

# Ordinance No.1365-2019

Council Member(s) Santana, Johnson, Brancatelli and Kelley  
(by departmental request)

## AN EMERGENCY ORDINANCE

To vacate a portion of the 1st un-named alley north of Trent Avenue and east of West 40th Street.

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WHEREAS, under Resolution No. 477-2019, adopted June 3, 2019, this Council declared its intention to vacate a portion of the 1st un-named alley north of Trent Avenue and east of West 40th Street; 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 September 18, 2019, 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 a portion 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:

### **A PORTION OF THE 1ST UN-NAMED ALLEY NORTH OF TRENT AVENUE AND EAST OF WEST 40TH STREET**

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio and known as being all that portion of the 1st Un-named Alley (12.00 feet wide) N. of Trent Avenue (50.00 feet wide)(formerly East Trent Street) and E. of West 40th Street (50.00 feet wide)(formerly Keil Street) extending from the Easterly line of said West 40th Street, Easterly approximately 120 feet to its terminus as shown in the Rhodes, Hartnell, Barber & Selden Re-Subdivision, recorded in Volume 27, Page 8 of the Cuyahoga County Map Records.

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

Section 2. That there are no reserved easements.

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

# Ordinance No. 1365-2019

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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:dd  
11-11-19

FOR: Director Dumas

# Ord. No. 1365-2019

Council Member(s) Santana, Johnson, Brancatelli and Kelley (by departmental request)

## AN EMERGENCY ORDINANCE

To vacate a portion of the 1st un-named alley north of Trent Avenue and east of West 40th Street.

**READ FIRST TIME on November 11, 2019** **REPORTS**  
and referred to **DIRECTORS of Capital Projects; City Planning Commission; Finance; Law; COMMITTEES on Municipal Services and Properties; Development Planning and Sustainability, Finance**

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CITY CLERK

**READ SECOND TIME**

by the council \_\_\_\_\_

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CITY CLERK

**READ THIRD TIME**

by the council \_\_\_\_\_

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PRESIDENT

\_\_\_\_\_  
CITY CLERK

**APPROVED**

\_\_\_\_\_  
MAYOR

Recorded Vol. \_\_\_\_\_ Page \_\_\_\_\_  
Published in the City Record \_\_\_\_\_

## REPORT after second Reading

PASSAGE RECOMMENDED BY  
COMMITTEE ON  
**MUNICIPAL SERVICES  
AND PROPERTIES**

FILED WITH COMMITTEE

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

FILED WITH COMMITTEE

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PASSAGE RECOMMENDED BY  
COMMITTEE ON  
**FINANCE**

FILED WITH COMMITTEE

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