

City of Fort Wayne Common Council

DIGEST SHEET

Department of Planning Services

Title of Ordinance: Vacation of Platted Right-of-Way
Case Number: VALY-2018-0005
Bill Number: G-18-08-05
Council District: 5-Geoff Paddock

Introduction Date: August 14, 2018

Public Hearing Date: August 28, 2018 (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 alley between Schick Street and Hanover Street, south of East Wayne Street, and north of East Washington Boulevard.

Location: The east-west alley lies north of 1405 through 1419 East Washington Boulevard.

Reason for Request: To enable the property owner of both sides of alley to combine tax parcels for the purpose of redeveloping the property for retail, parking and student housing for Indiana Tech.

Applicant: Indiana Tech

Property Owner: Indiana Tech

Related Petitions: none

Effect of Passage: Vacation of the alley right-of-way will return the land to the adjacent property owners to the north and south, which is the same entity. Combining the majority of the parcels on the block will allow the redevelopment of the parcels owned by Indiana Tech.

Effect of Non-Passage: The platted right-of-way will remain under City jurisdiction. The applicant will not be permitted to combine the parcels and redevelopment will be hindered by the presence of the public right-of-way.

FORT WAYNE, INDIANA

FILED

AUG 07 2018

LANA R. KEESLING
CITY CLERK

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:

See attached Exhibit "A."

(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:

To create a continuous development parcel for retail, campus housing and parking for Indiana Tech.

(If additional space is needed please attach separate page.)

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):

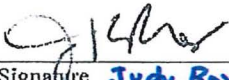
Name: _____

Street Address: _____

City: _____ State: _____ Zip: _____ Phone: _____

COPY

I/We, your petitioners, file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance. I/We agree to abide by all provisions of the Fort Wayne Zoning Ordinance and/or Subdivision Control Ordinance, as well as all procedures and policies of the Fort Wayne City Plan Commission as those provisions, and policies relate to the handling and disposition of this petition. I/We also certify that this information is true and accurate to the best of my/our knowledge.


Signature Judy Roy, V-P
Finance & Admin.
1600 E. Washington Blvd.
Address

Indiana Tech
Printed Name
Fort Wayne, IN 46803
City/State/Zip

8/2/18
Date

Signature

Printed Name

Date

Address

City/State/Zip

If additional space is needed for signatures please attach a separate page.

Agent's Name (Print Legibly): Patrick R. Hess, Beckman Lawson, LLP

Street Address: 201 W. Wayne St.

City: Fort Wayne State: IN Zip: 46802 Phone: 260-422-0800

NOTICE:

- Legal Description is to be the area to be vacated and must be complete and accurate. If necessary a licensed surveyor's legal description may be required.
- Applicant is hereby informed that in the case of a utility being located in a public way or easement, the applicant may be required to bear the cost of relocation, or of providing a replacement easement or easement's as needed.

For Office Use Only:

