

ORDINANCE RECORD

VILLAGE OF NEWBURGH HEIGHTS, OHIO

ORDINANCE NO. 2022-74

INTRODUCED BY: Mayor Traore

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF THE REAL PROPERTY AND IMPROVEMENTS AT 3937 E. 53rd STREET TO THE NEWBURGH HEIGHTS COMMUNITY IMPROVEMENT CORPORATION, AND DECLARING AN EMERGENCY.

WHEREAS, the Village owns the real property and improvements located at 3937 E. 53rd Street in the Village (the "Property");

WHEREAS, the Village wishes to convey the Property to the Newburgh Heights Community Improvement Corporation (the "CIC") so that the CIC can take appropriate steps to develop the site;

WHEREAS, the CIC has authorized by Resolution transfer of the Property and the contiguous real property and improvements located at 3941 E. 53rd Street to a developer for consolidation of the lots and redevelopment of an existing structure, pursuant to a development plan previously approved by the Village Planning Commission; and

WHEREAS, transfer of the Property is necessary for the closing of the transaction from the CIC to the developer;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF NEWBURGH HEIGHTS, CUYAHOGA COUNTY, OHIO, at least two-thirds of all the members elected thereto concurring, that:

Section 1. The Village Council hereby authorizes the conveyance of 3937 E. 53rd Street to the Newburgh Heights Community Improvement Corporation, as more fully described in Exhibit A hereto, which is incorporated herein by reference as if fully rewritten herein.

Section 2. The Village Council further authorizes the Mayor to take any and all steps and/or actions necessary, including, but not necessarily limited to, entering into any contracts or agreements, to consummate the transactions contemplated by this ordinance, and to execute any documents or deeds necessary to consummate the transactions contemplated by this ordinance.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in such formal action


occurred in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the Village, since the immediate transfer of the Property is necessary to accomplish investment and development thereon; wherefore, this resolution shall be in full force and effect from and immediately after its adoption and approval by the Mayor.

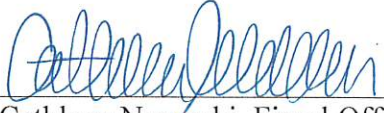
PASSED: December 6, 2022

Approved as to Form

Solicitor



Gigi Traore, Mayor
Village of Newburgh Heights, Ohio



Cathleen Nagorski, Fiscal Officer
Village of Newburgh Heights, Ohio

1ST Reading: 12/6/22
2ND Reading: 12/6/22
3RD Reading: 12/6/22

EXHIBIT A

Property Description:

Situated in the Village of Newburgh Heights, County of Cuyahoga and State of Ohio and known as being Sublot 36 in The South End Realty Company's East 55th Street Extension Allotment of part of Original 100 Acre Lot No. 312, as shown by the recorded plat in Volume 37 of Maps, Page 1 of Cuyahoga County Records, and being 90.28 feet front on the Easterly side of East 53rd Street, and extending back 120 feet on the Southerly line, 138.34 feet on the Northeasterly line which is also the Southwesterly side of Brow Avenue and having a rear line of 21.44 feet, as appears by said plat, be the same more or less, but subject to all legal highways.

PPN 511-16-062

Property Address: 3937 E. 53rd Street, Newburgh Heights, Ohio 44105