



## Legislation Text

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**File #:** R-447-20, **Version:** 1

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### The Clerk Reports

#### **Declaring the intent to vacate Marina Drive South, in the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

##### **SUMMARY & BACKGROUND:**

Petitioner has filed a request to vacate a Marina Drive South, 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 Marina Drive South:

Legal Description of Proposed Marina Drive South Vacation: Being part of the Roadway Dedication of Marina Drive, as recorded in Lucas County Official 20071120-0068599, in the City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at a 1 inch iron bolt in concrete monument found at the intersection of the centerlines of Marina Drive South and Front Street.

Thence North 38 degrees, 24 minutes, 48 seconds West, along the centerline of Marina Drive South, a distance of 50.00 feet to a point on the Northwesternly 50 foot Right-of-way of Front Street, said point being the True Point of Beginning.

Thence South 51 degrees, 38 minutes, 07 seconds West, along the Northwesternly 50 foot Right-of-way of Front Street, a distance of 68.22 feet to a point on the Southwesterly Right-of-way of Marina Drive South, said point also being on the Northeasterly line of Lot 7 in the Plat of Marina District, as recorded in Lucas County Official Record 20081008-0049841.

Thence North 32 degrees, 32 minutes, 41 seconds West, along the Southwesterly Right-of-way of Marina Drive South, said line also being the Northeasterly line of Lot 7, a distance of 385.28 feet to an aluminum plate monument found at a point of deflection of the Southwesterly Right-of-way of Marina Drive South, said line also being the Northeast line of Lot 7.

Thence South 55 degrees, 52 minutes, 03 seconds West, along the Southwesterly Right-of-way of Marina Drive South, said line also being the Northeast line of Lot 7, a distance of 17.24 feet to a record iron bar found and

accepted on the Southwesterly 46 foot Right-of-way of Marina Drive South, said line also being the Northeast line of Lot 7.

Thence North 38 degrees, 26 minutes, 43 seconds West, along the Southwesterly 46 foot Right-of-way of Marina Drive South, said line also being the Northeast line of Lot 7, a distance of 256.44 feet to an aluminum plat monument found at the North corner of Lot 7.

Thence North 49 degrees, 46 minutes, 36 seconds East, a distance of 87.59 feet to a point on the Northeasterly 41.5 foot Right-of-way of Marina Drive South.

Thence South 38 degrees, 25 minutes, 35 seconds East, along the Northeasterly 41.5 foot Right-of-way of Marina Drive South, a distance of 458.89 feet to a point of intersection of the Northeasterly 41.5 foot Right-of-way of Marina Drive South and the Northwesterly 45 foot Right-of-way of Marina Drive East.

Thence South 43 degrees, 44 minutes, 01 second East, along the Northeasterly Right-of-way of Marina Drive South, a distance of 91.77 feet to a magnetic nail set at the intersection of the Northeasterly 50 foot Right-of-way of Marina Drive South and the Southeasterly 45 foot Right-of-way of Marina Drive East.

Thence South 38 degrees, 24 minutes, 48 seconds East, along the Northeasterly 50 foot Right-of-way of Marina Drive South, a distance of 55.86 feet to a record 5/8 inch iron bar found at a point of deflection of the Northeasterly Right-of-way of Marina Drive South.

Thence North 87 degrees, 52 minutes, 21 seconds East, along the Northeasterly Right-of-way of Marina Drive South, a distance of 63.10 feet to a point on the Northwesterly 50 foot Right-of-way of Front Street.

Thence South 51 degrees, 23 minutes, 33 seconds West, along the Northwesterly 50 foot Right-of-way of Front Street, a distance of 100.86 feet to the True Point of Beginning.

Containing 59,295.13 square feet or 1.3612 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 September 29, 2020.

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