

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 15900-15902 Linwood, 7128 Lisbon, 5106 Lodewick, 7032 Longyear, 3861 Lovett, 3864 Lovett, 9180 Lyon, 16831 Mansfield, 15039 Mapleridge and 13251 Mark Twain, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 15900-15902 Linwood, 7128 Lisbon, 7032 Longyear, 3861 Lovett, 3864 Lovett, 9180 Lyon and 16831 Mansfield, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 5106 Lodewick — Withdraw;
- 15039 Mapleridge — Withdraw;
- 13251 Mark Twain — Withdraw.

Adopted as follows:  
Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.  
Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 12866 Marlowe, 4522 McGraw, 8322 Meyers, 20151 Meyers, 13574 Minock, 14028 Minock, 9529 Monica, 12788 Monte Vista, 7753 Montrose and 7767 Montrose, as shown in proceedings of July 8, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 12866 Marlowe, 4522 McGraw, 8322 Meyers, 20151 Meyers, 13574 Minock, 14028 Minock, 9529 Monica, 12788 Monte Vista, 7753 Montrose and 7767 Montrose, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Adopted as follows:  
Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.  
Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 19050 Moross, 4001 Neff, 4015 Neff, 4048 Neff, 4232 Neff, 4314 Neff, 4826 Newport, 4860 Newport, 15236 Novara and 16076 Novara, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 4001 Neff, 4015 Neff, 4048 Neff, 4826 Newport,

4860 Newport, 15236 Novara and 16076 Novara, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 19050 Moross — Withdraw;
- 4232 Neff — Withdraw;
- 4314 Neff — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS

Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 16171 Ohio, 19960 Ohio, 19968 Ohio, 14039 Orleans, 15701 Patton, 20500 Pelkey, 8681 Penrod, 8839 Penrod, 8851 Penrod and 15309 Piedmont, as shown in proceedings of July 8, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 19960 Ohio, 19968 Ohio, 14039 Orleans, 15701 Patton, 20500 Pelkey, 8839 Penrod and 8851 Penrod, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 16171 Ohio, 8681 Penrod and 15309 Piedmont — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS

Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 15700 Princeton, 2032 Puritan, 2122 Puritan, 2560 Puritan, 18854 Riopelle, 11710 Rosemary, 18496 Rosemont, 16600 Rutherford, 16864 Rutherford and 12169 Sanford, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 15700 Princeton, 2122 Puritan, 2560 Puritan, 18854 Riopelle, 11710 Rosemary, 18496 Rosemont and 12169 Sanford, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 2032 Puritan — Withdraw;
- 16600 Rutherford — Withdraw;
- 16864 Rutherford — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or

owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 13789 Seymour, 13400 Shields, 8083 Smart, 9951 Sorrento, 3038 St. Clair, 7410 St. Marys, 7430 St. Marys, 11653 St. Marys, 12210 St. Marys and 14567 St. Marys, as shown in proceedings of July 8, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 13400 Shields, 8083 Smart, 9951 Sorrento, 3038 St. Clair, 7410 St. Marys, 7430 St. Marys, 11653 St. Marys and 14567 St. Marys, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

13789 Seymour, 12210 St. Marys — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department

that certain structures on premises known as 17376 St. Marys, 19157 St. Marys, 19447 St. Marys, 6467 Stahelin, 16786 Stahelin, 19351 Stahelin, 20206 Stansbury, 15423 E. State Fair, 16005 E. State Fair and 8056 Stockton, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 17376 St. Marys, 19157 St. Marys, 19447 St. Marys, 6467 Stahelin, 20206 Stansbury, 16005 E. State Fair and 8056 Stockton, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

16786 Stahelin — Withdraw;  
19351 Stahelin — Withdraw;  
15423 E. State Fair — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 13256 Santa Rosa, 8100 Schoolcraft, 2324-26 Scotten, 4134 Scotten, 4632 Scotten, 4636 Scotten, 5150 Seminole, 5179 Seminole, 5335-39 Seminole and 8043 Senator, as shown in proceedings of July 8, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department

be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 13256 Santa Rosa, 8100 Schoolcraft, 4134 Scotten, 4632 Scotten, 4636 Scotten, 5150 Seminole, 5179 Seminole and 8043 Senator, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 2324-26 Scotten — Withdraw;
- 5335-39 Seminole — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SAUNTEEL JENKINS

Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 4660 Toledo, 18202 Tracey, 8649 Traverse, 19751 Trinity, 14268 Troester, 14287-89 Troester, 14695 Troester, 15000 Troester, 581 Trowbridge, and 15704 Tuller, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 4660 Toledo, 18202 Tracey, 8649 Traverse, 19751 Trinity, 14268 Troester, 14287-89 Troester, 14695 Troester, 581 Trowbridge, and 15704 Tuller, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same

are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

15000 Troester — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

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In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SAUNTEEL JENKINS

Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 3728 Tuxedo, 9602 Vaughan, 17125 Vaughan, 3311 Vinewood, 3319 Vinewood 8315 Wallace, 3200 W. Warren, 11696 Wayburn, 11704 Wayburn and 11712 Wayburn, as shown in proceedings of July 8, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 3728 Tuxedo, 9602 Vaughan, 17125 Vaughan, 3311 Vinewood, 3319 Vinewood 8315 Wallace, 11696 Wayburn, 11704 Wayburn and 11712 Wayburn, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

3200 W. Warren — Withdraw.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:



In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
**SAUNTEEL JENKINS**  
 Chairperson

By Council Member Jenkins:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 12012 Wayburn, 12026 Wayburn, 12042 Wayburn, 12058 Wayburn, 4106 Western, 9661 Winthrop, 9922 Winthrop, 13574 Winthrop, 14600 Winthrop and 12415 Wisconsin, as shown in proceedings of July 8, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 12012 Wayburn, 12026 Wayburn, 12042 Wayburn, 12058 Wayburn, 4106 Western, 9661 Winthrop, 9922 Winthrop, 13574 Winthrop, 14600 Winthrop and 12415 Wisconsin, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 8, 2014.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**NEW BUSINESS**

**City of Detroit  
 Mayor's Office**

July 23, 2014

Honorable City Council:

Re: Petition to Detroit City Council regarding obtaining grant funding for the Returning Manufacturing/Mt. Elliott Employment District Project, Detroit, Michigan.

The staff of the Mayor's Office and the Detroit Economic Growth Association (DEGA), would like to pursue a project called the Returning Manufacturing/ Mount Elliott Employment District Project (the "Project"). The Project will develop a comprehensive strategy for revitalizing the Mt. Elliott Employment District as the center for a rejuvenated manufacturing cluster for Detroit. The Mt. Elliott Employment District (Exhibit A) runs from

I-94 generally along Van Dyke (M-53) and Mt. Elliott Roads north to the city limits at Eight Mile, lies in the heart of the region's automotive manufacturing corridor, and its potential is bolstered by its proximity to major infrastructure assets such as Coleman A. Young Airport, freight rail and rail yards, and direct access to I-94. The Mt. Elliott Employment District is particularly strong in the automotive, metals, and transportation, distribution and logistics clusters with significant employers like GM Detroit Hamtramck Assembly Plant, Detroit Chassis, and Chrysler Tool & Die, and according to the Detroit Future City strategic framework, is the single largest industrial corridor in the city by employment — and the third largest industrial or non-industrial employment district in Detroit — with an estimated 15,000 employees within its boundaries as of 2010.

In order to capitalize on these opportunities, the City and the DEGA would like to undertake a comprehensive action strategy that prioritizes (1) infrastructure improvements, (2) land assembly and site development opportunities, (3) transportation and other amenities needed to attract workforce, (4) marketing, and (5) the maintenance and upkeep of the district at-large over time. The City and the DEGA have been in discussions with the U.S. Department of Commerce Economic Development Administration (EDA) about the project, its goals and objectives and the budgetary needs to undertake the Project. The EDA has identified a grant opportunity through its Economic Assistance Program, and has recently encouraged the City and DEGA to apply as co-applicants. The City and DEGA have undertaken the application process. As part of the application process, the EDA requires the City of Detroit formally acknowledge the DEGA as lead applicant to the EDA in order to obtain grant funding from its grant program.

In order to meet the local match requirements for the Economic Assistance Program, the DEGA has committed to the City of Detroit that as its partner, it will contribute One Hundred Twenty Five Thousand and 00/100 (\$125,000.00) Dollars in in-kind contributions and cash towards the EDA's 20% local match requirement, and the City of Detroit Airport Department has agreed to contribute Twenty Five Thousand and 00/100 (\$25,000.00) Dollars towards the 20% local match requirement, in order to attract the remaining 80% federal share or Six Hundred Thousand and 00/100 (\$600,000.00) Dollars in grants from the EDA.

The Mayor's Office respectfully requests referral of this petition to the Planning and Economic Development Standing Committee and adoption of

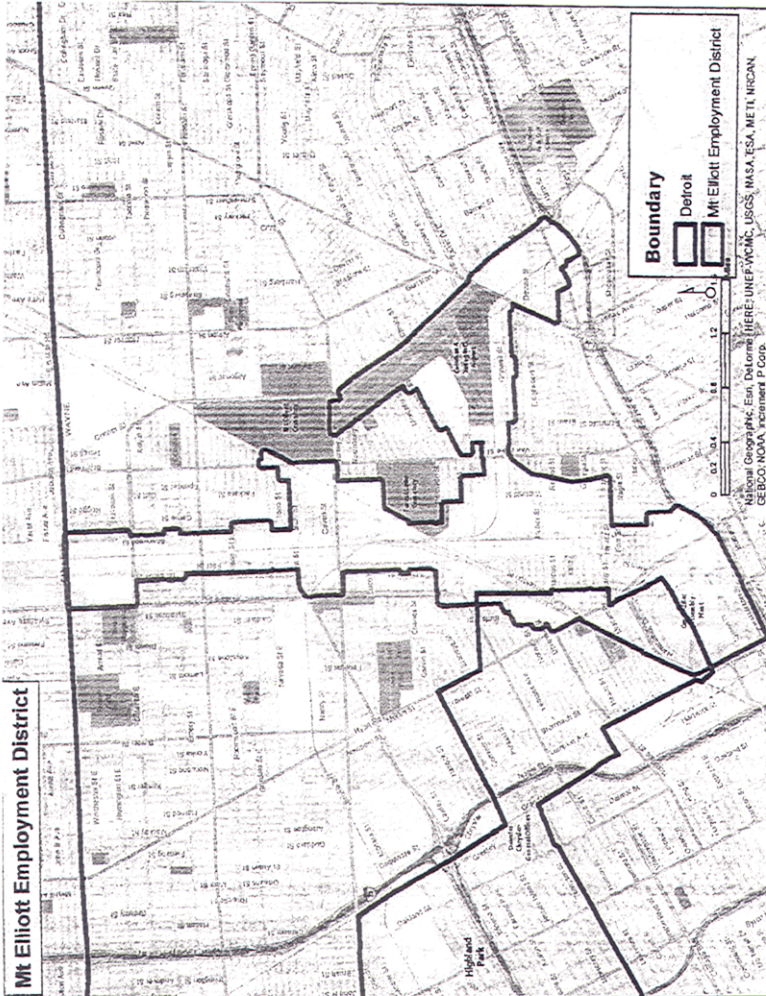
the attached resolution (Exhibit B) that acknowledges the roles and the partnership between the City of Detroit and the DEGA to pursue funding from the EDA.

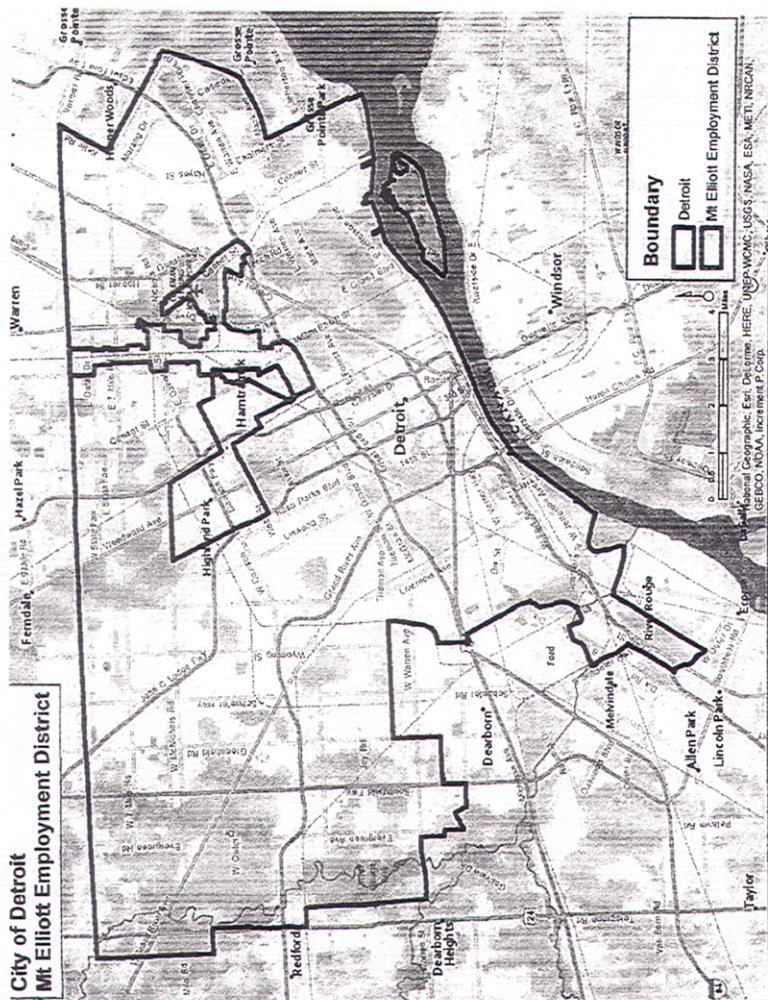
If you have any questions, please contact me at (313) 224-3400; [lewandt@detroit-](mailto:lewandt@detroit-)

[mi.gov](http://mi.gov) or Mr. Malik Goodwin, Vice President, with the DEGA at (313) 237-4603; [mrgoodwin@degc.org](mailto:mrgoodwin@degc.org).

Sincerely,  
**TOM LEWAND**  
Group Executive of  
The Jobs and Economy Team

**EXHIBIT A**

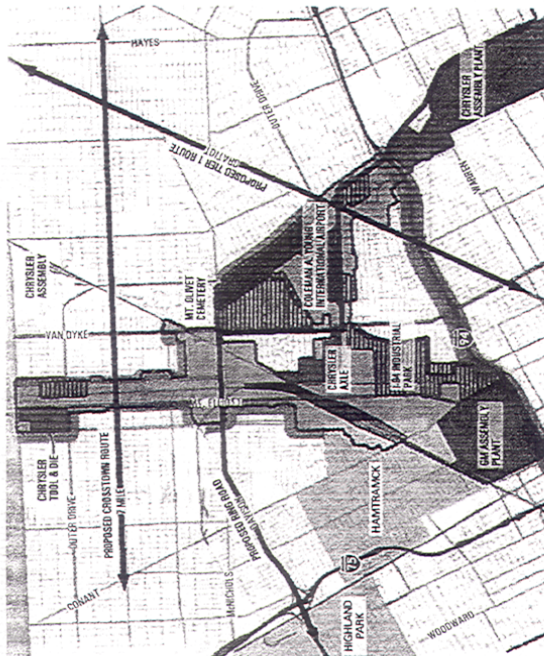






**Mt. Elliott Employment District  
Asset Map**

- MT. ELLIOTT EMPLOYMENT DISTRICT
- ECONOMIC ASSETS AND OPPORTUNITIES
- COPE EMPLOYMENT DISTRICT
- INDUSTRIAL ANCHOR / ASSET
- INFRASTRUCTURAL ANCHOR / ASSET
- POTENTIAL BUSINESS INVESTMENT OPPORTUNITIES
- NETWORK INFRASTRUCTURE AND OPPORTUNITIES
- PROPOSED TRANSIT ROUTES
- FREEMAN CARBON FOREST
- GREEN INDUSTRIAL BUFFERS



Source: DWRTP Planning Team  
0.25 0.5 1 MILE

**EXHIBIT B**

**CITY COUNCIL RESOLUTION**

**CITY COUNCIL RESOLUTION  
APPROVING PARTNERSHIP BETWEEN  
THE CITY OF DETROIT AND THE  
DETROIT ECONOMIC GROWTH  
ASSOCIATION TO PURSUE FUNDING  
FROM THE U.S. DEPARTMENT OF  
COMMERCE ECONOMIC  
DEVELOPMENT ADMINISTRATION**

By Council Member Leland:

Whereas, Detroit's many problems related to land use, neighborhood stability, high unemployment, and weak fiscal forecasts can be traced back to the severe and persistent historical decline in its employment and tax base; and

Whereas, Growing the number and strength of businesses, as well as their

employment levels, is a critical element of Detroit's future success and stability; and

Whereas, The 2012 Detroit Future City (DFC) strategic framework lays out economic growth strategies that are integrated with other aspects of strategic action, and recommends focusing on efforts that create competitive employment districts, grow specific clusters for which Detroit is rich in existing assets, cultivate talent pipelines amongst Detroiters, and leverage entrepreneurial opportunities; and

Whereas, The City of Detroit and the Detroit Economic Growth Association, would like to pursue a project that will maximize the intersection of these sets of strategies, which is The Returning Manufacturing/Mount Elliott Employment District Project (the "Project"); and

Whereas, The Project will develop a

comprehensive strategy for revitalizing the Mt. Elliott Employment District as the center for a rejuvenated manufacturing cluster for Detroit; and

Whereas, The Mt. Elliott Employment District (Attachment 1 to this Resolution) runs from I-94 generally along Van Dyke (M-53) and Mt. Elliott Roads north to the city limits to Eight Mile, lies in the heart of the region's automotive manufacturing corridor, and its potential is bolstered by its proximity to major infrastructure assets such as Coleman A. Young Airport, freight rail and rail yards, and direct access to I-94; and

Whereas, The Mt. Elliott Employment District is particularly strong in the automotive, metals, and transportation, distribution and logistics clusters with significant employers like GM Detroit Hamtramck Assembly Plant, Detroit Chassis, and Chrysler Tool & Die, and according to the Detroit Future City strategic framework, is the single largest industrial corridor in the city by employment — and the third largest industrial or non-industrial employment district in Detroit — with an estimated 15,000 employees within its boundaries as of 2010; and

Whereas, In order to capitalize on these opportunities, the City and the DEGA must undertake a comprehensive action strategy that prioritizes (1) infrastructure improvements, (2) land assembly and site development, (3) transportation and other amenities needed to attract workforce, (4) marketing, and (5) sustainability; and

Whereas, The City of Detroit Mayors Office recognizes the role of the DEGA as its partner and recognizes its importance to the success of the Project, and desires to have the Detroit City Council formally acknowledge the DEGA as lead applicant to the U.S. Department of Commerce Economic Development Administration (EDA) in order to obtain grant funding from its Economic Adjustment Assistance Program, acting in cooperation with City of Detroit officials; and

Whereas, The DEGA has committed to the City of Detroit that as its partner, it will contribute One Hundred Twenty Five Thousand and 00/100 (\$125,000.00) Dollars in in-kind contributions and cash towards the 20% local match requirement, and the City of Detroit Airport Department has agreed to contribute Twenty Five Thousand and 00/100 (\$25,000.00) Dollars towards the 20% local match requirement, in order to attract the remaining 80% federal share or Six Hundred Thousand and 00/100 (\$600,000.00) Dollars in grants from the EDA.

Now, Therefore, Be It Resolved by the City Council of the City of Detroit, as Follows:

1. The City of Detroit does hereby acknowledge its role as co-applicant and the role of the DEGA as its partner,

Authorized Representative, and lead applicant to the U.S. Department of Commerce Economic Development Administration in order to obtain grant funding from its Economic Adjustment Assistance Program to support the project, that DEGA will provide One Hundred Thousand and 00/100 (\$100,000.00) Dollars in in-kind contributions and Twenty Five Thousand and 00/100 (\$25,000.00) dollars cash towards the 20% local match requirement, and the City of Detroit Airport Department has agreed to contribute Twenty Five Thousand and 00/100 (\$25,000.00) Dollars towards the 20% local match requirement, in order to attract the remaining 80% federal share or Six Hundred Thousand and 00/100 (\$600,000.00) Dollars in grants from the EDA.

2. The City of Detroit authorizes the Mayor to serve as the Authorized Representative for the City of Detroit for the purpose of signing and executing all related documents and agreements pertaining to the grant award from the EDA.

3. The City Clerk is hereby directed to provide five (5) certified copies of this Resolution to the Secretary of the EDC Board.

4. All resolutions and parts thereof insofar as they conflict with the provisions of this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Finance Department  
Purchasing Division**

June 26, 2014

Honorable City Council:

**SPECIAL LETTER  
TRANSPORTATION**

**2877933** — 20% State, 80% Federal Funding — To provide OEM Parts for Gillig Transit Coaches — Contractor: Gillig, LLC, Location: 25800 Clawiter, Hayward, CA 94545 — Contract period: May 1, 2013 through April 30, 2016 — Contract increase: \$300,000.00 — Contract amount not to exceed: \$675,000.00.

Original Contract is \$375,000.00.

The Purchasing Division of the Finance Department recommend contract as outlined above.

The approval of your Honorable Body and a Waiver of Reconsideration are requested.

Respectfully submitted,

**BOYSIE JACKSON**

Chief Procurement Officer

By Council Member Jenkins:

Resolved, That CPO #2877933 referred to in the foregoing communication dated July 8, 2014, be hereby and is approved.



Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2892161** — 100% City Funding — To provide Towing Services for Abandoned Vehicles Citywide — Contractor: Bobby's Towing, Location: 10807 Lyndon St., Detroit, MI 48238 — Contract period: July 1, 2014 through June 30, 2017 — Contract amount not to exceed: \$51,000.00. **Municipal Parking.**

Respectfully submitted,  
BOYSIE JACKSON

Deputy Purchasing Director

Finance Dept./Purchasing Division

By Council Member Jenkins:

Resolved, That Contract No. 2892161 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Jenkins, Leland, Sheffield, Spivey, and Tate — 6.

Nays — Council Members Cushingberry, Jr., and President Jones — 2.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2892256** — 100% City Funding — To provide Towing Services for Abandoned Vehicles Citywide — Contractor: Troy's Towing, Location: 9615 Grinnell St., Detroit, MI 48213 — Contract period: July 1, 2014 through June 30, 2017 — Contract amount not to exceed: \$51,000.00. **Municipal Parking.**

Respectfully submitted,  
BOYSIE JACKSON

Deputy Purchasing Director

Finance Dept./Purchasing Division

By Council Member Jenkins:

Resolved, That Contract No. 2892256 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Jenkins, Leland, Sheffield, Spivey, and Tate — 6.

Nays — Council Members Cushingberry, Jr., and President Jones — 2.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2892643** — 100% City Funding — To provide Towing Services for Abandoned Vehicles Citywide — Contractor: Wayne's Service, Location: 20495 Sherwood St., Detroit, MI 48234 — Contract period: July 1, 2014 through June 30, 2017 — Contract amount not to exceed: \$51,000.00. **Municipal Parking.**

Respectfully submitted,

BOYSIE JACKSON

Deputy Purchasing Director

Finance Dept./Purchasing Division

By Council Member Jenkins:

Resolved, That Contract No. 2892643 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Jenkins, Leland, Sheffield, Spivey, and Tate — 6.

Nays — Council Members Cushingberry, Jr., and President Jones — 2.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2892391** — 100% City Funding — To provide Towing Services for Abandoned Vehicles Citywide — Contractor: Nationwide Recovery, Location: 11785 Freud Road, Detroit, MI 48213 — Contract period: July 1, 2014 through June 30, 2017 — Contract amount not to exceed: \$51,000.00. **Municipal Parking.**

Respectfully submitted,

BOYSIE JACKSON

Deputy Purchasing Director

Finance Dept./Purchasing Division

By Council Member Jenkins:

Resolved, That Contract No. 2892391 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Jenkins, Leland, Sheffield, Spivey, and Tate — 6.

Nays — Council Members Cushingberry, Jr., and President Jones — 2.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2895741** — 100% City Funding — To provide Three (3) Front End Loaders — Contractor: Southeastern Equipment, Location: 48545 Grand River Avenue, Novi, MI 48374 — Contract amount not to exceed: \$496,927.00. **Public Works.**

(One time purchase.)

Respectfully submitted,  
BOYSIE JACKSON

Deputy Purchasing Director  
Finance Dept./Purchasing Division  
By Council Member Jenkins:

Resolved, That Contract No. 2895741 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Finance Department  
Purchasing Division**

July 17, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2895736** — 100% City Funding — To provide 2 (Four) Ton Diesel Fired Asphalt Hauling Trailers — Contractor: Spaulding Manufacturing Inc., Location: 5366 East Road, Saginaw, MI 48610 — Contract amount not to exceed: \$49,800.00. **Public Works.**

(One time purchase.)

Respectfully submitted,  
BOYSIE JACKSON

Deputy Purchasing Director  
Finance Dept./Purchasing Division  
By Council Member Jenkins:

Resolved, That Contract No. 2895736 referred to in the foregoing communication dated July 17, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Finance Department  
Purchasing Division**

June 21, 2014

Honorable City Council:

Re: Contracts and Purchase Order Scheduled to be considered at the Formal Session of July 22, 2014.

Please be advised that the Contract submitted on Thursday, July 17, 2014 for the City Council Agenda July 22, 2014 has been amended as follows:

**TRANSPORTATION**

**2893923** — 20% State, 80% Federal Funding — To provide (Seven) Vehicles, 5 Cars and 2 SUVs for Transit Police —

Contractor: Galeana's Van Dyke Dodge, Location: 28400 Van Dyke, Warren, MI 48093 — Contract amount not to exceed: \$225,691.00.

One time purchase.

Respectfully submitted,  
BOYSIE JACKSON  
Chief Procurement Officer

By Council Member Jenkins:

Resolved, That CPO #2893923 referred to in the foregoing communication dated July 21, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Finance Department  
Purchasing Division**

July 28, 2014

Honorable City Council:

**Health and Wellness Promotion**

**2884148** — 100% State Funding — To provide Public Health Services through the State of Michigan Comprehensive Services Program — Contractor: Institute For Population Health, Location: 1400 Woodbridge Street, Detroit, MI 48207 — Contract period: October 1, 2013 through September 30, 2014 — Increase amount: \$418,621.00 — Contract amount not to exceed: \$14,273,049.00.

Previous contract amount is \$13,854,428.00.

**2884810** — 100% State Funding — To provide Public Health Services through the Healthy Michigan Program — Contractor: Institute For Population Health, Location: 1400 Woodbridge Street, Detroit, MI 48207 — Contract period: October 1, 2013 through September 30, 2014 — Increase amount: \$3,200,000.00 — Contract amount not to exceed: \$7,044,601.00.

Previous contract amount is \$3,844,601.00.

The Purchasing Division of the Finance Department recommends contracts as outlined above.

The approval of your Honorable Body and a Waiver of Reconsideration are requested.

Respectfully submitted,  
BOYSIE JACKSON  
Chief Procurement Officer

By Council Member Jenkins:

Resolved, That CPO's #2884148 and #2884810 to in the foregoing communication dated July 28, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, and Tate — 7.

Nays — Council President Jones — 1.

**RESOLUTION PURSUANT TO THE COLLECTIVE BARGAINING AGREEMENT (CBA) BETWEEN THE CITY OF DETROIT AND THE COALITION OF DETROIT UNIONS RELATED TO ARTICLE 16 ON CONTRACTUAL WORK (THE OUTSOURCING PROVISIONS) AND ARTICLE V. PURCHASES AND SUPPLIES, DIVISION 8 — PRIVATIZATION OF CERTAIN CITY SERVICES, SEC. 18-5-103. CITY OF DETROIT’S REQUESTS CITY COUNCIL APPROVAL TO ISSUE A REQUEST FOR PROPOSAL FOR A MONETIZATION OF THE CITY’S PARKING SYSTEM.**

By COUNCIL MEMBER JENKINS:

WHEREAS, The Detroit City Council is in receipt of the Executive Summary dated July 22, 2014, a Comprehensive Parking Report and the RFP for the Monetization of the City’s Parking System.

WHEREAS, The RFP will be conducted in two phases. The first phase will be a solicitation of qualifications from interested parties, including indication of values of parking assets and the second phase being a solicitation of final bids from qualified bidders.

WHEREAS, The contemplated RFP does not contain a contract nor does it specify a monetization structure for the City’s Parking Operations.

RESOLVED, That the Detroit City Council hereby approves the Purchasing Director to solicit bids for the Monetization of City’s Parking RFP (#48771) and that the City will comply with the CBA and Privatization Ordinance as stated.

RESOLVED, That the Detroit City Council will provide a statement with this resolution and BE IT FURTHER.

RESOLVED, That a copy of this resolution be forwarded to the Emergency Manager, Mayor Duggan, the City’s Chief Operations Officer, Chief Procurement Officer and the Director of Municipal Parking.

Not adopted as follows:

Yeas — Council Members Cushingberry, Jr., and Jenkins — 2.

Nays — Council Members Castaneda-Lopez, Leland, Sheffield, Spivey, Tate, and President Jones — 6.

FAILED.

**Detroit Public Library**

July 10, 2014

Honorable City Council:

Please find enclosed for your consideration, the Resolution and ballot proposal approved by the Detroit Library Commission on July 7, 2014 for the millage renewal of the Detroit Public Library. Our ten-year millage expires on June 30, 2015. The renewal for 4.00 mills will be used to operate and maintain the Library system that serves the citizens of Detroit through 22 locations and a bookmobile.

On a daily basis the Detroit Public Library assists hundreds of Detroiters by providing access to 700 computers and Wi-Fi; by supporting residents who are striving to improve literacy skills or who are seeking employment, and by offering engaging programs for children, teens and adults.

The Library Commission has requested that the Library’s proposal be placed before the electorate on November 4, 2014. If you have any questions, I can be reached at (313) 481-1302.

Sincerely,

JO ANNE G. MONDOWNEY  
Executive Director

**Detroit Public Library  
Operating Millage Proposition  
Resolution**

By Council Member Spivey:

Whereas, The Detroit Library Commission has presented the following question for submission to the voters at the November 4, 2014 General Election, and

Whereas, The mission of the Detroit Public Library is to enhance the quality of life for Detroit’s diverse and dynamic community by enlightening and empowering citizens of all ages to meet their life long learning needs through open and equitable access to information, technology, and cultural/educational programs, and

Whereas, The Detroit Public Library requires an operational millage to support its mission of providing library services to the citizens of Detroit.

Now, Therefore Be It

Resolved, That the Detroit Library Commission seeks a renewal of funding by placing the following proposition on the November 4, 2014 ballot:

Renew 4.00 mills

In order to provide funds necessary to operate and maintain the library system, shall there be a renewal of existing millages totaling 40 mills previously approved by electors that will expire on June 30, 2015. If this proposal is approved, the limitation of the amount of taxes which may be imposed on all taxable property in the City of Detroit will be renewed for a period to ten (10) years from July 1, 2015 through June 30, 2025 by Four Dollars (\$4.00) per one thousand dollars (\$1,000) (4 mills) of state equalized valuation of taxable property, and

Be It Further

Resolved, That the Detroit City Council submits the Library Operating Millage proposition set forth in this Resolution to the ballot for the November 4, 2014 General Election, and

Be It Further

Resolved, That a copy of this Resolution be transmitted to the Detroit Emergency Manager, Mayor of the City of Detroit, the Detroit City Council and the City of Detroit Election Commission to certify this question to the County of Wayne for placement on the November 4, 2014 General Election ballot.

Adopted Unanimously by the Detroit Library Commission.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Spivey, and President Jones — 5.

Council Members Jenkins, Sheffield, Tate left th table.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred petition of Head for the Cure, RUNdetroit (#297), to host "Head for the Cure 5k." After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
RAQUE, CASTANEDA-LOPEZ

Chairperson

By Council Member Castaneda-Lopez:

Resolved, That subject to approval of the Mayor's Office, Buildings and Safety Engineering & Environmental, Business License Center, and DPW — City Engineering Division Departments permission be and is hereby granted to Head for the Cure, RUNdetroit (#297), to host "Head for the Cure 5k" on September 6, 2014 from 8:00 a.m. to 9:30 a.m.

