

Ordinance No. 1274-17

AN EMERGENCY ORDINANCE

Designating Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checric Kieliche Cemetery) as a Cleveland Landmark.

Council Member Brancatelli

WHEREAS, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the "Commission"), has proposed to designate Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checric Kieliche Cemetery) as a landmark; and

WHEREAS, the owner of Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checric Kieliche Cemetery) has been properly notified and has consented in writing to the proposed designation; and

WHEREAS, the Commission has recommended designation of Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checric Kieliche Cemetery) as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

WHEREAS, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore

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

Section 1. That Baxter Street Cemetery (AKA Bohemian Chewra Kascha Cemetery and Bemissi Checric Kieliche Cemetery) whose street address in the City of Cleveland is 6611 Baxter Avenue, AKA 6610 Osmond Court, Cuyahoga County Auditor's Permanent Parcel Numbers are 132-04-028, 132-04-029, and is also known as the following described property:

Situated in the City of Cleveland (formerly Newburgh Township), County of Cuyahoga, and State of Ohio and known as Sublot Nos. 11 and 12 in E. F. Barstow's Allotment, and a part of original lot number 318 in former Newburgh Township which more fully appears in Volume 7 of maps, Page 26 of Cuyahoga County Records and together being bounded and described as follows:

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Beginning at a point distant 400 feet Easterly from the Easterly line of East 65th Street, (formerly Tod Street) where it intersects with the Southerly line of Osmond Court, S.E. (formerly Osmond Street), said point being the Northwestly corner of Sublot 11;

Thence Easterly 74.08 feet along the Northerly line of Sublots 11 and 12 to the Northeastly corner of Sublot 12;

Thence Southwesterly at an angle 141.75 feet to the Southerly line of Sublot 12;

Thence Westerly 53.5 feet along the Southerly line of Sublots 11 and 12 to the Southwesterly corner of Sublot 11;

Thence Northerly 140 feet along the Westerly line of Sublot 11 to the point of beginning, be the same more or less but subject to all legal highways.

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

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

Section 2. 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.

DP/kb
Council Member Brancatelli
October 23, 2017

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READ FIRST TIME on OCTOBER 23, 2017

**and referred to DIRECTORS of City Planning Commission, Law;
COMMITTEE on Development Planning and Sustainability**

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____

Published in the City Record _____

**REPORT
after second Reading**

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

FILED WITH COMMITTEE

