



## Legislation Details (With Text)

<b>File #:</b>	R-153-23	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>		Approved	
<b>File created:</b>	3/13/2023	<b>In control:</b>		City Council	
<b>On agenda:</b>	3/21/2023	<b>Final action:</b>		3/21/2023	
<b>Title:</b>	Declaring the intent to vacate the full 80.00 foot right of ways along the centerlines of both Walbridge Avenue and along the deflecting southeasterly portion along Fassett Street, with one half of the right of way lying 40.00 feet on each side as measured perpendicular along the following courses, all within the City of Toledo, Lucas County Ohio; and declaring an emergency.				

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
3/21/2023	1	City Council	Suspension	Pass
3/21/2023	1	City Council	Emergency	Pass
3/21/2023	1	City Council	Passage	Pass

The Clerk Reports

**Declaring the intent to vacate the full 80.00 foot right of ways along the centerlines of both Walbridge Avenue and along the deflecting southeasterly portion along Fassett Street, with one half of the right of way lying 40.00 feet on each side as measured perpendicular along the following courses, all within the City of Toledo, Lucas County Ohio; and declaring an emergency.**

### SUMMARY & BACKGROUND:

Petitioner has filed a request to vacate all of the full 80.00 foot right of ways along the centerlines of both Walbridge Avenue and along the deflecting southeasterly portion along Fassett Street, with one half of the right of way lying 40.00 feet on each side as measured perpendicular along the following courses, 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 Fassett Street as further described below:

Beginning at the intersection of the centerline of Walbridge Avenue with the westerly Limited Right of Way of Interstate 75 as shown within the "Toledo Expressway System" Plans LUC-25-0.91 for Part 18 of the Expressway on page 56 of 106, Thence Easterly on said Walbridge Avenue centerline to a point of deflection to the RIGHT at 22 Degrees 13 minutes 30 seconds to the centerline of Fassett Street, Thence along said centerline of Fassett Street for a distance of 636 feet more or less to the Northwestern right of way of the Norfolk Southern Rail Road.

Containing an Area of 68,183.29 Square Feet or 1.5653 Acres of land

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 10, nays 0.

Adopted: March 21, 2023, as an emergency measure: yeas 10, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

March 21, 2023  
Wade Kapszukiewicz  
Mayor