Provided, That said activity is conducted under the rules and regulations of the concerned departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Spivey, Tate, and President Jones — 6.

Nays — None.

**Police Department**

July 17, 2014

Honorable City Council:

Re: Permission to accept a donation of a Movie Screen and Stackable Chairs from the ABC Student Transportation Company.

The "Movie Night in the Park" is an initiative to bridge the gap with businesses, police officers and citizens. The movie night initiative will be held at various parks within the Eighth Precinct throughout the summer months. General Manager, Brian Flaggs and President, Charlie Grant of the ABC Student Transportation Company have agreed to fully sponsor

this initiative by providing a 150 foot movie screen and two-hundred (200) stackable chairs. The Police Department seeks to accept this donation and there is no cost to the Department.

Therefore, I now request approval from your Honorable Body to accept the donation and adopt the enclosed resolution.

If you have any questions or concerns regarding this matter, please feel free to contact me at 596-1800, Monday through Friday, 9:00 a.m. to 5:00 p.m.

Respectfully submitted,  
JAMES E. CRAIG  
Chief of Police

Approved:

FLOYD STANLEY  
Deputy Budget Director  
ROGER SHORT  
Finance Director

By Council Member Castaneda-Lopez:

Resolved, That the Detroit Police Department be and is hereby authorized to accept a donated movie screen and two-hundred (200) stackable chairs from The ABC Student Transportation Company and be it further

Resolved, That the Finance Director be and is hereby authorized to establish the necessary cost centers, appropriations transfer funds, and honor payroll and vouchers when presented as necessary, for the operation of the program as outlined in the foregoing communication.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Department of Public Works  
City Engineering Division**

July 15, 2014

Honorable City Council:

Re: Petition No. 2695, Jude Missionary Baptist Church, request permanent alley closure behind property located at 9105 Van Dyke.

Petition No. 2695, Mrs. Teia Bibbs-Tenille on behalf of Jude Missionary Baptist Church requests conversion of the North 1/2 of the North-South public alley, 16 feet wide, into a private easement for utilities; all in the block bounded by Kern Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, St. Cyril Avenue, 60 feet wide, and Van Dyke Avenue, 106 feet wide.

The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

The request was approved by the Solid Waste Division — DPW, and Traffic Engineering Division — DPW.

All City Departments and privately owned utility companies have reported no objections to the conversion of the public rights-of-way into a private easement for public utilities. Provisions protecting utility

installations are part of the attached resolution.

Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution.

Public Lighting Department (PLD) has no objection to the conversion to easement. The specific PLD provisions for easements are included in the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

RICHARD DOHERTY

City Engineer

City Engineering Division — DPW

By Council Member Jenkins:

Resolved, All that part of the North-South public alley, 16 feet wide, lying easterly of and abutting the easterly line of Lot 152, and lying westerly of and abutting the westerly line of Lots 16 thru 19, both inclusive and the northerly 13 feet of Lot 20 all in "Clarke's Subdivision of part of the N.E. 1/4 of S.E. 1/4 of Fractional Section 21, T1S, R12E Hamtramck TWP (Now City of Detroit), Wayne County, Michigan" as recorded in Liber 31, Page 98 of Plats, Wayne County Records.

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public easement or right-of-way over said vacated alley herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated alley herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement

with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easements, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fourth, That if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and further

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said ease-



ment without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

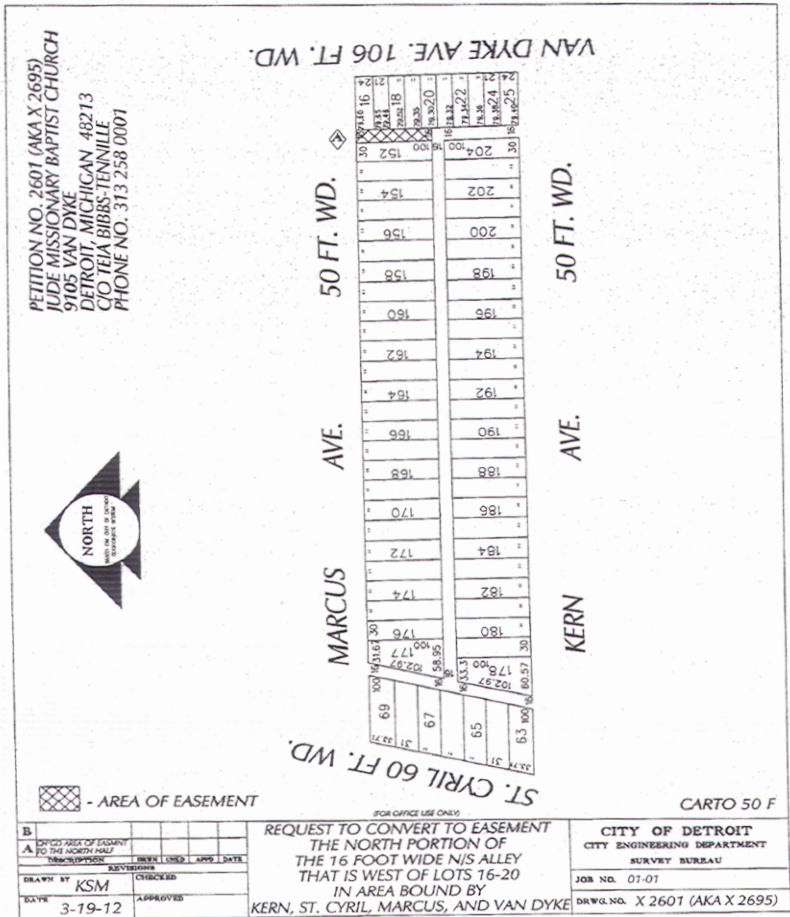
Provided, That the Public Lighting Department requires that no structures or barricades be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations also any structure proposed to be built shall maintain a minimum of 3 feet horizontal clearance and 12 inch vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; and be it further

Provided, That if any time in the future, the owners of any lots abutting on said vacated alley shall request the removal

and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

Provided, That if it becomes necessary to remove the paved alley return at the entrance (into Marcus Avenue) such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.



Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Department of Public Works  
City Engineering Division**

July 9, 2014

Honorable City Council:

Re: Petition No. 2580 — Pat Whaley requesting conversion of alley to easement in area of 3356 Leslie at Glendale and Dexter.

Petition No. 2580 of Pat Whaley request the conversion of the south portion of the north-south public alley, 18 feet wide in the block bounded by Dexter, Glendale, Wildemere and Leslie into an easement for utilities.

The request was approved by the Solid Waste Division — DPW, and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report.

All City Departments and privately owned utility companies have reported no objections to the conversion of the public rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the attached resolution.

Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution.

Public Lighting Department (PLD) has no objection to the conversion to easement. The specific PLD provisions for easements are included in the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

**RICHARD DOHERTY**

City Engineer

City Engineering Division — DPW

By Council Member Jenkins:

Resolved, All that part of the North-South public alley, 18 feet wide, in the block bounded by Dexter Avenue, 100 feet wide, Glendale Avenue, 60 feet wide, Wildemere Avenue, 60 feet wide and Leslie Avenue 60 feet wide, lying easterly of and adjoining the East line of Lots 71 through 73, both inclusive and the South 9.66 feet of Lot 70, also lying Westerly of and adjoining the West line of Lot 74. All in the "Plat of Lathrop's Dexter Boulevard Subdivision, Wayne County, Michigan 1/4 Section 13, 10,000 A.T." as recorded in Liber 32, Page 15 of Plats, Wayne County Records.

Be and the same is hereby vacated as a public alley and is hereby converted into a private easement for public utilities of the full width of the alley, which easement

shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated public alley herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, Said utility easement or right-of-way in and over said vacated alley herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easements, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fourth, That if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for

all costs incidental to the repair of such broken or damaged utility; and

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide posts over its water mains at reasonable intervals and at points deflection; and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if at any time in the future, the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incidental to such

removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

Provided, That the Public Lighting Department requires that no structures or barricades be built over PLD installations or on existing utility easement areas. As per PLD requirements, any structure proposed to be built shall maintain 10 feet horizontal clearance from the overhead PLD lines and installations also any structure proposed to be build shall maintain a minimum of 3 feet horizontal clearance and 12 inch vertical clearance from the PLD conduit bank and manholes. The contractor should take necessary precautions not to damage PLD utilities, if they plan to use heavy earth moving equipment. The contractor will be liable for any damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; and be it further

Provided, That if it becomes necessary to remove the paved alley return at the entrances (into Leslie Avenue), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

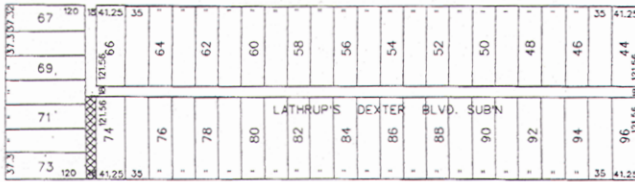
PETITION NO. 2580  
 PAT WHALEY  
 3356 LESLIE  
 DETROIT, MICHIGAN  
 313 721 7081



DEXTER AVE. 100 FT. WD.

LENDALE AVE. 60 FT. WD.

WILDEMERE AVE. 60 FT. WD.



LESLIE AVE. 60 FT. WD.

- AREA OF EASEMENT

FOR OFFICE USE ONLY

CARTO 23 B

B				
A				
DESCRIPTION	REVISED	DATE	APP'D	DATE
DRAWN BY	DESIGNED			
DAYS	APPROVED			
3-20-13				

REQUEST CONVERSION TO EASEMENT  
 THE SOUTH PORTION OF  
 THE 18 FOOT WIDE N/S ALLEY  
 IN THE AREA BOUND BY  
 DEXTER, LENDALE, WILDEMERE  
 AND LESLIE

CITY OF DETROIT  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU  
 JOB NO. 01-01  
 DRWG. NO. X2580.dgn

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.  
 Nays — None.

Council Member Sheffield left the table.

**Detroit Recreation Department Administration Office**

July 8, 2014

Honorable City Council:

Re: Lease of 9200 Olivet, Detroit, MI from the School District of the City of Detroit.

The Recreation Department ("Recreation") is hereby requesting authorization of your Honorable Body to lease the property at 9200 Olivet, Detroit, MI ("Property") from the School district of the City of Detroit ("District") for a period of

twenty five (25) years to develop and utilize as a public playfield.

The 2.2 acre property is the site of the former Higgins Elementary School, which consists of three buildings totaling roughly 52,000 square feet. The District has closed the elementary school and the building has sat vacant for quite some time in an otherwise vibrant southwest Detroit Springwells neighborhood.

This blighted Property makes for an ideal playfield in the southwest Detroit community and for several years now the General Services Department ("GSD") has sought funding to tear down the structures and develop the Property as a public playfield. With the assistance of NSP3 funds through the Planning and Development Department, demolition of the property's blighted structures can take

place. GSD has earmarked funding for construction of a new soccer field and other playfield improvements to take place upon approval of the lease. The demolition work and playfield improvements would be made in lieu of paying rent to DPS on the Property.

We respectfully request your approval and grant of authority to Recreation to enter into and execute a twenty five (25) year lease pursuant to the above referenced terms and for the benefit of the City of Detroit by adopting the attached resolution with a Waiver of Reconsideration.

Respectfully submitted,  
ALICIA C. MINTER  
Director

**RESOLUTION**

By Council Member Tate:

Resolved, That the Recreation Department ("Recreation") has proposed to lease from the School District of the City of Detroit ("District") certain land at 9200 Olivet, Detroit, MI ("Property") for use as a public playfield; and

Whereas The Planning & Development Department has earmarked certain funding for the demolition of blighted structures on the Property and the General Services Department has earmarked certain funding for the construction of playfield improvements and grounds maintenance of the Property; and

Whereas, Recreation hereby requests the authority to lease the property from the district for a term of twenty five years and for consideration of completing building demolition work and playfield improvements in lieu of paying rent; now therefore be it

Resolved, That in accordance with the foregoing communication, Detroit City Council hereby authorizes and approves a twenty five (25) year lease with the District for the Property to be used by Recreation as a public playfield; and be it further

Resolved, That Detroit City Council hereby authorizes the Recreation Director, or her designee, to enter into, execute and approve a lease agreement that includes the terms approved above and to execute and approve any other documents necessary to effectuate the lease; and be it further

Resolved, That such lease authorized and approved under this authority shall be approved as to form by the Law Department under §7.5-206 of the Detroit City Code.

**EXECUTION COPY  
LEASE AGREEMENT  
BY AND BETWEEN  
SCHOOL DISTRICT OF  
THE CITY OF DETROIT  
AND  
CITY OF DETROIT**

**THIS LEASE AGREEMENT ("Lease")**  
by and between the School District of the City of Detroit ("Lessor"), a State of

Michigan public corporation with an office at 3011 W. Grand Boulevard, Detroit, MI 48202 and the City of Detroit, a municipal corporation of the State of Michigan, acting by and through its Recreation Department ("Lessee"), with an office at 18100 Meyers Road, Detroit, MI 48235, is entered into and effective on July 1st, 2014.

**RECITALS:**

A. Lessor own the real property located at 9200 Olivet, Detroit MI 48209, consisting of approximately 2.2 acres of land ("Premises"), as shown on Exhibit A attached hereto and incorporated by reference herein.

B. Lessor desires to lease to Lessee, and Lessee desires to lease from Lessor, the premises upon the terms, covenants and conditions set forth herein.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

**1. PREMISES**

1.01 Lessor does, subject to the terms, covenants and conditions of this Lease, hereby let the Premises to the Lessee. Lessee shall have exclusive use of the Premises for green space and public recreational use.

1.02. The Lessee has examined and inspected the Premises and takes same "AS IS". The Lessor has made no warranties or representations of whatever nature in connection with the condition of the premises, and the Lessor shall not be liable for any defects contained therein. The Lessor makes no warranties or representations, express or implied, as to title to its interest in the premises.

**2. TERM OF LEASE**

2.01 The term of this Lease shall be for twenty five (25) years commencing on June 1st, 2014 and expiring at midnight on May 31st, 2039 ("Lease Term") unless otherwise terminated pursuant to the provisions of this Lease.

**3. RENT**

3.01 The Lessee shall provide the following services to the Lessor as rent ("Rent") for the lease of the Premises during the lease Term:

(a) Demolition Services — The Lessee shall cause to be demolished the three (3) buildings on the Premises, as well as clear all fencing, pavement and debris ("Demolition Services") 120 days from receipt of all approvals stated in Sections 25.16 and 25.17. The Lessor hereby gives its consent to the Lessee to conduct and complete the Demolition Services.

(b) Park Improvements — The Lessee shall cause to be constructed certain site improvements to the Premises to create a public park, including a soccer field ("Park Improvements"). The Lessor hereby gives its consent to the Lessee to conduct and complete the Park Improvements.



The parties agree that Rent is fair value for the space provided.

#### **4. TAXES AND UTILITY CHARGES**

4.01 Rent for the Premises, as set forth above, does not include taxes and utilities and Lessee may be required to remit additional amounts for taxes or utilities. The above notwithstanding, Lessee will pay when due all taxes assessed specifically against Lessee for lessee's personal property or equipment on the premises. any and all utilities for the Premises shall be paid directly to the respective utility company by Lessee.

#### **5. AUTHORIZED USE**

5.01 The Lessee shall use and occupy the premises as green space for the recreational use of Lessee and the public. The Lessee shall procure, at its sole expense, any license or permit required for the proper and lawful conduct of the Lessee's business or other activity carried on in accordance with the above use.

#### **6. INSURANCE**

6.01 The Lessee represents that it is self-insured for comprehensive general liability risks, comprehensive automobile insurance risks, and maintains a worker's compensation program in accordance with Michigan law.

6.02 The Lessee shall require all contractors and subcontractors performing work on the Premises to maintain, at a minimum and at their expense, the following insurance coverage and limits:

##### **TYPE**

— AMOUNT NOT LESS THAN

- (a) Worker's Compensation
  - Michigan statutory minimum
- (b) Commercial General Liability (broad form comprehensive)
  - \$1,000,000 combined each occurrence  
\$2,000,000 aggregate
- (c) Automobile Liability insurance (covering all owned, hired, and non-owned vehicles with personal and property protection insurance, including residual liability insurance under Michigan no fault insurance law)
  - \$1,000,000 combined single limit for bodily injury and property damage

6.03 All commercial general liability policies provided by contractors and subcontractors performing work on behalf of the Lessee on the Premises shall name the School District of the City of Detroit and the City of Detroit as an additional insured, and must not be canceled, terminated or materially changed during the course of their work on the Premises.

#### **7. HOLD HARMLESS**

7.01 The Lessor and the Lessee each agree to remain responsible for its own negligence, or tortuous acts, errors, or omissions occurring during the term of this Lease, and the acts, errors, or omissions of any of its employees, agents or associated and affiliated entities.

7.02 This hold harmless provision must not be construed as a waiver of any governmental immunity by the Lessor, by the Lessee, or by either party's agencies, or employees, as provided by statute or modified by court decisions.

7.03 The Lessee agrees that it is its responsibility to safeguard its property and equipment that it or its contractors use or have in their possession on or about the Premises; provide, further, the Lessee agrees to hold the Lessor harmless for any loss of such property or equipment.

#### **8. TERMINATION**

8.01 Termination by Lessee. The Lessee may terminate this lease at its convenience at any time during the Lease Term by giving a written Notice of Termination at least one hundred twenty (120) days before the effective date thereof. Lessee may also terminate this Lease by issuing a Notice of Termination to the Lessor at least thirty (30) days before the effective date thereof should the Lessor be in default or violate any term or obligation of this Lease and fail to cure such default within thirty (30) days after notice thereof, or extension as approved by the Lessee.

8.02 Termination by Lessor. The Lessor may terminate this lease at its convenience at any time during the Lease Term by giving a written Notice of Termination at least one hundred twenty (120) days before the effective date thereof. Lessor may also terminate this Lease by issuing a Notice of Termination to the Lessee at least thirty (30) days before the effective date thereof should the Lessee be in default or violate any term or obligation of this Lease and fail to cure such default within thirty (30) days after notice thereof, or extension as approved by the Lessee.

In the event that the lessor terminates this Lease prior to the expiration of the Lease Term the Lessor shall pay back to Lessee an amount equal to (a) the amount spent by Lessee on the Park Improvements up to a maximum amount of two hundred thousand and 00/100 (\$200,000.00) less (b) any accumulated depreciation or amortization. The parties agree that the cost of such park Improvements shall be amortized by Lessee over the lesser of (a) the reasonable useful life of the capital improvement, as determined under generally accepted accounting principles consistently applied; and (b) ten (10) years.

#### **9. LIENS**

9.01 Lessee shall keep the Premises free from any and all liens arising out of any work performed, materials furnished or obligations incurred by or for Lessee.

9.02 In the event that the Premises or any part thereof or Lessee's leasehold interest therein shall, at any time during

the Lease Term, become subject to any vendor's mechanic's, laborer's, material man's or other lien, encumbrance or charge based upon the furnishing of materials or labor to or for the benefit of Lessee. Lessee shall cause the same, at its sole cost and expense to be satisfied or discharged after notice thereof to Lessee given by or on behalf of the lienor. Failure by Lessee to discharge such a lien within a reasonable amount of time shall be considered an event of default under the terms of this Lease.

**10. MAINTENANCE AND REPAIRS:  
DAMAGE AND DESTRUCTION**

10.01 The Lessee shall keep and maintain the premises in good order and repair, including cutting the grass and other landscape maintenance. This also includes maintaining all fencing and all other non-structural repairs, replacements, renewals and restorations.

10.02 Lessee shall promptly give notice to Lessor if, during the Lease Term, the Premises or any equipment shall be damaged or destroyed by fire or other casualty, specifying the date, nature and extent or such damage or destruction; and Lessee shall take whatever steps as may be necessary to prevent further damage or destruction to the Premises or equipment which could result from such fire or other casualty.

(a) If, during the term of this lease, the Premises are damaged by fire or other insure casualty, Lessee will give lessor written notice of the time which will be needed to repair such damage within thirty (30) days after the fire or other insured casualty ("Notice Date"). If the Premises are damaged by fire or other insured casualty to an extent which may be repaired within one hundred twenty (120) days after the Notice Date, as reasonably determined by Lessor, Lessee may promptly begin to repair the damage after the Notice Date and will diligently pursue the completion of such repair. In that event this lease will continue in full force.

(b) If the Premises are damaged by fire or other insured casualty to an extent that may not be repaired within one hundred twenty (120) days after the Notice Date, as reasonably determined by Lessor, then: (i) lessor may cancel this lease as of the date of such damage by written notice given to Lessee on or before the Notice Date; or (ii) Lessee may cancel this lease as of the date of such damage by written notice given to Lessor within ten (10) days after lessor's delivery of a written notice that the repairs cannot be made within such one hundred twenty (120)-day period. if neither Lessor nor Lessee so elects to cancel this lease, Lessee will diligently proceed to repair the premises.

(c) Notwithstanding the other provisions of this Section, if the Premises are damaged by uninsured casualty, Lessee

will have the option to repair such damage or cancel this Lease as of the date of such casualty by written notice to Lessor on or before the Notice Date.

10.03 The Lessee at its sole cost and expense shall keep the premises in a clean, sanitary and safe condition, subject to normal and customary wear and tear, and shall comply with all laws, rules and regulations of applicable governmental authorities as related to lessee's use and occupancy of the Premises or any part thereof and all orders, rules and regulations of the appropriate board of fire underwriters or any other body hereafter exercising similar functions, as related to lessee's use and occupancy of the Premises or any part thereof. Lessee likewise shall observe and comply with the requirements of all permits and certificates and all policies of public liability and other insurance of any kind in force with respect to the Premises.

10.04 The Lessee hereby assigns to Lessor all contractor's warranties and guarantees received by Lessee in connection with the performance of any other work in or upon the Premises. if a defect in workmanship, warranty or guaranty after written demand made by lessee, then Lessor agrees, upon demand by Lessee, to assign to lessee all its right to enforce such warranty or guaranty to the extent only that the same relates to the defect in question.

**11. ASSIGNMENT, SUBLETTING OR  
RENTAL TO OTHER TENANTS**

11.01 The Lessee shall not without the prior consent of lessor in each instance, assign encumber or mortgage this lease or any part thereof or sublet all or any part of the Premises and any such consent given in any one instance shall not relieve Lessee of its obligation to obtain the prior consent of lessor to any further assignment, subletting, occupancy or use.

**12. NOTICES**

12.01 All notices, consents, approvals, requests and other communications (herein collectively called Notices) required or permitted under this Lease shall be given in writing and mailed by registered or certified first class mail, postage prepaid, and addressed as follows:  
TO LESSEE:

Recreation Department  
Attn: Alicia Minter  
18100 Meyers Road  
Detroit, MI 48235

TO LESSOR:

School District of the City of Detroit  
Attn: Mark K Schrupp,  
Chief Operating Officer  
3011 W. Grand Boulevard, 14th Floor  
Detroit MI 48202

With a copy to:

School District of the City of Detroit  
Office of General Counsel  
3011 W. Grand Boulevard, 10th Floor  
Detroit MI 48202

12.02 All Notices shall be deemed given on the day of mailing. Either party to this lease may change its address for the receipt of notices at any time by giving notice thereof to the other as herein provided. Any Notice given by a party hereunder must be signed by any authorized representative of such party. Notwithstanding the requirement in Section 12.01 hereof as to the use of registered or certified first-class mail, any bills for Rent or additional payments hereunder which Lessor elects to send to Lessee may be sent by first-class mail.

### **13. IMPROVEMENTS/TENANT EQUIPMENT/SIGNS/PARKING**

13.01 With the exception of the Demolition Services and the Park Improvements, the Lessee shall make no changes, additions, alterations or leasehold improvements of any nature whatsoever in or to the Premises or any part thereof (herein collectively called "Improvements") without Lessor's prior consent. Improvements shall include, but not to be limited to installation or repair of fencing, sprinkler systems, sewage systems or landscaping. Lessee may make Improvements prior to or after the commencement of the Lease Term, subject in all cases to the following:

(a) prior to the making of Improvements, Lessee shall have furnished Lessor with a written description thereof for Lessor's timely review, in such reasonable detail as Lessor shall require, and all applicable plans and specifications therefor, and Lessor shall have given its written consent therefor, which shall not be unreasonably withheld;

(b) the making of Improvements shall be accomplished in a good and workman-like manner, without damage to the premises or any part thereof and in compliance with all applicable laws and regulations of governmental authorities having jurisdiction including, without limitation,, the obtaining for all required building permits licenses and bonds;

(c) The cost of such Improvements shall be paid or caused to be paid by Lessee so that the Premises shall at all times be free from any lien, mortgage, conditional sales agreement, security interest or title retention agreement or any charge for labor, services, or material supplied or claimed to have been supplied to the Premises as a result of the making of Improvements;

(d) title to all Improvements shall at once be and become the property of Lessor, without payment or offset and shall be deemed part of the Premises and subject to all the terms and provisions of this Lease as though included in the Premises as of the commencement of the Lease Term. Title to all equipment and fixtures shall remain the sole property of Lessee;

(e) all the terms and provisions of this Lease shall be in force and effect during the making of Improvements, including without limitation, the provisions of Sections 7.01, 9.01 and 10.03;

(f) any consent given to Lessee for the making of Improvements will not relieve Lessee of its obligation to obtain the prior consent of Lessor to the making of any other Improvements;

(g) the making of Improvements shall be performed so as not to interfere with the construction or alteration of any Improvements undertaken by Lessor; and

(h) Lessee shall provide payment and performance bonds before undertaking any Improvements as provided by State statute.

13.02 Signage. Lessee may erect signs at its sole cost on the premise. The lessee must secure prior written approval from Lessor on the size, content and location of such sign prior to the purchase and installation of any such sign. Upon the expiration or earlier termination of this Lease, all signage installed by Lessee on the Premises shall be removed, and any damage resulting from the installation or removal thereof, or both shall be promptly repaired by Lessee. In the event Lessee fails to remove said signage and/or repair said damage, if any, Lessor may undertake such removal and repair and the cost thereof shall be charged to the Lessee as an additional fee.

13.03 Parking. Any and all Lessee plans for parking areas on the premises must first be approved by the Lessor in writing prior to use of any such parking area.

### **14. RIGHT OF ENTRY**

14.01 The Lessor and its authorized representatives shall have the right to enter the Premises at all reasonable times during normal business hours for the purpose of examining or inspecting the Premises to ensure Lessee's compliance with this Lease.

### **15. CONDEMNATION: EMINENT DOMAIN**

15.01 The term "Taking" shall mean a taking prior to or during the Lease Term of all or part of the Premises as the result of condemnation, the exercise of the power of eminent domain or by agreement between Lessor and the condemning authority. The term "Date of Taking" shall mean the date on which title is vested in the condemning authority.

15.02 In the event of a Taking of the whole of the Premises, this lease shall terminate on the Date of Taking as if such date were the date originally fixed in this lease for the expiration thereof.

15.03 In the event of a Taking of less than all the Premises, Lessor within thirty

(30 days after the Date of Taking, may terminate this Lease as to the balance of the Premises effective on the Date of Taking. If Lessor shall not give notice of termination of this lease within thirty (30) days after the Date of Taking, then this Lease shall remain in full force and effect with respect to the part of the Premises not the subject of the taking. Lessee will have the right to terminate this lease upon thirty (30) days written notice after the Date of Taking, effective on the Date of Taking, in the event of a Taking or more than twenty-five percent (25%) of the usable square footage of the Premises.

**15.04** Except as otherwise provided in Section 15.03 above, the Lessor is entitled to receive the entire award for any Taking, (inclusive of the value of any and all fixtures and Improvements) and Lessee hereby assigns to Lessor all its right, title and interest in and to such award. Lessee shall be entitled to make a claim against the condemning authority only for the value of any equipment and/or fixtures of the Lessee and Lessee's moving expenses which may be compensable as a result of the Taking. Nothing contained in this Section shall be deemed to prevent Lessor from settling any threatened or filed condemnation proceeding.

**15.05** From time to time during the Lease Term, Lessor may convey title to, or grant easements in, portions of the land included in the Premises to governmental authorities or utility companies for road widening, curb rounding and water, sewer, electrical, communication and other utility lines. Any such conveyance or grant shall not be deemed a Taking unless Lessor receives compensation therefor.

**15.06** In the event that only a portion of the Premises will be taken as hereinabove described and this lease is not terminated pursuant to the provisions of this Section 15, then Lessor will, at its sole cost and expense, restore the remaining portion of the Premises to the extent necessary to render it suitable for the purposes for which it was leased, provided that the cost thereof will not exceed the proceeds of its condemnation award.

#### **16. DEFAULTS**

**16.01** In the event any one or more of the following events shall have occurred and shall not have been remedied as hereinafter provided: (i) Lessee failure to pay any installment of rent or any other amounts due hereunder when the same shall be due and payable and the continuance of such failure for a period of thirty (30) days after receipt by Lessee of notice in writing from Lessor specifying in detail the nature of such failure; or (ii) Lessee failure to perform any of the other covenants, conditions and agreements herein contained on its part to be kept or performed and the continuance of such failure without the curing of same for a

period of sixty (60) days after the receipt by Lessee of notice in writing from Lessor specifying in detail the nature of such failure, and provided Lessee shall not cure said failure as provided in 16.02 hereof; then, Lessor may, at its option, give to Lessee a notice of election to end the term of this Lease upon a date specified in such notice which date shall be not less than ten (10) business days (Saturday, Sundays and legal holidays excluded) after the date of receipt by Lessee of such notice from Lessor, and upon the date specified in said notice, the term and estate hereby vested in Lessee shall cease and any and all other right, title and interest of Lessee hereunder shall likewise cease without further notice of lapse of time, as fully and with like effect as if the entire term of this Lease had elapsed. In such event, the parties agree that Lessor shall retain all rents previously paid to it pursuant to this Lease.

**16.02** In the event that Lessor gives notice of a default of such a nature that it cannot be cured within such sixty (60) day period then such default shall not be deemed to continue so long as Lessee, after receiving such notice, proceeds to cure the default as soon as reasonably possible and continues to take all steps necessary to complete the same within a period of time which, under all prevailing circumstances, shall be reasonable.

**16.03** Notwithstanding anything to the contrary contained in this Section 16, in the event that any default(s) of Lessee shall be cured in any manner hereinabove provided, such default(s) shall be deemed never to have occurred and Lessee's rights hereunder shall continue unaffected by such default(s).

**16.04** Upon any termination of the term of this Lease pursuant to Section 22(a) hereof, or at any time thereafter, Lessor may, in addition to and without prejudice to any other rights and remedies Lessor shall have at law or in equity, re-enter the Premises, and recover possession thereof and dispossess any or all occupants of the premises in the manner prescribed by the statute relating to summary proceedings, or similar statutes. Under no circumstances, however, shall Lessor be required to refund any rents paid to it pursuant to this Lease.

**16.05** In case of any such default, re-entry, expiration and/or dispossession by summary proceedings Lessor may relet the Premises or any part or parts thereof, either in the name of the city or otherwise, for a term or terms which may, at Lessor's option, be less than or exceed the period which would otherwise have constituted the balance of the term of this lease and may grant concessions or free rent and Lessor, at Lessor's option, may make such reasonable alterations, repairs, replacement and/or decorations in the

Premises as Lessor, in Lessor's reasonable judgment, considers advisable and necessary for the purpose of re-letting the Premises or returning the Premises to their use as existing prior to the Commencement Date.

#### **17. FORCE MAJEURE**

**17.01** In the event that Lessor or Lessee shall be delayed, hindered in or prevented from the performance of any act required hereunder by reason or strikes, lock-outs, labor troubles, inability to procure materials, failure of power restrictive governmental laws or regulations, riots, insurrection, the act, failure to act or default of the other party, war or other reason beyond their control, then performance of such act shall be excused for the period of the delay and the period for the performance of any such act shall be extended for a period equivalent to the period of such delay.

#### **18. FAIR EMPLOYMENT PRACTICES**

**18.01** Lessee covenants that it shall not discriminate against any employee or applicant for employment, training, education, or apprenticeship connected directly or indirectly with the performance of this lease, or with respect to his or her hire, promotion, job assignment, tenure, terms, conditions or privileges of employment because of religion, race, color, creed, national origin, age, marital status, handicap, public benefit status, sex or sexual orientation.

