

**ORDINANCES AND RESOLUTIONS
UP FOR INTRODUCTION
MARCH 23, 2010**

CITY UTILITIES COMMITTEE

*Thomas F. Didier - Chair
Glynn A. Hines - Co-Chair
All Council Members*

ACTION

S-10-03-13

**AN ORDINANCE approving Upper Ely Run Interceptor Phase Two - Resolution #2232-2009, Work Order #75420 between E.T. Mackenzie Company and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$4,626,807**

S-10-03-14

**AN ORDINANCE approving Anthony Wayne Village & Mount Vernon Park - Water Main Replacement - Resolution 1978 - 2007 - Work Order 65709 between Atlas Excavating and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$1,380,947**

S-10-03-16

**AN ORDINANCE approving Amendment No. 1 to Professional Engineering Service Agreement for the WPCP Additional RAW Wastewater Pumps and Secondary Clarifier Improvements Project - Resolution #2202-2009, Work Order #75397 between Donohue and Associates and the City of Fort Wayne, Indiana, in connection with the Board of Public Works
Total cost of \$328,672**

CITY UTILITIES COMMITTEE CONTINUED

ACTION

S-10-03-17

AN ORDINANCE approving Amendment No. 1 to Professional Services Agreement for the WPCP Aeration System Improvements PH 2 Project between URS Corporation and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Total cost of \$380,807

FINANCE COMMITTEE

Tim Pape - Chair
Thomas E. Smith - Co-Chair
All Council Members

R-10-03-15

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, authorizing the participation of said City in the Motor Fuel Hedge Program of the Indiana Bond Bank for the 2010 budget year, the execution of the qualified entity reimbursement agreement in connection therewith and other related matters

The City is hereby authorized to enter into the Program in order to achieve budget stability for the 2010 budget year

To be passed this evening

REGULATIONS COMMITTEE

*Karen E. Goldner - Chair
Mitch Harper - Co-Chair
All Council Members*

ACTION

R-10-03-18

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, approving an Interlocal Cooperation Agreement for the operation of a Joint Communications Department between the Board of Commissioners of the County of Allen, Indiana, and City of Fort Wayne, Indiana

To be passed this evening

Z-10-03-11

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-02 (Sec. 3 of Wayne Township)

A request to rezone approximately 2.81 acres - 2402 West Jefferson Boulevard, former site of Dimension Ford dealership

Z-10-03-12

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G-30 (Sec. 20 of Washington Township)

A request to rezone approximately 4.15 acres - 4935 Hillegas Road, to allow use of the property to continue as a banquet/reception hall

PUBLIC WORKS COMMITTEE

ACTION

No Ordinances or Resolutions up for introduction

BILL NO. S-10-03-13

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving UPPER ELY RUN INTERCEPTOR PHASE TWO - RESOLUTION #2232-2009, WORK ORDER #75420 between E.T. MACKENZIE COMPANY and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL

OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the UPPER ELY RUN INTERCEPTOR PHASE TWO - RESOLUTION #2232-2009, WORK ORDER #75420 by and between E.T. MACKENZIE COMPANY and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

All labor, insurance, material, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary for the Upper Ely Interceptor Phase Two extends from the north terminus of Phase One, near the westerly end of Kirchner Trail in the Oaks Subdivision, and ends just north of Union Chapel Road approximately 0.25 miles west of Diebold Road. In addition, it includes the east portion of the Swift Interceptor Relief Sewer, which extends westerly from the Upper Ely Interceptor at the junction of the Belot Drain and the Roy Delagrang Drain to the easterly Right of Way of I-69 at the Roy Delegrange Drain. Construction includes approximately 6,780 l.f. of 54-inch diameter, 2730 l.f. of 48-inch diameter, 1,680 l.f. of 30-inch diameter Fiberglass Reinforced Pipe (FRP) sanitary sewer and 500 l.f. of 18-inch to 8-inch diameter PVC pipe. The interceptor includes one jack and bore casing crossing at Union Chapel Road, east of I-69:

involving a total cost of FOUR MILLION, SIX HUNDRED TWENTY-SIX THOUSAND, EIGHT HUNDRED SEVEN AND NO/100 DOLLARS - (\$4,626,807.00).

