



## Legislation Details (With Text)

**File #:** R-256-21      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Approved  
**File created:** 4/30/2021      **In control:** City Council  
**On agenda:** 5/11/2021      **Final action:** 5/11/2021  
**Title:** Declaring the intent to vacate the 10-foot alley between 18th Street and 19th Street, Toledo, Lucas County Ohio; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: Agenda Review 5/4/2021

Date	Ver.	Action By	Action	Result
5/11/2021	1	City Council	Dispense with the rules of Council requiring...	Pass
5/11/2021	1	City Council	declare emergency	Pass
5/11/2021	1	City Council	adopted	Pass

The Clerk Reports

### **Declaring the intent to vacate the 10-foot alley between 18<sup>th</sup> Street and 19<sup>th</sup> Street, Toledo, Lucas County Ohio; and declaring an emergency.**

#### SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate the 10-foot alley between 18<sup>th</sup> Street and 19<sup>th</sup> Street in Toledo, Lucas County Ohio.

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

SECTION 1. That the City Council does hereby declare its intent to vacate the alley further described below:

Vacating the 10-foot alley between 18<sup>th</sup> Street and 19<sup>th</sup> Street.

**Prior Deed:  
Parcel: Right-of-way  
LE Survey #50241**

Legal Description of Proposed 10-Foot Wide Alley Vacation Between 18<sup>th</sup> Street and 19<sup>th</sup> Street: Being in the City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at a stone with cross found at the centerline intersection of Madison Avenue and 19<sup>th</sup> Street.

Thence South 32 degrees, 27 minutes, 27 seconds West, along the centerline of 19<sup>th</sup> Street, a distance of 33.00

feet to a point on the Southwesterly 33.00 foot Right-of-way of Madison Avenue.

Thence South 57 degrees, 32 minutes, 17 seconds East, along the Southwesterly 33.00 foot Right-of-way of Madison Avenue, a distance of 33.00 feet to a point on the Southeasterly 33.00 foot Right-of-way of 19<sup>th</sup> Street.

Thence South 32 degrees, 27 minutes, 27 seconds West, along the Southeasterly 33.00 foot Right-of-way of 19<sup>th</sup> Street, a distance of 350.60 feet to a point on the Northeasterly Right-of-way of a 10 foot wide Alley, said point being the True Point of Beginning.

Course 1: Thence South 57 degrees, 32 minutes, 38 seconds East, along the Northeasterly Right-of-way of a 10 foot wide Alley, a distance of 200.51 feet to a point on the Northwesterly 33.00 foot Right-of-way of 18<sup>th</sup> Street.

Course 2: Thence South 32 degrees, 27 minutes, 34 seconds West, along the Northwesterly 33.00 foot Right-of-way of 18<sup>th</sup> Street, a distance of 10.00 feet to a point on the Southwesterly Right-of-way of a 10 foot wide Alley.

Course 3: Thence North 57 degrees, 32 minutes, 38 seconds West, along the Southwesterly Right-of-way of a 10 foot wide Alley, a distance of 200.51 feet to a point on the Southeasterly 33.00 foot Right-of-way of 19<sup>th</sup> Street.

Course 4: Thence North 32 degrees, 27 minutes, 27 seconds East, along the Southeasterly 33.00 foot Right-of-way of 19<sup>th</sup> Street, a distance of 10.00 feet to the True Point of Beginning.

Containing 2,005.07 square feet or 0.0460 acres of land. Bearings used herein are based upon an assumed meridian and are intended to indicate angular measurement only. All 1/2 inch galvanized steel pipe set are capped with the company name and PLS No. 7476. This legal description is based upon a field survey prepared by Lewandowski Engineers on April 23, 2021.

SECTION 2. That this matter be referred to the Toledo City Plan Commission for its review, recommendation and appropriate hearing date.

SECTION 3. That this Resolution hereby is declared to be an emergency measure and shall be in force and effect from and after its adoption. The reason for the emergency lies in the fact that same is necessary for the immediate preservation of the public peace, health, safety and property, and for the further reason that this Resolution must be immediately effective so that the vacation can be expeditiously completed to enable property owners to obtain the resulting benefits at the earliest time.

Vote on emergency clause: yeas 12, nays 0.

Adopted: May 11, 2021, as an emergency measure: yeas 12, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

May 13, 2021  
Wade Kapszukiewicz  
Mayor