#### **19. WASTE AND NUISANCE**

**19.01** The Lessee shall not commit or suffer to be committed any waste upon the Premises, and shall not place a load, machinery, or equipment upon the Premises which exceeds the load per square foot area which such area can carry, to the extent known by Lessee. Lessee shall not commit or suffer to be committed any nuisance or other act or thing which may disturb the quiet enjoyment of any neighbor to the Premises.

#### **20. HAZARDOUS SUBSTANCE**

**20.01 Hazardous Materials.** Lessee shall not use, handle, generate, treat, store or dispose or, or permit the handling, generation, treatment, storage or disposal of any Hazardous Materials in, on, under, around or above the Premises during the Lease Term unless the Lessee agrees to follow all laws and regulations in doing so. In the event of such activities, Lessee shall indemnify the Lessor, to the extent allowable under the law, from any and all liability that may arise from such activities. Any and all claims, costs, expenses, fines, and losses of any kind (including but not limited to those arising from injury to or the death of any person, damage to or loss of use or value of real or personal property, and costs of investigation, cleanup, and attorneys' and consultants' fees) incurred by Lessor which arise solely due to the acts, omissions, or

failure to act of Lessee, its agents, employees, contractors, and servants and arising out of or are related to Lessee's use of the Premises during the License Term shall constitute additional fees and shall be payable within thirty (30) days after receipt of Lessor's invoice and supporting documentation.

**20.02 Hazardous Materials Remediation.** Lessee shall assume the sole responsibility of all environmental response and remediation of Hazardous Materials that are introduced into the Premise by the Lessee, its associates or agents. In the event Lessee shall discover Hazardous Materials within the Premises, Lessee shall notify Lessor and advise Lessor of its plans for environmental response and remediation of the Hazardous Materials. Except for those Hazardous Materials introduced into the Premises by Lessor, Lessor shall not be responsible for the costs to abate any Hazardous Materials introduced into the Premises by the Lessee, its associates or any third party. Lessee shall not be responsible for any Hazardous Material introduced onto the Premises prior to June 1st, 2014.

#### **21. SUBORDINATION**

**21.01** The Lessee agrees that this Lease shall at all times be subordinate to any mortgages, encumbrances, or deeds of trust that may hereafter be placed on the Premises and to any and all extensions thereof by the Lessor, any mortgagee or trustee. The Lessee shall execute whatever instruments, in the form designated by such person(s), as are reasonably necessary to carry out the intent of this Section.

#### **22. HOLDING OVER**

**22.01** If Lessee retains possession of the Premises or any part thereof after the termination of this Lease by lapse of time or otherwise, Lessee with the written permission of the Lessor, shall continue its tenancy from month to month until a new lease is executed between the Lessor and Lessee, or until Lessor serves a Notice to Quit upon the Lessee. The provisions of this Section shall not be deemed to limit or exclude any of the Lessor's rights of reentry or any other right granted to Lessor according to the terms of this Lease or under law.

#### **23. QUIET POSSESSION**

**23.01** The Lessor covenants that the Lessee upon its observing the terms and conditions of this Lease, shall and may peacefully and quietly have, hold and enjoy the Premises during Lease Term free from unreasonably interference by Lessor.

#### **24. AMENDMENTS**

**24.01** The Lessee or Lessor may from time to time consider it in its best interest to change, modify or extend a term, condition or covenant of this Lease. Any such change, deletion, or modification, which is mutually agreed upon by and between the



parties shall be incorporated in a written amendment ("Amendment") to this Lease and approved by Detroit City Council. Such Amendment shall not invalidate this Lease nor relieve or release the parties of any of its obligations under the Lease unless stated therein.

#### **25. MISCELLANEOUS**

**25.01** No failure by Lessor or Lessee to insist upon the strict performance of any covenant, agreement, term or condition of this Lease or to exercise any right, power or remedy consequent upon a breach thereof and no acceptance of full or partial rent by Lessor during the continuance of any such breach by Lessor shall constitute a waiver of any such breach or of such covenant, agreement, term or condition. No waiver of any breach shall affect or alter this Lease, but each and every covenant, agreement, term and condition of this Lease shall continue in full force and effect with respect to any other then existing or subsequent breach thereof.

**25.02** The rights and obligations contained in this Lease shall bind and inure to the benefit of Lessor and Lessee and, except as otherwise provided herein, their respective personal representatives successors and assigns; provided, however, the obligations of Lessor and Lessee under this Lease shall no longer be binding upon Lessor named herein after the sale, assignment, or transfer by Lessor or Lessee, respectively (or upon any subsequent landlord or tenant), of its interest in the Premises, as owner or Lessor of Lessee, respectively, and in the event of any such sale assignment, or transfer, such obligations shall thereafter be binding upon the grantee, assignee, or other transferee of such interest, and any such grantee, assignee, or transferee, by accepting such interest, shall be deemed to have assumed such obligations.

**25.03** If any provision of this Lease or the application thereof to any person or circumstance shall, to any extent, be invalid or unenforceable, the remainder of this Lease, or the application of such provision to persons or circumstances other than those as to which it is invalid or unenforceable, shall not be affected thereby, and each provision of this Lease shall be valid and enforceable to the fullest extent permitted by law.

**25.04** This Lease shall be construed and enforced in accordance with the laws of the State of Michigan. The Lessee agrees, consents and submits to the personal jurisdiction to any competent court in Wayne County, Michigan for any action brought against it arising under this Lease. The Lessee and Lessor agree that service or process at the address and in the manner specified in Section 12.01 will be sufficient to put the Lessee and Lessor on notice and hereby waive any and all

claims relative to such notice. The Lessee and Lessor also agreed that they will not commenced any action against the other party because of any matter whatsoever arising out of or related to the validity construction, interpretation, and enforcement of this Lease in any courts other than those in the County of Wayne, State of Michigan unless original jurisdiction can be had in either the Michigan Court of Appeals, Michigan Supreme Court of the U.S. District Court for the Eastern District of Michigan, Southern Division.

**25.05** This Lease or any part of this Lease may not be changed, waived, discharged or terminated orally, but only by and instrument in writing.

**25.06** This instrument, including the Exhibits hereto, contains the entire agreement between the parties and all prior negotiations and agreements are merged herein. Neither Lessee, the Lessee's agents, Lessor nor the Lessor's agents have made any representations or warranties with respect to the Premises or this Lease, except as expressly set forth herein, and no rights, or remedies are or shall be acquired by Lessee or Lessor by implication or otherwise unless expressly set forth herein.

**25.07** The Lessee agrees that neither this Lease nor any memorandum or short form thereof may be recorded without the prior consent of Lessor.

**25.08** The relationship between the parties hereto is solely that of landlord and tenant and nothing herein contained shall constitute or be construed as establishing any other relationship between them including, without limitation, the relationship of principal and agent, employer and employee or parties engaged in a partnership or joint venture. Without limiting the foregoing, it is specifically understood that neither party is the agent of the other And neither is in any way empowered to bind the other or to use the name of the other in connection with the construction, maintenance or operation of the Premises, except as otherwise specifically provided herein.

**25.09** Unless the context otherwise expressly requires, the words "herein", "hereof" and "hereunder" and other words of similar import refer to this Lease as a whole and not to any particular Section.

**25.10** All the terms and provisions of this Lease shall be deemed and construed to be "covenants" and "conditions" as though the words specifically expressing or importing covenants and conditions were used in each separate term and provision.

**25.11** The headings of the Sections in this Lease are for convenience only and shall not be used to construe or interpret the scope or intent of this lease or in any way affect the same.

**25.12** Neither party shall be responsi-

ble for force majeure events. In the event of a dispute between the parties with regard to what constitutes a force majeure event, the determination of a court with appropriate jurisdiction, in compliance with the terms set forth herein, shall be controlling.

25.13 The Lessee warrants that it is currently authorized to do business in the State of Michigan and is amendable to service of process at the address stated in Section 12.01.

25.14 This Lease may be executed in any number of counterparts and all of said counterparts taken together shall be deemed to constitute one and the same instrument. Promptly after the execution hereof the Lessor shall transmit to the Lessee a conformed copy of this Lease.

25.15 The parties represent that they have not dealt with any brokers or finders in connection with this Lease. Each party agrees to hold the other harmless from and against any loss, damage, costs, or expense, including court costs and reasonable attorneys fees that the other may suffer as a result of the breach of the foregoing representation made by each party.

25.16 Authority of City. Notwithstanding anything in this Lease or otherwise to the contrary, the Lessee shall not be authorized or obligated to lease the Premises from the Lessor until this Lease has been fully executed by the duly authorized representative of the Lessee pursuant to the resolution of the Detroit City Council as approved by the Mayor of the City of Detroit, and approved by the City of Detroit Law Department. Any amendments or modifications must likewise be duly authorized by resolution of the City Council as approved by the Mayor, and be approved by the Law Department.

25.17 Lease Void Without Requisite Approvals. Notwithstanding anything in this Lease, in law or in equity, or otherwise to the contrary, this Lease shall be void and of no force or effect and may not in any way be enforced against the Lessee unless or until this Lease and the transaction contemplated hereby have been: (i) approved in writing by the Emergency Manager for the City of Detroit, in accordance with Emergency Manager order No. 5 and (ii) approved through any other State of Michigan approvals as may be required by law.

IN WITNESS WHEREOF, the Lessor and the Lessee, by and through their authorized officers and representatives have executed this lease as of the date first above written.

WITNESSES:

1. \_\_\_\_\_

Print: \_\_\_\_\_

2. \_\_\_\_\_

Print: \_\_\_\_\_

LESSEE:

CITY OF DETROIT  
RECREATION DEPARTMENT

BY: \_\_\_\_\_

Print: \_\_\_\_\_

ITS: \_\_\_\_\_

Approved by Detroit City Council on:  
\_\_\_\_\_

In accordance with §18-5-4 of the Detroit City Code, I hereby certify that proper and fair consideration has been received by the City pursuant to this contract.

Finance Director  
\_\_\_\_\_

WITNESSES:

1. \_\_\_\_\_

Print: \_\_\_\_\_

2. \_\_\_\_\_

Print: \_\_\_\_\_

LESSEE:

SCHOOL DISTRICT OF THE  
CITY OF DETROIT

BY: \_\_\_\_\_

Print: \_\_\_\_\_

ITS: \_\_\_\_\_

Approved by the Emergency Manager,  
City of Detroit on:  
\_\_\_\_\_

Approved as to form in accordance with §7.5-206 of the 2012 City of Detroit Charter.

Supervising Assistant Corporation Counsel

THIS LEASE IS NOT VALID OR AUTHORIZED UNTIL APPROVED BY THE DETROIT CITY COUNCIL AND THE EMERGENCY MANAGER.

**LESSOR ACKNOWLEDGMENT**

STATE OF MICHIGAN )  
 ) SS.  
COUNTY OF WAYNE )

The foregoing instrument was acknowl-

edged before me on this 26th day of June, 2014, by Jack Martin, the Emergency Manager of the School District of the City of Detroit.

DONNA BAKER

Donna Baker  
Notary Public, Wayne County, MI  
My commission expires: April 15, 2018

(Affix Seal)

**CITY ACKNOWLEDGMENT**

STATE OF MICHIGAN )  
                                  ) SS.  
COUNTY OF WAYNE )

The foregoing instrument was acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2014, by \_\_\_\_\_, the the Recreation Department of the City of Detroit, Michigan, a municipal corporation.

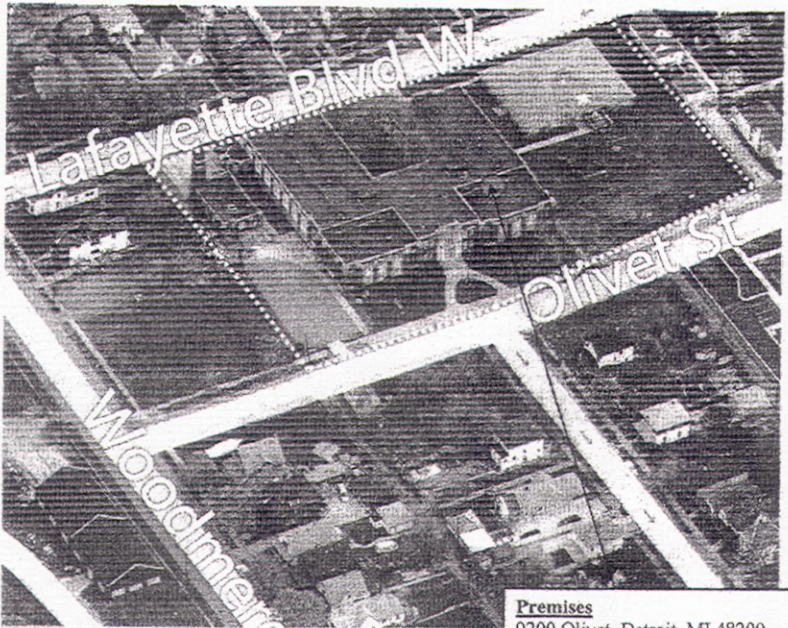
Notary Public, Wayne County, MI  
My commission expires: \_\_\_\_\_

(Affix Seal)

**EXECUTION COPY**

**EXHIBIT A**

**DESCRIPTION OF THE PREMISES**



Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.  
Nays — None.

**RESOLUTION**

By COUNCIL PRESIDENT JONES:  
RESOLVED, That the Detroit City Council hereby appoints Council

Member Raquel Castaneda-Lopez to serve as its liaison to the Detroit Public Schools, for a term ending on December 31, 2017.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.  
Nays — None.

**RESOLUTION**

By COUNCIL PRESIDENT JONES:

RESOLVED, That the Detroit City Council hereby appoints Council President Brenda Jones to serve as alternate to its liaison to the Detroit Public Schools, for a term ending on December 31, 2017.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**RESOLUTION APPOINTING A MEMBER TO THE COMMUNITY ADVISORY COMMITTEE OF THE DETROIT BROWNFIELD REDEVELOPMENT AUTHORITY**

By COUNCIL MEMBER LELAND:

RESOLVED, The Detroit City Council hereby appoints the following individuals to serve as members to the Community Advisory Committee of the Detroit Brownfield Redevelopment Authority with a term ending date of June 30, 2015:

- Derrick Brown,
- Khalilah Burt Gaston,
- Aaron Goodman, and
- Sandra Yu.

BE IT FINALLY RESOLVED

RESOLVED, That a copy of this resolution be transmitted to the Brownfield Redevelopment Authority and the Mayor's Office.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of CBS Detroit (#224), to hold 97.1 The Ticket Block Party. After consultation with the Recreation Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

JAMES TATE

Vice Chairperson

By Council Member Tate:

Resolved, That subject to approval of the Mayor's Office, Buildings, Safety Engineering and Environmental, Business License Center, DPW — City Engineering Division, Fire, Municipal Parking, and Police Departments, permission be and is hereby granted to CBS Detroit (#224), to hold 97.1 The Ticket Block Party at Grand Circus Park East and West, September 8, 2014 from 12:00 p.m. to 11:00 p.m.

Resolved, That Buildings & Safety

Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the festival, and further

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That an overhead banner shall have a minimum bottom height of 18 ft. above the pavement, shall not be placed closer than 10 ft. on either side of traffic signals, and shall not be placed so as to obstruct a clear view of traffic signals or other signals or other traffic control devices, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Finance Department  
Purchasing Division**

July 10, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2873053** — 100% State Funding — To provide Funding for Reconstruction Work Along Civic Center Drive from Jefferson Avenue to Atwater Street — Contractor: Michigan Department of Transportation, Location: P.O. Box 30050, Lansing, MI 48909 — Contract period: November 1, 2012 through June 30, 2017 — Contract amount: \$0.00. **Public Works.**

Revenue Contract.

Respectfully submitted,  
**BOYSIE JACKSON**  
Purchasing Director

Finance Dept./Purchasing Division  
By Council Member Jenkins:

Resolved, That Contract No. 2873053 referred to in the foregoing communication dated July 10, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 5) per motions before adjournment.

**Finance Department  
Purchasing Division**

July 24, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2895715** — 100% City Funding — To furnish Maintenance and Repairs on UniSys Tape Drives — Contractor: Rohr Systems d/b/a CPU LLC, Location: 5033 Industrial Road, Suite #3, Farmingdale, NJ 07727 — Contract period: August 1, 2014 through July 31, 2017 — Contract amount not to exceed: \$36,000.00/3 yrs. **ITS.**

Respectfully submitted,  
**BOYSIE JACKSON**  
Deputy Purchasing Director

Finance Dept./Purchasing Division  
By Council Member Spivey:

Resolved, That Contract No. 2895715 referred to in the foregoing communication

dated July 24, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 6) per motions before adjournment.

**Finance Department  
Purchasing Division**

July 24, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firms or persons:

**2895814** — 20% State, 80% Federal Funding — To provide Parts and Service for GFI Farebox System — Contractor: GFI Genfare, Location: 751 Pratt Boulevard, Elk Grove Village, IL 60007 — Contract period: August 1, 2014 through July 31, 2017 — Contract amount not to exceed: \$1,074,948.68/3 yrs. **Transportation.**

Respectfully submitted,  
**BOYSIE JACKSON**  
Deputy Purchasing Director

Finance Dept./Purchasing Division  
By Council Member Jenkins:

Resolved, That Contract No. 2895814 referred to in the foregoing communication dated July 24, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 7) per motions before adjournment.

**RESOLUTION TO RECONVENE THE  
VEHICLE FOR HIRE COMMISSION**

By COUNCIL MEMBER CASTANEDA-LOPEZ, Joined By COUNCIL MEMBER CUSHINGBERRY, JR.:

WHEREAS, Section 9-301 of the 1974 Detroit City Charter created the Vehicle for Hire Commission, which was codified as section 58-2-5 of the City Code and consists of nine members including four appointed by the Mayor, to provide a process by which vehicle for hire rates are established; and

WHEREAS, The City of Detroit has recently seen the development of a new unregulated private car transportation service business model, such as Uber Technologies and Lyft. These services have created financial stress on taxi cabs and also skirts the City's regulatory and licensing scheme which adversely impacts the financial viability of the taxi industry; and



WHEREAS, The Vehicle for Hire Commission has not met to review rates in several years and rates have, therefore, not been raised in 15 years while gas prices have gone up substantially; thus, there is a great need for the Commission to reconvene for the purpose of reviewing the current vehicle for hire rates. NOW THEREFORE BE IT

RESOLVED, That The Detroit City Council hereby requests that the Mayor appoint the following representatives to the Vehicle for Hire Commission: taxicab and luxury sedan owners, limousine owners, commuter van owners, and a representative of the public; and BE IT FURTHER

RESOLVED, That the Detroit City Council requests that the Auditor General, under the authority of City Code section 58-2-6, reconvene the Vehicle for Hire Commission.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 8) per motions before adjournment.

**RESOLUTION IN SUPPORT OF WAYNE COUNTY EDUCATION ENHANCEMENT MILLAGE**

By COUNCIL MEMBER CASTANEDA-LOPEZ:

WHEREAS, Detroit voters are being asked on the August 5, 2014 primary election ballot to approve a countywide two-mill, six year education enhancement millage; and

WHEREAS, The current per-pupil foundation grant allocated to each Wayne County school district has been greatly reduced over the past several years in every district, and despite substantial reductions in expenditures, schools continue to struggle to balance budgets without cutting programs essential to prepare graduates for college or career; and

WHEREAS, The future of Southeast Michigan depends on high quality schools, enabled by the ability to attract and retain the best teachers to lead every classroom, the provision of exceptional, well-rounded educational and enrichment experiences for every student, as well as safe and secure environments in school and in transit to and from school; and

WHEREAS, As indicated by Detroit Public Schools administration, a countywide education enhancement millage, if approved by the voters, will be distributed on a per pupil basis to each public school district (not including charter, private, or Education Achievement Authority schools) in Wayne County. Based on current pupil populations, the proposed millage would result in an additional \$18.5

million to support the Detroit Public Schools. NOW THEREFORE BE IT

RESOLVED, That The Detroit City Council supports and endorses the passage of the Wayne County Education Enhancement Millage to assist our professional educators in providing exceptional educational services to the students of the Detroit Public Schools and all public school students in Wayne County, regardless of economic condition; and BE IT FINALLY

RESOLVED, That this resolution be forwarded to Mayor Mike Duggan, Detroit Emergency Manager Kevyn Orr, Wayne County Executive Robert Ficano, Members of the Wayne County Commission, Members of the Detroit Board of Education, and Detroit Public Schools Emergency Manager Jack Martin, and the municipalities of Wayne County.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 9) per motions before adjournment.

**RESOLUTION AFFIRMING DETROIT AS A WELCOMING CITY**

By COUNCIL MEMBER CASTANEDA-LOPEZ, Joined By COUNCIL MEMBER SPIVEY:

WHEREAS, The City of Detroit believes in the innate dignity of all its residents and recognizes the importance of their valuable contributions to the social, religious, cultural, and economic life within the city. The City of Detroit acknowledges, honors, and values our immigrant and migrant roots, and embraces the values of family, faith, and hard work; and

WHEREAS, The City of Detroit has long been home to immigrants from around the world, who come seeking opportunity, stability, prosperity, and a better life for their families. The City of Detroit is home to many immigrants who come from regions such as the Caribbean, the Middle East, South and Central America, Africa, Europe, and Asia. The City's diverse communities consist of first and second generation immigrants as well as African-Americans who have historically migrated from the southern United States; and

WHEREAS, The Welcoming Detroit initiative aims to build cooperation, respect, and compassion among all in our city, including immigrants and non-immigrants alike; endeavors to create an atmosphere in which immigrants and refugees have increased opportunities to integrate into the social fabric of their adopted hometowns; and seeks to embrace diversity while supporting and retaining unique cultural identities; and

WHEREAS, The City of Detroit has long been recognized as a hospitable and welcoming place, where people, families, and institutions thrive and the contributions of all are celebrated and valued. Residents of the City of Detroit have long accepted newcomers as their equals, and have treated them with decency and respect, creating a vibrant community for all to live in; and

WHEREAS, The City of Detroit is committed to building a diverse, inclusive, and global city and will continue to provide a neighborly and welcoming atmosphere, where all are respected and accepted. NOW THEREFORE BE IT

RESOLVED, By the Detroit City Council, on July 28, 2014 that the City of Detroit is affirmed as a place where all foreign-born and native-born Americans can live, work, and play together, share in each other's customs and ideals, and appreciate and promote cultural diversity.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 10) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

RESOLVED, That Mr. LaRonn Harris of 5500 Harvard, Detroit, MI 48224, nominee of City Council Member Mary Sheffield is hereby appointed to the Detroit Entertainment Commission for the remainder of the three-year term beginning July 1, 2013 and ending February 14, 2016, effective upon approval with confirmation by the Emergency Manager and swearing in by the City Clerk.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 11) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

RESOLVED, That Mr. Aaron Dworkin of 400 Renaissance Center, Suite 2550, Detroit, MI 48243 (Home address: 3651 Barton Farm Dr., Ann Arbor, MI 48105), nominee of City Council Member Raquel Castaneda-Lopez is hereby appointed to the Detroit Entertainment Commission for the remainder of the three-year term beginning July 1, 2013 and ending February 14, 2016, effective upon approval with confirmation by the Emergency Manager and swearing in by the City Clerk.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 12) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

RESOLVED, That Mr. Norman Thrasher of 17605 Meyers, Detroit, MI 48235, nominee of City Council Member George Cushingberry, Jr. is hereby appointed to the Detroit Entertainment Commission for the remainder of the three-year term beginning July 1, 2014 and ending February 14, 2017, effective upon approval with confirmation by the Emergency Manager and swearing in by the City Clerk.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 13) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

RESOLVED, That Mr. Herman Jenkins of 451 Lodge, Detroit, MI 48214, nominee of City Council Member Andre Spivey is hereby reappointed to the Detroit Entertainment Commission for the remainder of the three-year term beginning July 1, 2013 and ending February 14, 2016, effective upon approval with confirmation by the Emergency Manager and swearing in by the City Clerk.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 14) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

RESOLVED, That Mr. John Collins of 1005 Parker #3, Detroit, MI 48214, nominee of City Council Member Scott Benson is hereby appointed to the Detroit Entertainment Commission for the remainder of the three-year term beginning July 1, 2013 and ending February 14, 2016, effective upon approval with confirmation by the Emergency Manager and swearing in by the City Clerk.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 15) per motions before adjournment.

**RESOLUTION**

By COUNCIL MEMBER SPIVEY:

WHEREAS, Gregory J. Reed, Esq. of 1201 Bagley Ave., Detroit, MI 48226, is currently surveying a renewed term on the Detroit Entertainment Commission beginning July 1, 2012 and ending June 30, 2015, as the nominee of then City Council Member Kwame Kenyatta, and

WHEREAS, Mr. Kenyatta is no longer serving as a member of the Detroit City Council.

RESOLVED, That City Council assigns the appointment of Gregory J. Reed, Esq. to City Council President Brenda M. Jones and revises the term ending date to be February 14, 2015.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 16) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Soul Circus, Inc. (#334), to hold the "Universoul Circus." After consultation with the Buildings and Safety Engineering & Environmental and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
JAMES TATE  
Vice Chairperson

By Council Member Tate:

Resolved, That subject to approval of the Mayor's Office, Buildings Safety Engineering, Business License Center, DPW — City Engineering Division, Fire, and Police Departments, permission be and is hereby granted to Soul Circus, Inc. (#334), to hold the "Universoul Circus" at Chene Park on September 4-15, 2014 with various times each day. Set up begins September 1, 2014 with tear down September 16, 2014.

Resolved, That the Buildings & Safety Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the festival, and further

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and

Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That an overhead banner shall have a minimum bottom height of 18 ft. above the pavement, shall not be placed closer than 10 ft. on either side of traffic signals, and shall not be placed so as to obstruct a clear view of traffic signals or other signals or other traffic control devices, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 17) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Midwest Drift Union,

LLC (#282), to hold "Import Image Racing Presents: Midwest Union Drift Rd. 3." After consultation with the Recreation Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
 JAMES TATE  
 Vice Chairperson

By Council Member Tate:

Resolved, That subject to approval of the Mayor's Office, Buildings Safety Engineering, Business License Center, DPW — Traffic Engineering, Fire, Police Departments, permission be and is hereby granted to Midwest Drift Union, LLC (#282), to hold "Import Image Racing Presents: Midwest Union Drift Rd. 3" at Roosevelt Park on August 16-17, 2014 from 9:00 a.m. to 7:00 p.m. with temporary street closure. Set up begins August 15, 2014 with tear down August 18, 2014.

Resolved, That the Buildings & Safety Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the festival, and further

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That an overhead banner shall have a minimum bottom height of 18 ft. above the pavement, shall not be placed closer than 10 ft. on either side of traffic signals, and shall not be placed so as to obstruct a clear view of traffic signals or other signals or other traffic control devices, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 18) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Michigan State Police/Emergency Management & Homeland Security Division (#308), to host the "2014 Prepare Fair." After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
 JAMES TATE  
 Vice Chairperson

By Council Member Tate:

Resolved, That subject to approval of the Mayor's Office, DPW — Traffic Engineering, Fire, and Municipal Parking Departments, permission be and is hereby granted to Michigan State Police/Emergency Management & Homeland Security Division (#308), to host the "2014 Prepare Fair" at Campus Martius and Cadillac Park on September 4, 2014 from 11:00 a.m. to 2:00 p.m.

Provided, That petitioner secures a temporary use of land permit, which includes the erection of any mechanical devices and temporary structures, and further

Provided, That petitioner has an inspection of electrical work prior to opening the facility to the public, and further

Provided, That the required permits be

secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of concerned departments and the supervision of the Police Department, and further

Provided, That such permission is granted with the distinct understanding that petitioners assume full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petitions, and further

Provided, That site be returned to its original condition at the termination of its use, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 19) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Bethany Baptist Church (#302), to hang 11 banners on W. Chicago. After consultation with the Public Lighting Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

**RAQUEL CASTANEDA-LOPEZ**

Chairperson

By Council Member Castaneda-Lopez:

Resolved, That subject to approval of the Business License Center (2) and DPW — Traffic Engineering Departments, permission be and is hereby granted to Bethany Baptist Church (#302), to hang 11 banners on W. Chicago-north side of street, between Greenfield and Hubbell in Commemoration of their 75th Church Anniversary from July 1, 2014 to September 30, 2014.

Provided, That said activity is conducted under the rules and regulations of the concerned departments and the supervision of the Police Department, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mis-

taken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Leland, Spivey, Tate, and President Jones — 6.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 20) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Crane Street Block Club (#311), to hold Neighborhood's Day Celebration. After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

**SAUNTEEL JENKINS**

Vice Chairperson

By Council Member Jenkins:

Resolved, That subject to approval of the Mayor's Office, Buildings Safety Engineering, Business License Center, DPW — Traffic Engineering, Fire, and Health and Wellness Promotion Departments, permission be and is hereby granted to Crane Street Block Club (#311), to hold Neighborhood's Day Celebration on E. Forest between Fischer, Crane and Rohns Streets, August 2, 2014 from 12 p.m.-8 p.m.; with temporary street closure on Crane btwn. E. Forest and W. Warren; Set-up July 31 @ 9 a.m., tear down August 2 @ 8 p.m.

Resolved, That the Buildings & Safety Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the festival, and further



Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That an overhead banner shall have a minimum bottom height of 18 ft. above the pavement, shall not be placed closer than 10 ft. on either side of traffic signals, and shall not be placed so as to obstruct a clear view of traffic signals or other signals or other traffic control devices, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 21) per motions before adjournment.

#### Permit

Honorable City Council:

To your Committee of the Whole was referred petition of Southwest Detroit Business Association (#326), to hold the "Shop Your Block." After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

SAUNTEEL JENKINS

Vice Chairperson

By Council Member Jenkins:

Resolved, That subject to approval of the Mayor's Office, Buildings Safety Engineering, DPW — Traffic Engineering, Fire Departments, permission be and is hereby granted to Southwest Detroit Business Association (#326), to hold the "Shop Your Block" on August 8-10, 2014 with various times each day and temporary street closure.

Provided, That petitioner secures a temporary use of land permit, which includes the erection of any mechanical devices and temporary structures, and further

Provided, That petitioner has an inspection of electrical work prior to opening the facility to the public, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the concerned departments and the supervision of the Police Department, and further

Provided, That such permission is granted with the distinct understanding that petitioners assume full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petitions, and further

Provided, That site be returned to its original condition at the termination of its use, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 22) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Zen of Neato, LLC (#306), to hold "Oily Souls Detroit." After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
SAUNTEEL JENKINS  
Vice Chairperson

By Council Member Jenkins:

Resolved, That subject to approval of the Mayor's Office, Buildings Safety Engineering, Business License Center, and Fire Departments, permission be and is hereby granted to Zen of Neato, LLC (#306), to hold "Oily Souls Detroit" at 2445 Michigan Ave. on August 23, 2014 from 2:00 p.m. to 11:59 p.m.

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 23) per motions before adjournment.

**CONSENT AGENDA**

**MEMBER REPORTS**

NONE.

**ADOPTION WITHOUT COMMITTEE REFERENCE**

**COMMUNICATIONS FROM THE CLERK Memorandum**

July 22, 2014

To: Janice Winfrey, City Clerk  
Re: Service Contracts Submitted for Approval on July 18, 2014.

I am authorizing approval of the following:

**ADMINISTRATIVE HEARINGS — Professional Service Contract**

**2894152** — 100% City Funding — To provide Collection Services for Garnishment, Liens and Foreclosures for the City — Contractor: Gila Corporation d/b/a MSB, Location: 8325 Tuscany Way, Bldg. #4, Austin, TX 78754 — Contract period: July 9, 2014 through July 10, 2015 — Contract amount: \$0.00. Revenue Contract.

**PLANNING & DEVELOPMENT — Professional Service Contracts**

**2885386** — 100% City Funding — To provide Project Management Services — Contractor: The Economic Development Corporation of the City of Detroit, Location: 500 Griswold, Suite 2200, Detroit, MI 48226 — Contract period: July 1, 2013 through June 30, 2014 — Increase amount: \$55,000.00 — Contract amount: \$255,000.00.

Amendment #1 requesting increase in funds. Original contract \$200,000.00.

**2885389** — 100% City Funding — To provide Project Management Services — Contractor: The Detroit Economic Growth Corporation, Location: 500 Griswold, Suite 2200, Detroit, MI 48226 — Contract period: July 1, 2013 through June 30, 2014 — Increase amount: \$150,000.00 — Contract amount: \$850,000.00.

