

Ordinance No. 599-2020

By Council Members McCormack, Kazy, Brancatelli and Kelley (by departmental request)

AN EMERGENCY ORDINANCE

Authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located near the northwest corner of Walworth Avenue and West 44th Street to Community Rebuilders LLC for purposes of future redevelopment.

WHEREAS, the Director of Public Utilities has requested the sale of the City-owned property to Community Rebuilders LLC (the “Redeveloper”) no longer needed for the City’s public use and located near the northwest corner of Walworth Avenue and West 44th Street for purposes of future redevelopment; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that the following described property, known as Permanent Parcel No. 006-22-049, is no longer needed for the City’s public use:

Legal Description

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio:

And known as being part of Sublot No. 307 in Taylor and Hoyt’s Subdivision of part of Original Brooklyn Township Lots Nos. 48 and 49, as shown by the recorded plat in Volume 1 of Maps, Page 20 of Cuyahoga County Records, and further described as follows:

Beginning on the Northerly line of Walworth Avenue, S.W., at its intersection with the Easterly line of said Sublot No. 307; thence Westerly along said Northerly line of Walworth Avenue, S.W., 64.13 feet to the Westerly line of said Sublot No. 307; thence Northerly along said Westerly line, about 60.46 feet to the Southwesterly corner of land conveyed to Joseph C. and Gertrude E. Kovar by deed recorded in Volume 4961, Page 335 of Cuyahoga County Records; thence Easterly along the Southerly line of land so conveyed, 37 feet to an angle; thence continuing Easterly along said Southerly line, 26.63 feet to the Easterly line of said Sublot No. 307; thence Southerly along said Easterly line, about 54.67 feet to the place of beginning, be the same more or less, but subject to all legal highways.

(PPN 006-22-049)

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Section 2. That by and at the direction of the Board of Control, the Commissioner of Purchases and Supplies is authorized to sell the above-described property to the Redeveloper at a price not less than \$1000, which is determined to be fair market value.

Section 3. That the conveyance shall be made by official deed prepared by the Director of Law and executed by the Mayor on behalf of the City of Cleveland. The deed shall contain necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 4. That the Director of Public Utilities is authorized to execute any documents as may be necessary to effectuate the purposes of this ordinance.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

LW:nl
7-29-2020
FOR: Director Davis

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READ FIRST TIME on JULY 29, 2020
and referred to **DIRECTORS of Public Utilities,**
City Planning Commission, Finance, Law;
COMMITTEES on Utilities,
Development Planning and Sustainability, Finance

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **107** Page _____

Published in the City Record _____

REPORT after second Reading

PASSAGE RECOMMENDED BY
COMMITTEE ON
UTILITIES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
DEVELOPMENT, PLANNING AND
SUSTAINABILITY

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE
