



Legislation Details (With Text)

**File #:** O-507-20      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Second Reading

**File created:** 11/30/2020      **In control:** Public Utilities Department

**On agenda:** 1/5/2021      **Final action:** 1/5/2021

**Title:** Dedicating a portion of City-owned property located along the Anthony Wayne Trail (State Route 25) at City Park Avenue as and for public right-of-way; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Bullet Points, 2. Exhibit A, 3. Exhibit B

Date	Ver.	Action By	Action	Result
1/5/2021	1	City Council		
1/5/2021	1	City Council		
12/15/2020	1	City Council		

DPU121520DEDICATECITYPARK  
 Engineering Services  
 Jamie Miller (x1409)  
 Revised

**Dedicating a portion of City-owned property located along the Anthony Wayne Trail (State Route 25) at City Park Avenue as and for public right-of-way; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

The City of Toledo is the fee owner of a certain parcel of land along and adjacent to the Anthony Wayne Trail (State Route 25) located at and known as 824 Anthony Wayne Trail (TD Parcel 18-72161), that lies between Collingwood Boulevard and City Park Avenue. As a result of certain roadway and bridge improvements constructed by the Ohio Department of Transportation (ODOT) along the Anthony Wayne at or near the intersection of City Park Avenue, certain utility improvements need to be relocated along City Park Avenue. There is currently not sufficient right of way along City Park Avenue, at or near the intersection of the Anthony Wayne Trail to accommodate the required utility relocations. In order to accommodate the required utility relocations, and any future utilities and/or public improvements that may be required now or in the future, an approximately twenty foot (20') strip of City-owned land needs to be dedicated for public highway and roadway purposes, including but not limited to utilities, sewers and pedestrian improvements.

This project does not require the City to expend or receive funds.

The fiscal impact of this ordinance is as follows:

- The amount of funds requested: none
- The expenditure budget line item: n/a
- New revenue generated (operational revenue, grants, if any): none
- Revenue budget line item (if any): none
- Are funds budgeted in the current fiscal year (yes/no)?: n/a

- Is this a capital project (yes/no)? no
- If yes, is it new or existing (new/existing)? n/a
- What section of the City's Strategic Plan does this support:
  - o Excellence in Basic Services (yes/no) yes
  - o Quality Community Investment (Livable City, Development) (yes/no) no
  - o Workplace Culture & Customer Service (yes/no) no
  - o Environment (yes/no) no

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the parcel of land described herein be and the same hereby is dedicated for public highway and roadway purposes, including but not limited to utilities and sewers.

The legal description of said land to be dedicated as public right of way is attached hereto and made a part hereof as EXHIBIT "A".

SECTION 2. That the Real Estate Section is hereby directed to cause a certified copy of this ordinance to be recorded in the records of the Lucas County Recorder.

SECTION 3. That it is hereby found and determined that all formal actions of City Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of City Council, and that all deliberations of City Council and any of its committees that result in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. The reason for the emergency lies in the fact that the same is necessary for the immediate preservation of the public peace, health, safety and property and for the further reason that this Ordinance must be immediately effective in order to proceed with the dedication of this rights-of-way at the earliest possible date.

Vote on emergency clause: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Passed: \_\_\_\_\_, as an emergency measure: yeas \_\_\_\_\_, nays \_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

I hereby certify that the above is a true and correct copy of an Ordinance passed by Council

\_\_\_\_\_.

Attest: \_\_\_\_\_  
Clerk of Council