Receipt #: _____

Date Filed: _____

Map #: _____

Reference #: _____

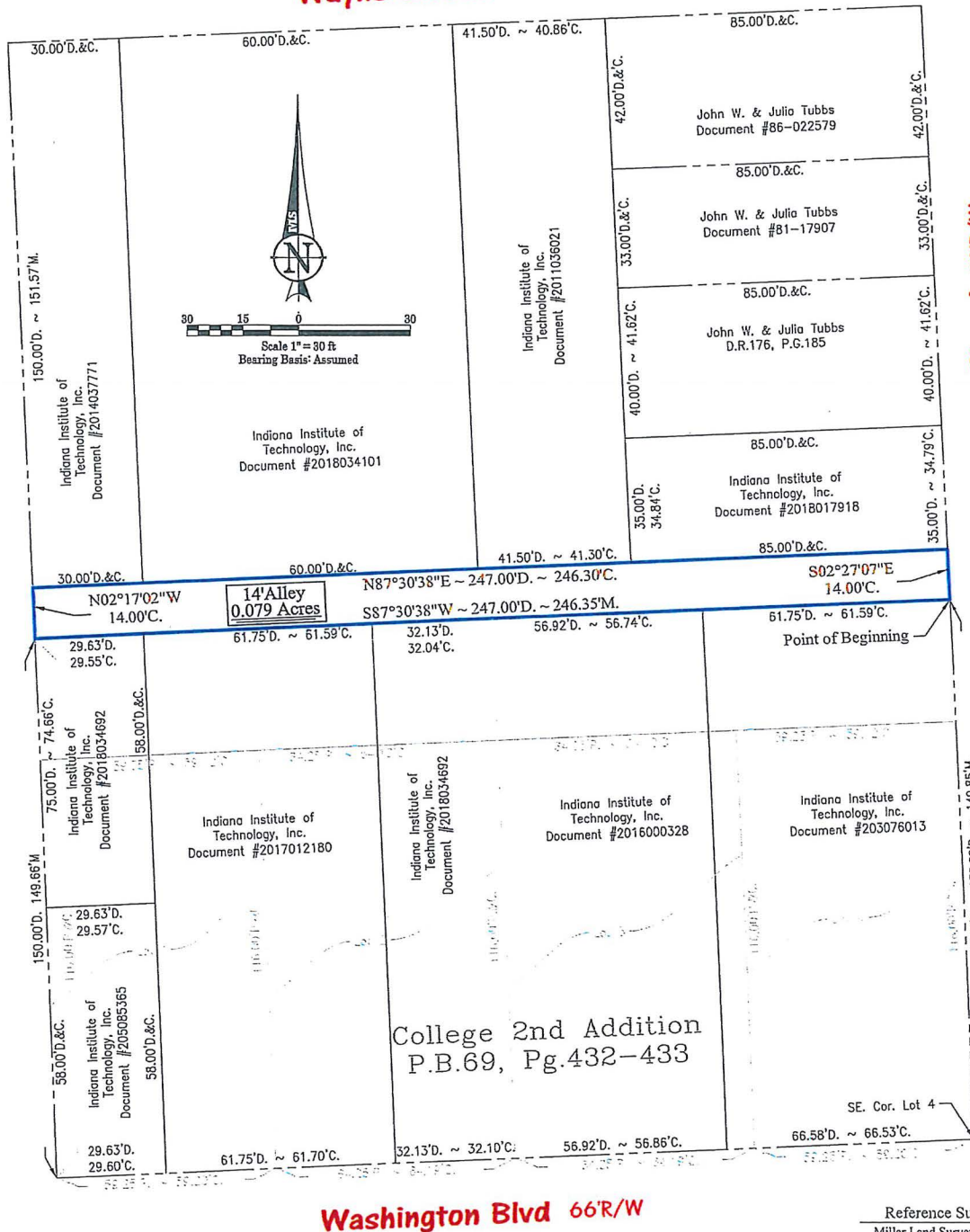
ALLEY VACATION DESCRIPTION

See Attached.

Wayne Street 66'R/W

Schick Street 45'R/W

Hanover Street 50'R/W



Washington Blvd 66'R/W

Reference Survey
Miller Land Surveying, Inc.
Survey No. 18074669
Date: August 2, 2018

Survey No. 18074669
County: Allen Subdivision: College 2nd Addition
For: Indiana Institute of Technology
Fieldwork Completed: July 26, 2018
IN WITNESS WHEREOF, I hereunto place my hand and
seal this 6th day of August, 2018.
Revised:

Brett R. Miller
Brett R. Miller, P.S. NO. 20300059



Legend

POB - Point of Beginning
M. - Measured
R. - Record
C. - Calculated
D. - Deed
--- Right of Way (R/W)
--- Building Setback Line
--- Center Line



Miller Land Surveying, Inc.

Precision and Professionalism is
Where We Draw the Line.

