

Ordinance No. 844-2020

**By Council Members McCormack,
Johnson and Brancatelli (by departmental
request)**

AN EMERGENCY ORDINANCE

Authorizing the Director of Capital Projects to issue a permit to The Federal Reserve Bank of Cleveland to encroach into the right-of-way of Rockwell Avenue with a guard station and bollards for “stand-off” and “crash” protection of the facility.

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 the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to The Federal Reserve Bank of Cleveland, P.O. Box 6387, Cleveland, Ohio 44101-1387, (“Permittee”), to encroach into the public right-of-way of Rockwell Avenue by installing, using, and maintaining a guard station and bollards for “stand-off” and “crash” protection of the facility, at the following location:

Located on the South side sidewalk area of Rockwell Avenue between the curb line and building face to match the existing bollards extending from East 6th Street easterly approximately 215 feet.

Legal Description approved by Greg Esber, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment(s) permitted.

Section 3. That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structure(s) permitted by this ordinance shall conform to plans and specifications first approved by the Manager of the City’s Division of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachment(s).

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment location(s).

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.

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REPORT
after second Reading

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READ FIRST TIME on NOVEMBER 4, 2020
and referred to DIRECTORS of Capital Projects,
City Planning Commission Finance, Law;
COMMITTEES on Municipal Services and Properties,
Development Planning and Sustainability

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

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COMMITTEE ON
**MUNICIPAL SERVICES
AND PROPERTIES**

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
**DEVELOPMENT, PLANNING AND
SUSTAINABILITY**

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