Amendment #1 requesting additional funds. Original contract \$700,000.00.

**BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL — Personal Service Contracts**

**86861** — 100% City Funding — Special Investigator (Commercial and Residential Licenses) — To Investigate and Enforce Cases of Non-Conformance with City Licensing Requirements; Issue Department Notices of Violations; Collect Fees accruing from Commercial and Safety Licenses, Permits and Certificates Required of Business Establishments and Individuals; Resolve Complex Licensing Issues — Contractor: George Hall, Jr., Location: 1436 Chicago Blvd., Detroit, MI 48206 — Contract period: July 1, 2014 through June 30, 2015 — \$24.04 per hour — Contract amount: \$50,000.00.

**86862** — 100% City Funding — Special Investigator (Commercial and Residential Licenses) — To Investigate and Enforce Cases of Non-Conformance with City Licensing Requirements; Issue

Department Notices of Violations; Collect Fees accruing from Commercial and Safety Licenses, Permits and Certificates Required of Business Establishments and Individuals; Resolve Complex Licensing Issues — Contractor: Walter T. Powell, Location: 15753 Sorrento, Detroit, MI 48227 — Contract period: July 1, 2014 through June 30, 2015 — \$24.04 per hour — Contract amount: \$50,000.00.

**CITY COUNCIL — Personal Service Contracts**

**86798** — 100% City Funding — To provide Community/Constituent Services to Council Member Scott Benson — Contractor: Ali Afarajalla, Location: 6259 Kenilworth, Dearborn, MI 48126 — Contract period: July 1, 2014 through June 30, 2015 — 30 hours per week — \$15.40 per hour — Contract amount: \$24,178.00.

**86859** — 100% City Funding — Zoning Specialist/Historic Planner — To assist the Director in the Performance of Division Duties on Behalf of the Detroit City Council — Contractor: Timothy Boscarino, Location: 5023 Commonwealth Street, Detroit, MI 48208 — Contract period: July 1, 2014 through June 30, 2015 — \$27.90 per hour — Contract amount: \$58,032.00.

**86899** — 100% City Funding — To provide a Legislative Assistant to Council Member Scott Benson — Contractor: David Mitchell, Location: 2112 Hyde Park Drive, Detroit, MI 48207 — Contract period: July 1, 2014 through June 30, 2015 — \$16.00 per hour — Contract amount: \$16,768.00.

**86924** — 100% City Funding — To provide an Intern to Council Member Andre Spivey — Contractor: Hakeem Weatherspoon, Location: 14077 Fairmount, Detroit, MI 48205 — Contract period: July 1, 2014 through August 31, 2014 — \$15.50 per hour — Contract amount: \$3,100.00.

**86925** — 100% City Funding — To provide an Intern to Council Member Andre Spivey — Contractor: Kyra Porties, Location: 9920 E. Outer Drive, Detroit, MI 48224 — Contract period: July 1, 2014 through August 31, 2014 — \$15.50 per hour — Contract amount: \$3,100.00.

**86926** — 100% City Funding — To provide a Legislative Assistant to Council Member Raquel Castaneda-Lopez — Contractor: Nina Cahill, Location: 916 Catherine St., Ann Arbor, MI 48104 — Contract period: July 1, 2014 through August 29, 2014 — 7 hours per week — \$7.40 per hour — Contract amount: \$2,664.00.

**86929** — 100% City Funding — To provide a Legislative Assistant to Council Member Scott Benson — Contractor: Karla R. Marshall, Location: 119 Tuxedo, Highland Park, MI 48203 — Contract period: July 1, 2014 through June 30,

2015 — 20 hours per week — \$16.00 per hour — Contract amount: \$16,768.00.

**86932** — 100% City Funding — Legal Analyst — To assist the Director in the Performance of Division Duties on Behalf of the Detroit City Council — Contractor: Thomas Stephens, Location: 4595 Hereford Street, Detroit, MI 48224 — Contract period: July 1, 2014 through June 30, 2015 — \$53.01 per hour — Contract amount: \$110,260.80.

**COMMUNICATIONS & CREATIVE SERVICES — Personal Service Contract**

**86838** — 100% City Funding — Project Assistant — To Monitor Equipment, Performance and Operation; Entering Job Tickets, Assisting in the Preparation and Distribution of Materials — Contractor: Teresa Trammell, Location: 14388 Abington, Detroit, MI 48227 — Contract period: July 1, 2014 through June 30, 2015 — 38 hours per week — \$13,6342.00 per hour — Contract amount: \$27,170.00.

**MEDIA SERVICES — Personal Service Contracts**

**86880** — 100% City Funding — Videographer/Editor/Producer/Director — To provide Production Functions such as Videography, Directing, Producing, Editing, Writing, Lighting and Graphic Arts — Contractor: Christopher Mosley, Location: 1507 Oakview Drive, Canton, MI 48187 — Contract period: July 1, 2014 through June 30, 2015 — 38 hours per week — \$30.12 per hour — Contract amount: \$60,000.00.

**86902** — 100% City Funding — Videographer — To provide Production Functions such as Videography, Lighting, Audio and Graphic Arts — Contractor: Phylecia Wilson, Location: 3640 Seyburn Street, Detroit, MI 48214 — Contract period: July 1, 2014 through June 30, 2015 — 38 hours per week — \$20.00 per hour — Contract amount: \$40,000.00.

Respectfully submitted,  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

**From The Clerk**  
Tuesday, July 29, 2014

Honorable City Council:  
This is to inform your Honorable Body that I am in receipt of the following petitions since the last regular session and recommend their reference as follows:

Respectfully submitted,  
JANICE M. WINFREY  
City Clerk

**MAYOR'S OFFICE/POLICE/FIRE/  
BUILDINGS & SAFETY ENGINEERING  
DEPARTMENTS/BUSINESS LICENSE  
CENTER AND TRANSPORTATION  
DEPARTMENT**

357—Beulah First Missionary Baptist,

request to hold the "Beulah First MBC Back to School Rally" on August 23, 2014 from 11:00 a.m. to 3:00 p.m. with temporary street closure Moran between Forest and Garfield.

**PLANNING & DEVELOPMENT  
DEPARTMENT**

- 358—Samaritan Missionary Baptist Church, request permission for a street sign to be placed on Mack Avenue from Crane to Rohns, in honor of Pastor Robert E. Stargill, Sr.

**PLANNING & DEVELOPMENT  
DEPARTMENT AND DPW — CITY  
ENGINEERING DIVISION**

- 359—Detroit Housing Commission, request permission to install a chain link fence around the undeveloped portion of the Gardenview Estates site, which will temporarily enclose the public streets (see attached maps).
- 360—Giffels Webster, request to vacate (outright) Guoin Street between Riopelle and Orleans Street(s).
- 361—Giffels Webster, request for encroachment within various rights-of-way for Bicycle Rack Installation. (see attachment).

**From the Clerk**

July 29, 2014

This is to report for the record that, in accordance with the City Charter, the portion of the proceedings of July 15, 2014, on which reconsideration was waived, was presented to His Honor, the Mayor, for approval on July 16, 2014, and same was approved on July 23, 2014.

Also, That the balance of the proceedings of July 15, 2014 was presented to His Honor, the Mayor, on July 21, 2014 and same was approved on July 28, 2014.

\*Pomodore International, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-003537

\*The Realty Company 2485 Scotten, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-002002

\*JP Partnership, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-002370

\*Greyhound Lines, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004355

\*Seven Mile Investment Group, LLC (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004458; Parcel Nos. 22005915; 22005916; 22005918-9

\*CP Investcoms, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004428; Parcel No. 22078557-67

\*Swanson Enterprises #3146, Inc., (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004384

\*D. Camilleri, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004177

\*DIBC Investments, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-003450; Parcel I.D. 10000020-1

\*Crown Enterprises LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-003728; Parcel I.D. 200009452.001

\*DIBC Investments, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-003350; Parcel I.D. 10000050.003L

\*Northern Border Transit, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-004016; Parcel I.D. 10000056-7

\*Northern Border Transit, LLC, (Petitioner) vs. City of Detroit (Respondent); MTT Docket No. 14-0043346; Parcel I.D. 10000074-6

Place on file.

**TESTIMONIAL RESOLUTIONS AND  
SPECIAL PRIVILEGE**

**RESOLUTION  
IN MEMORIAM  
FOR**

**Divine Mother of Favor TERRIE  
DENISE STEPHENS**

**(December 9, 1954-July 6, 2014)**

By COUNCIL MEMBER SHEFFIELD:

WHEREAS, Terrie Denise Stephens was a devoted wife, mother and friend who's life was centered in the word of the Lord Jesus Christ, passed from this life July 6, 2014; and

WHEREAS, On June 16, 1979 Terrie entered the marriage union with Joseph Hicks and her son Isaiah and in the union two children were born, Kialynn and Joseph. She also leaves behind to cherish her husband Reggie and nine grandchildren; and

WHEREAS, Terrie accepted the Lord Jesus Christ at an early age. She joined True Love Baptist Church in 1984. Serving faithfully on the Benevolent Ministry for more than twenty-five years; and

WHEREAS, Terrie's ministry of God was "Help" she served seniors for many years doing whatever was needed; she would catch the bus to help serve her seniors and affectionately called them "my old people". "Be thou faithful unto death and I will give thee a crown of life". — Revelation 2:10

WHEREAS, Terrie became a part Pastor Tate's radio ministry from WMUZ 103.5 the Body of Christ Christian Center Church. She called the ministry faithfully to pray for the youth, her family and everyone that God laid on her heart that day.

She made sure that her friends got a prayer on their phone daily from Pastor Tate's ministry.

WHEREAS, Terrie was a compassionate, meek with a forgiving heart: she was that person you would be grateful to call your friend. Terrie also loved spending some her quiet time by the water. Terrie's legacy of service, love, and friendship will live on throughout her family, and the mark she left on the city she loved so much. NOW THEREFORE BE IT

RESOLVED, That the Office of Council Member Mary Sheffield and the Detroit City Council, hereby celebrate the rich life and legacy of Divine Mother Terrie Denise Stephens, a pillar in the Church Community and the City of Detroit at-large. We pause today to honor her memory.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**RESOLUTION  
IN MEMORIAM  
FOR**

**EDGAR JAMES WASH**

**November 25, 1925-July 19, 2014**

By COUNCIL MEMBER SHEFFIELD:

WHEREAS, Edgar James Wash was a native Detroit and was constantly devoted to the city, who passes from this life on July 19, 2014; born on November 20, 1925 to the parents of Eugene and Aniline Wash.

WHEREAS, He attended Cass Technical High School and following his high school years he served in the United States Navy as a Gunners Mate third class during World War II. He also was an official Bugle Boy in the Navy. Shortly following his Honorable Discharge he met and married Odessa McKinney. The marriage lasted six years, and out of this marriage they had three children; Lavern, LaDonne and India.

WHEREAS, He worked for the City of Detroit for thirty four years and after retiring, he was employed by the Detroit Medical Center. He and his wife opened up and owned Wash's Adult Foster Care Homes, until 2001. He enjoyed traveling and bowling. He was a member of the Lions Club, The Check Mates and Les Bonies Travel Club. He was a jazz trumpet player at local night clubs.

WHEREAS, He leaves to mourn him, his loving wife Odessa; three daughters Lavern, LaDonne and India. He also leaves behind his brothers Harold and Terry, his sister Darlene, 13 grand children, 34 great grandchildren, 33 great grandchildren and a host of relatives and friends.

WHEREAS, That the office of City Council Member Mary Sheffield and the Detroit City Council salutes and commends Edgar James Wash for his ongoing support and devotion to the City of Detroit and commitment to the community at large; and IT IS FURTHER

RESOLVED, On this 26th day of July, 2014, that this resolution endure as a permanent record of respect and admiration, and that a suitably-enrolled copy be presented to the family of Edgar James Wash May his outstanding work continue to stand as a mighty monument of inspiration for his community and to the City of Detroit.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

And the Council then adjourned to reconvene at the Call of the Chair.

Pursuant to recess, the City Council met at 3:15 p.m. and was called to order by President Brenda Jones.

Present — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

BRENDA JONES,  
President

JANICE M. WINFREY,  
City Clerk

(All resolutions and/or ordinances except Resolutions of Testimonial or In Memoriam, are generally in the name of the Council Member who was chairperson of the day of the City Council Meeting on which the resolution was introduced.)

**NEW BUSINESS  
Taken from the Table**

Council Member Leland moved to take from the table an ordinance to amend Chapter 61 of the 1984 Detroit City Code, 'Zoning,' commonly known as the Detroit Zoning Ordinance, by amending Article XVII, District Map No. 2 to show an R5 (Medium Density Residential) zoning district where an R3 (Low Density Residential) zoning district is shown on property located at 2102 Orleans Street, south of Antietam Street and west of Dequindre Street, laid on the table July 22, 2014.

The Ordinance was then placed on the order of third reading.

THIRD READING OF ORDINANCE.

The title to the Ordinance was read a third time.



The Ordinance was then read.

The question being "Shall this Ordinance Now Pass?"

The Ordinance was passed, a majority of the Council Members present voting therefore as follows:

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Taken from the Table**

Council Member Leland moved to take from the table an ordinance to amend Chapter 61 of the 1984 Detroit City Code, 'Zoning' commonly known as the Detroit Zoning Ordinance, by amending Article XVII, District Map No. 4, to modify an existing PD (Planned Development District) zoning classification established by Ordinance No. 37-98 on the property located at 3750, 3780, and 3800 Woodward Avenue, in the area generally located on the east side of Woodward Avenue between East Alexandrine and Mack Avenue to include a 4 story office building and 3-1/2 story parking structure, laid on the table July 22, 2014.

The Ordinance was then placed on the order of third reading.

**THIRD READING OF ORDINANCE.**

The title to the Ordinance was read a third time.

The Ordinance was then read.

The question being "Shall this Ordinance Now Pass?"

The Ordinance was passed, a majority of the Council Members present voting therefore as follows:

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Office of the City Clerk**

July 29, 2014

Honorable City Council:

Re: Application for Neighborhood Enterprise Zone Certificate for the U-SNAP BAC NEZ Area.

On October 21, 1992, your Honorable Body established Neighborhood Enterprise Zones. I am in receipt of one (9) applications for a Neighborhood Enterprise Zone Certificate. THESE APPLICATIONS HAS BEEN REVIEWED AND RECOMMENDED FOR APPROVAL BY THE LEGISLATIVE POLICY DIVISION, A COPY OF WHICH IS ATTACHED. Therefore, the attached Resolution, if adopted by your Honorable Body, will approve this application.

Respectfully submitted,

JANICE M. WINFREY

City Clerk

**City Planning Commission**

July 28, 2014

Honorable City Council:

Re: Neighborhood Enterprise Zone Certificate Applications for nine housing units within the U-SNAP-BAC Neighborhood Enterprise Zone (Recommend Approval).

The City Clerk's Office forwarded to our office applications from Habitat for Humanity for Neighborhood Enterprise Zone (NEZ) certificates for nine housing units within the U-SNAP-BAC NEZ area approved by the Detroit City Council in July, 1997.

The addresses for the certificates are as follows: 4726 Maryland, 4748 Maryland, 4749 Maryland, 4792 Maryland, 4824 Maryland, 4842 Maryland, 4247 Lakepointe, and 4703 Lakepointe and 4752 Lakepointe. Habitat for Humanity is proposing to construct three new single-family homes.

The properties involved are confirmed as being within the boundaries of the U-SNAP-BAC NEZ. Based on the above analysis, CPC staff recommends approval of the subject NEZ certificates.

Please let us know if you have any questions.

Respectfully submitted,  
MARCELL R. TODD, JR.

Senior City Planner, LPD

By Council Member Cushingberry, Jr.:

Whereas, Michigan Public Act 147 of 1992 allows the local legislative body to establish Neighborhood Enterprise Zones for the purpose of providing exemption from ad valorem property taxes, and the imposition of specific property tax in lieu of ad valorem taxes; and

Whereas, The Detroit City Council has established a Neighborhood Enterprise Zone for the following area, in the manner required by and pursuant to Public Act 147 of 1992.

Now, Therefore, Be It Resolved, That the City Council approve the following addresses for receipt of Neighborhood Enterprise Zone Certificate for a fifteen-year period:

Zone	Address	Application No.
U-Snap Bac	4726 Maryland	06-78-66
U-Snap Bac	4748 Maryland	06-78-67
U-Snap Bac	4749 Maryland	06-78-68
U-Snap Bac	4792 Maryland	06-78-69
U-Snap Bac	4824 Maryland	06-78-70
U-Snap Bac	4842 Maryland	06-78-71
U-Snap Bac	4247 Lakepointe	06-78-72
U-Snap Bac	4703 Lakepointe	06-78-73
U-Snap Bac	4752 Lakepointe	06-78-74

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Office of the City Clerk**

July 29, 2014

Honorable City Council:

Re: Application for Neighborhood Enterprise Zone Certificate for the U-SNAP BAC NEZ Area.

On October 21, 1992, your Honorable Body established Neighborhood Enterprise Zones. I am in receipt of one (7) applications for a Neighborhood Enterprise Zone Certificate. THESE APPLICATIONS HAS BEEN REVIEWED AND RECOMMENDED FOR APPROVAL BY THE LEGISLATIVE POLICY DIVISION, A COPY OF WHICH IS ATTACHED. Therefore, the attached Resolution, if adopted by your Honorable Body, will approve this application.

Respectfully submitted,  
JANICE M. WINFREY  
City Clerk

**City Planning Commission**

July 28, 2014

Honorable City Council:

Re: Neighborhood Enterprise Zone Certificate Applications for seven housing units within the U-SNAP-BAC Neighborhood Enterprise Zone (Recommend Approval).

The City Clerk's Office forwarded to our office applications from Habitat for Humanity for Neighborhood Enterprise Zone (NEZ) certificates for seven housing units within the U-SNAP-BAC NEZ area approved by the Detroit City Council in July, 1997.

The addresses for the certificates are as follows: 3618 Maryland, 3630 Maryland, 3684 Maryland, 3693 Maryland, 3694 Maryland, 3618 Maryland, 3704 Maryland, 4115 Maryland. Habitat for Humanity is proposing to construct seven new single-family homes.

The properties involved are confirmed as being within the boundaries of the U-SNAP-BAC NEZ. Based on the above analysis, CPC staff recommends approval of the subject NEZ certificates.

Please let us know if you have any questions.

Respectfully submitted,  
MARCELL R. TODD, JR.  
Senior City Planner, LPD

By Council Member Cushingberry, Jr.:

Whereas, Michigan Public Act 147 of 1992 allows the local legislative body to establish Neighborhood Enterprise Zones for the purpose of providing exemption from ad valorem property taxes, and the imposition of specific property tax in lieu of ad valorem taxes; and

Whereas, The Detroit City Council has established a Neighborhood Enterprise Zone for the following area, in the manner required by and pursuant to Public Act 147 of 1992.

Now, Therefore, Be It Resolved, That the City Council approve the following

addresses for receipt of Neighborhood Enterprise Zone Certificate for a fifteen-year period:

<u>Zone</u>	<u>Address</u>	<u>Application No.</u>
U-Snap Bac	3618 Maryland	06-78-75
U-Snap Bac	3630 Maryland	06-78-76
U-Snap Bac	3684 Maryland	06-78-77
U-Snap Bac	3693 Maryland	06-78-78
U-Snap Bac	3694 Maryland	06-78-79
U-Snap Bac	3705 Maryland	06-78-80
U-Snap Bac	4115 Maryland	06-78-81

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Office of the City Clerk**

July 29, 2014

Honorable City Council:

Re: Application for Neighborhood Enterprise Zone Certificate for BRUSH PARK/CROSSWIND COMMUNITY NEZ Area.

On October 21, 1992, your Honorable Body established Neighborhood Enterprise Zones. I am in receipt of one (6) applications for a Neighborhood Enterprise Zone Certificate. THESE APPLICATIONS HAS BEEN REVIEWED AND RECOMMENDED FOR APPROVAL BY THE LEGISLATIVE POLICY DIVISION, A COPY OF WHICH IS ATTACHED. Therefore, the attached Resolution, if adopted by your Honorable Body, will approve this application.

Respectfully submitted,  
JANICE M. WINFREY  
City Clerk

**City Planning Commission**

July 28, 2014

Honorable City Council:

Re: Neighborhood Enterprise Zone Certificate Applications for six (6) units of housing along Woodward Ave. at Alfred in the Woodward Place NEZ (Recommend Approval).

The staff to the City Planning Commission (CPC) has received a total of six (6) applications for Neighborhood Enterprise Zone (NEZ) certificates forwarded from the office of the City Clerk. These applications correspond to existing units in the Crosswinds Community Development Project to be rehabilitated. CPC staff has reviewed the applications and recommends approval.

The subject properties have been confirmed as being within the boundaries of the NEZ and should be eligible for NEZ certificates under State Act 147 of 1992 as currently written. The specific properties to receive certificates are 2654 Woodward, 2656 Woodward, 2660 Woodward, 2662 Woodward, 2664 Woodward and 2666 Woodward. The NEZ certificate applications appear to have

been submitted prior to the issuance of any applicable building permits.

Please contact our office should you have any questions.

Respectfully submitted,  
MARCELL R. TODD, JR.

Senior City Planner

By Council Member Cushingberry, Jr.:

Whereas, Michigan Public Act 147 of 1992 allows the local legislative body to establish Neighborhood Enterprise Zones for the purpose of providing exemption from ad valorem property taxes, and the imposition of specific property tax in lieu of ad valorem taxes; and

Whereas, The Detroit City Council has established a Neighborhood Enterprise Zone for the following area, in the manner required by and pursuant to Public Act 147 of 1992.

Now, Therefore, Be It Resolved, That the City Council approve the following addresses for receipt of Neighborhood Enterprise Zone Certificate for a fifteen-year period:

Zone	Address	Application No.
Brush Park/ Crosswind Comm.	2666 Woodward	06-78-83
Brush Park/ Crosswind Comm.	2656 Woodward	06-78-84
Brush Park/ Crosswind Comm.	2664 Woodward	06-78-85
Brush Park/ Crosswind Comm.	2654 Woodward	06-78-86
Brush Park/ Crosswind Comm.	2660 Woodward	06-78-87
Brush Park/ Crosswind Comm.	2662 Woodward	06-78-88

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**City Planning Commission**

July 16, 2014

Honorable City Council:

Re: Proposed 2014 Zoning Ordinance Text Amendment.

**TEXT AMENDMENTS**

Text amendments to the Zoning Ordinance are considered and processed pursuant to Article III, Division of the Detroit Zoning Ordinance. From time to time as directives, initiatives, opportunities and needs arise as well as the result of regular maintenance, staff to City Planning Commission (CPC) will prepare amendments to the text of the Zoning Ordinance. Below you find the Proposed 2014 Zoning Ordinance Text Amendment.

Initially 17 items were prepared and

presented to the Commission following discussions with staff from the Planning and Development Department (P&DD), the Building Safety Engineering and Environmental Department (BSEED), the Board of Zoning Appeals (BZA) and the Law Department. Following the Commission's public hearing and deliberations it determined to advance 13 of those items for City Council's consideration plus three additional items that were added at the time of the public hearing.

**SCOPE OF THE 2014 TEXT AMENDMENT**

This amendment revises regulations and procedures relative to 1 issues, labeled A through Q, and described below. The proposed 2014 Zoning Ordinance Text amendment is an assortment of provisions — some substantive and significant land use regulations; some substantive, procedural provisions; and some non-substantive or "housekeeping" provisions. Several are related to actions by the state legislature or votes of the people. Numerous are proposed by the Law Department or Buildings, Safety Engineering and Environmental Department or City Planning Commission staff. The draft ordinance (to be provided by email) shows the corresponding letter label in a box in the right hand margin.

**A — 2012 Charter**

The Zoning Ordinance currently makes reference to the "1997 Charter" in seventeen (17) different sections. The 1997 Charter was replaced by a vote of the people in 2012. All references to 1997 are corrected to specify "2012 Charter." (Secs. 61-2-12, 61-2-21, 61-3-7, 61-3-12, 61-3-20, 61-3-21, 61-3-23, 61-3-24, 61-3-54, 61-3-58, 61-3-75, 61-3-172, 61-11-361, 61-11-372, 61-11-373, 61-12-85, 61-15-55)

**B — Michigan Zoning Enabling Act**

Earlier this year, the Law Department alerted City Planning Commission staff of numerous new statutes passed by the legislature and approved by the governor, including a revision to the Michigan Zoning Enabling Act. The state has empowered its municipalities to decline to process applications for various zoning authorizations in cases where the applicant is delinquent in paying fines assessed for blight violations. This new authority is recited in twelve (12) appropriate sections. (Secs. 61-3-5, 61-3-73, 61-3-94, 61-3-122, 61-3-212, 61-3-261, 61-3-301, 61-4-85, 61-4-89, 61-4-104, 61-5-32, 61-15-7)

**C — Crematories**

In recent years, permit applicants have noted that crematories are prohibited except where they are accessory to cemeteries. Cemeteries are only permitted on land zoned R1, R2, and R3. CPC staff understands that current technology is such that crematories can operate with-

out off-site impacts. Many more people are opting for cremation for cultural, religious, and economic reasons. In fourteen (14) sections throughout the Zoning Ordinance, wherever the land use, "Mortuary or Funeral home" is mentioned, it is amended to read: "Mortuary or funeral home, including those containing a crematory." Crematories would now be allowed as accessory uses to both cemeteries and mortuaries/funeral homes; however, they would remain prohibited as stand-alone, principal uses of the land. (*Secs. 61-9-42, 61-9-62, 61-9-76, 61-9-96, 61-9-116, 61-10-16, 61-10-36, 61-10-56, 61-10-76, 61-11-106, 61-12-51, 61-12-175, Appendix A, Divisions 3 and 13*)

#### **D — Signs**

As a First Amendment-sensitive use, signs enjoy constitutional protection that most other land uses lack. As such, court rulings have clarified that a clear "statement of purpose" is needed where a municipality places limitations on signage. In Detroit, signs are regulated in two different chapters of the City Code — Chapter 3, Advertising and Signs and Chapter 61, Zoning. This amendment recites in both chapters the city's longstanding public safety and environmental aesthetics rationale for reasonable regulation.

Additionally, sign ordinance enforcement has become more complicated with the widespread use of digital signage for on-premises business signs. The Chapter 3 provision for sign operation presently specifies that at least 75% of the area of a business sign must speak to the principal business on the premises; this means that 25% of the area of the business sign could display incidental information such as the specific items that might be on sale at a grocery store. The proposed amendment would allow an electronic message board to display such incidental or product-specific information as much as 25% of the time in a ten minute period, as long as for 75% of the time in that ten minute period the sign's display related to the principal business on the premises. Seven (7) sections are amended to reflect these changes. (*Secs. 3-7-1, 3-7-2, 3-7-3, 61-6-1, 61-6-7, 61-6-14, 61-16-173*)

#### **E — Delegation of Authority to CPC staff**

CPC Bylaws (Section 7.5) identifies eleven matters where the Commission has delegated staff to take action on its behalf. However, the Law Department brought to CC staff's attention that the longstanding practice of CPC staff signing off on minor modifications of plans approved by the Planning Commission, such as for Planned Developments (PDs), was not explicitly authorized in the Zoning Ordinance. The proposed amendment expands the wording in seven (7) sections to authorize action by CPC staff where it

would be consistent with the Commission's bylaws. (*Secs. 61-2-11, 61-3-97, 61-3-121, 61-3-141, 61-3-142, 61-11-242, 61-11-276*)

#### **F — Bars, Brewpubs, Microbreweries and Small Distilleries**

Stadiums, theaters, and restaurants have been significant in enhancing the city as a destination for residents and visitors. Many of the city's new restaurants have pointed out the difficulty of obtaining approval because of the inclusion of bars ("consumption on the premises") in the list of Regulated Uses. The Zoning Ordinance prescribed that not more than two Regulated Uses be concentrated within a 1,000-foot radius. Regulated Uses include brewpubs/microbreweries/small distilleries, cabarets, public dance halls, bars, hotels, public lodging houses, motels, pawnshops, plasma donation centers, and secondhand stores/secondhand jewelry stores. A concentration of these uses in a given area was viewed as fostering a "skid row" atmosphere on a commercial strip.

Standard, sit-down restaurants have generally not proven to be deleterious, but are often the engine of revival for an area. The proposed amendment would keep bars, brewpubs, microbreweries, and small distilleries on the list of Regulated Uses, but only where they do not operate in conjunction with a standard restaurant. Bars, brewpubs, microbreweries, and small distilleries that operate in conjunction with a standard restaurant would no longer be a Regulated Use and would not be subject to the over-concentration provisions and would not have to go to the Board of Zoning Appeals to seek a waiver of the spacing provisions. Twenty-nine (29) sections of the ordinance are amended to reflect this change. (*Secs. 61-3-253, 61-9-56, 61-9-62, 61-9-76, 61-9-82, 61-9-96, 61-9-102, 61-9-116, 61-9-122, 61-10-16, 61-10-22, 61-10-36, 61-10-42, 61-10-56, 61-10-62, 61-10-76, 61-10-82, 61-11-86, 61-11-92, 61-11-106, 61-11-112, 61-11-166, 61-11-172, 61-11-222, 61-11-228, 61-12-43, 61-12-94, 61-12-158, 61-16-162*)

#### **G — Hotels**

One of several items communicated to the CPC staff by a former director of the Buildings, Safety Engineering and Environmental Department (BSEED), was the fact that "hotels," as distinct from "motels," are a desirable use for the city and should be removed from the list of Regulated Uses. Staff notes that hotel development has mainly occurred downtown and has been significant in attracting additional convention business to the city. The proposed amendment is reflected in three (3) sections. (*Secs. 61-3-253, 61-12-46, 61-12-94*)

#### **H — Carry-out/Fast-food Restaurants**

BSEED staff has noted that carry-out/

fast-food restaurants without drive-up or drive-through facilities come up regularly in special land use hearings but that the public typically doesn't appear to testify. Generally, where a conditional land use is never denied, it merits consideration as a by-right use. Although, such restaurants raise some concerns over littering and loitering, staff notes that these are enforcement issues better addressed by management and the police. Eight (8) sections are revised to reflect that allowance of carry-out/fast-food restaurants without drive-up or drive-through facilities as a by-right use in the B2, B3, and B4 Districts where they are currently conditional uses. Such restaurants in gas stations, however, would remain a conditional use. (Secs. 61-9-36, 61-9-42, 61-9-56, 61-9-76, 61-9-82, 61-10-16, 61-12-228, 61-12-401)

#### **I — Urban agriculture**

After adoption of the "Urban Ag" provisions last year in Ord. No. 10-13, growers noted that existing setback provisions would leave little usable land on a typical, small lot for a green house or hoop house. The proposed ordinance amends eleven (11) sections to reduce the rear setback requirement from 30 feet to 5 feet — the same setback as applies for crop areas. (Secs. 61-3-121, 61-3-141, 61-13-2, 61-13-3, 61-13-4, 61-13-5, 61-13-6, 61-13-7, 61-13-22, 61-13-69, 61-13-71)

#### **J — Residential parking lots**

The Zoning Ordinance currently permits small parking lots on land zoned R1, R2, or R3 but only where it would provide surplus or overflow parking to a principal use; it expressly prevents BSEED from consideration requests from a principal use to provide its required off-street parking on nearby residential lots. The rationale for this longstanding limitation is not at all clear and seems contrary to common sense. One (1) section is amended to allow BSEED to conduct special land use hearings for small accessory parking lots in R1, R2, and R3 regardless of the parking lot's purpose, be it for required or overflow parking. (Sec. 61-12-219)

#### **K — Secondhand stores/Secondhand jewelry stores**

Another of the items recommend by BSEED is removal of "Secondhand Stores/Secondhand Jewelry Stores" from the list of Regulated Uses where they are on land zoned M1, M2, M3, or M4. Elsewhere, they would remain a Regulated Use, subject to the over-concentration rule and spacing provisions. This change is reflected in fourteen (14) sections. (Secs. 61-3-253, 61-10-16, 61-10-22, 61-10-36, 61-10-42, 61-10-56, 61-10-62, 61-10-76, 61-10-82, 61-11-86, 61-11-92, 61-11-106, 61-11-112, 61-12-43)

#### **L — Tattoo and/or Piercing Parlors**

Also on BSEED's list of uses whose permissibility merited reconsideration are

Tattoo and/or Piercing Parlors. Currently, a special land use hearing is required in a B4 District. Public apathy over the use at BSEED hearings prompts the proposed change in three (3) sections to make them a by-right use in B4. (Secs. 61-9-76, 61-9-82, 61-12-51)

#### **M — Convalescent, Nursing, or Rest Home**

BSEED has suggested that, rather than a conditional use, Convalescent, Nursing, or Rest Homes should be a by-right use in the R4 District, just as it is in the other higher intensity residential districts. Three (3) sections are amended to reflect this change. (Sec. 61-8-74, 61-8-80, 61-12-11)

#### **N — Indoor commercial recreation/health clubs**

BSEED has noted the public's increased interest in health and fitness — yoga studios, health clubs, boxing. The B2 District requires a special land use hearing. As a way to encourage such businesses, three (3) sections are proposed to be changed to allow them on a by-right basis on land zoned B2. (Secs. 61-9-36, 61-9-42, 61-12-47)

#### **O — Lawn Parking**

Council Member James Tate has noted to CPC staff the difficulty for the Detroit Police Department (DPD) to enforce the existing Zoning prohibition of parking cars on residential lawns. The numerous parking provisions of Chapter 55 of the City Code, Traffic and Motor Vehicles, are routinely enforced by DPD. Since an existing section, Sec. 55-6-17, already deals with "parking on private property," that section is expanded to echo the provisions in Chapter 61, Zoning, prohibiting Zoning, prohibiting parking on a single- or two-family dwelling's lawns or other unpaved areas. Importantly, it expresses the presumption that the vehicle owner is responsible for the violation, whereas a zoning violation is typically written against the land owner. Three (3) sections in two different chapters are proposed to be amended. (Secs. 55-6-17, 61-8-26, 61-14-176)

#### **P — B&E**

In every instance where a section that is already being revised refers to the "Buildings and Safety Engineering Department," it is corrected to read, "Buildings, Safety Engineering and Environmental Department. This correction is made ten (10) times in two different chapters. (Secs. 3-7-3, 61-2-21, 61-3-7, 61-3-73, 61-3-172, 61-3-212, 61-3-301, 61-5-32, 61-11-242, 61-12-85)

#### **Q — Scrivener's error**

The SD1/SD2 ordinance, recently approved by the CPC, contained a scrivener's error in one (1) section, which is corrected. (Sec. 61-11-186)

#### **R — Educational institutions**

The Law Department to clarify the per-



missibility of “educational institutions” on land zoned PC and PCA. (1) section, which is corrected. (*Sec. 61-12-134*)

#### **S — SD1/SD2 addition**

Per CPC staff observation, funeral homes were omitted from the list of permitted uses on land zoned SD2 in the recently approved SD1/SD2 text amendment. (*Sec. 61-11-186*)

#### **T — Banquet hall**

Per the re-codification of the 1984 Detroit City Code (Clerk’s office), define the term “banquet hall” consistent with the definition to be included with the forthcoming licensing provisions for banquet halls (BSEED, Business License Center) and expand the land use label, “rental hall,” to specify “rental hall or banquet hall.” (*Secs. 61-16-33, 61-16-41, and 61-16-212 and expand the use lists in Secs. 61-9-82(37), 61-9-96(35), 61-9-116(38), 61-10-16(40), 61-10-37(41), 61-10-56(41), 61-10-76(41), 61-11-92(13), 61-11-106(40), 61-12-42, 61-12-85, 61-12-91, 61-12-224, 61-12-227.*)

#### **RESULTS OF THE PUBLIC HEARING**

On May 22, 2014 the Commission held a public hearing on the proposed amendment. There was little discussion or concern voiced over the provisions of a procedural nature or that were non-substantive. Both provisions that would enhance the City’s ability to enforce existing law were heartily endorsed by the public, especially the provision that would facilitate Detroit Police enforcement of the “lawn parking” prohibition.

