

1 VEAS-2021-0003

2 BILL NO. G-21-06-33

3  
4 GENERAL ORDINANCE NO. G-\_\_\_\_\_

5 AN ORDINANCE for the purpose of  
6 Vacating a platted easement.

7 WHEREAS, a petition to vacate a platted easement within the City of Fort Wayne, Indiana,  
8 (as more specifically described below) was duly filed with the City Clerk of the City of Fort Wayne,  
9 Indiana; and

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

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

14 SECTION 1. That the petition filed herein to vacate a portion of a platted easement within the  
15 City of Fort Wayne, Indiana, more specifically described as follows, to-wit:

16 The fifty-foot wide easement located on Lot 5 and Lot 6 of Brames South Side Acres, as  
17 dedicated in Deed Book 499, pages 525 and 526 in the Office of the Recorder of Allen  
18 County, Indiana.

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

21  
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 \_\_\_\_\_  
25 COUNCILMEMBER

26 APPROVED AS TO FORM AND LEGALITY:

27  
28 \_\_\_\_\_  
29 Carol T. Helton, City Attorney  
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City of Fort Wayne Common Council  
**DIGEST SHEET**

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**Department of Planning Services**

Title of Ordinance: Platted Easement Vacation  
Case Number: VEAS-2021-0003  
Bill Number: G-21-06-33  
Council District: 6 – Sharon Tucker

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Introduction Date: June 22, 2021  
Public Hearing Date: July 13, 2021 to be heard by Council  
Next Council Action: Ordinance will return to Council after recommendation by reviewing agencies.

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Synopsis of Ordinance: To vacate the fifty-foot wide easement located on Lots 5 and 6 of Brames South Side Acres.

Location: 5005 South Anthony Boulevard.

Reason for Request: To have residential properties without encumbrances, for future redevelopment.

Applicant: Ross Grant

Property Owners: Ross Grant

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Related Petitions: none

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Effect of Passage: The easement was dedicated in 1955 after the plat was recorded. There are no utilities within the easement. Vacation of the easement will allow for more building flexibility on the property.

Effect of Non-Passage: The easement will remain as platted. No structures will be permitted within the easement.

# 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       Public Right of Way (street or alley)

More particularly described as follows:

The 50' wide easement located on Lot 6 of Brames  
South Side Acres, as dedicated in Deed Book 499,  
pages 525-526 8/11/55

(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: 499 PAGE(S) NUMBER(S): 525-26 (This information can be obtained from the Allen County Recorder's Office on the 2<sup>nd</sup> Floor, City-County Building, One Main Street, Fort Wayne, IN)

The reasons for the proposed vacation are as follows:

To have a complete residential lot with no  
encumbrances

(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: Ross Grant

Street Address: 5030 Cloverbrook Dr.

City: Fort Wayne State: IN Zip: 46806 Phone: 260-413-9092



VEAS-2021-0003



1 inch = 104 feet

© 2001 Board of Commissioners of the County of Allen  
 North American Datum 1983  
 State Plane Coordinate System, Indiana East  
 Photos and Contours: Spring, 2009  
 Date: 6/14/2021

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