



## Legislation Details (With Text)

**File #:** R-375-19      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Approved  
**File created:** 7/26/2019      **In control:** City Council  
**On agenda:** 8/6/2019      **Final action:** 8/6/2019  
**Title:** Declaring the intent to vacate the 30-foot strip adjacent to Lot 3 in Plat made by Commissioners in Partition, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Audio: Agenda Review 7/30/2019, 2. Audio: City Council 8/6/2019

Date	Ver.	Action By	Action	Result
8/6/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
8/6/2019	1	City Council	declare emergency	Pass
8/6/2019	1	City Council	adopted	Pass

The Clerk Reports

### **Declaring the intent to vacate the 30-foot strip adjacent to Lot 3 in Plat made by Commissioners in Partition, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

#### SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate the 30-foot strip adjacent to Lot 3 in Plat made by Commissioners in Partition, in 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 the 30-foot strip adjacent to Lot 3 in Plat made by Commissioners in Partition, in the City of Toledo, Lucas County, Ohio; further described below:

Legal Description of a 30' Strip: Being part of Lot 3 in the Plat made by the Commissioners in Partition, in Cause Number 38019 in Common Pleas Court of Lucas County, Ohio, as recorded in Volume 203 of Deeds, Page 544, part of the Southeast fraction of Section 31, Town 9 South, Range 8 East, in the City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at the Easterly most corner of Lot 1 of New Waterfront Metropark, as record in Official Record 20180725-0032017.

Thence South 51 degrees, 38 minutes, 01 second West, along a line that is parallel with and 70.00 feet distant from the centerline of Front Street, said line being the North line of a 30.00 foot Right-of-way acquisition, as

recorded in Lucas County Official Record 20190515-0017727, a distance of 557.90 feet to a point on the Northerly parcel line of land as owned by the Toledo-Lucas County Port Authority, parcel number 18-63507, said point also being the True Point of Beginning.

Thence South 26 degrees, 36 minutes, 59 seconds East, along the prolongation of the Northerly parcel line of land as owned by the Toledo-Lucas County Port Authority, a distance of 30.64 feet to a point on a line that is 40.00 feet distant and parallel to the centerline of Front Street.

Thence South 51 degrees, 38 minutes, 01 second West, along a line that is 40.00 feet distant and parallel to the centerline of Front Street, a distance of 107.72 feet to a point on the prolongation of the Southerly parcel line of land as owned by the Toledo-Lucas County Port Authority, parcel number 18-63507.

Thence North 38 degrees, 28 minutes, 12 seconds West, along the prolongation of the Southerly parcel line of land as owned by the Toledo-Lucas County Port Authority, parcel number 18-63507, a distance of 30.00 feet to a point on the Easterly parcel line of land as owned by the Toledo-Lucas County Port Authority, parcel number 18-63507.

Thence North 51 degrees, 38 minutes, 01 second East, along the Easterly parcel line of land as owned by the Toledo-Lucas County Port Authority, parcel number 18-63507, a distance of 114.02 feet to the True Point of Beginning.

Containing 3,326.13 square feet or 0.0764 acres of land. Bearings used herein are based upon an assumed meridian and are intended to indicate angular measurement only. This legal description is based upon a field survey prepared by Lewandowski Engineers on July 18, 2019.

Parcel 18-63507 is vested in the name of Metropolitan Park District of the Toledo Area by Official Record 20181022-0047786, commonly known as 1021 Front Street, Toledo, Ohio.

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.

Passed: August 6, 2019, as an emergency measure: yeas 12, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

August 6, 2019  
Wade Kapszukiewicz  
Mayor