C OF C 125-174

Ordinance No. 1212-2022

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

AN EMERGENCY ORDINANCE
Authorizing the Commissioner of Purchases and Supplies to sell certain City-owned property no longer needed for the City's public use located on West 22nd Street to 1869 W 22nd, LLC for purposes of residential redevelopment.

WHEREAS, the Director of Public Works has requested the sale of certain City-owned property to 1869 W 22nd, LLC (the "Redeveloper") no longer needed for the City's public use and located on West 22nd Street for purposes of residential redevelopment; 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 #1 (PPN 003-23-048)

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio: and known as being part of Sub-lot No. 187 in The Willeyville Allotment, of a part of original Brooklyn Township Lots Nos. 69 and 70, as shown by the recorded plat of said Allotment in Volume 2 of Maps, Page 16 of Cuyahoga County Records, and bounded and described as follows:
Beginning on the northeasterly line of W. 22nd St. (formerly Hurd St.) at its intersection with the southeasterly line of Gould Ct., N.W., being also the Northwesterly line of said Sublot No. 187; thence southeasterly along said northeasterly lines of W. 22nd St. 30 feet; thence northeasterly at right angles to said northeasterly line of W. 22nd St. 61.50 feet to the southwesterly corner of land conveyed to C. Higgins May 1, 1871, by deed recorded in Volume 181, page 457 of Cuyahoga County deed records; thence northerly along the westerly line of land so conveyed to C. Higgins about 31 feet and 1 inch to its intersection with the northwesterly line of said sublot and the southeasterly line of Gould Ct. N.W.; thence southwesterly along the southeasterly line of said Gould Ct. N.W. 69.50 feet to the place of beginning, excepting and reserving therefrom any existing or proposed roadway improvements on said parcel.

Parcel #2 (PPN 003-23-049)

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio: and known as being part of Sub-lot No. 187 in The Willeyville Allotment, of a part of original Brooklyn Township Lots Nos. 69 and 70, as shown by the recorded plat of said Allotment in Volume 2 of Maps, Page 16 of Cuyahoga County Records, and bounded and described as follows:
Beginning at a point on the Easterly line of West 22nd Street, 30 feet South of the Northwesterly corner of said Sub-lot; thence Easterly at right angles with West 22nd Street 61 feet 5 inches; thence Southerly on a line drawn equidistant from West 22nd Street and Hunt Street 31 feet 1 inch; thence Westerly at right angles with West 22nd Street 53 feet 2 inches to the Easterly line of West 22nd Street; thence Northerly along the Easterly line of West 22nd Street to the place of

beginning, as appears by said plat, be the same more or less, but subject to all legal highways, excepting and reserving therefrom any existing or proposed roadway improvements on said parcel.

Parcel #3 (PPN 003-23-050)

Situated in the City of Cleveland, County of Cuyahoga, and State of Ohio: and known as being part of Sub-lot No. 187 in The Willeyville Allotment, of a part of original Brooklyn Township Lots Nos. 69 and 70, as shown by the recorded plat of said Allotment in Volume 2 of Maps, Page 16 of Cuyahoga County Records, and bounded and described as follows:
Beginning on the northeasterly line of W. 22nd St. (formerly Hurd St.) at a point 91.50 feet northwesterly measured along said Northeasterly line from its intersection with the Northwesterly line of Moore Avenue, N.W., as said Moore Avenue, N.W. and W. 22nd St. were established in said Willeyville Allotment; thence Northwesterly along said Northeasterly line of W. 22nd St., 30 feet; thence Northeasterly at right angles to said Northeasterly line of W. 22nd St., 53 feet and two inches; thence Southerly on a line drawn equidistant from W. 22nd St. and Hunt St. (now vacated) about 31 feet and 1 inch; thence Westerly at right angles to said Northeasterly line of W. 22nd St., 44 feet and 10 ½ inches to the place of beginning, excepting and reserving therefrom any existing or proposed roadway improvements on said parcel.

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 property to the Redeveloper at the appraised value of $6,600, 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 Public Works 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.

ST:nl
11-14-2022
FOR: Director Williams

Ord. No. 1212-2022

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READ FIRST TIME on NOVEMBER 14, 2022 **REPORTS**
and referred to DIRECTORS of Public Works,
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. **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