



## Legislation Text

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**File #:** R-347-18, **Version:** 1

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### The Clerk Reports

#### **Declaring the intent to vacate Riverside drive located within the City of Toledo, Lucas County, Ohio; and declaring an emergency.**

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

Petitioner has filed a request to vacate the full right-of-way, Riverside Drive, 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 full right-of-way referred to as Riverside Drive, in the City of Toledo, Lucas County, Ohio, bounded and described as follows:

Prior Deed: O.R. 20081008-0049841  
Parcel: Right-of-way  
LE Survey #50028-VAC

Legal Description Riverside Vacation: Being part of Riverside Drive in the Marina District as recorded in Lucas County Plat Official Record 20081008-0049841, in the City of Toledo, Lucas County, Ohio, bounded and described as follows:

Commencing at 1 inch iron bolt monument found at the intersection of the centerlines of Main Street and Riverside Drive.

Thence South 38 degrees, 25 minutes, 04 seconds East, along the centerline of Main Street, a distance of 59.96 feet to a point.

Thence North 51 degrees, 34 minutes, 56 seconds East, a distance of 46.50 feet to an aluminum plate monument found.

Thence North 03 degrees, 54 minutes, 57 seconds East, a distance of 29.74 feet to an aluminum plate monument found.

Thence North 46 degrees, 14 minutes, 39 seconds East, a distance of 914.09 feet to an aluminum plate monument found, said point also being the True Point of Beginning.

The following 37 courses are along the Northwest and Southeast Right-of-way of Riverside Drive:

Thence North 43 degrees, 45 minutes, 21 seconds West, a distance of 88.00 feet to a point.

Thence North 46 degrees, 14 minutes, 39 seconds East, a distance of 203.74 feet to a 1/2 inch galvanized steel pipe found.

Thence South 43 degrees, 45 minutes, 21 seconds East, a distance of 14.00 feet to a point. From said point a 3/8 inch iron bar can be found 0.09 feet South and 0.15 feet West.

Thence traversing an arc to the right, having a radius of 1,130.00 feet, a tangent length of 105.53 feet, a central angle of 10 degrees, 40 minutes, 13 seconds, a chord bearing of North 51 degrees, 35 minutes, 47 seconds East, a chord distance of 210.14 feet and an arc length of 210.44 feet to a found 3/8 inch iron bar.

Thence North 33 degrees, 03 minutes, 08 seconds West, a distance of 14.00 feet to a 1/2 inch galvanized steel pipe found.

Thence North 56 degrees, 54 minutes, 11 seconds East, a distance of 383.95 feet to a point of curvature. From said point a 3/8 inch iron bar can be found 0.20 feet Southeast.

Thence traversing an arc to the right, having a radius of 444.00 feet, a tangent length of 40.05 feet, a central angle of 10 degrees, 18 minutes, 35 seconds, a chord bearing of North 62 degrees, 04 minutes, 00 seconds East, a chord distance of 79.78 feet and an arc length of 79.89 feet to a found 1/2 inch galvanized steel pipe.

Thence South 22 degrees, 48 minutes, 19 seconds East, a distance of 14.00 feet to a 1/2 inch galvanized steel pipe found.

Thence North 67 degrees, 14 minutes, 03 seconds East, a distance of 216.82 feet to a point of curvature.

Thence traversing an arc to the right, having a radius of 770.00 feet, a tangent length of 18.67 feet, a central angle of 02 degrees, 46 minutes, 39 seconds, a chord bearing of North 65 degrees, 51 minutes, 18 seconds East, a chord distance of 37.32 feet and an arc length of 37.33 feet to a 1/2 inch galvanized steel pipe found.

Thence North 64 degrees, 28 minutes, 10 seconds East, a distance of 704.30 feet to a point of curvature.

Thence traversing an arc to the right, having a radius of 370.00 feet, a tangent length of 23.55 feet, a central angle of 07 degrees, 17 minutes, 03 seconds, a chord bearing of North 60 degrees, 42 minutes, 42 seconds East, a chord distance of 47.01 feet and an arc length of 47.04 feet to a point.

Thence North 57 degrees, 11 minutes, 03 seconds East, a distance of 248.31 feet to a point.

Thence North 52 degrees, 26 minutes, 30 seconds East, a distance of 142.02 feet to a point.

Thence South 38 degrees, 26 minutes, 18 seconds East, a distance of 49.42 feet to a point.

Thence North 51 degrees, 33 minutes, 42 seconds East, a distance of 14.00 feet to a point.

Thence South 38 degrees, 26 minutes, 18 seconds East, a distance of 24.04 feet to a point.

Thence South 57 degrees, 11 minutes, 05 seconds West, a distance of 409.66 feet to an aluminum plate monument found at a point of curvature.