SECTION 2. Prior Approval has been requested from Common Council on MARCH 9, 2010. A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and

after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

BILL NO. S-10-03-14

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving ANTHONY WAYNE VILLAGE & MOUNT VERNON PARK - WATER MAIN REPLACEMENT - RESOLUTION 1978-2007 - WORK ORDER 65709 between ATLAS EXCAVATING and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

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

SECTION 1. That the ANTHONY WAYNE VILLAGE & MOUNT VERNON PARK - WATER MAIN REPLACEMENT - RESOLUTION 1978-2007 - WORK ORDER 65709 by and between ATLAS EXCAVATING and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

All labor, insurance, material, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary for construction of approximately 13,533 LF of 8-inch water main, 9,914 LF OF 6-INCH water main, 39 fire hydrants, 34 valves, 509 services, and all other appurtenances and work as necessary for the water main replacement project. Pipe will be installed utilizing horizontal directional drill methodology:

involving a total cost of ONE MILLION, THREE HUNDRED EIGHTY THOUSAND, NINE HUNDRED FORTY-SEVEN AND NO/100 DOLLARS - (\$1,380,947.00). A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

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

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

BILL NO. S-10-03-16

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving AMENDMENT NO. 1 TO PROFESSIONAL ENGINEERING SERVICE AGREEMENT FOR THE WPCP ADDITIONAL RAW WASTEWATER PUMPS AND SECONDARY CLARIFIER IMPROVEMENTS PROJECT - RESOLUTION #2202-2009, WORK ORDER #75397 between DONOHUE AND ASSOCIATES and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

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

SECTION 1. That the AMENDMENT NO. 1 TO PROFESSIONAL ENGINEERING SERVICE AGREEMENT FOR THE WPCP ADDITIONAL RAW WASTEWATER PUMPS AND SECONDARY CLARIFIER IMPROVEMENTS PROJECT - RESOLUTION #2202-2009, WORK ORDER #75397 by and between DONOHUE AND ASSOCIATES and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

detailed design, bidding, and construction phase services for mechanical, electrical, instrumentation and controls improvements to install 2 additional raw waste water pumps, associated piping, valves, VFDs, PLC, and electrical components in the existing plant headworks facility:

involving a total cost of THREE HUNDRED TWENTY-EIGHT THOUSAND, SIX HUNDRED SEVENTY-TWO AND NO/100 DOLLARS - (\$328,672.00). A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

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

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

BILL NO. S-10-03-17

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR THE WPCP AERATION SYSTEM IMPROVEMENTS PH 2 PROJECT between URS CORPORATION and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL

OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR THE WPCP AERATION SYSTEM IMPROVEMENTS PH 2 PROJECT by and between URS CORPORATION and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

detailed design, bidding, and construction phase services the WPCP Aeration System Improvements PH2 project to upgrade or install mechanical improvements including, piping, valves, bearings, silencers and wear surfaces:

involving a total cost of THREE HUNDRED EIGHTY THOUSAND, EIGHT HUNDRED SEVEN AND NO/100 DOLLARS – (\$380,807.00). A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

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

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AUTHORIZING THE PARTICIPATION OF SAID CITY IN THE MOTOR FUEL HEDGE PROGRAM OF THE INDIANA BOND BANK FOR THE 2010 BUDGET YEAR, THE EXECUTION OF THE QUALIFIED ENTITY REIMBURSEMENT AGREEMENT IN CONNECTION THEREWITH AND OTHER RELATED MATTERS

WHEREAS, the City of Fort Wayne, Indiana (the "City") owns and operates a fleet of motor vehicles which motor vehicles are essential to the ability of the City to serve and provide municipal services to the inhabitants of the City, thereby ensuring the safety and well-being of said inhabitants; and

WHEREAS, the Common Council of the City (the "Council"), the legislative body and fiscal body of the City, finds that the availability of motor vehicle fuel, which includes both gasoline and diesel motor fuel (collectively, "Motor Fuel"), is therefore critical to the City in providing such services; and

WHEREAS, the market-driven volatility of Motor Fuel presents a substantial risk to the Motor Fuel budget of the City, which may require the appropriation of additional funds for the purchase of Motor Fuel should prices increase beyond the amount of funds which have been appropriated for such purpose; and

WHEREAS, current market conditions limit the ability of the City to secure Motor Fuel with qualified suppliers of Motor Fuel in a manner which minimizes the adverse impacts of the volatile Motor Fuel market on the budget for the City; and

