

Ordinance No. 759-2026

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

AN EMERGENCY ORDINANCE

To vacate a portion of an unnamed alley south of Train Avenue, between West 56th Street and Cantor Avenue.

WHEREAS, under Resolution No. 615-2023, adopted June 5, 2023, this Council declared its intention to vacate a portion of an unnamed alley south of Train Avenue, between West 56th Street and Cantor Avenue; 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 April 22, 2026, 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, State of Ohio, and known as being part of the J.M. Hoyt's Subdivision of S.W. Corner of Original Lot No. 48 as recorded in Plat Volume 3, Page 15 of the Cuyahoga County Records and being further bounded and described as follows:

Commencing at a drill hole in stone in a monument box found at the intersection of the southerly right-of-way line of Train Avenue SW (width varies) and the centerline of Cantor Avenue (width varies) as recorded in Plat Volume 127, Page 39 of the Cuyahoga County Records; thence South 61°19'21" West, along the southerly right-of-way line of said Train Ave., passing over a 5/8" iron pin (capped "Lewis Land Professionals") set at 20.00 feet, a distance of 220.17 feet to the northwesterly corner of Sublot 49 of said J.M. Hoyt's Subdivision, said point being the TRUE PLACE OF BEGINNING for the parcel of land herein described;

Thence South 28°29'14" East, along the westerly line of said Sublot 49, a distance of 82.11 feet to a point;

Thence South 01°22'02" East, continuing along the westerly line of said Sublot 49, a distance of 26.74 feet to a point;

Thence North 74°41'40" East, along the southerly line of said Sublot 49 and along the southerly line of Sublots 48 and 47 of said J.M. Hoyt's Subdivision, a distance of 136.09 feet to a 5/8" iron pin (capped "Lewis Land Professionals") set;

Thence South 28°37'39" East a distance of 14.39 feet to a 5/8" iron pin (capped "Lewis Land Professionals") set;

Thence South 74°41'40" West, along the northerly line Sublots 50 through 54 of said J.M. Hoyt's Subdivision, and along the northerly line of a vacated 12' Alley as vacated by Ordinance No. 557-72 in Plat Volume 210, P. 49 of the Cuyahoga County Records,

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a distance of 155.25 feet to a point;

Thence North 01°22'02" 'West, along the easterly line of said Sublots 57 and 58 of said J.M. Hoyt's Subdivision, a distance of 41.25 feet to a point;

Thence North 28°29'14" West, continuing along the easterly line of said Sublot 58, and along the easterly line of Sublot 59 of said J.M. Hoyt's Subdivision, a distance of 79.18 feet to a point;

Thence North 61°19'21" East, along the southerly right-of-way line of said Train Ave., a distance of 12.00 feet to the PLACE OF BEGINNING and containing 0.0784 acres of land, more or less, as surveyed by Louis J. Giffels, Registered Surveyor No. 7790 in April 2023, for and on behalf of Lewis Land Professionals, Inc.

The Basis of Bearing for this description is Grid North of the Ohio State Plane Coordinate System, NAD83 (2011), North Zone as established by GPS Observation.

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

Section 2. That there is reserved to the City of Cleveland a permanent easement of full width over, under, and through the real property as described in Section 1 above for The East Ohio Gas Company dba Enbridge Gas Ohio and The Cleveland Electric Illuminating Company.

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, The East Ohio Gas Company dba Enbridge Gas Ohio and The Cleveland Electric Illuminating Company.

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
7-15-26

FOR: Director Barrett

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READ FIRST TIME on JULY 15, 2026 **REPORTS**
and referred to DIRECTORS of Capital Projects, City Planning Commission, Finance and 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

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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

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