Thence traversing an arc to the left, having a radius of 430.00 feet, a tangent length of 27.98 feet, a central angle of 07 degrees, 26 minutes, 49 seconds, a chord bearing of South 60 degrees, 38 minutes, 05 seconds West, a chord distance of 55.85 feet and an arc length of 55.89 feet to a point. From said point a 5/8 inch iron bar can be found 0.11 feet Southwest.

Thence South 64 degrees, 28 minutes, 10 seconds West, a distance of 704.38 feet to a 5/8 inch iron bar found at a point of curvature.

Thence traversing an arc to the left, having a radius of 830.00 feet, a tangent length of 20.12 feet, a central angle of 02 degrees, 46 minutes, 37 seconds, a chord bearing of South 65 degrees, 51 minutes, 18 seconds West, a chord distance of 40.23 feet and an arc length of 40.23 feet to a found 5/8 inch iron bar.

Thence South 67 degrees, 14 minutes, 03 seconds West, a distance of 216.80 feet to a 1/2 inch galvanized steel pipe set.

Thence South 22 degrees, 45 minutes, 24 seconds East, a distance of 14.00 feet to a 5/8 inch iron bar found at a point of curvature.

Thence traversing a non-tangent arc to the left, having a radius of 356.00 feet, a tangent length of 32.17 feet, a central angle of 10 degrees, 19 minutes, 42 seconds, a chord bearing of South 62 degrees, 03 minutes, 26 seconds West, a chord distance of 64.09 feet and an arc length of 64.17 feet to a 1/2 inch galvanized steel pipe set.

Thence South 56 degrees, 54 minutes, 11 seconds West, a distance of 383.90 feet to a 1/2 inch galvanized steel pipe set at a point of curvature.

Thence traversing an arc to the left, having a radius of 1,056.00 feet, a tangent length of 23.60 feet, a central angle of 02 degrees, 33 minutes, 38 seconds, a chord bearing of South 55 degrees, 39 minutes, 00 seconds West, a chord distance of 47.19 feet and an arc length of 47.19 feet to a point of curvature.

Thence traversing a non-tangent arc to the right, having a radius of 5.00 feet, a tangent length of 2.05 feet, a central angle of 44 degrees, 36 minutes, 00 seconds, a chord bearing of South 10 degrees, 23 minutes, 02 seconds East, a chord distance of 3.79 feet and an arc length of 3.89 feet to a found 1/2 inch galvanized steel pipe.

Thence South 11 degrees, 54 minutes, 58 seconds West, a distance of 5.76 feet to a 1/2 inch galvanized steel pipe found at point of curvature.

Thence traversing an arc to the left, having a radius of 5.00 feet, a tangent length of 2.07 feet, a central angle of 45 degrees, 00 minutes, 00 seconds, a chord bearing of South 10 degrees, 35 minutes, 02 seconds East, a chord distance of 3.83 feet and an arc length of 3.93 feet to a found 1/2 inch galvanized steel pipe.

Thence South 33 degrees, 05 minutes, 02 seconds East, a distance of 36.97 feet to a found 1/2 inch galvanized steel pipe.

Thence South 51 degrees, 29 minutes, 56 seconds West, a distance of 79.22 feet to a found 1/2 inch galvanized steel pipe.

Thence North 43 degrees, 45 minutes, 16 seconds West, a distance of 36.77 feet to a 1/2 inch galvanized steel pipe found at a point of curvature.

Thence traversing an arc to the left, having a radius of 5.00 feet, a tangent length of 2.07 feet, a central angle of 45 degrees, 00 minutes, 00 seconds, a chord bearing of North 66 degrees, 15 minutes, 16 seconds West, a chord distance of 3.83 feet and an arc length of 3.93 feet to a found 1/2 inch galvanized steel pipe.

Thence North 88 degrees, 45 minutes, 16 seconds West, a distance of 5.76 feet to a 1/2 inch galvanized steel pipe found at a point of curvature.

Thence traversing an arc to the left having a radius of 5.00 feet, a tangent length of 2.07 feet, a central angle of 45 degrees, 00 minutes, 00 seconds, a chord bearing of North 66 degrees, 15 minutes, 16 seconds West, a chord distance of 3.83 feet and an arc length of 3.93 feet to a found 1/2 inch galvanized steel pipe.

Thence North 43 degrees, 45 minutes, 16 seconds West, a distance of 0.31 feet to a 1/2 inch galvanized steel pipe found at a point of curvature.

Thence traversing a non-tangent arc to the left, having a radius of 1,056.00 feet, a tangent length of 23.64 feet, a central angle of 02 degrees, 33 minutes, 53 seconds, a chord bearing of South 47 degrees, 32 minutes, 40 seconds West, a chord distance of 47.27 feet and an arc length of 47.27 feet to a found 1/2 inch galvanized steel pipe.

Thence South 46 degrees, 14 minutes, 39 seconds West, a distance of 203.73 feet to the True Point of Beginning.

Containing 162,675.00 square feet or 3.735 acres of land. Bearings used hereon are based upon an assumed meridian and are intended to indicate angular measurements 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 July 6, 2018.

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