WHEREAS, the City has been advised by representatives of

the Indiana Bond Bank (the "Bond Bank"), including Crowe Horwath LLP and Maverick Energy Consulting, that the Bond Bank has established a motor fuel hedge program (the "Program") pursuant to which "qualified entities", as defined in Indiana Code 5-1.5-1-8, may participate for the purpose of managing and mitigating the volatility of Motor Fuel prices in order to achieve budget stability; and

WHEREAS, the Council finds that the City participated in the Program for its 2009 budget year and is eligible to participate in the Program for its 2010 budget year; and

WHEREAS, the City's Department of Public Works (the "Department") has considered the matter of the City's participation in the Program for the 2010 budget year and has adopted a resolution recommending to the Council that the City participate in the Program for the 2010 budget year; and

WHEREAS, the Council, having considered the information presented to it, including the recommendation of the Department, finds that (i) participation in the Program will allow the City to manage and mitigate the volatility of Motor Fuel prices in order to achieve stability in the City's Motor Fuel budget for the 2010 budget year, (ii) participation in the Program will enhance the City's ability to continue to operate its motor vehicle fleet in an economical manner to assure the continued provision of municipal services to the inhabitants of the City, and (iii) the City is authorized to participate in the Program pursuant to Indiana Code 5-1.5, 36-1-4 and 36-9-6; and

WHEREAS, the Bond Bank has caused to be prepared a Qualified Entity Reimbursement Agreement in connection with the Program, attached hereto as Exhibit A and incorporated herein by reference (the "Agreement"), for execution by and

between the City and the Bond Bank; and

WHEREAS, the Bond Bank intends to enter into agreements substantially the same as the Agreement with other qualified entities in connection with the Program; and

WHEREAS, the Agreement has been reviewed by the Council, which has had an opportunity to obtain independent advice and counsel with respect thereto, and has also had the opportunity to review the Agreement with the Bond Bank and seek explanation of the provisions thereof from the Bond Bank; and

WHEREAS, the Agreement sets forth the obligations of the City with respect to its participation in the Program during the term of the Agreement; and

WHEREAS, based upon the foregoing, the Council finds and determines that the City should participate in the Program for the 2010 budget year, that the Agreement should be approved and that any other actions necessary to be taken to assure the City's participation in the Program for the 2010 budget year should be approved;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

Section 1. The findings and determinations set forth in the preambles to this Resolution are hereby made findings and determinations of the City.

Section 2. The City is hereby authorized to enter into the Program with the Bond Bank for the purpose of managing and mitigating the volatility of Motor Fuel prices in order to achieve budget stability for the 2010 budget year.

Section 3. The Agreement, in the form attached hereto

as Exhibit A, is hereby approved by the Council so that the City may participate in the Program. The Mayor of the City is hereby authorized and directed to execute and deliver, and the Controller of the City is hereby authorized and directed to attest, the Agreement, and to approve any such changes in form or substance thereto which are consistent with the terms of this Resolution, such changes to be conclusively evidenced by its execution. The Mayor, Clerk and Controller of the City, and any officer of the Department, are hereby further authorized and directed to take such other actions or deliver such other certificates as are necessary or desirable in connection with the City's participation in the Program and the other documents needed for the City's participation in the Program as they deem necessary or desirable in connection therewith.

Section 4. The obligations of the City under the Agreement shall be payable from and shall not exceed the amount appropriated by the City for Motor Fuel for the 2010 budget year. The Controller is hereby authorized and directed to make any payments necessary to the Bond Bank pursuant to the terms of the Agreement from funds budgeted by the City for Motor Fuel for the 2010 budget year.

Section 5. All resolutions and parts of resolutions in conflict herewith are hereby repealed.

Section 6. This Resolution shall be in full force and effect upon its passage by the Council and approval by the Mayor of the City as required by law.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

EXHIBIT A

Form of Qualified Entity Reimbursement Agreement

RESOLUTION NO. R-

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, APPROVING AN INTERLOCAL COOPERATION AGREEMENT FOR THE OPERATION OF A JOINT COMMUNICATIONS DEPARTMENT BETWEEN THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN, INDIANA, AND CITY OF FORT WAYNE, INDIANA.

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

SECTION 1. The Common Council of the City of Fort Wayne, Indiana, hereby ratifies and approves the Interlocal Cooperation Agreement for the Operation of a Joint Communications Department between the Board of Commissioners of the County of Allen, Indiana, and the City of Fort Wayne, Indiana. Said Interlocal Cooperation Agreement is attached hereto, marked Exhibit "A" and made a part hereof.

