

Ordinance No. 251-2021

By Council Members: Cleveland, Bishop, Brancatelli and Kelley (by departmental request)

An emergency ordinance authorizing the Commissioner of Purchases and Supplies to sell City-owned property no longer needed for public use located in the vicinity of 5806 Woodland Avenue to the Board of Trustees of the Cleveland Public Library for purposes of renovating and expanding the Woodland Branch.

WHEREAS, the Director of Public Works has requested the sale of the City-owned property to the Board of Trustees of the Cleveland Public Library (the “Library”) no longer needed for the City’s public use and known as Permanent Parcel Nos. 124-12-069, 124-12-071, 124-12-082 and 124-12-083 for purposes of renovating and expanding the Woodland Branch located at 5806 Woodland Avenue; and

WHEREAS, the consideration for the sale is the public benefit to the residents of the City from the expansion of the Public Library; 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 notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, it is found and determined that the following described properties known as Permanent Parcel Nos. 124-12-069, 124-12-071, 124-12-082 and 124-12-083 located in the vicinity of 5806 Woodland Avenue are no longer needed for the City’s public use:

PPNs 124-12-069, 124-12-071, 124-12-082 and 124-12-083
5904-08 Woodland Ave. and 5905-11 Griswold Ave.

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being all of Sublots Nos. 1 and 2 in John G. McFate’s Re-subdivision of part of Original 100 Acre Lots Nos. 331 and 332 as recorded in Volume 4, Page 34 of Cuyahoga County Map Records and part of Sublot No. 4 in Bomford and Butler’s Allotment of part of Original 100-Acre Lots Nos. 331 and 332 as recorded in Volume “W”, Page 721 of Cuyahoga County Deed Records and bounded and described as follows:
Beginning on the southerly line of Woodland Ave., S. E. at its intersection with the westerly line of land conveyed to the Future Outlook League Building Company by deed dated January 31, 1945 and Recorded in Volume 5846, Page 361 of Cuyahoga County Deed Records; thence southerly along said westerly line 230.00 feet to the northerly line of aforesaid John G. McFate’s Re-subdivision; thence easterly along said northerly line to the westerly line of Sublot No. 2 in said John G. McFate’s Re-subdivision; thence

southerly along said westerly line about 125.00 feet to the northerly line of Griswold Ave., S. E.; thence easterly along said northerly line about 102.97 feet to the easterly line of land conveyed to the Future Outlook League, Inc., by deed dated January 16, 1946, and recorded in Volume 6051, Page 441 of Cuyahoga County Deed Records; said line being also the westerly line of land conveyed to William Horn by deed recorded in Volume 443, Page 242 of Cuyahoga County Deed Records; thence northerly along said easterly line of land conveyed to the Future Outlook League, Inc., about 130.25 feet to the northerly line of land so conveyed to William Horn; thence easterly along said northerly line 4.00 feet to the easterly line of land so conveyed to the Future Outlook League, Inc.; thence northerly along said easterly line 40.00 feet to the northerly line of land thereof; thence westerly along said northerly line 42.00 feet to the easterly line of land so conveyed to the aforesaid Future Outlook League Building Company; thence northerly along said easterly line about 185.00 feet to the southerly line of Woodland Ave.; thence westerly along said southerly line 90.00 feet to the place of beginning.

Section 2. That by and at the direction of the Board of Control, the Mayor and the Commissioner of Purchases and Supplies are authorized to sell the above-described properties to the Library at a price not less than \$1.00 and other valuable consideration, which is determined to be fair market value.

Section 3. That the conveyances shall be made by official deeds prepared by the Director of Law and executed by the Mayor and the Commissioner of Purchases and Supplies on behalf of the City of Cleveland. The deeds shall contain necessary provisions, including restrictive reversionary interests as may be specified by the Board of Control or Director of Law, which shall protect the City's interests and shall specifically contain a provision against the erection of any advertising signs or billboards except permitted identification signs.

Section 4. That the Director of Public Works is authorized to execute any documents as may be necessary to effectuate the purposes of this ordinance.

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.

Referred to the Directors of Public Works; City Planning Commission; Finance; and Law; Committees on Municipal Services and Properties; Development, Planning and Sustainability; and Finance.