

Ordinance No.1501-2019

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

AN EMERGENCY ORDINANCE

Authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by First Interstate Properties Ltd., or its designee, located at 12201 Larchmere Boulevard for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code.

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, the Mayor and the Commissioner of Purchases and Supplies are authorized to acquire from and re-convey to, First Interstate Properties Ltd., or its designee, for a nominal consideration of one dollar and other valuable consideration determined to be fair market value, the following property for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code and more fully described as follows:

Legal Description
121 Larchmere

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Sublot No. 174 in the Cedar Heights Land Company's Leisy Estates Subdivision of part of Original 100 Acre Lot No 421, as shown by the recorded plat in Volume 70 of Maps, Page 14 of Cuyahoga County Records, and part of Original 100 Acre Lot No. 421, and together forming a parcel of land bounded and described as follows:

Beginning on the northerly line of Woodland Avenue, S.E. (66 feet wide), at its intersection with the Easterly line of East 121st Street, 34 feet wide;

thence northerly along the easterly line of East 121st Street to the southerly line of Mt Overlook Avenue S.E., 40 feet wide;

thence easterly along the southerly line of Mt Overlook Avenue, S.E., 200.28 feet to the northwesterly corner of Sublot No. 173 in the Cedar Heights Land Company's Leisy Estates Subdivision, as aforesaid;

thence southerly along the westerly line of said Sublot No. 173, 113.54 feet to the northwesterly corner of said Sublot No. 174;

thence easterly along the northerly line of said Sublot No. 174, 73.27 feet to the northeasterly corner thereof;

thence southerly along the easterly line of said Sublot No. 174, 84.90 feet to a point distant 70 feet northerly measured along said easterly line, from the northerly line of Woodland Avenue, S.E., 76 feet wide;

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thence westerly parallel to the northerly line of Woodland Avenue, S.E., 45 feet;

thence southerly parallel to the easterly line of Sublot No. 174, 70 feet to the northerly line of Woodland Avenue, S.E., 76 feet wide;

thence westerly along said northerly line, 5 feet to the southwesterly corner of Sublot No. 174;

thence southerly along the southerly prolongation of the westerly line of said Sublot No. 174, 10.11 feet to the northerly line of Woodland Avenue, S.E., 66 feet wide;

thence westerly along the northerly line of Woodland Avenue, S.E., 66 feet wide, 200.21 feet to the Place of Beginning, according to a Survey made by Edward C. O'Rourke, Registered Surveyor, dated August, 1962.

PPN's: 129-05-027 through 029 and 038

Section 2. That the Director of Economic Development is authorized to execute on behalf of the City of Cleveland all necessary documents to acquire and to convey the properties and to employ and to cause First Interstate Properties Ltd., or its designee, to pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition and sale of the properties.

Section 3. That this Council finds the conveyances are in compliance with Section 5709.41(B)(1) of the Revised Code and the proposed improvements constitute and are declared a public purpose under said section and the subject property is located in a blighted area of an impacted City as required by Section 5709.41 of the Revised Code.

Section 4. That the conveyance shall be made by official deed 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.

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.

SMA:nl
11-25-19

FOR: Director Ebersole

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REPORT
after second Reading

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READ FIRST TIME on November 25, 2019
and referred to **DIRECTORS** of Economic Development, Finance, Law;
COMMITTEES on Development, Planning and Sustainability, Finance

REPORTS

CITY CLERK

READ SECOND TIME
by the council _____

CITY CLERK

READ THIRD TIME
by the council _____

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. _____ Page _____
Published in the City Record _____

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

FILED WITH COMMITTEE

PASSAGE RECOMMENDED BY
COMMITTEE ON
FINANCE

FILED WITH COMMITTEE