SECTION 2. That this Resolution shall remain in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol T. Taylor, City Attorney

#1201

BILL NO. Z-10-03-11

ZONING MAP ORDINANCE NO. Z-_____

**AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. J-02 (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 CM3 (General Commercial)

District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

Part of the Northwest Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the Northwest Quarter of Section 10, Township 30 North, Range 12 East, Allen County, Indiana; thence South 87 degrees 21 minutes 20 seconds East (South 87 degrees 19.1 minutes East, recorded) along the North line of the NW ¼ of Section 10-30-12 a distance of 189.0 feet to the **point of beginning**; thence South 87 degrees 21 minutes 20 seconds East (South 87 degrees 19.1 minutes East, recorded) along the North line of the NW ¼ of Section 10-30-12 a distance of 285.0 feet to a point on the West line of an ingress and egress easement as recorded in Document 95-010628; thence South 02 degrees 40 minutes 10 seconds West (South 02 degrees 40.9 minutes West, recorded) along the West line of an ingress and egress easement a distance of 475.47 feet to a point on the North right of way line of West Jefferson Blvd.; thence North 68 degrees 42.3 minutes West along said North right of way line a distance of 201.20 feet; thence North 67 degrees 32.3 minutes West along said North right of way line a distance of 102.9 feet; thence North 03 degrees 02.9 minutes East a distance of 376.25 feet to the point of beginning, containing 2.805 acres of land.

and the symbols of the City of Fort Wayne Zoning Map No. J-02 (Sec. 3 of Wayne

Township), as established by Section 157.082 of Title XV of the Code of the City of Fort

Wayne, Indiana is hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

#1202

BILL NO. Z-10-03-12

ZONING MAP ORDINANCE NO. Z-_____

**AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. G-30 (Sec. 20 of Washington 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 CM3 (General Commercial)

District under the terms of Chapter 157 Title XV of the Code of the City of Fort Wayne, Indiana:

A part of the Southeast Quarter of Section 20, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to-wit:

Commence on the East line of said Southeast Quarter as coincident with the centerline of a public road known as the Hillegas Road at a point situated South 0 degrees 55 minutes 10 seconds East, 424.41 feet from the Northeast corner thereof; thence North 88 degrees 10 minutes 01 seconds West on a line parallel with and 6 feet North of the edge of an existing asphalt parking lot and extensions thereof, a distance of 279.18 feet; thence South 11 degrees 36 minutes 36 seconds West, a distance of 91.36 feet to a wood corner post surrounding an existing trash corral; thence South 4 degrees 18 minutes 55 seconds West along an existing wood fence and the extension thereof, a distance of 21.34 feet to the North edge of an existing asphalt parking lot; thence North 86 degrees 47 minutes 55 seconds West along said edge and extension thereof, a distance of 128.05 feet to a point situated 10 feet normally distant West of the Northerly extension of the West face of an existing brick building; thence South 3 degrees 40 minutes 06 seconds West on a line 10 feet West of the West face of said brick building and the extensions thereof, a distance of 138.21 feet to an existing chain link fence; thence North 85 degrees 56 minutes 03 seconds West along said fence, a distance of 22.18 feet to the Northerly extension of the East face of an existing 14 foot by 16 foot wooden shed; thence South 3 degrees 50 minutes 17 seconds West along the East face of said shed, a distance of 16.20 feet to the Southeast corner thereof; thence North 86 degrees 09 minutes 43 seconds West along the South face of said shed, a distance of 0.50 feet to the Northerly extension of an existing chain link fence; thence South 4 degrees 11 minutes 46 seconds West along said chain link fence, a distance of 72.10 feet to an existing chain link corner post; thence South 86 degrees 09 minutes 13 seconds East along an existing chain link fence, a distance of 119.01 feet to an existing chain link corner post; thence South 19 degrees 13 minutes 13 seconds East, a distance of 45.47 feet; thence South 43 degrees 52 minutes 37 seconds East, a distance of 37.11 feet to the Southwest corner of an existing concrete patio; thence South 86 degrees 21 minutes 47 seconds East along the South edge of said patio, a distance of 71.74 feet to the Southeast corner thereof; thence South 32 degrees 58 minutes 29 seconds East, a distance of 47.75 feet; thence South 82 degrees 48 minutes 18 seconds East, a distance of 216.91 feet to the East line of said Northeast Quarter; thence South 0 degrees 55 minutes 10 seconds East along the line aforesaid, a distance of 15.15 feet; thence North 82 degrees 48 minutes 18 seconds West, a distance of 226.02 feet; thence North 32 degrees 58 minutes 29 seconds West, a distance of 47.18 feet; thence North 86 degrees 21 minutes 47 seconds West, a distance of 70.03 feet; thence North 43 degrees 52 minutes 37 seconds West, a distance of 46.22 feet; thence North 19 degrees 13 minutes 13 seconds West, a distance of 38.83 feet; thence North 86 degrees 09 minutes 13 seconds West, a distance of 114.19 feet; thence North 4 degrees 11 minutes 46 seconds East, a distance of 108.32 feet; thence South 85 degrees 56 minutes 03 seconds East, a distance of 22.53 feet; thence North 3 degrees 40 minutes 06 seconds East, a distance of 138.14 feet; thence South 86 degrees 47 minutes 55 seconds East, a distance of 128.10 feet; thence North 4 degrees 18 minutes 55 seconds East, a distance of 16.76 feet; thence North 11 degrees 36 minutes 36 seconds East, a distance of 95.89 feet; thence South 88 degrees 10 minutes 01 seconds East, a distance of 283.16 feet to the East line of said Southeast Quarter; thence South 0 degrees 55 minutes 10

