

Ordinance No.1490-2025

AN EMERGENCY ORDINANCE

To vacate a portion (0.2990 Acres) of West 3rd Street.

By Council Members Welch, Bishop,
Hairston and Griffin
(by departmental request)

WHEREAS, under Resolution No. 958-2025, adopted September 29, 2025, this Council declared its intention to vacate a portion (0.2990 Acres) of West 3rd Street, 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 November 13, 2025, 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 all 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:

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio, and known as being part of Original One Hundred Acre Lot No. 487, being more definitely described as follows;

Commencing at a top of stone in a monument box found at the intersection of the centerline of West 3rd Street (103.5 feet wide) and the centerline of Stones Levee (70 feet wide);

Thence, along the centerline of West 3rd Street, South 34° 31' 05" East, 545.65 feet to a point in the southwesterly prolongation of the southeasterly right-of-way of Central Avenue (66 feet wide);

Thence, leaving the centerline of West 3rd Street, along the southwesterly prolongation of the southeasterly right-of-way of Central Avenue, North 55° 27' 14" East, 35.00 feet to a point distant 35.00 feet northeasterly by rectangular measurement from the centerline of West 3rd Street, and being the True Point of Beginning for the parcel herein described;

Course 1: Thence, continuing along the southwesterly prolongation of the southeasterly right-of-way of Central Avenue, North 55° 27' 14" East, 33.50 feet to the intersection of the northeasterly right-of-way of West 3rd Street and the southeasterly right-of-way of Central Avenue, said point being referenced by a 5/8-inch iron pin found 0.28 feet South and 0.51 feet East;

Course 2: Thence, along the northeasterly right-of-way of West 3rd Street, South 34° 31' 05" East, 388.77 feet to a 5/8-inch "6440/7702 Garrett" capped iron pin found at

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the southwesterly corner of Parcel 19 of Plat of Consolidation as recorded in AFN 202410170029 of the Cuyahoga County Map Records;

Course 3: Thence, leaving the northeasterly right-of-way of West 3rd Street, South 55° 28' 55" West, 33.50 feet to a point distant 35.00 feet northeasterly by rectangular measurement from the centerline of West 3rd Street;

Course 4: Thence, along a line parallel and distant 35.00 feet northeasterly by rectangular measurement from the centerline of West 3rd Street, North 34° 31' 05" West, 388.76 feet to the point of beginning. Containing within said bounds 0.2990 acres (13,024 square feet) of land.

Legal Description approved by Eric Westfall, P.S., 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, and The 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 the City of Cleveland, AT&T, Cleveland Public Power, and The 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.

DS:lb
11-17-25

FOR: Director Barrett

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By Council Members Welch, Bishop, Hairston and Griffin (by departmental request)

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READ FIRST TIME on NOVEMBER 17, 2025

and referred to DIRECTORS of Capital Projects, City Planning Commission, Finance, Law;

COMMITTEES on Municipal Services and Properties,

Development Planning and Sustainability, Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **112**

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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