana; described as follows:

Part of Lot 1 in the General Electric Company subdivision as per plat thereof recorded in Plat Book 12A, Page 4 in the Office of the Recorder of Allen County, Indiana; Also a part of Ewing Out Lots Subdivision recorded in Book 27, Page 419 in said office of the recorder; Also a part of W.G. Ewing Jr's Subdivision of Back Lot 3, recorded in Plat Book T, Page 40 in said office of the recorded; Also an unplatted parcel of land; collectively the parcels are situated in the Northwest Quarter of Section 11, Township 30 North, Range 12 East of the 2nd Principal Meridian, Wayne Township, Allen County, Indiana, and being more particularly described as follows:

Beginning at the intersection of southern boundary of the CSX Railroad right-of-way and the western boundary of Fairfield Avenue; thence South 01 degree 36 minutes 36 seconds East 385.70 feet along said western boundary to the northwestern boundary of the Norfolk Southern Railway right-of-way; thence along said northwestern boundary the following five (5) courses: 1) South 60 degrees 30 minutes 18 seconds West 140.56 feet; 2) Southwesterly 163.26 feet along an arc to the left having a radius of 1,764.00 feet and subtended by a long chord having a bearing of South 57 degrees 51 minutes 13 seconds West and a length of 163.20 feet; 3) South 55 degrees 12 minutes 8 seconds West 186.44 feet: 4) Southwesterly 193.87 feet along an arc to the left having a radius of 2,844.00 feet and subtended by a long chord having a bearing of South 53 degrees 14 minutes 57 seconds West and a length of 193.83 feet; 5) South 51 degrees 17 minutes 47 seconds West 381.50 feet to the eastern line of Nuttman Place Addition as per plat thereof recorded in Plat Book 3B, Page 83 in said office of the recorder; thence North 0 degrees 55 minutes 29 seconds West 352.39 feet along said east line to a southern corner of said Lot 1 in

1 the General Electric Company Subdivision; thence along the southerner & western lines of said Lot 1 the following three (3) courses: 1) North 55 degrees 37 minutes 24 2 seconds West 105.39 feet; 2) North 34 degrees 50 minutes 37 seconds East 71.00 feet; 3) Northerly 47.12 feet along an arc to the left having a radius of 30.00 feet and 3 subtended by a long chord having a bearing of North 10 degrees 9 minutes 23 seconds West and a length of 42.43 feet; thence South 55 degrees 9 minutes 23 4 seconds East 65.59 feet; thence North 89 degrees 20 minutes 55 seconds East 538.32 5 feet; thence North 01 degree 3 minutes 40 seconds West 258.47 feet; thence North 88 degrees 56 minutes 20 seconds East 47.00 feet; thence North 01 degree 3 minutes 6 40 seconds West 99.00 feet; thence South 88 degrees 56 minutes 20 seconds West 40.00 feet; thence North 01 degree 3 minutes 40 seconds West 160.54 feet to the 7 southern boundary of said CSX Railroad right-of-way; thence North 89 degrees 18 8 minutes 22 seconds East 325.90 feet along said southern boundary to the point of beginning and containing 7.045 acres, more or less. 9 10 and the symbols of the City of Fort Wayne Zoning Map No. K-02 and L-02 (Sec. 10 and 11 11 of Wayne Township), as established by Section 157.082 of Title XV of the Code of the City 12 of Fort Wayne, Indiana is hereby changed accordingly. 13 14 SECTION 2. If a written commitment is a condition of the Plan Commission's 15 recommendation for the adoption of the rezoning, or if a written commitment is modified and 16 approved by the Common Council as part of the zone map amendment, that written 17 commitment is hereby approved and is hereby incorporated by reference. 18 19 SECTION 3. That this Ordinance shall be in full force and effect from and after its 20 passage and approval by the Mayor. 21 22 Council Member 23 APPROVED AS TO FORM AND LEGALITY: 24 25 Carol T. Helton, City Attorney 26 27 28 29

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Peter G. Mallers E-Mail: pgmallers@beersmallers.com

April 3, 2018

Kim Bowman Department of Planning Services 200 East Berry Street, Suite 150 Fort Wayne, Indiana 46802

Re: Rezoning and Development Plan Applications for Electric Works

Dear Kim:

On behalf of RTM Ventures, LLC, I am filing with your office the following:

- 1. Rezoning Petition Application for the purpose of downzoning from I-3 and I-1 classifications to C-2 approximately 27 acres of the former General Electric site on the east and west sides of Broadway. There are small areas of R-3 zoning that we are proposing to rezone to C-2. The purpose of the rezoning is to create the appropriate zoning classification for a mixed-use type development to be known as Electric Works.
- 2. Two Primary Development Plan Applications for the former General Electric site (west and east of Broadway) for the purpose of creating a mixed-use type of development to be known as Electric Works. The west side will be developed first as Phase I of the campus development, and the Phase 2 east side will be developed as the plans materialize and tenants' needs are met.
- 3. Requests for Waivers of Development Standards for (i) height, (ii) setback, and (iii) size and number of buildings on a lot, for both sides of the campus (6 total).

