

# Ordinance No. 530-2022

## AN EMERGENCY ORDINANCE

Designating the Norfolk Southern Railway bridge over Lake Avenue as a Cleveland Landmark.

By Council Member Spencer

WHEREAS, under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976, the Cleveland Landmarks Commission (the “Commission”), has proposed to designate the Norfolk Southern Railway (formerly Lake Shore and Michigan Southern Railway Company) bridge over Lake Avenue as a landmark; and

WHEREAS, a public hearing under division (b)(2) of Section 161.04 was held on October 28, 2021, to discuss the proposed designation of the Norfolk Southern Railway bridge over Lake Avenue as a landmark; and

WHEREAS, the Commission has recommended designation of the Norfolk Southern Railway bridge over Lake Avenue as a landmark and has set forth certain findings of fact constituting the basis for its decision; and

WHEREAS, this ordinance constitutes an emergency measure providing for the immediate preservation of the public peace, property, health, and safety in that the immediate protection of the historic landmark is necessary to safeguard the special historical, community, or aesthetic interest or value in the landmark; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Norfolk Southern Railway bridge over Lake Avenue being a part of Cuyahoga County Auditor’s Permanent Parcel Numbers 001-32-001, 001-32-002 and 003-02-009, and is also known as the following described property:

Situated in the City of Cleveland, County of Cuyahoga, State of Ohio and known as being part of Original Brooklyn Township Lots 11 and 12 and further described as follows;

Beginning at a point at the intersection of the centerlines of Lake Avenue (80 feet wide) and Desmond Avenue (40 feet wide);

Thence southwesterly, along the centerline of Desmond Avenue, to a point at the intersection of the centerlines of Desmond Avenue and W. 89<sup>th</sup> Street (50 feet wide);

Thence northwesterly, to a point at the intersection of the southerly line of Viking Road (25 feet wide) and the westerly line of Lake Avenue (100 feet wide);

Thence northeasterly, on a projection of the southerly line of Viking Road to a point on the easterly line of said Lake Avenue;

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Thence southeasterly, along the easterly line of said Lake Avenue, to a point on the prolongation of the centerline of Desmond Avenue;

Thence southwesterly, on a prolongation of the centerline of Desmond Avenue, to the place of beginning.

Being all of the non-rail transport operations structural components of the railroad bridge that are within the Norfolk Southern Railway (formerly Lake Shore and Michigan Southern Railway Company) right-of-way.

Legal Description approved by Eric Westfall, Acting Section Chief, Plats, Surveys and House Numbering Section

which in its entirety is a property having special character or special historical or aesthetic value as part of the development, heritage, or cultural characteristics of the City, State, or the United States, is designated a landmark under Chapter 161 of the Codified Ordinances of Cleveland, Ohio, 1976.

Section 2. 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.

DP:kb  
5-23-2022  
For: Council Member Jenny Spencer