seconds East along the line aforesaid, a distance of 5.01 feet to the point of beginning, containing 0.2759 acres of land, more or less.

Together with:

A part of the Southeast Quarter of Section 20, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to-wit:

Commence on the East line of said Southeast Quarter as coincident with the centerline of a public road known as the Hillegas Road at a point situated South 0 degrees 55 minutes 10 seconds East, 424.41 feet from the Northeast corner thereof; thence North 88 degrees 10 minutes 01 seconds West on a line parallel with and 6 feet North of the edge of an existing asphalt parking lot and extensions thereof, a distance of 279.18; thence South 11 degrees 36 minutes 36 seconds West, a distance of 91.36 feet to a wood corner post surrounding an existing trash corral; thence South 4 degrees 18 minutes 55 seconds West along an existing wood fence and the extension thereof, a distance of 21.34 feet to the North edge of an existing asphalt parking lot; thence North 86 degrees 47 minutes 55 seconds West along said edge and extension thereof, a distance of 128.05 feet to a point situated 10 feet normally distant West of the Northerly extension of the West face of an existing brick building; thence South 3 degrees 40 minutes 06 seconds West on a line 10 feet West of the West face of said brick building and the extensions thereof, a distance of 138.21 feet to an existing chain link fence; thence North 85 degrees 56 minutes 03 seconds West along said fence, a distance of 22.18 feet to the Northerly extension of the East face of an existing 14 foot by 16 foot wooden shed; thence South 3 degrees 50 minutes 17 seconds West along the East face of said shed, a distance of 16.20 feet to the Southeast corner thereof; thence North 86 degrees 09 minutes 43 seconds West along the South face of said shed, a distance of 0.50 feet to the Northerly extension of an existing chain link fence; thence South 4 degrees 11 minutes 46 seconds West along said chain link fence, a distance of 72.10 feet to an existing chain link corner post; thence South 86 degrees 09 minutes 13 seconds East, along an existing chain link fence, a distance of 119.01 feet to an existing chain link corner post; thence South 19 degrees 13 minutes 13 seconds East, a distance of 45.47 feet; thence South 43 degrees 52 minutes 37 seconds East, a distance of 37.11 feet to the Southwest corner of an existing concrete patio; thence South 86 degrees 21 minutes 47 seconds East along the South edge of said patio, a distance of 71.74 feet to the Southeast corner thereof; thence South 32 degrees 58 minutes 29 seconds East, a distance of 47.75 feet; thence South 82 degrees 48 minutes 18 seconds East, a distance of 216.91 feet to the East line of said Northeast Quarter; thence North 0 degrees 55 minutes 10 seconds West along the line aforesaid, a distance of 468.60 feet to the Point of Beginning, containing 3.8690 acres of land, more or less.

and the symbols of the City of Fort Wayne Zoning Map No. G-30 (Sec. 20 of Washington Township), as established by Section 157.082 of Title XV of the Code of the City of Fort Wayne, Indiana is hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY:

Carol T. Taylor, City Attorney

