

Ordinance No. 1015-2023

**By Council Members Hairston and Griffin
(by departmental request)**

AN EMERGENCY ORDINANCE

Authorizing the Mayor and the Commissioner of Purchases and Supplies to sell certain City-owned property no longer needed for the City's public use located on Lawnview Avenue to the Famicos Foundation, or its designee, for purposes of developing the Henrietta Homes project.

WHEREAS, the City has control of forty permanent parcels which will be part of a 40-unit scattered site single-family home, low-income housing project known as Henrietta Homes; and

WHEREAS, thirty-nine of these parcels are in the City's residential land bank and can be transferred to the redeveloper under Section 183.021 of the Codified Ordinances and the remaining one is under the control of the Department of Economic Development; and

WHEREAS, the Director of Economic Development has requested the sale of certain City-owned property to The Famicos Foundation, or its designee (the "Redeveloper"), no longer needed for the City's public use and located on Lawnview Avenue for purposes of developing the Henrietta Homes project; 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 property is no longer needed for the City's public use:

Parcel: 106-09-049

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio: and known as subplot No. 76 in Holden and Halle's Allotment of part of Original One Hundred Acre Lot No. 341, as shown by the recorded plat in Volume 7 of Maps, Page 14 of Cuyahoga County Records, and being 40 feet front on the Northerly side of Lawnview Avenue, N. E. (formerly Astor Avenue), and extending back between parallel lines about 127 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

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

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property to the Redeveloper at a price not less than \$1,587.83, and other valuable consideration, which is determined to be fair market value.

Section 3. 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. The deed 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 Economic Development 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.

GEP:nl
9-18-2023
FOR: Interim Director Hamilton-Brown