Greater discussion ensued on those items where the permissibility of a specific land use was proposed to be changed from conditional — where a public hearing at the Buildings, Safety Engineering and Environmental Department (BSEED) is required — to by right, where a land use is legislatively pre-determined to be appropriate for a given zoning district classification. Proposed changes to the Regulated Use list prompted much discussion.

Compelling testimony from the public with regard to tattoo parlors and carry-out/fast-food restaurants (without drive-up or drive-through facilities) prompting the Commission to consider removal of these provisions from the draft ordinance and to defer them for further consideration at a later date when more empirical evidence is available to support the appropriateness of those uses being permitted city-wide on a by-right basis.

#### **ANALYSIS**

Strong statements were made for and against removing bars, brewpubs, micro-breweries and small distilleries from the list of Regulated Uses if they operate in conjunction with a standard restaurant. Staff notes that establishment of a “standard restaurant” typically signifies a considerable investment in a business — a

wait-staff is required to provide table service; unlike fast-food restaurants, food is not presented in disposable containers.

Throughout the Zoning Ordinance, standard restaurants (without drive-up/drive-through facilities) are largely permitted on a by-right basis. Much of the commercial revitalization of Downtown and Midtown and their nearby neighborhoods has been driven by standard restaurants. A seemingly universal complaint of restaurateurs has been over the difficulty in obtaining city approval for the “bar” portion of their standard restaurant, since “consumption on the premises” places any restaurant into the category of a Regulated Use.

Staff indicated that the Regulated Use category is a valid one — that too many bars, secondhand stores, pawnshops, motels, plasma donation centers, public lodging houses, and dance halls in a given area (1,000 foot radius) can have a deleterious effect on a commercial strip and the adjacent residential neighborhood. However, observation of recently established bars that operate in conjunction with standard restaurants supports the conclusion that these are not the kinds of uses likely to promote a “skid row.” To the contrary, they can give vitality to an area and, when in close proximity to each other, can create or support a viable restaurant or entertainment district.

Removing “bars-with-standard-restaurants” from the list of Regulated Uses would typically spare the developer from having to go through two public hearings — the first at BSEED for the special land use hearing, the second at the Board of Zoning Appeals to waive the over-concentration rule. The time and expense of the hearings are, of course, a cost of doing business; the fact that such bars-with-standard-restaurants are typically approved suggests that the additional procedural burden is misplaced.

It was the position of staff the proposed provision is both business-friendly and supportive of neighborhood vitality: rather than requiring the dispersal of bars-with-standard-restaurants (as mandated by Regulated Use provisions), staff noted that it has been the concentration of these uses along a particular corridor or within a given district that has helped revive a street or a neighborhood. There was much debate among Commissioners over this item and they determined to bring it back at a later date for further discussion.

Indoor commercial recreation was generally supported by the Commission. However, concerns for the size of the given development and spacing from one to another caused the Commission to direct staff to given further thought to those two areas and revise the provision accordingly for future discussion.

## CONCLUSION AND RECOMMENDATIONS

The Commission elected to eliminate a couple of proposals (items H and L) and parts of another (Item D) from consideration and retained two others (items F and N) for further review and future consideration by the Commission. The Commission also included items added at the time of the public hearing. Attached is a summary of the items the Commission is recommending for adoption.

Respectfully submitted,  
LESLEY C. FAIRROW, ESQ.

Chairperson

DAVID D. WHITAKER

Item Director, LPD

MARCELL R. TODD, JR.

Senior City Planner

- A — 2012 Charter** (Secs. 61-2-12, 61-2-21, 61-3-7, 61-3-12, 61-3-20, 61-3-21, 61-3-23, 61-3-24, 61-3-54, 61-3-58, 61-3-75, 61-3-172, 61-11-361, 61-11-372, 61-11-373, 61-12-85, 61-15-55)
- B — Michigan Zoning Enabling Act** (Secs. 61-3-5, 61-3-73, 61-3-94, 61-3-122, 61-3-212, 61-3-261, 61-3-301, 61-4-85, 61-4-89, 61-4-104, 61-5-32, 61-15-7)
- C — Crematories** (Secs. 61-9-42, 61-9-62, 61-9-76, 61-9-96, 61-9-116, 61-10-16, 61-10-36, 61-10-56, 61-10-76, 61-11-106, 61-12-51, 61-12-175, Appendix A, Divisions 3 and 13)
- D — Signs** (Secs. 3-7-1, 3-7-2, 3-7-3, 61-6-1, 61-6-7, 61-6-14, 61-16-173)
- E — Delegation of Authority to CPC staff** (Secs. 61-2-11, 61-3-97, 61-3-121, 61-3-141, 61-3-142, 61-11-242, 61-11-276)
- F — Bars, Brewpubs, Microbreweries and Small Distilleries** (PROVISIONS TO BE REVISITED BY CPC)
- G — Hotels** (Secs. 61-3-253, 61-12-46, 61-12-94)
- H — Carry-out/Fast-food Restaurants** (PROVISIONS TO BE REVISITED BY CPC)
- I — Urban agriculture** (Secs. 61-3-121, 61-3-141, 61-13-2, 61-13-3, 61-13-4, 61-13-5, 61-13-6, 61-13-7, 61-13-22, 61-13-69, 61-13-71)
- J — Residential parking lots** (Sec. 61-12-219)
- K — Secondhand stores/Secondhand jewelry stores** (Secs. 61-3-253, 61-10-16, 61-10-22, 61-10-36, 61-10-42, 61-10-56, 61-10-62, 61-10-76, 61-10-82, 61-11-86, 61-11-92, 61-11-106, 61-11-112, 61-12-43)
- L — Tattoo and/or Piercing Parlors** (PROVISIONS NOT SUPPORTED BY CPC)
- M — Convalescent, Nursing, or Rest Home** (Sec. 61-8-74, 61-8-80, 61-12-11)
- N — Indoor commercial recreation/health clubs** (PROVISIONS TO BE REVISITED BY CPC)

- O — Lawn Parking** (Secs. 55-6-17, 61-8-26, 61-14-176)
- P — B&SE** (Secs. 3-7-3, 61-2-21, 61-3-7, 61-3-73, 61-3-172, 61-3-212, 61-3-301, 61-5-32, 61-11-242, 61-12-85)
- Q — Scrivener's error** (Sec. 61-11-186)
- R — Educational institutions** (Sec. 61-12-134)
- S — SD1/SD2 addition** (Sec. 61-11-186)
- T — Banquet hall** (Secs. 61-16-33, 61-16-41, and 61-16-212 and expand the use lists in Secs. 61-9-82(37), 61-9-96(35), 61-9-116(38), 61-10-16(40), 61-10-37(41), 61-10-56(41), 61-10-76(41), 61-11-92(13), 61-11-106(40), 61-12-42, 61-12-85, 61-12-91, 61-12-224, 61-12-227.)

By Council Member Leland:

**AN ORDINANCE to amend Chapters 3 (Advertising and Signs), 55 (Traffic and Motor Vehicles), and 61 (Zoning) of the 1984 Detroit City Code by adding Sec. 61-12-175 and by amending Secs. 3-7-1, 3-7-3, 55-3-46, 61-2-11, 61-2-12, 61-2-21, 61-3-5, 61-3-7, 61-3-12, 61-3-20, 61-3-21, 61-3-23, 61-3-24, 61-3-54, 61-3-58, 61-3-73, 61-3-75, 61-3-94, 61-3-97, 61-3-121, 61-3-122, 61-3-141, 61-3-142, 61-3-172, 61-3-212, 61-3-253, 61-3-261, 61-3-301, 61-4-85, 61-4-89, 61-4-104, 61-5-32, 61-6-1, 61-7-5, 61-8-26, 61-8-74, 61-8-80, 61-9-42, 61-9-62, 61-9-76, 61-9-82, 61-9-96, 61-9-116, 61-10-16, 61-10-22, 61-10-36, 61-10-42, 61-10-56, 61-10-62, 61-10-76, 61-10-82, 61-11-86, 61-11-92, 61-11-106, 61-11-112, 61-11-172, 61-11-186, 61-11-242, 61-11-276, 61-11-361, 61-11-372, 61-11-373, 61-12-11, 61-12-42, 61-12-46, 61-12-50, 61-12-51, 61-12-85, 61-12-91, 61-12-94, 61-12-134, 61-12-158, 61-12-219, 61-12-227, 61-12-329, 61-13-2, 61-13-3, 61-13-4, 61-13-5, 61-13-6, 61-13-7, 61-13-22, 61-13-69, 61-13-71, 61-14-176, 61-15-7, 61-15-55, 61-16-33, 61-16-41, 61-16-162, Appendix A, Division 3, and Division 13 to revise various land use provisions and procedures consistent with recent changes in the Michigan Zoning Enabling Act and City Charter and recent development trends.**

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:

**Section 1.** Chapter 3 of the 1984 Detroit City Code, 'Advertising and Signs,' is amended by amending Sec. 3-7-1, 3-7-3; Chapter 55 of the 1984 Detroit City Code, 'Traffic and Motor Vehicles,' is amended by amending Sec. 55-4-36; Chapter 61 of the 1984 Detroit City Code, 'Zoning,' commonly known as the Detroit Zoning Ordinance is amended by adding Sec. 61-12-175 and by amending Secs. 61-2-11, 61-2-12, 61-2-21, 61-3-5, 61-3-7, 61-3-12, 61-3-20, 61-3-21, 61-3-23, 61-3-24, 61-3-

54, 61-3-58, 61-3-73, 61-3-75, 61-3-94, 61-3-97, 61-3-121, 61-3-122, 61-3-141, 61-3-142, 61-3-172, 61-3-212, 61-3-253, 61-3-261, 61-3-301, 61-4-85, 61-4-89, 61-4-104, 61-5-32, 61-6-1 61-7-5. 61-8-26, 61-8-74, 61-8-80, 61-9-42, 61-9-62, 61-9-76, 61-9-82, 61-9-96, 61-9-116, 61-10-16, 61-10-22, 61-10-36, 61-10-42, 61-10-56, 61-10-62, 61-10-76, 61-10-82, 61-11-86, 61-11-92, 61-11-106, 61-11-112, 61-11-172, 61-11-186, 61-11-242, 61-11-276, 61-11-361, 61-11-372, 61-11-373, 61-12-11, 61-12-42, 61-12-46, 61-12-50, 61-12-51, 61-12-85, 61-12-91, 61-12-94, 61-12-134, 61-12-158, 61-12-219, 61-12-227, 61-12-329, 61-13-2, 61-13-3, 61-13-4, 61-13-5, 61-13-6, 61-13-7, 61-13-22, 61-13-69, 61-13-71, 61-14-176, 61-15-7, 61-15-55, 61-16-33, 61-16-41, 61-16-162, Appendix A, Division 3, and Division 13 as follows:

### CHAPTER 3. ADVERTISING AND SIGNS

#### ARTICLE VII. REGULATION OF BUSINESS SIGNS

##### Sec. 3-7-1. Purpose.

~~The purpose of this article is to regulate business signs within the City of Detroit by providing restrictions on the number of signs and size to reduce motorist distraction and loss of safe sight distance, to promote public convenience, to preserve property values, to support and complement land use objectives as set forth in the Detroit Master Plan of Policies and this Code; and to enhance the aesthetic appearance and quality of life within the City.~~

The sign regulations of this article are intended to balance public and private interests. The purpose of this article is to promote a safe, well-maintained, vibrant and attractive City while accommodating the need for signs to inform, direct, identify, advertise, advocate, promote, endorse and otherwise communicate information. While these regulations allow for a variety of sign types and sizes, they do not necessarily ensure every property owner or business owner's desired level of visibility. It is not the intent or purpose of this Chapter to regulate the message displayed on any sign or the content. The objectives of this article are to:

(1) General: Ensure that signs are located, designed, constructed, installed and maintained in a way that protects life, health, morals, property and the public welfare;

(2) Public Safety: Protect public safety by prohibiting signs that are structurally unsafe or poorly maintained; that cause unsafe traffic conditions through distraction of motorists, confusion with traffic signs, or hindrance of vision; and that impede safe movement of pedestrians or safe ingress and egress from buildings or sites;

(3) Protect Aesthetic Quality of Neighborhoods: Prevent blight and protect aesthetic qualities by preventing visu-

al clutter and protecting views and preventing intrusion of commercial messages into noncommercial areas;

(4) Free Speech: Ensure that the constitutionally guaranteed right of free speech is protected and to allow signs as a means of communication;

(5) Reduce Conflict: Reduce conflict among signs and light and between public and private information systems;

(6) Business Identification: Allow for adequate and effective signage for business identification and other commercial speech, non-commercial speech, and dissemination of public information, including but not limited to, public safety information and notification as may be required by law.

##### Sec. 3-7-3. Requirements for business and identification signs.

(a) It shall be unlawful to erect or maintain a business sign (including identification signs) except in accordance with the following requirements:

(1) Every sign shall be classified and conform to the requirements of such classification:

a. As set forth in the Stille-Derossett-Hale Single State Construction Code Act, being MCL 125.1501 et seq., including Appendix H of the Michigan Building Code; and

b. As set forth in this Code:

(2) A business sign (including an identification sign) shall not cover or conceal architectural features of a building including, but not limited to, windows, arches, sills, moldings, cornices, and transoms;

(3) Except for signs within developments that require City Council approval of plans, electronic message board sign space within any business or identification sign shall not comprise more than twenty-five percent (25) percent of the total sign area;

(4) In the case of an animated sign, as defined in Sec. 61-6-4 of this code, located on the premises of a city-owned convention or exhibit building on land requiring City Council approval of plans, not less than seventy-five percent (75%) of the display time in any calendar month shall be devoted to events or activities on the premises.

~~(4)~~(5) Inflatable advertising, balloons, and similar devices shall be allowed for the promotion of a special event only after application for and issuance of a temporary sign permit by the ~~buildings and safety engineering department Buildings, Safety Engineering and Environmental Department~~ as provided for in Section 61-12-442 of this Code provided, that, they are shaped or formed like a product, have commercial copy, and meet the following restrictions:

a. Be limited in placement to fifteen (15) days;

b. Be placed on the premises as deter-

mined by the ~~buildings and safety engineering department Buildings, Safety Engineering and Environmental Department~~; and

c. Be limited in placement to no more than two (2) permits per year.

~~(5)~~(6) Where the sections of an individual letter sign are connected by a common structure, generally referred to as a "raceway", which provides for the electrical or mechanical operation of sign, the raceway shall be painted to match the color of the building or other structure to which the sign is mounted and shall be limited to a height of no more than one-half (1/2) of the tallest letter.

(b) The following illumination standards shall apply to all business sign types except where other specific standards apply:

(1) Signs may be illuminated, provided, that flashing signs are permitted only where farther than one hundred (100) feet from existing developed residential property or property, and from property which is designated as "residential" in the applicable future general land use map of the Detroit Master Plan of Policies.

(2) No sign shall be illuminated in a manner that interferes with the effectiveness of an official traffic sign, traffic signal or traffic control device.

(3) Illuminated signs shall be arranged to reflect light away from residential structures.

(4) Messages on an electronic message board may be a continuous scroll or may be intermittently changing static messages. Where messages are intermittently changing and static, then each message must be displayed for a minimum of eight (8) seconds before changing.

(c) The tubing in neon signs may be encased for protection from weather and breakage, and the enclosure, such as tinted glass or plastic, shall be designed to render the tubing invisible when not illuminated.

~~(d) Information directly related to the principal or accessory uses of the property may be included on an identification sign, provided, that not more than twenty-five percent (25%) of the area of the sign shall comprise such information (Repealed).~~

(e) All business signs that are located at a sexually oriented business shall comply with the appropriate provisions in Chapter 5 of this Code.

**CHAPTER 55. TRAFFIC AND MOTOR VEHICLES**

**ARTICLE IV. LOCAL REGULATIONS  
DIVISION 1. GENERALLY**

**Sec. 55-4-36. Parking on private property.**

(a) It shall be unlawful for any person to park any motor vehicle on any private property, without the express or implied consent, authorization or ratification of the

owner, holder, occupant, lessee, agent or trustee of such property. Complaint for the violation of this ~~section~~ provision shall be made by the owner, holder, occupant, lessee, agent or trustee of such property.

~~(b) Consistent with Sec. 61-8-26 and Sec. 61-14-176 of this Code, It shall be unlawful to park any motor vehicle on lawns or other unpaved areas on private property containing single- or two-family dwellings. Violation of this provision may be enforced by a police officer or other authorized municipal employee. The person in whose name that vehicle is registered in this state or another state at the time of the violation is prima facie responsible for the violation.~~

~~(Code 1964, § 38-3-16)~~

**CHAPTER 61. ZONING.**

**ARTICLE II. REVIEW AND DECISION-MAKING BODIES**

**DIVISION 2. CITY PLANNING COMMISSION**

**Sec. 61-2-11. City Planning Commission as Zoning Commission; Appointment and Removal of Members; Bylaws, Records, and Meetings.**

(a) *Zoning Commission.* The City Planning Commission is designated as the Zoning Commission pursuant to the provisions of Section 301(2) of the Michigan Zoning Enabling Act, MCL 125.3301(2), and shall perform the duties of said Commission as provided for in said statute in connection with the amendment of this Zoning Ordinance. The City Planning Commission, acting as the Zoning Commission, shall have authority to establish such policies, rules, and regulations, not in conflict with the ~~1997~~ 2012 Detroit City Charter, as the Body deems necessary to secure the property administration and enforcement of this Zoning Ordinance.

(b) *Appointment of Members and Officers.* Members of the City Planning Commission shall be appointed in accordance with the provisions of the ~~1997~~ 2012 Detroit City Charter and the City Planning Commission bylaws. The City Planning Commission shall elect a chairperson and secretary from its members and create and fill other offices as it considers advisable. An ex officio member of the City Planning Commission is not eligible to serve as chairperson. The term of each officer shall be one (1) year, with opportunity for re-election as specified in the City Planning Commission bylaws. The City Planning Commission may appoint advisory committees whose members are not members of the City Planning Commission.

(c) *Removal of Members.* As provided in Section 15(9) of the Michigan Planning Enabling Act, MCL 125.3815(9), the City Council may remove a member of the City Planning Commission for misfeasance,

malfeasance, or nonfeasance in office upon written charges and after a public hearing.

(d) *Bylaws, Public Record, and Annual Report.* The City Planning Commission shall adopt bylaws for the transaction of business, and shall keep a public record of its resolutions, transactions, findings, and determinations. It shall also make an annual written report to the City Council concerning its operations and the status of planning activities, including recommendations regarding actions by the City Council related to planning and development.

(e) *Meetings and Availability of Records.* The City Planning Commission shall hold no fewer than four (4) regular meetings each year, and by resolution shall determine the time and place of the meetings. The business that the City Planning Commission may perform shall be conducted at a public meeting of the City Planning Commission held in compliance with the Open Meetings Act (1976 PA 267, MCL 15.261 *et seq.*). A writing prepared, owned, used, in the possession of, or retained by the City Planning Commission in the performance of an official function shall be made available to the public in compliance with the Freedom of Information Act (176 PA 442, MCL 15.231 *et seq.*).

**Sec. 61-2-12. Staff and technical assistance.**

In accordance with the ~~1997~~ 2012 Detroit City Charter and as authorized by the City Council in its annual budget resolution, the City Planning Commission may appoint a director, employ sufficient staff, and contract for the services of planning and other technicians to perform the duties and functions that are specified in this zoning ordinance. For the purposes of the Michigan Planning Enabling Act, the City Planning Commission may make use of maps, data, and other information and expert advice provided by appropriate federal, state, regional, county, and municipal officials, departments, and agencies. All public officials, departments, and agencies shall make available public information for the use of the City Planning Commission and furnish such other technical assistance and advice as they may have for planning purposes.

**DIVISION 3. BUILDINGS, AND SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT**

**Sec. 61-2-21. Powers and duties.**

The Buildings, ~~and~~ Safety Engineering and Environmental Department shall have the following powers and duties under this Chapter:

(1) *Zoning Ordinance.* As provided for in Section ~~7-404~~ 6-506 of the ~~1997~~ 2012 Detroit City Charter, to administer and

enforce all laws, ordinances and regulations relating to the use of land ("zoning");

(2) *Conditional Uses.* To review applications for conditional land use grants and take final action to approve, approve with conditions, or deny such applications (See ARTICLE III, DIVISION 7);

(3) *Regulated Uses.* To review applications to establish Regulated Uses and take final action to approve, approve with conditions, or deny such applications (See ARTICLE III, DIVISION 8);

(4) *Controlled Uses.* To review applications to establish Controlled Uses and take final action to approve, approve with conditions, or deny such applications (See ARTICLE III, DIVISION 9);

(5) *Temporary Use Permits.* To review applications for Temporary Use Permits and act to approve, approve with conditions, or deny such applications (See ARTICLE IV, DIVISION 2);

(6) *Building permits and Certificates of Occupancy.* To review applications for building permits and certificates of occupancy and approve or deny such applications (See ARTICLE IV, DIVISION 3);

(7) *Permit Review in Development Plan Areas.* To refer permit applications to the Planning and Development Department when the subject property is located within the designated development plan area (See Sec. 61-4-3 and Table 61-4-4);

(8) *Written Interpretations of Ordinance Text.* To review applications for written interpretations of the text of this Zoning Ordinance and render such interpretations (See ARTICLE IV, DIVISION 4);

(9) *Administrative Adjustments.* For applications that do not require site plan approval, to review applications for administrative adjustments of any development standard set forth in ARTICLE XIV of this Chapter, and approve or deny such applications (See ARTICLE IV, DIVISION 6);

(10) *Floodplain Management Administrative Duties.* The Buildings, ~~and~~ Safety Engineering and Environmental Department shall advise the Floodplain Management Review Committee as needed;

(11) *Advisory Review Committees.* To serve as member of the Hazardous Waste Facility Review Committee and to review proposals before said committee, and serve on an ad hoc basis on other such advisory committees as may be deemed appropriate by the chairpersons of such committees; and

(12) *"Contaminated Property" Issues.* Where a permit application involves known "contaminated property," which is defined as a "facility" in Section 20101(1)(o) of the Michigan Natural Resources and Environmental Protection Act (NREPA), being MCL 324.20101(1)(o), to notify the Department of environmental affairs of such application.



**ARTICLE III. REVIEW AND APPROVAL PROCEDURES  
(PART 1)**

**DIVISION 1. GENERAL PROVISIONS**

**Sec. 61-3-5. Application complete-ness; application ineligibility.**

(a) An application will be considered complete where it is submitted in the required form, contains all mandatory information, including all exhibits that are specified by the official responsible for accepting the application, and is accompanied by the applicable fee. A determination of application completeness shall be made by the official who is responsible for accepting the application within ten (10) days of the date that the application is filed. Where an application is determined to be incomplete, the official responsible for accepting the application shall provide written notice to the applicant along with an explanation of the application's deficiencies. No further processing of the application shall occur until the deficiencies are corrected. Where the deficiencies are not corrected by the applicant within thirty (30) days, the application shall be considered withdrawn and returned to the applicant.

(b) Pursuant to MCL 125.3406(2), a person is not eligible to apply for a rezoning, site plan approval, special land use approval, planned unit development approval, variance, or other zoning authorization if the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**Sec. 61-3-7. Notices; content and timing.**

All notices for statutory public hearings that are required under this zoning ordinance shall comply with the Michigan Zoning Enabling Act, being MCL 125.3101 *et seq.*, and shall inform the recipient of the applicant's name, describe the nature and type of use proposed, indicate the location of the property in question, and provide the section of the Zoning Ordinance under which the proposal is being processed. Notice shall be provided:

(1) At least five (5) days before the application is considered or a public hearing is scheduled before the City Council, as specified in Sec. 4-115 of the ~~1997~~ 2012 Detroit City Charter; public hearings

before the City Council concerning Zoning Ordinance amendments are not statutorily required; or

(2) At least fifteen (15) days before the application is considered or a public hearing is scheduled before the Buildings, ~~and~~ Safety Engineering and Environmental Department; or

(3) At least fifteen (15) days before the application is considered or a public hearing is scheduled before the Board of Zoning Appeals; or

(4) At least fifteen (15) days before the application is considered or a public hearing is scheduled before the City Planning Commission; public hearings before the City Planning Commission concerning Zoning Ordinance amendments are statutorily required.

The notice shall also invite written comments, statements, or opinions and indicate the place and date where written comments concerning the proposed use must be received.

**Sec. 61-3-12. Notices; posted notice.**

Any procedure for a public hearing that involves a specific property requires that a courtesy notice be posted on the subject property. The applicant shall be responsible for posting the notice of signs which are approved by the City and for placing the signs on the property that is the subject of the application in a manner which makes them clearly visible to neighboring residents and passers-by from each adjacent street. Required signs shall be posted according to the same timetable for published notice as provided for in Sec. 61-3-11 of this Code. The applicant shall be responsible for ensuring that the signs remain in place during the period which leads up to the public hearing, and for removing the signs within three (3) days after the hearing. The provisions of this section do not apply to public hearings for text amendments as provided for in ARTICLE III, DIVISION 2 of this Chapter. The deployment of posted notices for multi-lot and/or multi-block rezonings shall be detailed in procedural rules that are promulgated by the City Planning Commission in accordance with Section 2-111 of the ~~1997~~ 2012 Detroit City Charter.

**Sec. 61-3-20. Effective date; Conditional Uses, Regulated Uses, Controlled Uses.**

Unless otherwise specified in this zoning ordinance or the ~~1997~~ 2012 Detroit City Charter, no decision on a conditional land use application, Controlled Use or Regulated Use application that is made pursuant to this article shall become effective, nor shall any permit be issued, until the expiration of fourteen (14) days from the date of entry of such decision, during which time the decision may be appealed to the Board of Zoning Appeals.

**Sec. 61-3-21. Effective date of permits.**

Unless otherwise specified in this zoning ordinance or the ~~1997~~ 2012 Detroit City Charter, permits that are issued pursuant to this article are effective immediately.

**Sec. 61-3-23. Effective date; text amendments and map amendments.**

Zoning Ordinance text and map amendments shall become effective on the effective date of the amendatory ordinance ~~determined provided in MCL 125.3401(6) and by Section 4-115 of the 1997~~ Section 4-118, Paragraph 3 of the 2012 Detroit City Charter.

**Sec. 61-3-24. Date of entry.**

Unless otherwise specified by this zoning ordinance or by the ~~1997~~ 2012 Detroit City Charter, no decision of the Buildings, ~~and~~ Safety Engineering and Environmental Department shall be deemed "entered" until reduced to writing by incorporating the findings of fact that are made by the department, filed in the official records of the department, and mailed to the applicant and all persons who responded to the notice that was sent pursuant to this article or who registered to appear at any public hearings held on the application.

**DIVISION 2. ZONING ORDINANCE TEXT AMENDMENTS**

**Sec. 61-3-54. Procedure; public hearings required.**

(a) As provided for in the Michigan Zoning Enabling Act, being MCL 125.3101 et seq., the City Planning Commission shall hold a public hearing on any text amendment.

(b) As provided for in Section 4-115 of the ~~1997~~ 2012 Detroit City Charter, the City Council shall hold a public hearing on any text amendment.

(c) The hearings shall be conducted and a record of the proceedings shall be preserved in such manner and according to such procedures as the respective bodies shall prescribe by rule.

(d) Any text amendment shall become effective ~~on the thirtieth (30th) day after enactment in accordance with Section 4-115 of the 1997 Detroit City Charter, or on the eighth (8th) day after publication in accordance with MCL 125.3401(6), whichever is later; however, any text amendment that is given immediate effect by a two-thirds (2/3) majority of City Council members serving in accordance with Section 4-116 of the 1997 Detroit City Charter shall become effective on the date specified in the text amendment ordinance or the eighth (8th) day after publication in accordance with MCL 125.3401(6), whichever is later and Section 4-118, Paragraph 3 of the 2012 of the Detroit City Charter.~~

**Sec. 61-3-58. City Council review and decision.**

After holding a public hearing on the proposed Zoning Ordinance text amend-

ments, the City Council shall act to approve or deny the proposed amendment, based on the approval criteria of Sec. 61-3-59 of this Code. In accordance with Section 4-108 of the ~~1997~~ 2012 Detroit City Charter, no proposed amendment shall be passed except by a majority vote of the Council members present. Where a petition for a proposed Zoning Ordinance text amendment is not acted upon by the City Council within one hundred twenty (120) days of the time of receipt of the City Planning Commission's report, it shall be deemed to have been denied, unless extended by the Council.

