C OF C 125-174

Ordinance No. 977-2025

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

AN EMERGENCY ORDINANCE

To vacate all of Relocated Lorain Court, a portion of West 48th Place and a portion of Turn Avenue S.W.

WHEREAS, under Resolution No. 695-2022, adopted October 3, 2022, this Council declared its intention to vacate all of Relocated Lorain Court, a portion of West 48th Place and a portion of Turn Avenue S.W., 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 May 29, 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 all of Relocated Lorain Court, a portion of West 48th Place and a portion of Turn Avenue S.W. of part of the Taylor and Hoyt's Allotment as shown in Volume 1, Page 20 of Cuyahoga County Map Records further described as follows:

All of Relocated Lorain Court

Being all of Relocated Lorain Court (50-feet wide), as dedicated in AFN. 201801260379, extending westerly from the west line of West 47th Street (60-feet wide) to the east line of West 48th Place (14-feet wide).

A portion of West 48th Place

Being all that portion of West 48th Place (14-feet wide) extending southerly from the north line of Relocated Lorain Court (50-feet wide) to the north line Turn Avenue S.W. (40-feet wide).

A portion of Turn Avenue S.W.

Being all the portion of Turn Avenue S.W. (40-feet wide) extending westerly from the west line of West 47th Street (60-feet wide) to the easterly line of vacated Turn Avenue, as recorded in Ordinance No. 124-2020.

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, Enbridge Gas Ohio, The Illuminating Company, and City of Cleveland Division of Water.

That there is reserved special easements of full width as described above for AT&T (a 5 ft. wide utility easement to access and maintain the existing AT&T facilities), Enbridge Gas Ohio (an active IP gas main does run along the north side of Turn Ave. Easement required per Revised Code Section 723.041.), The Illuminating Company (Access to the existing or relocated facilities must also be maintained or provided for), and (and City of Cleveland Division of Water (a Standard City of Cleveland Division of Water easement, with full easement provisions).

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, Enbridge Gas Ohio, The Illuminating Company, and City of Cleveland Division of Water.

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.

VG:ds
8-13-2025
FOR: Director Barrett

Ord. No. 977-2025

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

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READ FIRST TIME on AUGUST 13, 2025 **REPORTS**
and referred to DIRECTORS of Capital Projects, City Planning Commission, Finance, Law; COMMITTEES on Municipal Services and Properties, Development Planning and Sustainability

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CITY CLERK

READ SECOND TIME

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CITY CLERK

READ THIRD TIME

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PRESIDENT

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CITY CLERK

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APPROVED

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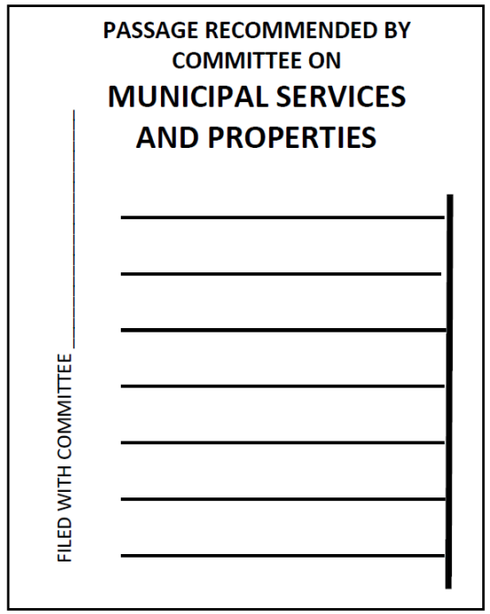
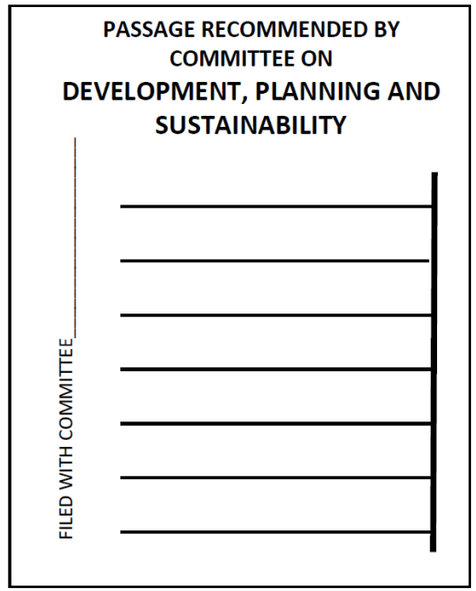
MAYOR

Recorded Vol. **112** Page_____

Published in the City Record_____

REPORT
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