



Legislation Details (With Text)

File #: R-087-19 **Version:** 1 **Name:**
Type: Resolution **Status:** Approved
File created: 2/11/2019 **In control:** City Council
On agenda: 2/19/2019 **Final action:** 2/19/2019

Title: Declaring the intent to vacate part of a 20.00 foot wide Alley being bounded by the Southerly Right-of-Way line of Majestic Drive (50 foot wide) and the Northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), said Alley being adjacent to Lots 12-18 (inclusive) and Lot 56, in Manhattan Park Subdivision, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Legal Description & Map, 2. Audio: Agenda Review 2/12/2019, 3. Audio: City Council 2/19/2019

Date	Ver.	Action By	Action	Result
2/19/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
2/19/2019	1	City Council	declare emergency	Pass
2/19/2019	1	City Council	adopted	Pass

The Clerk Reports

Declaring the intent to vacate part of a 20.00 foot wide Alley being bounded by the Southerly Right-of-Way line of Majestic Drive (50 foot wide) and the Northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), said Alley being adjacent to Lots 12-18 (inclusive) and Lot 56, in Manhattan Park Subdivision, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.

SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate 20.00 foot wide Alley being bounded by the Southerly Right-of-Way line of Majestic Drive (50 foot wide) and the Northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), said Alley being adjacent to Lots 12-18 (inclusive) and Lot 56, in Manhattan Park Subdivision 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 20.00 foot wide Alley being bounded by the Southerly Right-of-Way line of Majestic Drive (50 foot wide) and the Northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), said Alley being adjacent to Lots 12-18 (inclusive) and Lot 56, in Manhattan Park Subdivision, in the City of Toledo, Lucas County, Ohio;

Alley Vacating
Legal Description

Part of a 20 foot wide Alley

Part of a 20.00 foot wide Alley being bounded by the Southerly Right-of-Way line of Majestic Drive (50 foot wide) and the Northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), said Alley being adjacent to Lots 12-18 (inclusive) and Lot 56, all in Manhattan Park, a subdivision being recorded in Volume 44, Page 17 of Lucas County Plat Records, in the City of Toledo, Lucas County, Ohio, and being more particularly described as follows:

Commencing at a found bolt in a monument box at the intersection of the centerlines of Manhattan Boulevard and Lagrange Street, thence North 85 degrees 35 minutes 07 seconds East along the centerline of Manhattan Boulevard, distance of 142.32 feet to a point at its intersection with the southerly extension of the easterly lines of said Lots 12-17 (inclusive);

Thence North 14 degrees 46 minutes 53 seconds West along the said southerly extension of the easterly lines of Lots 12-17, a distance of 30.50 feet to the southeasterly corner of said Lot 17 and on the westerly line of a 20 foot wide Alley Right-of-Way, said point also being the "True Point of Beginning";

Thence North 14 degrees 46 minutes 53 seconds West along the said easterly lines of Lots 12-17 (inclusive) and the said westerly line of a 20 foot wide Alley Right-of-Way, a distance of 251.14 feet (251.11 feet Recorded) to the northeasterly corner of said Lot 12, said point also being on the southerly Right-of-Way line of Majestic Drive (50 feet wide);

Thence North 89 degrees 43 minutes 15 seconds East, a distance of 20.66 feet to the northwesterly corner of said Lot 56 and the easterly line of said 20 foot wide Alley Right-of-Way;

Thence South 14 degrees 46 minutes 53 seconds East along the westerly lines of said Lots 56 and 18 and the easterly line of said 20 foot wide Alley Right-of-Way, a distance of 249.63 feet (249.65 feet Recorded) to the southwesterly corner of said Lot 18, said point also being on the northerly Right-of-Way of Manhattan Boulevard (60 feet wide);

Thence South 85 degrees 35 minutes 07 seconds West along the northerly Right-of-Way line of Manhattan Boulevard (60 feet wide), a distance of 20.33 feet (Measured and Recorded) to the "True Point of Beginning";

The area herein described contains 5,007.72 square feet, 0.115 acres of land, more or less. Subject to all legal highways, leases, easements, restrictions and agreements of record.

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