**DIVISION 3. ZONING MAP AMENDMENTS (REZONINGS)**

**Sec. 61-3-73. Procedures; petition for amendment.**

The City Council, the City Planning Commission, other City agencies, the property owner, or any person, firm, organization, or corporation with an interest in a property may initiate a zoning map amendment for the property. Petition for amendments of a zoning map in ARTICLE XVII of this Chapter, by parties other than City agencies, shall be filed with the City Clerk on a form that is provided by the City Planning Commission and accompanied by such information that is required by this zoning ordinance. The Clerk shall forward all petitions to the City Planning Commission and the Planning and Development Department. Community organizations that are registered with the Buildings, ~~and~~ Safety Engineering and Environmental Department and Citizens' District Councils are authorized to petition the rezoning of any land within their boundaries.

However, a person is ineligible to apply for a rezoning where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**Sec. 61-3-75. Procedures; public hearings required.**

No amendment of a zoning map in ARTICLE XVII of this Chapter shall become effective until approved as to form by the Law Department or such approval is waived by the Rules and Procedures of the City Council, and the City Planning Commission and the City Council have each held a public hearing at a time and place to be determined by

the respective bodies, and the ordinance is published in accordance with Section 4-118, Paragraph 3 of the 1997 2012 Detroit City Charter and the provisions of MCL 125.3401(6). The hearings shall be conducted and a record of the proceedings shall be preserved in such manner and according to such procedures as the respective bodies shall prescribe by rule or bylaws.

#### DIVISION 4. PLANNED DEVELOPMENTS

##### **Sec. 61-3-94. Procedures; for areas other than urban renewal areas.**

(a) For all areas other than an urban renewal area, all petitions that request rezoning to a Planned Development District classification shall be accompanied by a site plan, elevations, and other data which are in sufficient detail to permit the City Planning Commission to review the proposed development to the degree that is specified in the Commission regulations which are required under this section. However, a person is not eligible to apply for a rezoning to a Planned Development District classification if the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

(b) The site plan, building elevations, and other development proposals, including proposed uses, must be reviewed by the City Planning Commission and the Planning and Development Department and approved by the City Council.

(c) All petitions that request rezoning to a Planned Development District classification, for all areas other than urban renewal areas, shall be consistent with the Master Plan and in accordance with the provisions which are specified in ARTICLE XI, DIVISION 2 of this Chapter.

(d) Upon approval by the City Council of the Zoning Ordinance map amendment, the site plan, building elevations, and other development proposals, including proposed uses, shall become an integral part of the Zoning Ordinance map amendment.

(e) All approved plans and development proposals shall be filed with the City Planning Commission and the Buildings, ~~and~~ Safety Engineering ~~and Environmental~~ Department and recorded with the County of Wayne Register of Deeds.

(f) Planned developments are subject

to Site Plan Review as provided for in Sec. 61-3-113(8) of this Code.

(g) See Figure 61-3-94.

##### **Sec. 61-3-97. Modification of approved plans.**

All approved site plans, elevations, and other development proposals, including proposed uses, may be amended, pursuant to the same procedure and subject to the same limitations and requirements by which said plans and proposals were initially approved. However, minor changes may be permitted by the City Planning Commission (or its staff where consistent with its bylaws), subject to a finding that such change will not cause any of the following:

(1) A change in character of the development; or

(2) An increase in the ratio of gross floor area to zoning lot area in excess of five percent (5%); or

(3) An increase in coverage by structure, unless justified by changes in other factors; or

(4) A reduction in approved open space or off-street parking and loading space, unless justified by changes in other factors; or

(5) The creation of, or increase in, injurious effects to land uses that are in the immediate vicinity.

#### DIVISION 5. SITE PLAN REVIEW Subdivision B. Submission Requirements.

##### **Sec. 61-3-121. Expedited review.**

(a) Urban farms and other agriculture uses requiring site plan review are subject only to the submission requirements as specified in Sec. 61-3-128 of this Code.

(b) Plans that are subject to review solely by virtue of the provisions of Sec. 61-3-113(5) and Sec. 61-3-113(6) of this Code may be expedited by review limited to the Planning and Development Department and the Buildings, Safety Engineering and Environmental Department, with the exception of urban farms and other agricultural uses, which shall always include the City Planning Commission staff. Similarly, in the SD3, SD4, and SD5 Districts, plans which relate to alterations to an existing structure, that do not involve additions or major structural alterations, may be expedited by review limited to the Planning and Development Department or City Planning Commission staff, as appropriate. Advisory review by other such departments, as is usually undertaken pursuant to Sec. 61-3-141 of this Code, is not required in such cases of expedited review. The submittal requirements that apply in cases of expedited review are limited to those specified in Sec. 61-13-122, Sec. 61-3-123, Sec. 61-3-125, and Sec. 61-3-126 of this Code, with the exception of urban farms and other agricultural uses which shall meet the submit-

tal requirements as specified in Sec. 61-3-128 of this Code only. The appropriate review body is authorized to tailor the information that is required by this subdivision to the site under consideration.

**Sec. 61-3-122. General information.**

In general, site plans shall be submitted in accordance with the following; however, a person is not eligible to apply for site plan review if the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment:

(1) Drawings, with graphic written scale, are to a scale of 1" = 50' if the site is less than three (3) acres, and 1" = 100' if the site is three (3) acres or more. Unless otherwise approved, the sheet size, shall be a minimum of 24" x 36";

(2) Title block with:

(a) Name, address, and telephone number of applicant;

(b) Name, address, telephone number, and seal with signature of architect, designer, or planner who prepared the plan. Plan should be issued for "Site Plan Approval" and dated;

(c) Project name;

(d) Project address; and

(e) Gross site area.

**Subdivision C. Authority to Review and Approve Site Plans.**

**Sec. 61-3-141. Planning and Development Department.**

Within the following zoning districts, the Planning and Development Department shall have the power to review and approve preliminary and final site plans: R1, R2, R3, R4, R5, R6, B1, B2, B3, B4, B5, B6, M1, M2, M3, M4, M5, P1, TM, PR, W1, SD1, SD2, SD3, and SD4 with less than three (3) acres. The Buildings, Safety Engineering and Environmental Department is authorized to participate in the review of all site plans. The Planning and Development Department shall involve other such departments as deemed necessary for proper site plan review, including, but not limited to, the Recreation Department; review of agricultural uses shall also include the City Planning Commission, the Department of Public Works, the Detroit Water and Sewerage Department, and other departments and agencies as necessary.

**Sec. 61-3-142. City Council.**

Within the following zoning districts, the

City Council shall have the power to review and approve site plans, after recommendation from the City Planning Commission: PD, PC, PCA, SD4 with three (3) acres or more, and SD5. The City Planning Commission shall involve other such departments, as deemed necessary, for proper site plan review including, but not limited to, the Buildings, Safety Engineering and Environmental Department and the Recreation Department; review of agricultural uses shall also include the Planning and Development Department, the Department of Public Works, the Detroit Water and Sewerage Department, and other departments and agencies as necessary. Any preliminary site plan approval by City Council shall be indicated by the adoption of a resolution, or in the case of a PD District, by the passing of an ordinance. The City Council may delegate final site plan approval to the City Planning Commission, which shall act consistent with its bylaws (with regard to those matters reserved for itself and those matters delegated to its staff).

**Subdivision E. Site Plan Review Procedures.**

**Sec. 61-3-172. Application filing.**

Applications for site plan review shall be submitted to the Buildings, ~~and~~ Safety Engineering and Environmental Department for review by the appropriate review body as identified in ARTICLE III, DIVISION 5, Subdivision C of this Chapter. The reviewing body shall adopt rules and procedures governing site plan review in accordance with the requirements of this division and the ~~1907~~ 2012 Detroit City Charter. (See Figure 61-3-172.)

**DIVISION 7. CONDITIONAL USES**

**Subdivision B. Procedure.**

**Sec. 61-3-212. Initiation of application and application filing.**

Any person who owns or has an interest in the subject property may file an application to use or occupy such land as a Conditional Use in the zoning district where the land is situated. Such application shall be filed with the Buildings, ~~and~~ Safety Engineering and Environmental Department, together with tentative plans including, but not limited to, site plans, floor plans, and elevations as provided for in ARTICLE III, DIVISION 5, Subdivision B of this Chapter. However, a person is ineligible to apply for a Conditional Use where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning subdivision if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if

the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**DIVISION 8. REGULATED USES  
Subdivision A. General.**

**Sec. 61-3-253. List of Regulated Uses.**  
The following use types shall be considered "Regulated Uses" under this zoning ordinance:

- (1) Brewpub outside the Central Business District and SD2 District and microbrewery outside the Central Business District and SD2 District and small distillery outside the Central Business District and SD2 District that serve alcohol for consumption on the premises,;
- (2) Cabaret, outside the Central Business District and SD5 District;
- (3) Dance hall, public, outside the Central Business District;
- (4) Establishment for the sale of beer or intoxicating liquor for consumption on the premises, outside the Central Business District and outside the SD1, SD2 and SD5 Districts;
- (5) ~~Hotel, outside the Central Business District and SD5 District (Repealed);~~
- (6) Lodging house, public;
- (7) Motel;
- (8) Pawnshop;
- (9) Plasma donation center; and
- (10) Secondhand store and Second-hand jewelry store (outside the M1, M2, M3, and M4, Districts).

**Subdivision B. Procedure.**

**Sec. 61-3-261. General.**

(a) Application to establish any of the above-Regulated Uses shall be made to the Buildings, ~~and~~ Safety Engineering and Environmental Department. (See Figure 61-3-261.) However, a person is ineligible to apply for a Regulated Use where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

(b) The Buildings, ~~and~~ Safety Engineering and Environmental Department shall not approve any such request where there are already in existence two (2) or more Regulated Uses within one thousand (1,000) feet of the boundaries of the site of the proposed Regulated Use, except as provided for through the waiver provisions set forth in Article III, Division 8, Subdivision C of this Chapter. (See

Sec. 61-12-87 for more information on spacing requirements in the City.)

**DIVISION 9. CONTROLLED USES  
Subdivision B. Procedure.**

**Sec. 61-3-301. Initiation of application for Controlled Use.**

As provided for in this zoning ordinance, any person who owns or has an interest in the subject property may file an application to use or occupy the property as a Controlled Use in the zoning district where the land is situated. Such application shall be filed with the Buildings, ~~and~~ Safety Engineering and Environmental Department together with tentative plans including, but not limited to, site plans, floor plans, elevations, and any other data prescribed and needed by the Buildings, ~~and~~ Safety Engineering and Environmental Department. (See Figure 61-3-301.) However, a person is ineligible to apply for a Controlled Use where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**ARTICLE IV. REVIEW AND APPROVAL PROCEDURES (PART 2)  
DIVISION 6. VARIANCES AND ADMINISTRATIVE ADJUSTMENTS**

**Sec. 61-4-85. Application filing.**

Applications for administrative adjustments shall be subject to the appropriate review body along with the development application to which the requested administrative adjustment or variance pertains. However, a person is ineligible to apply for an Administrative Adjustment where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**Sec. 61-4-89. Variances; in general.**

(a) The Board of Zoning Appeals may vary the requirements and limitations that are imposed by this zoning ordinance that pertain to dimensional requirements, use



regulations, locational/spacing requirements, or general development standards of various land use where strict application of such requirements or standards would result in practical difficulty and where all applicable standards and approval criteria of this division are met, including those of Sec. 61-4-81 of this Code.

(b) However, a person is ineligible to apply for a Variance where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearing bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

(c) The Board shall deny those requests that are not in harmony with the intent and purpose of this Zoning Ordinance. The Board of Zoning Appeals may require proof of correction of any violations or deficiencies prior to the approval of any zoning grant. A public hearing shall be required. (See Figure 61-4-91.)

**DIVISION 7. HARDSHIP RELIEF PETITIONS**

**Subdivision A. General.**

**Sec. 61-4-104. Information to be submitted with Hardship Relief Petition.**

The applicant shall submit the following information for consideration of a Hardship Relief Petition. In addition, the Board of Zoning Appeals may request additional information which is reasonably necessary, in the Body's opinion, to arrive at a conclusion concerning whether there has been a denial of all reasonable economic use. However, a person is ineligible to petition for Hardship Relief where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

- (1) Name of the petitioner;
- (2) Name and business address of current owner of the property; form of ownership, whether sole proprietorship, for-profit

it or not-for-profit corporation, partnership, joint venture or other, and where owned by a corporation, partnership, or joint venture, the names and addresses of all principal shareholders or partners;

(3) Price paid and other terms of sale of the property, the date of purchase, and the name of the party from whom purchased, including the relationship, if any, between the petitioner and the party from whom the property was acquired;

(4) Nature of the protectable interest claimed to be affected, including, but not limited to, fee simple ownership, or leasehold interest;

(5) Terms, including sale price, of any previous purchase or sale of a full or partial interest in the property by the current owner, applicant, or developer prior to the date of application;

(6) All appraisals of the property that were prepared for any purpose, including financing, offering for sale, or ad valorem taxation, within the three (3) years prior to the date of application;

(7) The assessed value of and ad valorem taxes on the property for the previous three (3) years;

(8) All information that concerns current mortgages or other loans secured by the property, including name of the mortgagee or lender, current interest rate, remaining loan balance and term of the loan and other significant provisions, including, but not limited to, right of purchasers to assume the loan;

(9) All listings of the property for sale or rent, price asked and offers received, if any, during the period of ownership or interest in the property;

(10) All studies commissioned by the petitioner or agents of the petitioner within the previous three (3) years which concern the feasibility of development or utilization of the property;

(11) For income producing property, itemized income and expense statements from the property for the previous three (3) years;

(12) Evidence and documentation of improvements, investments, or expenditures for professional and other services related to the property that were made during the past three (3) years;

(13) Information from a title policy or other source showing all recorded liens or encumbrances affecting the property; and

(14) Any applicable offer to purchase, land contract, or rental or lease agreement with such document being signed by both seller and buyer, landlord and tenant, or lessor and lessee.

**ARTICLE V. VIOLATIONS AND ENFORCEMENT**

**DIVISION 3. OTHER REMEDIES AND ENFORCEMENT POWERS**

**Sec. 61-5-32. Ineligibility to make application; Without permit.**

(a) A person is ineligible to apply for a

permit where the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

(a) b) The Buildings, and Safety Engineering and Environmental Department may deny or withhold any and all permits, certificates, or other forms of authorization from an applicant on any land or structure or improvements thereon where there is an uncorrected violation of a provision of this Zoning Ordinance or of a condition or qualification of a permit, certificate, approval or other authorization which was previously granted by the City. This enforcement provision shall apply regardless of whether the current owner or applicant is responsible for the violation in question.

(b) c) The Buildings, and Safety Engineering and Environmental Department may deny or withhold any permits, certificates, or other forms of authorization, on any land or structure or improvement that is owned or being developed by a person who owns, developed, or otherwise caused an uncorrected violation of a provision of this Zoning Ordinance or of a condition or qualification of a permit, certificate, approval, or other authorization which was previously granted by the City. This provision shall apply regardless of whether the property for which the permit or other approval is sought is the property in violation.

**ARTICLE VI. SIGNS**

**DIVISION 1. GENERAL; DEFINITIONS**  
**Sec. 61-6-1. Purpose; Overview.**

(a) The sign regulations of this article are intended to balance public and private interests. The purpose of this article is to promote a safe, well-maintained, vibrant and attractive City while accommodating the need for signs to inform, direct, identify, advertise, advocate, promote, endorse and otherwise communicate information. While these regulations allow for a variety of sign types and sizes, they do not necessarily ensure every property owner or business owner's desired level of visibility. It is not the intent or purpose of this Chapter to regulate the message displayed on any sign or the content. The objectives of this article are to:

(1) General: Ensure that signs are located, designed, constructed, installed

and maintained in a way that protects life, health, morals, property and the public welfare;

(2) Public Safety: Protect public safety by prohibiting signs that are structurally unsafe or poorly maintained; that cause unsafe traffic conditions through distraction of motorists, confusion with traffic signs, or hindrance of vision; and that impede safe movement of pedestrians or safe ingress and egress from buildings or sites;

(3) Protect Aesthetic Quality of Neighborhoods: Prevent blight and protect aesthetic qualities by preventing visual clutter and protecting views and preventing intrusion of commercial messages into noncommercial areas;

(4) Free Speech: Ensure that the constitutionally guaranteed right of free speech is protected and to allow signs as a means of communication;

(5) Reduce Conflict: Reduce conflict among signs and light, and between public and private information systems;

(6) Business Identification: Allow for adequate and effective signage for business identification and other commercial speech, non-commercial speech, and dissemination of public information, including but not limited to, public safety information and notification as may be required by law.

(b) Sign controls have been written for each district and placed in this article for ease of use and administration. All signs have been divided into four (4) major categories: advertising; business, including identification and institutional bulletin; directional; and real estate. These are further divided according to structure type, viz., double-face, flashing, illuminated, roof, ground, and wall. As an aid to the user of the Zoning Ordinance, definitions that pertain to signs have been restated in this division. In addition all relevant sign terms are defined in Sec. 61-16-173 of this Code.

(c) Additional non-zoning provisions for signs are contained in Chapter 3 of this Code, *Advertising and Signs*. Such provisions are enacted under the police powers of the City.

**ARTICLE VII. ZONING DISTRICTS (IN GENERAL)**

**Sec. 61-7-5. Special Districts.**

- (1) PD Planned Development District
- (2) P1 Open Parking District
- (3) PC Public Center District
- (4) PCA Public Center Adjacent District (Restricted Central Business District)
- (5) TM Transitional-Industrial District
- (6) PR Parks and Recreation District
- (7) W1 Waterfront-Industrial District
- (8) SD1 Special Development District, Residential/Commercial Small-Scale, Mixed-Use

(9) SD2 Special Development District, ~~Commercial/Residential Mixed-Use~~

(10) SD3 Special Development District, Technology and Research

(11) SD4 Special Development District, Riverfront mixed use

(12) SD5 Special Development District, Casinos

**ARTICLE VIII. RESIDENTIAL ZONING DISTRICTS**

**DIVISION 2. R1 SINGLE-FAMILY RESIDENTIAL DISTRICT**

**Sec. 61-8-26. Other regulations.**

The following regulations shall also apply on land zoned R1:

(1) New single-family dwellings in the R1 District shall comply with the Residential Compatibility Requirements set forth in ARTICLE XIV, DIVISION 3, Subdivision A of this Chapter;

(2) In the R1 District, not more than one (1) principal detached residential building shall be located on a zoning lot. Likewise, no principal detached residential building shall be located on the same zoning lot with any other principal building in the R1 District, except in the case of buildings used for educational or religious purposes;

(3) *Open parking areas.*

(a) Open parking areas, where located on the same zoning lot as the dwelling they are intended to serve, shall be permitted in the rear yard;

(b) In addition, operable private passenger vehicles may also be parked on the driveway in only one (1) side yard and the continuation of that side yard into the front yard to the property line;

(c) Operable private passenger vehicles may also be parked on semicircular drives as specified in Sec. 61-14-176(5) of this Code;

(d) No mechanical maintenance or vehicular repairs may be conducted on the portions of the driveway that are specified in Subsection 3(b) of this section or on any semicircular drive;

(e) Driveways shall be paved as provided for in Sec. 61-14-176 of this Code;

(f) Where the Michigan Secretary of State requires a valid and current license plate or registration sticker to use or transport any vehicle or piece of recreational equipment as defined in Sec. 61-16-161 of this Code, each vehicle or piece of recreational equipment shall bear and properly display said valid and current license plate or registration sticker at all times when parked in accordance with the provisions of this section.

(See also ARTICLE XIV, DIVISION 1, Subdivision E, "Use of Accessory Parking Lots and Areas," and ARTICLE XIV, DIVISION 1, Subdivision K, "Off-Street Parking Facilities in Residential Districts" and Chapter 55, "Traffic and Motor Vehicles," Article IV, "Local Regulations," Division 1, Sec. 55-4-36.")

**DIVISION 5. R4 THOROUGHFARE RESIDENTIAL DISTRICT**

**Sec. 61-8-74. By-right residential uses.**

(1) Boarding school and dormitory

(2) Child caring institution

(3) Convalescent, nursing or rest home

~~(4)~~ (4) Fraternity or sorority house

~~(4)~~ (5) Loft

~~(5)~~ (6) Multiple-family dwelling

~~(6)~~ (7) Religious residential facilities

~~(7)~~ (8) Rooming house

~~(8)~~ (9) Shelter for victims of domestic violence

~~(9)~~ (10) Single-family detached dwelling

~~(10)~~ (11) Town house

~~(11)~~ (12) Two-family dwelling

**Sec. 61-8-80. Conditional residential uses.**

(1) Adult foster care facility

(2) Assisted living facility

~~(3) Convalescent, nursing, or rest home (Repealed)~~

(4) Emergency shelter

(5) Pre-release adjustment center

(6) Residential substance abuse service facility

(7) Shelter for victims of domestic violence

(8) Single-room-occupancy housing, nonprofit

**ARTICLE IX. BUSINESS ZONING DISTRICTS**

**DIVISION 3. B2 LOCAL BUSINESS AND RESIDENTIAL DISTRICT**

**Sec. 61-9-42. Conditional retail, service, and commercial uses.**

(1) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, with drive-up or drive-through facilities

(2) Bank with drive-up or drive-through facilities

(3) Bed and breakfast inn

(4) Customer service center with drive-up or drive-through facilities

(5) Financial services center

(6) Food stamp distribution center

(7) Hotel

(8) Mortuary or funeral home, including those containing a crematory

(9) Motel

(10) Plasma donation center

(11) Printing or engraving shops with building size not exceeding six thousand (6,000) square feet

(12) Private club, lodge, or similar use

(13) Radio or television station

(14) Recording studio or photo studio or video studio, no assembly hall

(15) Recreation, indoor commercial and health club

(16) Restaurant, carry-out or fast-food without drive-up or drive-through facilities

(17) Restaurant, standard without drive-up or drive-through facilities

(18) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

(19) Youth hostel/hostel

**DIVISION 4. B3 SHOPPING DISTRICT**  
**Sec. 61-9-62. Conditional retail, service, and commercial uses.**

- (1) Arcade
- (2) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, with drive-up or drive-through facilities
- (3) Bank with drive-up or drive-through facilities
- (4) Business college or commercial trade school
- (5) Cabaret
- (6) Customer service center with drive-up or drive-through facilities
- (7) Dance hall, public
- (8) Establishment for the sale of beer or intoxicating liquor for consumption on the premises
- (9) Financial services center
- (10) Firearms dealership
- (11) Firearms target practice range, indoor
- (12) Food stamp distribution center
- (13) Hotel
- (14) Mortuary or funeral home, including those containing a crematory
- (15) Motel
- (16) Motor vehicle filling station
- (17) Motor vehicles, new or used, salesroom or sales lot
- (18) Plasma donation center
- (19) Pool or billiard hall
- (20) Private club, lodge, or similar use
- (21) Restaurant, carry-out or fast-food
- (22) Restaurant, standard with drive-up or drive-through facilities
- (23) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**DIVISION 5. B4 GENERAL BUSINESS DISTRICT**  
**Sec. 61-9-76. By-right retail, service, and commercial uses.**

- (1) Animal-grooming shop
- (2) Art gallery
- (3) Assembly hall
- (4) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, without drive-up or drive-through facilities
- (5) Bake shop, retail
- (6) Bank without drive-up or drive-through facilities
- (7) Barber or beauty shop
- (8) Brewpub or microbrewery or small distillery inside the Central Business District
- (9) Business college or commercial trade school
- (10) Cabaret, inside the Central Business District
- (11) Customer service center without drive-up or drive-through facilities
- (12) Dance hall, public, inside the Central Business District
- (13) Dry cleaning, laundry, or Laundromat
- (14) Establishment for the sale of beer or intoxicating liquor for consumption on

the premises inside the Central Business District

- (15) Hotel, inside the Central Business District
  - (16) Medical or dental clinic, physical therapy clinic, or massage therapy clinic
  - (17) Mortuary or funeral home, including those containing a crematory
  - (18) Motor vehicles, new, salesroom or sales lots
  - (19) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles
  - (20) Nail salon
  - (21) Office, business or professional
  - (22) Parking lots or parking areas for operable private passenger vehicles, except as restricted by Sec. 61-12-219 of this Code
  - (23) Parking structure
  - (24) Pet shop
  - (25) Private club, lodge, or similar use
  - (26) Radio or television station
  - (27) Radio, television, or household appliance repair shop, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
  - (28) Recreation, indoor commercial and health club
  - (29) Recording studio or photo studio or video studio, no assembly hall
  - (30) Restaurant, carry-out or fast-food, where located in a multi-story building and integrated into a mixed use or multi-tenant development, and without drive-up or drive-through facilities
  - (31) Restaurant, standard without drive-up or drive-through facilities
  - (32) Retail sales and personal service in business and professional offices
  - (33) Retail sales and personal service in multiple-residential structures
  - (34) School or studio of dance, gymnastics, music, art, or cooking
  - (35) Shoe repair shop
  - (36) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise with or without drive-up or drive-through facilities
  - (37) Veterinary clinic for small animals
- Sec. 61-9-82. Conditional retail, service, and commercial uses.**
- (1) Amusement park
  - (2) Arcade
  - (3) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, with drive-up or drive-through facilities
  - (4) Bank with drive-up or drive-through facilities
  - (5) Bed and breakfast inn
  - (6) Brewpub or microbrewery or small distillery, outside the Central Business District
  - (7) Cabaret, outside the Central Business District
  - (8) Customer service center with drive-up or drive-through facilities

- (9) Dance hall, public, outside the Central Business District
- (10) Employee recruitment center
- (11) Establishment for the sale of beer or intoxicating liquor for consumption on the premises, outside the Central Business District
- (12) Financial services center
- (13) Firearms dealership
- (14) Firearms target practice range, indoor
- (15) Food stamp distribution center
- (16) Go-cart track, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (17) Golf course, miniature
- (18) Hotel, outside the Central Business District
- (19) Kennel, commercial
- (20) Lodging house, public
- (21) Motel
- (22) Motor vehicle filling station
- (23) Motor vehicles, used, salesroom or sales lot, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (24) Motor vehicles, used, storage lot accessory to a salesroom or sales lot for used motor vehicles, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (25) Motor vehicle services, major, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (26) Motor vehicle services, minor
- (27) Motor vehicle washing and steam cleaning, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (28) Motorcycles, retail sales, rental or service
- (29) Outdoor commercial recreation, not otherwise specified
- (30) Parking lots or parking areas for operable private passenger vehicles, as restricted by Sec. 61-12-219(9)(e) of this Code
- (31) Pawnshop, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (32) Plasma donation center, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (33) Pool or billiard hall
- (34) Printing or engraving shops
- (35) Public lodging house
- (36) Rebound tumbling center, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare
- (37) Rental hall or banquet hall
- (38) Restaurant, carry-out or fast-food, with or without drive-up or drive-through facilities, except such use shall be prohib-

ited on any zoning lot abutting the Woodward Avenue Gateway Radial Thoroughfare where there is drive-up or drive-through facilities or where not located in a multi-story building having a mixed-use or multi-tenant development

(39) Restaurant, standard with drive-up or drive-through facilities, except such use having drive-up or drive-through facilities shall not be permitted on any zoning lot abutting the Woodward Avenue Gateway Radial Thoroughfare

(40) Secondhand stores and second-hand jewelry stores, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare

(41) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

(42) Tattoo and/or piercing parlor, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare

(43) Taxicab dispatch and/or storage, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare

(44) Theater and concert café, excluding drive-in theaters

(45) Trailer coaches or boat sale or rental, open air display, except such use shall not be permitted on any zoning lot abutting a designated Gateway Radial Thoroughfare

(46) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots

(47) Youth hostel/hostel

#### **DIVISION 6. B5 MAJOR BUSINESS DISTRICT**

##### **Sec. 61-9-96. By-right retail, service, and commercial uses.**

- (1) Animal-grooming shop
- (2) Art gallery
- (3) Assembly hall
- (4) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, with drive-up or drive-through facilities
- (5) Bake shop, retail
- (6) Bank without drive-up or drive-through facilities
- (7) Barber or beauty shop
- (8) Brewpub or microbrewery or small distillery, inside the Central Business District
- (9) Business college or commercial trade school
- (10) Cabaret, inside the Central Business District
- (11) Customer service center without drive-up or drive-through facilities
- (12) Dance hall, public, inside the Central Business District
- (13) Dry cleaning, laundry, or Laudromat
- (14) Employee recruitment center
- (15) Establishment for the sale of beer



or intoxicating liquor for consumption on the premises inside the Central Business District

(16) Financial services center without drive-up or drive-through facilities

(17) Food stamp distribution center without drive-up or drive-through facilities

(18) Hotel, inside the Central Business District

(19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic

(20) Mortuary or funeral home, including those containing a crematory

(21) Motor vehicles, new, salesroom or sales lot

(22) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles

(23) Nail salon

(24) Office, business or professional

(25) Parking lots or parking areas for operable private passenger vehicles

(26) Parking structure having ground floor commercial space or other space oriented to pedestrian traffic

(27) Pet shop

(28) Pool or billiard hall

(29) Printing or engraving shops

(30) Private club, lodge, or similar use

(31) Radio or television station

(32) Radio, television, or household appliance repair shop

(33) Recording studio or photo studio or video studio, no assembly hall

(34) Recreation, indoor commercial and health club

(35) Rental hall or banquet hall

(36) Restaurant, carry-out and fast-food as provided for in Sec. 61-12-228(8) of this Code

(37) Restaurant, standard without drive-up or drive-through facilities

(38) Retail sales and personal service in business and professional offices

(39) Retail sales and personal service in multiple-residential structures

(40) School or studio of dance, gymnastics, music, art, or cooking

(41) Shoe repair shop

(42) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise without drive-up or drive-through facilities.

(43) Tattoo and/or piercing parlor

(44) Theater and concert café, excluding drive-in theaters

(45) Veterinary clinic for small animals

#### **DIVISION 7. B6 GENERAL SERVICES DISTRICT**

##### **Sec. 61-9-116. By-right retail, service, and commercial uses.**

(1) Assembly hall

(2) Art gallery

(3) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone

(4) Bake shop, retail

(5) Bank

(6) Barber or beauty shop

(7) Brewpub or microbrewery or small distillery inside the Central Business District

(8) Business college or commercial trade school

(9) Cabaret, inside the Central Business District

(10) Customer service center

(11) Dance hall, public, inside the Central Business District

(12) Dry cleaning, laundry, or Laudromat

(13) Employee recruitment center

(14) Establishment for the sale of beer or intoxicating liquor for consumption on the premises inside the Central Business District

(15) Financial services center

(16) Food stamp distribution center

(17) Hotel, inside the Central Business District

(18) Kennel, commercial

(19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic

(20) Mortuary or funeral home, including those containing a crematory

(21) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code

(22) Motor vehicle services, minor

(23) Motor vehicle washing and steam cleaning

(24) Motor vehicles, new or used, salesroom or sales lots

(25) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles

(26) Nail salon

(27) Office, business or professional

(28) Parking lots or parking areas for operable private passenger vehicles

(29) Parking structure

(30) Pet shop

(31) Pool or billiard hall

(32) Private club, lodge, or similar use

(33) Produce or food markets, wholesale

(34) Radio or television station

(35) Radio, television, or household appliance repair shop

(36) Recording studio or photo studio or video studio, no assembly hall

(37) Recreation, indoor commercial and health club

(38) Rental hall or banquet hall

(39) Restaurant, carry-out or fast-food with or without drive-up or drive-through facilities

(40) Restaurant, standard

(41) Retail sales and personal service in business and professional offices

(42) Shoe repair shop

(43) Storage or killing of poultry or small game for direct, retail sale on the premises or for wholesale trade

(44) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise with or without drive-up or drive-through facilities.

