



Legislation Details (With Text)

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**File created:** 11/4/2020      **In control:** City Council

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**Title:** Declaring the intent to vacate the 10 foot wide alley between Oak Street and Kingston Avenue, North of Earl Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
11/17/2020	1	City Council		
11/17/2020	1	City Council		
11/17/2020	1	City Council		

The Clerk Reports

**Declaring the intent to vacate the 10 foot wide alley between Oak Street and Kingston Avenue, North of Earl Street, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

**SUMMARY & BACKGROUND:**

Petitioner has filed a request to vacate the 10 foot wide alley between Oak Street and Kingston Avenue, north of Earl Street, and located within the City of 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 Commencing at the Northeast corner of Lot Six (6) in Whipple’s Subdivision of Lot Numbers Forty -one (41), Forty-two (42) and part of Lot Forty (40) in Fassett’s Subdivision of the North part of the West half (1/2) of the Northwest quarter (1/4) of Section 7, Town Ten (10), Range Eight (8) East in the City of Toledo, Ohio.

Thence, East, a distance of Twelve (12) feet, on the North property line of said lot Six (6) extended. Said point also being the intersection of the South line of Lot Thirteen (13) ) in Whipple’s Subdivision of Lot Numbers Forty -one (41), Forty-two (42) and part of Lot Forty (40) in Fassett’s Subdivision of the North part of the West half (1/2) of the Northwest quarter (1/4) of Section 7, Town Ten (10), Range Eight (8) East in the City of Toledo, Ohio and the East line of a, Twelve (12) foot wide, Alley running North and South between Oak Street and Kingston Avenue. Said point being the Point of Beginning.

Thence, East on the South property line of said Lot Thirteen (13) to the intersection of the West Right-of-Way line of Kingston Avenue. Said point being the Southeast corner of said Lot Thirteen (13).

Thence, South, a distance of Ten (10) feet to a point. Said point being the Northeast corner of Lot 4 in The

Duke, a Replat of Lots Fourteen (14) thru Twenty (20) in Whipple’s Subdivision of Lot Numbers Forty -one (41), Forty-two (42) and part of Lot Forty (40) in Fassett’s Subdivision of the North part of the West half (½) of the Northwest quarter (¼) of Section 7, Town Ten (10), Range Eight (8) East in the City of Toledo, Ohio.

Thence, West, a distance of 121.25 feet on the North property line of said Lot 4 to a point. Said North line being South and Ten (10) feet parallel to the South property line of said lot Thirteen (13).

Thence, Southwest, a distance of 8.49 feet on the Northwest line of said Lot Four (4) to the intersection of said East line of a, Twelve (12) foot wide, Alley running North and South between Oak Street and Kingston Avenue.

Thence, North, a distance of 16.00 feet more or less to the Point of Beginning.

The above described area contains 1289.2500 Square Feet or 0.0296 Acre of land more or less.

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 \_\_\_\_\_, nays \_\_\_\_\_.

Adopted: \_\_\_\_\_, 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 a Resolution adopted by Council

\_\_\_\_\_.

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