

Ordinance No. 997-2022

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

AN EMERGENCY ORDINANCE

To vacate all of Gladys Avenue (42 feet wide) extending from the East line of East 45th street (60 feet wide) to West line of East 47th street (60 feet wide).

WHEREAS, under Resolution No. 947-2021, adopted November 29, 2021, this Council declared its intention to vacate all Gladys Avenue (42 feet wide) extending from the East line of East 45th street (60 feet wide) to West line of East 47th street (60 feet wide) 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 July 28, 2022, 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 being all of the public road right of way known as Gladys Avenue (42') in the Subdivision Plat of Florian Court as recorded in Volume 342 of Maps, Page 87 of Cuyahoga County Records, further described as follows.

Being all that portion of Gladys Avenue (42.00 feet wide) extending from the East line of East 45th street (60.00 feet wide) to the West line of East 47th street (60.00 feet wide).

Legal Description approved by Eric Westfall, Section Chief,
Plats, Surveys and House Numbering Section (acting).

Section 2. That there is reserved to the City of Cleveland an easement of full width as described above for Division of Fire, Division of Water, Dominion Energy, 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, Division of Fire, Division of Water, Dominion Energy, 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.

SM:lb
9-26-2022
FOR: Director Abonamah

Ord. No. 997-2022

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

AN EMERGENCY ORDINANCE

To vacate all of Gladys Avenue (42 feet wide) extending from the East line of East 45th street (60 feet wide) to West line of East 47th street (60 feet wide).

READ FIRST TIME on SEPTEMBER 26, 2022
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

REPORTS

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **109** Page _____

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, DIVERSITY, EQUITY
and INCLUSION**

FILED WITH COMMITTEE

