C OF C 125-174

Ordinance No. 181-2023

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

AN EMERGENCY ORDINANCE

Accepting the offer of dedication of public right-of-way and public improvements shown on the recorded plat for Father Caruso Drive.

WHEREAS, the NRP Group ("Developer") has a recorded Final Plat for Father Caruso Drive in the City of Cleveland, Cuyahoga County, State of Ohio in AFN 201803280484 ("Recorded Plat"); and

WHEREAS, said Recorded Plat shows a public right-of-way proposed for dedication to the City of Cleveland; and

WHEREAS, Developer's Recorded Plat is offered to the City for dedication of public right-of-way and public improvements; and

WHEREAS, a Certificate of Satisfactory Completion has been furnished by the Division of Engineering and Construction, Office of Capital Projects, indicating that through inspections and independent laboratory materials testing of the public right-of-way, the design intent has been achieved; and

WHEREAS, the Developer is required under Chapter 307 – Street Dedication Regulations to submit an "as-built" survey of the public improvements within the public right-of-way; and

WHEREAS, the Developer has furnished a certified cost of the improvements valued at $1,582,625.09 and the Division of Engineering, Office of Capital Projects, has reviewed and accepted the value of the improvement for Father Caruso Drive between West 65th Street and West 58th Street in the City of Cleveland ("Father Caruso Drive") to be within industry standards; and

WHEREAS, the Office of Capital Projects deems it in the best interest of the City of Cleveland that the offer of dedication of the public right-of-way and public improvements be accepted and the same become a part of the public street system of the City of Cleveland; and

WHEREAS, the Council of the City wishes to accept said dedication; 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 dedication of public right-of-way for Father Caruso Drive between West 65th Street and West 58th Street as shown on the Recorded Plat is accepted by the Council of the City.

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.

DDR:nl
2-6-2023
FOR: Director DeRosa

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

AN EMERGENCY ORDINANCE

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READ FIRST TIME on FEBRUARY 6, 2023 **REPORTS**
and referred to DIRECTORS of Capital Projects,
City Planning Commission, Finance, Law;
COMMITTEES on Municipal Services and Properties,
Finance Diversity Equity and Inclusion

CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **110** 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
FINANCE, DIVERSITY, EQUITY and INCLUSION

FILED WITH COMMITTEE