Brett R. Miller, PS, President
Robert J. Marucci, PS

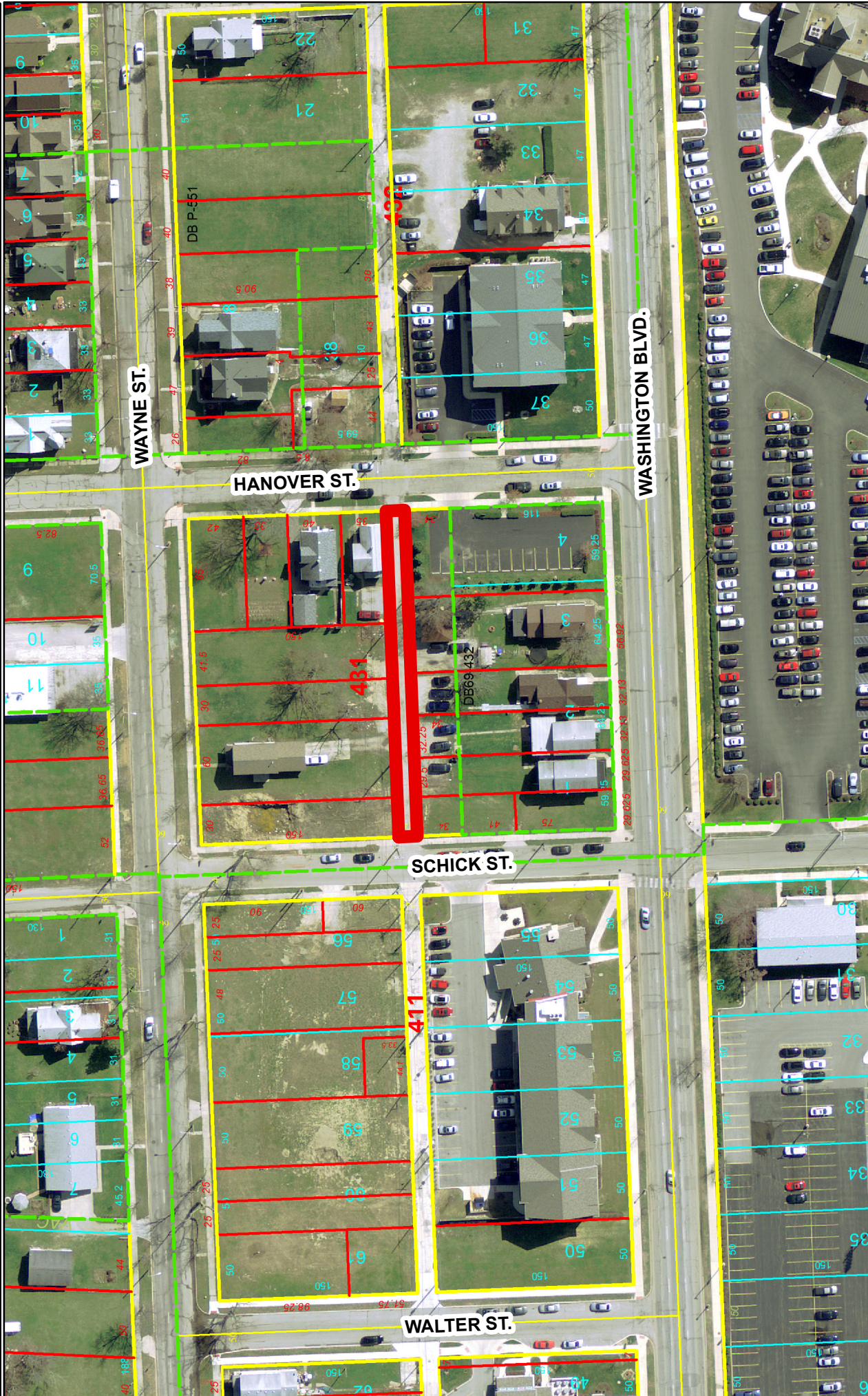
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Alley Vacation Description 0.079 Acres

Part of the Southeast Quarter of Section 1, Township 30 North, Range 12 East of the Second Principal Meridian, Wayne Township in Allen County, Indiana, more particularly described as follows:

Commencing at the Southeast Corner of Lot 4 in College 2nd Addition as shown in Plat Book 69, Pages 432-433 in the Office of the Recorder of Allen County, Indiana; thence North 02 degrees 27 minutes 07 seconds West, a distance of 149.85 feet (150.00 feet Deed) along the West right-of-way line of Hanover Street to the South right-of-way line of a 14 feet alley, said point also being the POINT OF BEGINNING of the herein described vacation; thence South 87 degrees 30 minutes 38 seconds West, a distance of 246.35 feet (247.00 feet Deed) along said South line to the East right-of-way line of Schick Street; thence North 02 degrees 17 minutes 02 seconds West, a distance of 14.00 feet along said East right-of-way line to the North right-of-way line of said 14 feet alley; thence North 87 degrees 30 minutes 38 seconds East, a distance of 246.30 feet (247.00 feet Deed) along said North right-of-way line to the West right-of-way line of Hanover Street; thence South 02 degrees 27 minutes 07 seconds East, a distance of 14.00 feet along said West right-of-way line to the Point of Beginning. Containing 0.079 acres, more or less. Subject to easements of record.

Survey Job #18074669
Date: August 6, 2018
For: Indiana Tech
Miller Land Surveying, Inc.



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
 Photos and Contours: Spring 2009
 Date: 8/8/2018

Project Boundaries Represented with Bold Lines are for Representational Purposes Only