Much has been publicized already about this project, but to summarize for you, in preparation for the public hearing in May, RTM Ventures, LLC, through affiliated entities, has acquired the

www.beersmallers.com

former General Electric campus located east and west of Broadway Street in Fort Wayne, Indiana for the purpose of redeveloping the 39-acre site, together with surrounding properties being acquired, into a mixed-use retail, office, and residential community. Phase I of the project will be the redevelopment of the west campus, which includes over 691,000 square feet of historic, adaptive, re-used space. The vision for the redevelopment is to create a district of innovation, energy, and culture, infused with the inventive history of Fort Wayne.

The projected cost of construction for the redevelopment of the west campus is \$220 million dollars. Construction is to begin in July, 2018 and is to be completed by December 31, 2020.

The completed space will be leased for retail, office, education, healthcare, innovation, and amenity spaces. Retail will consist of a year-round public market, restaurants, and other retail operations.

The redeveloped site is being designed to be an 18-hour per day campus where people can live, work, and play.

If you have any questions, please contact me.

Very truly yours,

BEEKS MALIJERS BACKS & SALIN, LLP

Peter G. Mallers

PGM;ac/33D3164 enclosures

Department of Planning Services Rezoning Petition Application

	Applicant RTM VENTURES, LLC								
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Applicant	City BA	LTIMORE	State MARYLAND	Zlr	21224				
¥	Telepho	LTIMORE no 443-573-4066	E-mall	ossstpartn	ers.com				
Contact	Address City FO	110 WEST BERRY PRT WAYNE no 260-426-9708	STREET, SUITE 11 State INDIANA	00 Zip beersmall	ers.com				
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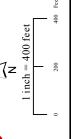


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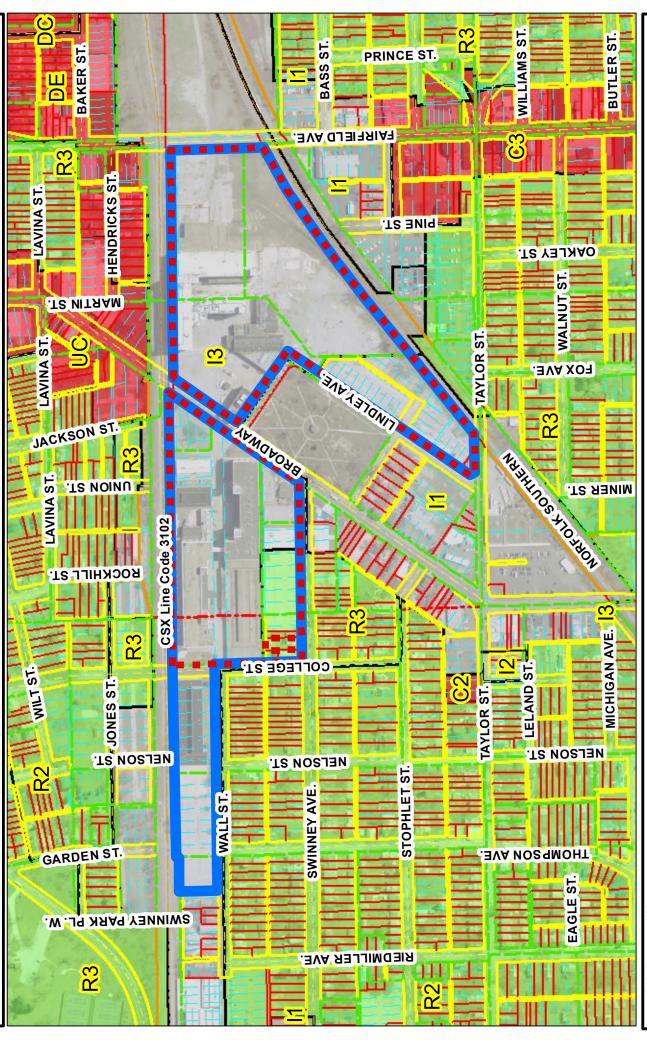
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North American Datum 1983
State Plane Coordinate System, Indiana East







Project Boundaries Represented with Bold Lines are for Representational Purposes On

1 inch = 400 feet

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