

Ordinance No. 1489-2025

By Council Members Welch, Bishop,
Hairston and Griffin
(by departmental request)

AN EMERGENCY ORDINANCE
To vacate a portion (0.2987 Acres) of West 3rd
Street.

WHEREAS, under Resolution No. 956-2025, adopted September 29, 2025, this Council declared its intention to vacate a portion (0.2987 Acres) of West 3rd Street, as described; and

WHEREAS, notice of the adoption of the above vacation was served on the abutting property owners affected by the resolution which stated a time and place when objections would be heard before the Board of Revision of Assessments; and

WHEREAS, on November 13, 2025, the Board of Revision of Assessments approved the above vacation under the provisions of Section 176 of the Charter of the City of Cleveland; and

WHEREAS, this Council is satisfied that there is good cause for vacating all of the above and that it will not be detrimental to the general interest and that it should be made; 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 this Council declares that the following described real property is vacated:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio, and known as being part of Original Two Acre Lot Nos. 215, 216 and 217, being more definitely described as follows;

Commencing at a top of stone in a monument box found at the intersection of the centerline of West 3rd Street (70 feet wide) and the centerline of Stones Levee (70 feet wide);

Thence, along the centerline of West 3rd Street, North 34° 31' 05" West, 7.45 feet to the centerline of Scranton Road (70 feet wide);

Thence, leaving the centerline of West 3rd Street, along the centerline of Scranton Road, North 59° 08' 18" East, 35.07 feet;

Thence, leaving the centerline of Scranton Road, North 34° 31' 05" West, 35.07 feet to a MAG nail set at the intersection of the northwesterly right of way of Scranton Road and the northeasterly right of way of West 3rd Street, and being the True Point of Beginning for the parcel herein described;

Course 1: Thence, leaving the northeasterly right of way of West 3rd Street, South 47° 06' 17" West, 70.75 feet to the intersection of the southwesterly right of way of W. 3rd Street and the northwesterly right of way of Stones Levee (70 feet wide);

Course 2: Thence, along the southwesterly right of way of West 3rd Street, North 34° 31' 05" West, 186.28 feet to the easterly dock line of the Cuyahoga River per City of Cleveland Ordinance 859-44;

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Course 3: Thence, along the easterly dock line of the Cuyahoga River, North 47° 45' 21" East, 70.64 feet to the northeasterly right of way of West 3rd Street;

Course 4: Thence, along the northeasterly right of way of West 3rd Street, South 34° 31' 05" East, 185.46 feet to the point of beginning. Containing within said bounds 0.2987 acres (13,011 square feet) of land.

Legal Description approved by Eric Westfall, P.S., Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That there is reserved to the City of Cleveland an easement of full width as described above for the Cleveland Division of Water, Cleveland Public Power, the Division of Water Pollution Control, and Northeast Ohio Regional Sewer District.

That no structures shall be erected on the premises described in this easement except those constructed under the approval of, and in compliance with, plans approved by the City of Cleveland, Cleveland Division of Water (a standard City of Cleveland Division of Water easement), Cleveland Public Power, the Division of Water Pollution Control, and Northeast Ohio Regional Sewer District.

Section 3. That provided all required approvals have been obtained, the Manager of Engineering and Construction is directed to record the vacation plat in the office of the Recorder of Cuyahoga County.

Section 4. That the Clerk of Council is directed to transmit a copy of this ordinance to the Fiscal Officer of Cuyahoga County.

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.

DS:lb
11-17-25

FOR: Director Barrett

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READ FIRST TIME on NOVEMBER 17, 2025 **REPORTS**
and referred to DIRECTORS of Capital Projects, City Planning Commission,
Finance, Law;
COMMITTEES on Municipal Services and Properties,
Development Planning and Sustainability, Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

REPORT
after second Reading

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
MUNICIPAL SERVICES
AND PROPERTIES

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
DEVELOPMENT, PLANNING AND
SUSTAINABILITY

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE