

Ordinance No. 479-2021

AN EMERGENCY ORDINANCE

To vacate a portion of East 66th Place extending from Lexington Avenue to Quimby Avenue.

By Council Members **B. Jones, Bishop, Brancatelli and Kelley** (by departmental request)

WHEREAS, under Resolution No. 691-2020, adopted November 18, 2020, this Council declared its intention to vacate a portion of East 66th Place extending from Lexington Avenue to Quimby Avenue, 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 April 29, 2021, 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 EAST 66TH PLACE EXTENDING FROM LEXINGTON AVENUE TO QUIMBY AVENUE

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio as known as being a portion of East 66th Place (12.00 feet wide) in the Samuel B. Strang's Subdivision of part of Original One Hundred Acre Lot Number 341 as shown by the recorded plat in Volume 3 of Maps, Page 46 of Cuyahoga County Records, further described as follows:

Being all that portion of East 66th Place (12.00 feet wide) extending from the South line of Lexington Avenue (60.00 feet wide) to the North line of Quimby Avenue (60.00 feet wide).

Legal Description approved by Greg Esber, 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 AT&T, Cleveland Public Power, Dominion Energy and 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 AT&T, Cleveland Public Power, Dominion Energy, and 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.

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READ FIRST TIME on JUNE 7, 2021

and referred to **DIRECTORS of Capital Projects, City Planning Commission, Finance, Law; COMMITTEES on Municipal Services and Properties, Development Planning and Sustainability, Finance**

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **108** Page _____

Published in the City Record _____

REPORT after second Reading

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

FILED WITH COMMITTEE