- (45) Tattoo and/or piercing parlor
- (46) Taxicab dispatch and/or storage facility
- (47) Trailer coaches or boat sale or rental, open air display
- (48) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots

## ARTICLE X. INDUSTRIAL ZONING

### DISTRICTS

#### DIVISION 2. M1 LIMITED INDUSTRIAL DISTRICT

##### Sec. 61-10-16. By-right retail, service, and commercial uses.

- (1) Animal-grooming shop
- (2) Arcade
- (3) Art gallery
- (4) Assembly hall
- (5) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone
- (6) Bake shop, retail
- (7) Bank without drive-up or drive-through facilities
- (8) Barber or beauty shop
- (9) Brewpub or microbrewery or small distillery, subject to Sec. 61-12-158(4) of this Code
- (10) Business college or commercial trade school
- (11) Customer service center
- (12) Dry cleaning, laundry, or Laudromat
- (13) Employee recruitment center
- (14) Financial services center without drive-up or drive-through facilities
- (15) Food stamp distribution center
- (16) Go-cart track
- (17) Golf course, miniature
- (18) Kennel, commercial
- (19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic
- (20) Mortuary or funeral home, including those containing a crematory
- (21) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code
- (22) Motor vehicle services, minor
- (23) Motor vehicle washing and steam cleaning
- (24) Motor vehicles, new or used, salesroom or sales lot
- (25) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles
- (26) Nail salon
- (27) Office, business or professional
- (28) Parking lots or parking areas for operable private passenger vehicles
- (29) Parking structure
- (30) Pet shop
- (31) Pool or billiard hall
- (32) Printing or engraving shops
- (33) Private club, lodge, or similar use
- (34) Produce or food markets, wholesale
- (35) Radio or television station
- (36) Radio, television, or household appliance repair shop

- (37) Rebound tumbling center
- (38) Recording studio or photo studio or video studio, no assembly hall
- (39) Recreation, indoor commercial and health club
- (40) Rental hall or banquet hall
- (41) Restaurant, standard
- (42) Retail sales and personal service in business and professional offices
- (43) School or studio of dance, gymnastics, music, art, or cooking
- (44) Secondhand stores and second-hand jewelry stores
- ~~(44)~~ (45) Shoe repair shop
- ~~(45)~~ (46) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise
- ~~(46)~~ (47) Tattoo and/or piercing parlor
- ~~(47)~~ (48) Taxicab dispatch and/or storage facility
- ~~(48)~~ (49) Theater and concert café, excluding drive-in theaters
- ~~(49)~~ (50) Trailer coaches or boat sale or rental, open air display
- ~~(50)~~ (51) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots
- ~~(51)~~ (52) Veterinary clinic for small animals

##### Sec. 61-10-22. Conditional retail, service, and commercial uses.

- (1) Amusement park
- (2) Bank with drive-up or drive-through facilities
- (3) Brewpub or microbrewery or small distillery, subject to ~~Subsection~~ Sec. 61-12-158(4)
- (4) Cabaret
- (5) Dance hall, public
- (6) Establishment for the sale of beer or intoxicating liquor for consumption on the premises
- (7) Financial services center with drive-up or drive-through facilities
- (8) Firearms dealership
- (9) Firearms target practice range, indoor
- (10) Hotel
- (11) Motel
- (12) Motor vehicle filling station other than as provided for in Sec. 61-12-182(2) of this Code
- (13) Motor vehicle services, major
- (14) Motor vehicles, used, storage lot accessory to a salesroom or sales lot for used motor vehicles
- (15) Motorcycles, retail sales, rental or service
- (16) Outdoor commercial recreation, not otherwise specified
- (17) Pawnshop
- (18) Plasma donation center
- (19) Restaurant, carry-out or fast-food
- ~~(20) Secondhand stores and second-hand jewelry stores (Repealed)~~
- (21) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**DIVISION 3. M2 RESTRICTED INDUSTRIAL DISTRICT**

**Sec. 61-10-36. By-right retail, service, and commercial uses.**

- (1) Animal-grooming shop
- (2) Arcade
- (3) Art gallery
- (4) Assembly hall
- (5) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone
- (6) Bake shop, retail
- (7) Bank
- (8) Barber or beauty shop
- (9) Brewpub or microbrewery or small distillery, subject to Sec. 61-12-158(4)
- (10) Business college or commercial trade school
- (11) Customer service center
- (12) Dry cleaning, laundry, or Laudromat
- (13) Employee recruitment center
- (14) Financial services center
- (15) Food stamp distribution center
- (16) Go-cart track
- (17) Golf course, miniature
- (18) Kennel, commercial
- (19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic
- (20) Mortuary or funeral home, including those containing a crematory
- (21) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code
- (22) Motor vehicle services, minor
- (23) Motor vehicle washing and steam cleaning
- (24) Motor vehicles, new or used, salesroom or sales lot
- (25) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles
- (26) Motorcycles, retail sales, rental or service
- (27) Nail salon
- (28) Office, business or professional
- (29) Parking lots or parking areas for operable private passenger vehicles
- (30) Parking structure
- (31) Pet shop
- (32) Pool or billiard hall
- (33) Printing or engraving shops
- (34) Private club, lodge, or similar use
- (35) Produce or food markets, wholesale
- (36) Radio or television station
- (37) Radio, television, or household appliance repair shop
- (38) Rebound tumbling center
- (39) Recording studio or photo studio or video studio, no assembly hall
- (40) Recreation, indoor commercial and health club
- (41) Rental hall or banquet hall
- (42) Restaurant, carry-out or fast-food with or without drive-up or drive-through facilities
- (43) Restaurant, standard
- (44) Retail sales and personal service in business and professional offices

- (45) School or studio or dance, gymnastics, music, art, or cooking

~~(46) Secondhand stores and second-hand jewelry stores~~

- ~~(46)~~ (47) Shoe repair shop
- ~~(47)~~ (48) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise
- ~~(48)~~ (49) Tattoo and/or piercing parlor
- ~~(49)~~ (50) Taxicab dispatch and/or storage facility
- ~~(50)~~ (51) Theater and concert café, excluding drive-in theaters
- ~~(51)~~ (52) Trailer coaches or boat sale or rental, open air display
- ~~(52)~~ (53) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental, or service; moving truck/trailer rental lots
- ~~(53)~~ (54) Veterinary clinic for small animals

**Sec. 61-10-42. Conditional retail, service, and commercial uses.**

- (1) Amusement park
- (2) Brewpub or microbrewery or small distillery, subject to ~~Subsection~~ Sec. 61-12-158(4)
- (3) Cabaret
- (4) Dance hall, public
- (5) Establishment for the sale of beer or intoxicating liquor for consumption on the premises
- (6) Firearms dealership
- (7) Firearms target practice range, indoor
- (8) Hotel
- (9) Motel
- (10) Motor vehicle filling station other than as provided for in Sec. 61-12-182(2) of this Code
- (11) Motor vehicle services, major
- (12) Motor vehicles, used, storage lot accessory to a salesroom or sales lot for used motor vehicles
- (13) Outdoor commercial recreation, not otherwise specified
- (14) Pawnshop
- (15) Plasma donation center
- (16) ~~Secondhand stores and second-hand jewelry stores (Repealed)~~
- (17) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**DIVISION 4. M3 GENERAL INDUSTRIAL DISTRICT**

**Sec. 61-10-56. By-right retail, service, and commercial uses.**

- (1) Animal-grooming shop
- (2) Arcade
- (3) Art gallery
- (4) Assembly hall
- (5) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone
- (6) Bake shop, retail
- (7) Bank
- (8) Barber or beauty shop
- (9) Brewpub or microbrewery or small distillery, subject to Sec. 61-12-158(4)
- (10) Business college or commercial trade school

(11) Customer service center  
 (12) Dry cleaning, laundry, or Laudromat  
 (13) Employee recruitment center  
 (14) Financial services center  
 (15) Food stamp distribution center  
 (16) Go-cart track  
 (17) Golf course, miniature  
 (18) Kennel, commercial  
 (19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic  
 (20) Mortuary or funeral home, including those containing a crematory  
 (21) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code  
 (22) Motor vehicle services, minor  
 (23) Motor vehicle washing and steam cleaning  
 (24) Motor vehicles, new or used, salesroom or sales lot  
 (25) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles  
 (26) Motorcycles, retail sales, rental or service  
 (27) Nail salon  
 (28) Office, business or professional  
 (29) Parking lots or parking areas for operable private passenger vehicles  
 (30) Parking structure  
 (31) Pet shop  
 (32) Pool or billiard hall  
 (33) Printing or engraving shops  
 (34) Private club, lodge, or similar use  
 (35) Produce or food markets, wholesale  
 (36) Radio or television station  
 (37) Radio, television, or household appliance repair shop  
 (38) Rebound tumbling center  
 (39) Recording studio or photo studio or video studio, no assembly hall  
 (40) Recreation, indoor commercial and health club  
 (41) Rental hall or banquet hall  
 (42) Restaurant, carry-out or fast-food with or without drive-up or drive-through facilities  
 (43) Restaurant, standard  
 (44) Retail sales and personal service in business and professional offices  
 (45) School or studio of dance, gymnastics, music, art, or cooking  
 (46) Secondhand stores and second-hand jewelry stores  
~~(46)~~ (47) Shoe repair shop  
~~(47)~~ (48) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise  
~~(48)~~ (49) Tattoo and/or piercing parlor  
~~(49)~~ (50) Taxicab dispatch and/or storage facility  
~~(50)~~ (51) Theater and concert café, excluding drive-in theaters  
~~(51)~~ (52) Trailer coaches or boat sale or rental, open air display  
~~(52)~~ (53) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots

~~(53)~~ (54) Veterinary clinic for small animals

**Sec. 61-10-62. Conditional retail, service, and commercial uses.**

(1) (Repealed)  
 (2) Amusement park  
 (3) Brewpub or microbrewery or small distillery, subject to Subsection Sec. 61-12-158(4)  
 (4) Cabaret  
 (5) Dance hall, public  
 (6) Establishment for the sale of beer or intoxicating liquor for consumption on the premises  
 (7) Firearms dealership  
 (8) Firearms target practice range, indoor  
 (9) Fireworks, sales  
 (10) Hotel  
 (11) Motel  
 (12) Motor vehicle filling station other than as provided for in Sec. 61-12-182(2) of this Code  
 (13) Motor vehicle services, major  
 (14) Motor vehicles, used, storage lot accessory to salesroom or sales lot for used motor vehicles  
 (15) Outdoor commercial recreation, not otherwise specified  
 (16) Pawnshop  
 (17) Plasma donation center  
 (18) ~~Secondhand stores and second-hand jewelry stores (Repealed)~~  
 (19) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**DIVISION 5. M4 INTENSIVE INDUSTRIAL DISTRICT**

**Sec. 61-10-76. By-right retail, service, and commercial uses.**

(1) Animal-grooming shop  
 (2) Arcade  
 (3) Art gallery  
 (4) Assembly hall  
 (5) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone  
 (6) Bake shop, retail  
 (7) Bank  
 (8) Barber or beauty shop  
 (9) Brewpub or microbrewery or small distillery, subject to Sec. 61-12-158(4)  
 (10) Business college or commercial trade school  
 (11) Customer service center  
 (12) Dry cleaning, laundry, or Laudromat  
 (13) Employee recruitment center  
 (14) Financial services center  
 (15) Food stamp distribution center  
 (16) Go-cart track  
 (17) Golf course, miniature  
 (18) Kennel, commercial  
 (19) Medical or dental clinic, physical therapy clinic, or massage therapy clinic  
 (20) Mortuary or funeral home, including those containing a crematory  
 (21) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code

- (22) Motor vehicle services, minor
- (23) Motor vehicle washing and steam cleaning
- (24) Motor vehicles, new or used, salesroom or sales lot
- (25) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles
- (26) Motorcycles, retail sales, rental or service
- (27) Nail salon
- (28) Office, business or professional
- (29) Parking lots or parking areas for operable private passenger vehicles
- (30) Parking structure
- (31) Pet shop
- (32) Pool or billiard hall
- (33) Printing or engraving shops
- (34) Private club, lodge, or similar use
- (35) Produce or food markets, whole-sale
- (36) Radio or television station
- (37) Radio, television, or household appliance repair shop
- (38) Rebound tumbling center
- (39) Recording studio or photo studio or video studio, no assembly hall
- (40) Recreation, indoor commercial and health club
- (41) Rental hall or banquet hall
- (42) Restaurant, carry-out or fast-food with or without drive-up or drive-through facilities
- (43) Restaurant, standard
- (44) Retail sales and personal service in business and professional offices
- (45) School or studio of dance, gymnastics, music, art, or cooking
- (46) ~~Secondhand stores and second-hand jewelry stores~~
- ~~(46)~~ (47) Shoe repair shop
- ~~(47)~~ (48) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise
- ~~(48)~~ (49) Tattoo and/or piercing parlor
- ~~(49)~~ (50) Taxicab dispatch and/or storage facility
- ~~(50)~~ (51) Theater and concert café, excluding drive-in theaters
- ~~(51)~~ (52) Trailer coaches or boat sale or rental, open air display
- ~~(52)~~ (53) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots
- ~~(53)~~ (54) Veterinary clinic for small animals

**Sec. 61-10-82. Conditional retail, service, and commercial uses.**

- (1) (Repealed)
- (2) Amusement park
- (3) Brewpub or microbrewery or small distillery, subject to ~~Subsection 61-12-158(4)~~ {Sec. 61-12-158(4)}
- (4) Cabaret
- (5) Dance hall, public
- (6) Drive-in theater
- (7) Establishment for the sale of beer or intoxicating liquor for consumption on the premises

- (8) Firearms dealership
- (9) Firearms target practice range, indoor
- (10) Fireworks, sales
- (11) Motor vehicle filling station other than as provided for in Sec. 61-12-182(2) of this Code
- (12) Motor vehicle services, major
- (13) Motor vehicles, used, storage lot accessory to salesroom or sales lot for used motor vehicles
- (14) Outdoor commercial recreation, not otherwise specified
- (15) Pawnshop
- (16) Plasma donation center
- (17) ~~Secondhand stores and second-hand jewelry stores (Repealed)~~
- (18) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**ARTICLE XI. SPECIAL PURPOSE ZONING DISTRICTS AND OVERLAY AREAS**

**DIVISION 5. PCA PUBLIC CENTER ADJACENT DISTRICT (RESTRICTED CENTRAL BUSINESS DISTRICT)**

**Sec. 61-11-86. By-right retail, service, and commercial uses.**

- (1) Arcade
- (2) Assembly hall
- (3) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, without drive-up or drive-through facilities
- (4) Bake shop, retail
- (5) Bank without drive-up or drive-through facilities
- (6) Barber or beauty shop
- (7) Brewpub or microbrewery or small distillery
- (8) Business college or commercial trade school
- (9) Cabaret, inside the Central Business District
- (10) Dance hall, public, inside the Central Business District
- (11) Dry cleaning, laundry, or Laundromat
- (12) Establishment for the sale of beer or intoxicating liquor for consumption on the premises, inside the Central Business District
- (13) Financial services center without drive-up or drive-through facilities
- (14) Hotel, inside the Central Business District
- (15) Medical or dental clinic, physical therapy clinic, or massage therapy clinic
- (16) Nail salon
- (17) Office, business or professional, having ground-floor commercial space or other space oriented to pedestrian traffic
- (18) Parking lots or parking areas for operable private passenger vehicles
- (19) Parking structure, having ground-floor commercial space or other space oriented to pedestrian traffic
- (20) Pool or billiard hall
- (21) Private club, lodge, or similar use



- (22) Radio or television station
- (23) Recording studio or photo studio or video studio, no assembly hall
- (24) Recreation, indoor commercial and health club
- (25) Restaurant, standard without drive-up or drive-through facilities
- (26) Restaurant, carry-out or fast-food as provided for in Sec. 61-12-228(8) of this Code
- (27) Secondhand stores and second-hand jewelry stores, as limited by Sec. 61-12-233 of this Code
- ~~(27)~~ (28) Shoe repair shop
- ~~(28)~~ (29) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise

~~(29)~~ (30) Theater and concert café, excluding drive-in theaters

**Sec. 61-11-92. Conditional retail, service, and commercial uses.**

- (1) Automated Teller Machine not accessory to another use on the same zoning lot, which is stand-alone, without drive-up or drive-through facilities
- (2) Bank with drive-up or drive-through facilities
- (3) Cabaret, outside the Central Business District
- (4) Dance hall, public, outside the Central Business District
- (5) Establishment for the sale of beer or intoxicating liquor for consumption on the premises, outside the Central Business District
- (6) Financial services center with drive-up or drive-through facilities
- (7) Hotel, outside the Central Business District
- (8) Motor vehicle filling station
- (9) Motor vehicle washing
- (10) Motor vehicles, new, salesroom or sales lot
- (11) Office, business or professional, other than that permitted by right
- (12) Parking structures, not having ground floor commercial space or other space oriented to pedestrian traffic
- (13) Rental hall or banquet hall
- (14) Restaurant, carry-out or fast-food, other than that permitted by right
- (15) Restaurant, standard as provided for in Sec. 61-12-229(5) of this Code
- (16) Retail sales and personal service in business and professional offices
- (17) Secondhand stores and second-hand jewelry stores (Repealed)
- (18) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

**DIVISION 6. TM TRANSITIONAL-INDUSTRIAL DISTRICT**

**Sec. 61-11-106. By-right retail, service, and commercial uses.**

- (1) Animal-grooming shop
- (2) Arcade
- (3) Assembly hall
- (4) Automated Teller Machine not

accessory to another use on the same zoning lot, which is stand-alone

- (5) Bake shop, retail
- (6) Bank
- (7) Barber or beauty shop
- (8) Brewpub or microbrewery or small distillery, subject to Sec. 61-12-158(4)
- (9) Business college or commercial trade school
- (10) Customer service center
- (11) Dry cleaning, laundry, or Laudromat
- (12) Employee recruitment center
- (13) Financial services center
- (14) Food stamp distribution center
- (15) Go-cart track
- (16) Golf course, miniature
- (17) Kennel, commercial
- (18) Medical or dental clinic, physical therapy clinic, or massage therapy clinic
- (19) Mortuary or funeral home, including those containing a crematory
- (20) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code
- (21) Motor vehicle services, minor
- (22) Motor vehicle washing and steam cleaning
- (23) Motor vehicles, new or used, salesroom or sales lot
- (24) Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles
- (25) Motorcycles, retail sales, rental or service
- (26) Nail salon
- (27) Office, business or professional
- (28) Parking lots or parking areas for operable private passenger vehicles
- (29) Parking structure
- (30) Pet shop
- (31) Pool or billiard hall
- (32) Printing or engraving shops
- (33) Private club, lodge, or similar use
- (34) Produce or food markets, wholesale
- (35) Radio or television station
- (36) Radio, television, or household appliance repair shop
- (37) Rebound tumbling center
- (38) Recording studio or photo studio or video studio, no assembly hall
- (39) Recreation, indoor commercial and health club
- (40) Rental hall or banquet hall
- (41) Restaurant, carry-out or fast-food
- (42) Restaurant, standard
- (43) Retail sales and personal service in business and professional offices
- (44) Secondhand stores and second-hand jewelry stores
- ~~(44)~~ (45) Shoe repair shop
- ~~(45)~~ (46) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise
- ~~(46)~~ (47) Tattoo and/or piercing parlor
- ~~(47)~~ (48) Taxicab dispatch and/or storage facility
- ~~(48)~~ (49) Theater and concert café, excluding drive-in theaters

~~(49)~~ (50) Trailer coaches or boat sale or rental, open air display

~~(50)~~ (51) Trailers, utility, or cement mixers, pneumatic-tired, sales, rental or service; moving truck/trailer rental lots

~~(51)~~ (52) Veterinary clinic for small animals

**Sec. 61-11-112. Conditional retail, service, and commercial uses.**

(1) All those uses permitted by right in the TM district on a parcel for development consisting of one (1) or more acres

(2) Brewpub or microbrewery or small distillery, subject to ~~Subsection~~ Sec. 61-12-158(4)

(3) Cabaret

(4) Establishment for the sale of beer or intoxicating liquor for consumption on the premises

(5) Motor vehicle filling station as provided for in Sec. 61-12-182(2) of this Code

(6) Motor vehicle services, major

(7) Motor vehicles, used, storage lot accessory to salesroom or sales lot for used motor vehicles

(8) Outdoor commercial recreation, not otherwise specified

(9) Pawnshop

(10) ~~Secondhand stores and secondhand jewelry stores (Repealed)~~

**DIVISION 9. SD1 — SPECIAL DEVELOPMENT DISTRICT — SMALL-SCALE, MIXED-USE**

**Sec. 61-11-172. Conditional retail, service, and commercial uses.**

(1) Bed and breakfast inn

(2) Brewpub or microbrewery or small distillery exceeding 3,000 square feet

(3) Establishment for the sale of beer or intoxicating liquor for consumption on the premises exceeding 3,000 square feet

(4) Hotel

(5) Kennel, commercial

(6) Parking lots or parking areas, commercial and accessory parking farther than the maximum distance specified in ARTICLE XIV, Division 1 of this Chapter

(7) Parking structure having at least sixty percent (60%) of the ground floor level façade abutting a public street dedicated to commercial space or other space oriented to pedestrian traffic

(8) Pool or billiard hall

(9) Private club, lodge, or similar use

(10) Radio or television station

(11) Radio, television, or household appliance repair shop

(12) Secondhand store and secondhand jewelry store

(13) Specially designated distributor's (SDD) or specially designated merchant's (SDM) establishment

(14) Theater, excluding concert café and drive-in theater, not exceeding one hundred fifty (150) fixed seats

(15) Youth hostel/hostel

**DIVISION 10. SD2 — SPECIAL DEVELOPMENT DISTRICT, COMMERCIAL/RESIDENTIAL MIXED-USE**

**Sec. 61-11-186. By-right retail, service, and commercial uses.**

(1) Animal grooming shop

(2) Art gallery

(3) Automated teller machine not accessory on the same zoning lot, which is stand-alone, without drive-up or drive-through facilities

(4) Bake shop, retail

(5) Bank without drive-up or drive-through facilities

(6) Barber or beauty shop

(7) Brewpub or microbrewery or small distillery

(8) Dry cleaning, laundry, or laundromat

(9) Establishment for the sale of beer or intoxicating liquor for consumption on the premises

(10) Medical or dental clinic, physical therapy clinic, or massage therapy clinic

(11) Mortuary or funeral home, including those containing a crematory

~~(11)~~ (12) Nail salon

~~(12)~~ (13) Office, business or professional

~~(13)~~ (14) Parking lots or parking areas, accessory, for operable private passenger vehicles, not farther than the maximum distance specified in ARTICLE XIV, Division 1 of this Chapter

~~(14)~~ (15) Pet shop

~~(15)~~ (16) Printing or engraving shops not exceeding five thousand (5,000) square feet of gross floor area with a minimum of ~~40~~ ten percent (10%) of the gross floor area being used as a retail store for the sale of the goods produced

~~(16)~~ (17) Radio or television station

~~(17)~~ (18) Recording studio or photo studio or video studio, no assembly hall

~~(18)~~ (19) Recreation, indoor commercial and health club, excluding golf dome

~~(19)~~ (20) Restaurant, carry-out or fast-food, located in a multi-story building and integrated into a mixed-use or multi-tenant development, and without drive-up or drive-through facilities

~~(20)~~ (21) Restaurant, standard without drive-up or drive-through facilities

~~(21)~~ (22) Retail sales and personal service in business and professional offices

~~(22)~~ (23) Retail sales and personal service in multiple-residential structures

~~(23)~~ (24) School or studio of dance, gymnastics, music, or art or cooking

~~(24)~~ (25) Shoe repair shop

~~(25)~~ (26) Stores of a generally recognized retail nature whose primary business is the sale of new merchandise

~~(26)~~ (27) Theater, excluding concert café and drive-in theaters, not exceeding one hundred fifty (150) fixed seats

~~(27)~~ (28) Veterinary clinic for small animals

**DIVISION 12. SD4 — SPECIAL DEVELOPMENT DISTRICT, RIVERFRONT MIXED USE**

**Sec. 61-11-242. Modification of approved plans.**

All site plans, elevations, and other development proposals, including proposed uses approved in accordance with Sec. 61-11-238 of this Code, may be amended pursuant to the same procedure and subject to the same limitations and requirements by which the plans and proposals were initially approved. However, minor changes to such approved site plans, elevations and other development proposals, and minor changes to conforming uses existing on July 15, 1998, may be permitted by the Buildings, and Safety Engineering and Environmental Department without the usual public hearing or, where applicable, by the City Council, ~~after recommendation by the Planning and Development Department and, where applicable, by the City Planning Commission (or its staff where consistent with its bylaws) to the Buildings and Safety Engineering Department,~~ subject to the determination that such change will not cause any of the following:

- (1) A change in character of the development;
  - (2) An increase in the ratio of gross floor area to zoning area;
  - (3) An increase in coverage by structures unless justified by changes in other factors;
  - (4) A reduction in approved open space or off-street parking and loading space unless justified by changes in other factors; or
- (1) The creation of, or increase in, injurious effects upon land uses permitted by right
  - (2) or conditionally in the immediate vicinity.

**DIVISION 13. SD5 — SPECIAL DEVELOPMENT DISTRICT, CASINOS**

**Sec. 61-11-276. Modification of approved plans.**

Approved site plans and elevations, and other aspects of the development proposal, including uses, may be amended, pursuant to the same procedure and subject to the same limitations and requirements by which said plans and proposals were initially approved. However, upon written request by the petitioner, minor changes may be permitted by the City Planning Commission (or its staff where consistent with its bylaws), subject to a finding that such change will not cause any of the following:

- (1) A change in the character of the development; or
- (2) An increase in the ratio of gross floor area by more than five percent (5%); or
- (3) An increase in lot coverage by

structure unless justified by changes in other factors; or

(4) A reduction in approved open space or off-street parking unless justified by changes in other factors; or

(5) The creation of or increase in injurious effects to land uses in the immediate vicinity.

After review by the City Planning Commission, the petitioner shall be notified, in writing, of the result(s) of the City Planning Commission's findings. These findings shall be forwarded to the City Council.

**DIVISION 14. OVERLAY AREAS**

**Subdivision F. Development Improvement Area**

**Sec. 61-11-361. Description.**

The Development Improvement Area is a special area that is established to permit property owners in business or other areas to request City assistance in upgrading the external physical appearance of their area. The provisions allow for the employment of a design consultant to prepare a development-improvement plan, including such items as planting boxes or other "street furniture", lighting and lighting fixtures, building materials, finishes and colors including building façade modernizations, improvements in parking and traffic facilities, all aspects of signs, an overall color scheme, an improved pedestrian circulation scheme, or any other visual or functional appurtenances for the district. Provision is also made for the establishment of a special assessment district to defray all or part of the costs of such improvement projects consistent with the provisions of Article 8, Chapter 6 of the ~~1997~~ 2012 Detroit City Charter.

**Sec. 61-11-372. Collection of assessments.**

Upon completion and acceptance of the improvements by the City Council, the appropriate City department shall certify the cost of said improvement to the Board of Assessors which shall then prepare a regular special assessment roll for said improvement as provided for in Article 8, Chapter 6 of the ~~1997~~ 2012 Detroit City Charter. The completed regular special assessment roll shall be confirmed by City Council and transmitted to the City Treasurer for collection in one (1) or more but not to exceed ten (10) annual installments.

**Sec. 61-11-373. City Treasurer.**

Upon receipt of the regular special assessment roll, the City Treasurer shall apply all monies collected upon the tentative special assessment roll to the regular special assessment roll and shall proceed with the collection of the assessments as provided for in Article 8, Chapter 6 of the ~~1997~~ 2012 Detroit City Charter.



Use Category	Specific Land Use	Residential			Business			Industrial			Special and Overlay					Standards General (Art. XII, Div. 2) Specific (Art. XII, Div. 3)										
		R	R	R	B	B	B	M	M	M	P	P	P	P	T		P	W	S	S	S					
		1	2	3	4	5	6	1	2	3	4	5	D	1	C		C	M	R	1	D	D	D	D	D	5
	Rental hall or banquet hall							C	R	R	R	R	L				C	R							Sec. 61-12-227; P	
	All other							C	C	C	C	C	L				C								Sec. 61-12-431	
Use Category	Specific Land Use	Residential			Business			Industrial			Special and Overlay					Standards General (Art. XII, Div. 2) Specific (Art. XII, Div. 3)										
		R	R	R	B	B	B	M	M	M	P <th>P</th> <th>P</th> <th>P</th> <th>T</th> <th>P</th> <th>W</th> <th>S</th> <th>S</th> <th>S</th>	P	P	P	T		P	W	S	S	S					
		1	2	3	4	5	6	1	2	3	4	5	D	1	C <th>C</th> <th>M</th> <th>R</th> <th>1</th> <th>D</th> <th>D</th> <th>D</th> <th>D</th> <th>D</th> <th>5</th>		C	M	R	1	D	D	D	D	D	5
<b>Subdivision D. Retail, Service and Commercial Uses.</b>																										
	Bed and breakfast inn	C	C	C	C	C	C						L													Sec. 61-12-157
	Hotel	C	C	C	C	C	C	C	C	C	C	C	L		C	R										RU-SPC; Sec. 61-12-169; Sec. 61-12-404
Sec. 61-12-46. Public accommodation.	Lodging house, public												L													RU; SPC; Sec. 61-12-171
	Motel	C	C	C	C	C	C	C	C	C	C	C	L													RU; SPC; Sec. 61-12-174; Sec. 61-12-404
	Youth hostel/hostel	C	C	C	C	C	C						L													Sec. 61-12-241











**DIVISION 2. GENERAL USE STANDARDS**

**Sec. 61-12-85. P (Petition).**

Restrictions on the location of the use may in some cases require presentation of a valid petition signed by nearby property owners and other parties, as indicated below:

(1) *Amusement parks*, see Sec. 61-12-152 of this Code.

(2) *Concert cafés and concert halls*, see Sec. 61-12-238 of this Code.

(3) *Controlled Uses*, see Sec. 61-3-312 of this Code.

(4) *Dance halls, public*, see Sec. 61-3-272 of this Code.

(5) *Firearms target practice ranges*, see Sec. 61-12-164 of this Code.

(6) *Go-cart tracks*, see Sec. 61-12-166 of this Code.

(7) *Golf courses, miniature*, see Sec. 61-12-167 of this Code.

(8) *Motor vehicle filling stations*, see Sec. 61-12-190 of this Code.

(9) *Motorcycle clubs*, see Sec. 61-12-224(5) of this Code; for *motorcycle sales, rental, or service establishments*, see Sec. 61-12-217 of this Code.

(10) *Pawnshops*, see Sec. 61-3-272 of this Code.

(11) *Rebound tumbling centers*, see Sec. 61-12-225 of this Code.

(12) *Recreation facilities, commercial*

(*selected*), see Sec. 61-12-226 of this Code.

(13) *Rental halls or Banquet halls*, see Sec. 61-12-227 of this Code.

(14) *Tattoo parlors*, see Sec. 61-12-97 of this Code.

In accordance with Section 2-111 of the ~~1997~~ 2012 Detroit City Charter, the Buildings, ~~and~~ Safety Engineering and Environmental Department shall adopt rules and regulations which govern verification of the petition that may be required by this Chapter. The rules shall provide, among other things, that the circulator of the petition who is requesting a waiver shall not be less than eighteen (18) years of age and shall subscribe to an affidavit attesting to the fact that the petition was circulated in accordance with such rules, that the circulator personally witnessed the signatures on the petition, and that such signatures were affixed to the petition by the persons whose names appeared thereon.

Where a petition is required for use that also requires a public hearing, no hearing shall be scheduled at the Buildings, ~~and~~ Safety Engineering and Environmental Department or at the Board of Zoning Appeals until the petition has been verified by the Buildings, ~~and~~ Safety Engineering and Environmental Department.

Use Type	Minimum Distance from Same Regulated Uses (Existing or Approved)	Minimum Distance from Other Use Types (Existing or Approved) or Zoning District	Comment
<b>Sec. 61-12-91. Retail, service, and commercial uses — Spacing.</b>			
Amusement park	N/A	— Residentially zoned area: 2,500 feet	Sec. 61-12-152
Concert café and concert hall	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-238(3)
Firearms target practice range, indoor	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-164
Go-cart	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-166
Golf course, miniature	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-167
Motor vehicle filling station, not possessing locational suitability	1000 feet	N/A	Sec. 61-12-95; Sec. 61-12-188 through Sec. 61-12-192



Motor vehicle, used, salesroom or sales lot	1000 feet	N/A	Sec. 61-12-213; Sec. 61-12-407
Motorcycle rentals	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-217
Rebound tumbling center	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-225
Recreation, facilities, commercial (selected)	N/A	— Residentially zoned area: 500 feet	Sec. 61-12-226(9)
Rental hall or banquet hall	N/A	— Residentially zoned area: 500 feet — (Inside Central Business District only) Rental hall and public dance hall; 1,000 feet	Sec. 61-12-227
Restaurant, carry-out or fast-food	N/A	School (not including Educational institutions): 500 feet	Sec. 61-12-96; Sec. 61-12-228
Restaurant, standard	N/A	School (not including Educational institutions): 500 feet	Sec. 61-12-95; Sec. 61-12-96; Sec. 61-12-229
Tattoo parlor	N/A	Lodging house, public; 750 feet	Sec. 61-12-95; Sec. 61-12-97; Sec. 61-12-236
<b>Use Type</b>	<b>Minimum Distance from Regulated Uses (Existing or Approved)</b>	<b>Minimum Distance from Other Use Types (Existing or Approved) or Zoning District</b>	<b>Comment</b>

**Sec. 61-12-94. Regulated Uses — Spacing.**

[Repealed]			
Brewpub outside the Central Business District and SD2 District and Microbrewery outside the Central Business District and SD2 District and Small Distillery outside the Central Business District and SD2 District that serves alcohol for consumption on the premises	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-158
Cabaret, outside the Central Business District and SD2 District	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-159
Dance hall, public, outside the Central Business District	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet; Residentially zoned area: 500 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-160
Establishment for the sale of beer or intoxicating liquor for consumption on the premises, outside the Central Business District and outside the SD1, SD2 and SD5 Districts	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-161
Hotel, outside the B5 and SD5 District	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-160

Lodging house, public	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-171
Motel	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-174
Pawnshop	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet; Residentially zoned area: 500 feet.	Sec. 61-3-252(2); Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-221
Plasma donation center	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95;
Secondhand store and Secondhand jewelry store, <u>outside the M1, M2, M3, and M4 Districts</u>	Any 2 other Regulated Uses: 1000 feet	Any 2 Adult Uses: 1000 feet; Any 1 Adult Use and any 1 Regulated Use: 1000 feet.	Article III, Division 8, Subdivision C; Sec. 61-12-95; Sec. 61-12-233

**DIVISION NO. 3 SPECIFIC USE STANDARDS**

**Subdivision C. Public, Civic, and Institutional Uses**

**Sec. 61-12-134. Educational institution.**

Educational institution is defined in Sec. 61-16-71 of this Code. Educational institutions shall be subject to the following provisions:

(1) The required Recreational Space Ratio for educational institutions in the R4 District is 0.10. (See Sec. 61-13-159 for information on recreational space requirements); ~~and~~

(2) In the PC district, both educational institutions and cultural buildings are permitted by right; ~~and~~

(3) ~~In the PC and PCA districts, educational institution includes a nonprofit corporation organized under the laws of this state to provide training, retraining, and personal and professional development opportunities, and exempt from federal income tax under section 501(c)(5) of the Internal Revenue Code of 1986, as amended.~~

**Subdivision C. Retail, Service, and Commercial Uses; Generally**

**Sec. 61-12-158. Brewpubs and microbreweries and small distilleries.**

Brewpubs and microbreweries and small distilleries shall be subject to the following provisions:

(1) Regulated Use provisions of ARTICLE III, DIVISION 8 of this Chapter where there is consumption of beer or intoxicating liquor on the premises, located outside of the Central Business District ~~and outside the SD2 District;~~

(2) Controlled Use provisions of ARTICLE III, DIVISION 9 of this Chapter where beer or wine or intoxicating liquor

are sold to the general public for consumption off the premises at a brewpub or small distillery;

(3) Review by the County of Wayne Department of Environment as provided for in Sec. 61-12-82 of this Code;

(4) In the M1, M2, M3, and M4 Districts: where a brewpub, microbrewery, or small distillery is classified as a Regulated Use and/or a Controlled Use, the use shall be permitted on a conditional basis; where a brewpub, microbrewery, or small distillery is not classified as a Regulated Use or Controlled Use, the use shall be permitted on a by-right basis.

**Sec. 61-12-175. Mortuary or funeral home.**

~~Mortuaries and funerals homes may contain a crematory on the premises as an accessory use.~~

~~**Secs. 61-12-175 61-12-176 — 61-12-180. Reserved.**~~

**Subdivision E. Retail, Service and Commercial Uses; Generally, continued**

**Sec. 61-12-219. Parking lots or parking areas.**

The definitions for commercial parking, accessory parking, and remote accessory parking are specified in Sec. 61-16-151 of this Code. Parking lots shall be subject to the following provisions:

(1) Parking lots are limited to the parking of operable private passenger vehicles and the accessory parking of other vehicles associated with a land use to which the parking lot is accessory. All such vehicles shall bear current and valid license plates;

(2) No parking lot or parking area may be used as a towing service storage yard as defined in Sec. 61-16-182 of this Code;

(3) No permit is required for accessory

parking on the same zoning lot as the use to which the parking is accessory. A permit from the Buildings, Safety Engineering and Environmental Department is required for any commercial parking lot or remote accessory parking lot, and for any accessory parking lot that is located on a zoning lot separate from the principal use;

(4) Commercial parking lots must be licensed by the Business License Center as provided for in Chapter 39 of this Code;

(5) Vending on parking lots that are licensed for commercial parking is prohibited as provided for in Section 39-2-17 of this Code.

(6) Vending on parking lots or parking areas that are not licensed for commercial parking is prohibited, except as provided for in Sec. 61-12-437 of this Code;

(7) No commercial parking lot shall be located within one thousand (1,000) radial feet of any stadium or sports arena, except on land that, on August 13, 1999, 1) was vacant, or 2) for which the most recently recorded permitted use was for parking purposes;

(8) Parking lots and parking areas shall conform to:

(a) The specifications for "Accessible Parking for Physically Disabled Persons" as provided for in ARTICLE XIV, DIVISION 1, Subdivision G of this Chapter;

(b) The "Off-Street Parking Area Design" standards for "Off-Street Parking Areas" as provided for in ARTICLE XIV, DIVISION 1, Subdivision I of this Chapter; and

(c) The "Landscaping and Screening" standards for "Off-Street Parking Areas" as provided for in ARTICLE XIV, DIVISION 2, Subdivision C of this Chapter; and

(9) In addition, the following specific standards shall apply for the zoning districts that are specified (See Figure 61-12-219(9)):

(a) *Districts R1-R2*: A parking lot may be allowed when accessory to any non-residential use permitted in the subject zoning district, and where located on a separate zoning lot and not involving any trade, business, profession, or occupation;

(b) *Districts R1-R3*: Where a zoning lot abuts, or is separated by an alley or easement along its side zoning lot line from a business or industrial zoning district, a parking lot may be allowed provided that it does not exceed seventy (70) feet in width and not more than eight thousand five hundred (8,500) square feet in area. Any off-street parking spaces so furnished ~~shall not in any way may be considered as supplying either required or surplus off-street parking facilities for new, converted, or expanded uses, as required under ARTICLE XIV, DIVISION 1 of this Chapter;~~

(c) *Districts R3-R4*: A parking lot shall be allowed only when accessory to uses permitted in the subject zoning district, where located on a separate zoning lot, and where not involving any trade, business, profession, or occupation;

(d) *Districts R1-R3*: A parking lot may be permitted on land designated non-residential on the generalized land use plan of the Master Plan;

(e) *District B4*: Commercial parking lots that are located on zoning lots in the B4 District, which abut a designated Gateway Radial Thoroughfare, may be permitted as a Conditional use only. However accessory parking is permitted by right;

(f) *District P1*: Parking lots shall conform to:

(i) The specifications for accessible parking for physically disabled persons as provided for in ARTICLE XIV, DIVISION 1, Subdivision G of this Chapter;

(ii) The off-street parking area design standards as provided for in ARTICLE XIV, DIVISION 1, Subdivision I of this Chapter; and

(iii) The landscaping and screening standards for off-street parking areas as provided for in ARTICLE XIV, DIVISION 2, Subdivision C of this Chapter.

**Sec. 61-12-227. Rental halls and banquet halls.**

Rental halls and banquet halls shall be subject to the following provisions:

(1) Rental halls and banquet halls shall be prohibited within five hundred (500) feet of land zoned R1, R2, R3, R4, R5, R6, or residential PD. Said prohibition shall be waived upon presentation to the Buildings, ~~and~~ Safety Engineering, ~~and~~ Environmental Department of a verified petition requesting such waiver, signed by two-thirds (2/3) of those persons owning, residing, or doing business within five hundred (500) feet of the proposed location;

(2) In the Central Business District, rental halls and banquet halls shall be prohibited within one thousand (1,000) feet of any other rental hall or public dance hall; ~~and~~

(3) Rental halls are subject to the licensing requirements of Chapter 46 of this Code; ~~and~~

(4) Banquet halls are subject to the applicable licensing requirements of this Code.

**Subdivision H. Other Uses — Urban Agriculture**

**Sec. 61-12-329. Setbacks and height requirements.**

(a) Buildings and structures related to agricultural uses must comply with the accessory structure setback and height requirements in ARTICLE XIII, DIVISION 1 of this Chapter, with the exception of rear yard requirements.

(b) Cultivation must comply with the following additional setback requirements.

ARTICLE XIII. INTENSITY AND DIMENSIONAL STANDARDS  
 DIVISION 1. TABLES OF INTENSITY AND DIMENSIONAL STANDARDS  
 Subdivision A. Resident Districts

(1) Crop areas must be set back at least five (5) feet from all property lines. The required setback must be covered with ground plants, not planted with the intent to harvest, which may include grasses (including native species and ornamental grasses).  
 (2) Orchards and tree farms shall be

set back at least fifteen (15) feet from the lot line of any lot developed with a residential, public/civic/institutional, retail/service/commercial, or manufacturing/ industrial land use.  
 (3) Greenhouses and hoophouses shall be set back at least five (5) feet from the rear property line.

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142	Sec. 61-13-142	Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15 *Formula B = Length (feet) + 2 (height) /6									
<b>Sec. 61-13-2. R1.</b>									
Accessory buildings/ structures						15			Sec. 61-13-126
Cemeteries									Sec. 61-13-16, Sec. 61-13-131(2)
Neighborhood center (non-profit)	10000	70	20	Formula B	30	35	35		Sec. 61-13-19
Outdoor recreation facilities									Sec. 61-13-131
Parking lots or parking areas			20	10					Sec. 61-13-102; Article XIV, Division 1, Subdivision 1

Public utilities				20	15	30	35				
Religious institutions	10000	70	20		Formula B	30	45	35			Sec. 61-13-19; Sec. 61-13-104
Schools	10000	70	20		Formula B	30	—	35	0.70		Sec. 61-13-19; Sec. 61-13-131
Single-family dwellings, Religious residential facilities	5000	50	20		4 ft. minimum/ 14 ft. combined	30	35	35 including all accessory buildings/structures. (See also Sec. 61-13-105.)			Sec. 61-13-104; Article XIV, Division 3, Subdivision A
Agricultural uses					See: Sec. 61-12-329		35	35			Sec. 61-12-338
All other uses	5000	50	20		4 ft. minimum/ 14ft. combined	30	35	35			
<b>Sec. 61-13-3. R2.</b>											
Accessory buildings/structures							15				Sec. 61-13-126
Cemeteries											Sec. 61-13-16; Sec. 61-13-131(2)



Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172			Sec. 61-13-151	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) / 15									
Multiple-family dwellings	7000	70	20	10	30		35	0.50	Sec. 61-13-101
Neighborhood center (non-profit)	10000	50	20	Formula B	30	35	35		Sec. 61-13-19
Outdoor recreation facilities									Sec. 61-13-131
Parking lots or parking areas			20	10					Sec. 61-13-102; Article XIV, Division 1, Subdivision 1
Public utilities			20	15	30	35			
Religious institutions	10000	70	20	Formula B	30	45	35		Sec. 61-13-19; Sec. 61-13-104



Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15									
Fire or police stations			20	15	30			0.70	13-131(2)
Libraries or museums	10000	70	20	Formula B	30	35			Sec. 61-13-19
Multiple-family dwellings	7000	70	20	Formula A	30		(0.12 RSR)	0.70	
Neighborhood center (non-profit)	7000	70	20	Formula B	30	35		0.70	Sec. 61-13-19
Outdoor recreation facilities									Sec. 61-13-131
Parking lots or parking areas			20	10					Sec. 61-13-102; Article XIV, Division 1, Subdivision I
Public utilities			20	15	30			0.70	

Religious institutions	10000	70	20	Formula B	30		0.70	Sec. 61-13-19; Sec. 61-13-104
Schools	10000	70	20	Formula B	30		0.70	Sec. 61-13-19; Sec. 61-13-131
Single-family dwellings, Religious residential facilities	5000	50	20	4 ft. minimum/14 ft. combined	30	35 (See also Sec. 61-13-105.)		
Town houses (attached group)	7000	70	20	Formula A	30		0.70	Sec. 61-13-106
Two-family dwellings	6000	60	20	4 ft. minimum/14 ft. combined	30	35 (See also Sec. 61-13-107.)		
Agricultural uses				<u>See: Sec. 61-12-329</u>		35		Sec. 61-12-338
All other uses	7000	70	20	Formula B	30		0.70	
<b>Sec. 61-13-5. R4.</b>								
Accessory buildings/structures						15		Sec. 61-13-126
Educational institutions	7000	70	20	Formula B	30	(0.10 RSR)	1.00	Sec. 61-13-19; Sec. 61-13-131

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142	Sec. 61-16-172	Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15									
Fire or police stations		20	15	30			1.00		
Fraternity or sorority houses	7000	70	20	Formula A	30		1.00		
Libraries or museums	10000	70	20	Formula B	30	35		Sec. 61-13-19	
Multiple-family dwellings	7000	70	20	Formula A	30		(0.10 RSR)	1.00	
Neighborhood center (non-profit)	7000	70	20	Formula B	30			1.00	Sec. 61-13-19
Outdoor recreation facilities									Sec. 61-13-131
Parking lots or parking areas		20	10						Sec. 61-13-102; Article XIV, Division 1, Subdivision 1



Public utilities				20	15	30				1.00	
Religious institutions	10000	70	20	20	Formula B	30				1.00	Sec. 61-13-19; Sec. 61-13-104
Rooming houses	7000	70	20	20	Formula A	30		(0.10 RSR)		1.00	
Schools	10000	70	20	20	Formula B	30				1.00	Sec. 61-13-131
Single-family dwellings, Religious residential facilities	5000	50	20	20	4 ft. minimum/ 14 ft. combined	30	35	35 (See also Sec. 61-13-105)			
Town houses (attached group)	7000	70	20	20	Formula A	30				1.00	Sec. 61-13-106
Two-family dwellings	6000	55	20	20	4 ft. minimum/ 14 ft. combined	30	35	35 (See also Sec. 61-13-107.)			
Agricultural uses					<u>See: Sec. 61-12-329</u>						Sec. 61-12-338
All other uses	7000	70	20	20	Formula B	30				1.00	
<b>Sec. 61-13-6. R5.</b>											
Accessory buildings/structures							15				Sec. 61-13-126
Educational institutions	7000	70	20	20	Formula B	30				1.50	Sec. 61-13-19; Sec. 61-

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142	Sec. 61-16-172	Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15									
									13-131
Fire or police stations		20		15	20			1.50	
Libraries or museums	10000	70	20	Formula B	30			1.50	Sec. 61-13-19
Marinas		20	20	20		35			Sec. 61-13-91
Mobile home park		100	20	25	30				Sec. 61-13-17
Multiple-family dwellings	7000	70	20	Formula A	30		(0.085 RSR)	1.50	
Neighborhood center (non-profit)	7000	70	20	Formula B	30			1.50	
Outdoor recreation facilities									Sec. 61-13-131
Parking lots or parking areas		20		10					Sec. 61-13-102; Article XIV, Division 1, Subdivision I

Parking structures			20	Formula B						1.50	Sec. 61-13-103
Public utilities			20	15	30					1.50	
Religious institutions	10000	70	20	Formula B	30					1.50	Sec. 61-13-19; Sec. 61-13-104
Rooming houses	7000	70	20	Formula A	30			(0.085 RSR)		1.50	
Schools	10000	70	20	Formula B	30					1.00	Sec. 61-13-19; Sec. 61-13-131
Single-family dwellings, Religious residential facilities	5000	50	20	4 ft. minimum/ 14 ft. combined	30	35		35 (See also Sec. 61-13-105)			
Town houses (attached group)	7000	70	20	Formula A	30					1.50	Sec. 61-13-106
Two-family dwellings	6000	55	20	4 ft. minimum/ 14 ft. combined	30	35		35 (See also Sec. 61-13-107.)			Sec. 61-13-106
Agricultural uses				<u>See: Sec. 61-12-329</u>							Sec. 61-12-338
All other uses	7000	70	20	Formula B	30					1.50	





Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15									
									12-338
All other uses	7000	70	20	Formula B	30			2.00	

**Subdivision C. Business Districts**

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
*Formula A = Length (feet) + 2 (height) /15									
<b>Sec. 61-13-22. B1.</b>									
Accessory buildings/structures						15			Sec. 61-13-126
Libraries or museums	10000	70	20	Formula B	30	35			Sec. 61-13-32
Multiple-family dwellings	7000	70	20	Formula A	30		1.00		Sec. 61-13-32
Neighborhood center (non-profit)	7000	70	20	Formula B	30	35			Sec. 61-13-32





Subdivision G. Special Purpose Zoning Districts

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
<b>Sec. 61-13-69. SD1.</b>									
Gas regulator stations, electric transformer stations, telephone exchange buildings, water works, reservoirs, pumping stations, filtration plants.			20	15	30				
Establishment for the sale of beer or intoxicating liquor for consumption on the premises			20	Formula B	30			2.00	

Fraternity or sorority houses	7000	70	20	Formula A	30			1.00	
Hotels <del>or hotels</del>	7000	70	20	Formula A	30			2.00	
Libraries or museums	10000	70	20	Formula B	30			2.00	
Marinas			20	20					Sec. 61- 13-91
Multiple-family dwellings	7000	70	20	Formula A	30		(0.07 RSR)	2.00	
Neighborhood center (non- profit)	7000	70	20	Formula B	30			1.50	
Outdoor recreation facilities									Sec. 61- 13-131
Parking lots or parking areas			20	Formula A					Article XIV, Div- ision 1, Subdivi- sion I
Parking			20	Formula B	5			1.00	Sec. 61-

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear				
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157		
structures									13-103
Personal service establishment as defined in <u>Sec. 61-16-151</u>			20	Formula B	30			1.50	
Radio, television, or household appliance repair shop			20	Formula B	30			2.00	
Religious institutions	10000	70	20	Formula B	30			2.00	
Restaurant, standard			20	Formula B	30			2.00	
Rooming houses	7000	70	20	Formula A	30		(0.07 RSR)	1.50	
Schools	10000	70	20	Formula B	30			2.00	

Single-family dwellings, Religious residential facilities	5000	50	20	4 ft. minimum/ 14 ft. combined	30	35	35	
Specially designated distributor's (SDD) establishment			20	Formula B	30		2.00	
Specially designated merchant's (SDM) establishment			20	Formula B	30		2.00	
Stores of a generally recognized retail nature whose primary business is the sale of new merchandise			20	Formula B	30		2.00	
Town houses (attached group)	7000	70	20	Formula A	30		1.50	Sec. 61-13-106
Two-family dwellings	6000	55	20	4 ft. minimum/ 14 ft. combined	30	35		

Use	Minimum Lot Dimensions		Minimum Setbacks (feet)			Max. Height (feet)	Max. Lot Coverage (%)	Max. FAR	Add'l. Regs.	
	Area (sq. ft.)	Width (feet)	Front	Side*	Rear					
Sec. Reference	Sec. 61-13-142		Sec. 61-16-172	Sec. 61-16-172	Sec. 61-13-151	Sec. 61-13-152	Sec. 61-13-156 Sec. 61-13-157			
<u>Agricultural uses</u>			<u>See: Sec. 61-12-329</u>						<u>Sec. 61-12-338</u>	
All other uses	7000	70	20	Formula B	30		1.00			
<b>Sec. 61-13-71. SD3.</b>										
<u>Agricultural uses</u>			<u>See: Sec. 61-12-329</u>							<u>Sec. 61-12-338</u>
All uses	3 acres		20	Formula B	30			2.00		



**ARTICLE XIV. DEVELOPMENT STANDARDS**

**DIVISION 1. OFF-STREET PARKING, LOADING AND ACCESS**

**Subdivision K. Off-Street Parking Facilities in Residential Districts**

**Sec. 61-14-176. Location of off-street parking on land zoned R1 and R2.**

The following provisions, with respect to the location of off-street parking in the R1 and R2 Districts, shall apply:

(1) In the R1 and R2 Districts, off-street parking of operable private passenger vehicles on zoning lots that contain single-family or two-family dwellings shall be permitted only:

In garages; or

On approved parking areas in the rear yard as specified in Sec. 61-14-176(2) of this Code;

On approved driveways as defined in Sec. 61-16-62 of this Code, in only one (1) side yard and the continuation of that side yard into the front yard to the property line. There shall be not more than one (1) driveway per residential dwelling unit, except as provided for in Sec. 61-14-176(5) of this Code; or

On semicircular drives, as specified in Sec. 61-14-176(5) of this Code;

(2) In R1 and R2 Districts, off-street parking on the site of an allowed nonresidential use shall not be allowed within required front or side setbacks;

(3) In R1 and R2 Districts, where dwelling units are built without an attached garage, a solid paved access shall be required from the street or alley to a garage or paved parking area and the solid paved access shall follow the most direct route from the street to any garage or paved parking area on the lot. Where no garage is provided, the paved parking area shall be located completely within the rear yard area and shall have maximum dimensions of twenty (20) feet by thirty (30) feet and shall not cover more than fifty percent (50%) of the rear yard. No parking shall be permitted on lawns or other unpaved areas on residential lots. The required parking area and access shall be paved with an asphaltic or Portland cement binder or solid paver;

(4) In R1 and R2 Districts, where dwelling units are built with an attached garage, a solid paved access shall be provided from the street, or, where applicable, the alley, to the attached garage. The access shall be paved with an asphaltic or Portland cement binder or solid paver;

(5) In R1 and R2 Districts, semicircular drives, or other drives with more than one (1) point of access to a street shall be permitted only on zoning lots having a lot width of at least sixty (60) feet and a front yard having at least two thousand one hundred (2,100) square feet.

(6) See Figure 61-14-176 and Sec. 61-8-27 and Sec. 61-8-47 for additional regulations; see also Chapter 55, "Traffic and Motor Vehicles," Article IV, "Local Regulations," Division 1, Sec. 55-4-36; and

(7) Off-street parking on the site of an allowed multiple-family dwelling or non-residential use shall be allowed only in the rear yard or in not more than one (1) of the side yards. (See also Sec. 61-13-15.)

**ARTICLE XV. NONCONFORMITIES**

**DIVISION 1. IN GENERAL**

**Sec. 61-15-7. Board of Zoning Appeals.**

The Board of Zoning Appeals shall have the authority to hold hearings and render decisions with respect to nonconforming uses, buildings, and structures.

Pursuant to MCL 125.3406(2), a person is not eligible to apply for a decision with respect to nonconforming uses, buildings, and structures if the person is delinquent in paying a civil fine, costs, or a justice system assessment imposed by an administrative hearings bureau established pursuant to section 4q of the Home Rule City Act, 1909 PA 279, MCL 117.4q. This ineligibility does not apply to an applicant for a zoning authorization if the applicant became the owner of the property by foreclosure or by taking a deed in lieu of foreclosure as provided in MCL 125.3406(3). Further, this ineligibility does not apply if the zoning authorization will correct, in whole or in part, the blight violation that was the subject of the delinquent payment.

**DIVISION 5. PUBLIC ACQUISITION OF NONCONFORMITIES**

**Sec. 61-15-55. Disposition of property.**

Upon the transfer of title of property to the City of Detroit, the City Council shall cause the discontinuance or removal of the nonconformity. Thereafter, the City Council may elect to retain all or part of acquired property for municipal purposes, other than public housing. Where acquisition costs are to be assessed against a special district, the amount to be assessed shall be reduced by the market value of the property which is retained for public use. Thereafter, the City Council shall order such portion of the property not retained for municipal purposes to be sold, or otherwise disposed of, but only for a conforming use, and not public housing. The City Council shall confirm the cost of such project and report any assessable cost to the Board of Assessors, which shall then prepare an assessment roll in the manner provided for in the ~~1997~~ 2012 Detroit City Charter and this Code. At the discretion of the City council, such an assessment may be paid in one or more, but not to exceed ten (10), annual installments.

**ARTICLE XVI. DEFINITIONS AND RULES OF CONSTRUCTION**

<b>DIVISION 2. WORDS AND TERMS DEFINED</b>	
<b>Subdivision B. Letter "A"</b>	
<b>Sec. 61-16-33. Words and terms (An-As).</b>	
Antenna	Any system of wires, poles, rods, reflecting discs, or similar devices, together with any supporting structure, used for the reception and/or transmission of electromagnetic waves.
Antenna — Category A	Television antennas not twenty-eight (28) square feet in area or six (6) feet in dish diameter, customarily though not exclusively erected from residential use, such as microwave-receiving antennas, and dipole "rod and mast" VHF-UHF antennas, hereinafter referred to as "conventional" television antennas.
Antenna — Category B	Radio antennas and antenna towers, such as amateur radio antennas for ham/shortwave operations, and fixed-station antennas for business-band radio, citizens band radio, general mobile radio service and two-way radio.
Antenna — Category C	Dish antennas, such as satellite television antennas, also known as satellite dishes, earth stations, television receive-only (TVRO) antennas, earth terminals, and earth terminal antennas; other parabolic dish antennas and parabolic reflectors exceeding six (6) feet in diameter including, but not limited to, microwave-receiving antennas and studio-to-transmitter-link (STL) antennas.
Antenna — Category D	Antenna towers and poles exceeding seventy-five (75) feet in height from established grade, customarily though not necessarily housing multiple antennas, such as radio broadcasting towers, television broadcasting towers, microwave antenna towers, studio-to-transmitter links, and other communications, antennas including antennas for cellular telephone systems.
Approach Surfaces	[1] Instrument approach surfaces and non-instrument approach surfaces having a runway at least five thousand (5,000) feet in length; and [2] non-instrument approach surface having a runway with a length of two thousand (2,000) feet or more up to, but not including, five thousand (5,000) feet in length. (See Sec. 61-16-112 and Sec. 61-16-142.)
Aquaculture	The cultivation of marine or freshwater food fish, shellfish, or plants under controlled conditions.
Aquaponics	The integration of aquaculture with hydroponics, in which the waste products from fish are treated and then used to fertilize hydroponically growing plants.
Arcade	A place, premises or establishment or room set aside in a retail or commercial establishment where three (3) or more coin-operated amusement devices are located, defined herein as a machine or device operated by means of the insertion of a coin, token or similar object, for the purpose of amusement or skill and for the playing of which a fee is charged. The term does not include vending machines in which are not incorporated gaming or amusement features, nor coin-operated mechanical music devices; nor mechanical motion picture devices. The definition shall not apply to coin-operated amusement devices owned or leased to establishments that are properly licensed for sale of beer or intoxicating liquor for consumption on the premises.
Arena	An enclosed structure with tiers of seats rising around a sports field, playing court or public exhibition area. Arenas are typically used for sports, entertainment and other public gathering purposes, such as athletic events, concerts, conventions, circuses and conferences.

Ash	The residue from the burning of wood, coal, coke or other combustible materials including incinerator ash and residue.
Assembly (Use Category)	Activities or structures, generally of a commercial nature that draw members of the general public to specific events or shows. Examples include the following uses: <ul style="list-style-type: none"> <li>• Assembly hall</li> <li>• Dance hall, public</li> <li>• Private club</li> <li>• Private lodge</li> <li>• Rental hall or banquet hall</li> </ul>
Assembly hall	An enclosed place of assembly for the exclusive use of the owners of the facility or by the members of the association or organization controlling the premises. Such facility shall not be available for rental to the general public. Assembly halls are typically accessory to private clubs and private lodges and are located in a non-residential building.
Assessed valuation	Assessed valuation means the assessed valuation in the records of the Assessor of the City of Detroit. With respect to exempt properties for which the assessed valuation is zero, an independent valuation from a reputable source, subject to review and acceptance by the Buildings, Safety Engineering and Environmental Department, may be presented by the owner as the basis for determinations required by this Chapter.
Assisted Living Facility	A residential care facility designed primarily for older people who typically have no serious health problems but who may have chronic or debilitating conditions requiring assistance with daily activities. Permitted services include but are not limited to staff-supervised meals, housekeeping and personal care, medication supervision, and social activities. Both private and shared sleeping rooms may be provided. Facilities providing regular care under supervision of physicians are not considered assisted living facilities.
<b>Subdivision C. Letter "B"</b>	
<b>Sec. 61-16-41. Words and terms (Ba-Bg).</b>	
Banquet hall	<u>An establishment that consists of an enclosed hall, building, or portion of any building, regularly available for the purpose of holding banquets, dinners, entertainment, luncheons, sports events, or other similar activity or events, pursuant to a "used agreement" and that is licensed by the Michigan Liquor Control Commission for the sale and consumption of alcoholic beverages on the premises. "Use agreement" means a contract or agreement between a banquet hall licensee and a person for the use of a designated portion or space of the premises for an activity or event and where the operation of the banquet hall remains under the exclusive control of the banquet hall licensee.</u>
Bake Shop, Retail	Retail bakeries not exceeding four thousand (4,000) square feet in gross floor area where baked goods are prepared on the premises for consumption off the premises. Such baked goods shall primarily consist of breads, rolls, cakes, and cookies.
Basement	A space having one-half or more of its floor-to-ceiling height above the average level of the adjoining ground and with a floor-to-ceiling height of not less than seven (7) feet.
Bed and breakfast inn	A single-family dwelling that meets both of the following criteria: a) Has eight (8) or fewer sleeping rooms, including sleeping rooms, occupied by the innkeeper, one (1) or more of which are available for rent to transient tenants; b) Serves breakfast at no extra cost to its transient tenants.

Berm	A man-made landscape feature generally consisting of a linear, raised mound of soil covered with grass lawn or other permanent, living ground cover. Temporary soil stockpiles and retaining walls are not berms.
<b>Subdivision O. Letters “Q” Through “R”</b>	
<b>Sec. 61-16-162. Words and terms (Red-Rm).</b>	
Refuse	Putrescible and nonputrescible solid waste, except body wastes, including garbage, rubbish, ash, incinerator ash, incinerator residue, and solid market, industrial and construction refuse.
Regulated Use	Any of the following: [1] Brewpub outside the Central Business District <u>and SD2 District</u> and microbrewery outside the Central Business District <u>and SD2 District</u> and small distillery outside the Central Business District <u>and SD2 District</u> that serves alcohol for consumption on the premises; [2] cabaret; [3] dance hall, public outside the Central Business District; [4] establishment for the sale of beer or intoxicating liquor for consumption on the premises, outside the Central Business District and the SD1, SD2 and SD5 Districts; [5] <del>hotel, outside the Central Business District and SD5 District (Repealed);</del> [6] lodging house, public; [7] motel; [8] pawnshop; [9] plasma donation center; [10] Secondhand store and secondhand jewelry store, <u>outside the M1, M2, M3, and M4 Districts.</u>
Religious institutions (Use Category)	Uses primarily engaged in providing meeting areas for religious activities. Typical examples include churches, chapels, mosques, temples, and synagogues. Affiliated preschools are classified as Day Care uses. Affiliated schools are classified as Schools.
Religious residential facilities	Rectories, parsonages, monasteries, convents, seminaries, religious retreats and the like.
Rental Hall	Any enclosed hall, building or portion of any building regularly available for rental, lease or loan for the purpose of public assembly, banquets, luncheons, entertainment or sports events, whether such assemblies are public or private or subject to an admission fee. The term “rental hall” does not include “public dance halls.”
Rental merchandise store	A store whose primary business is the rental of household or personal merchandise originally stocked as new merchandise, such as videocassette and/or DVD recordings, household appliances, formal attire, and other articles stored and displayed within the store or showroom. For zoning purposes, a rental merchandise store shall be regulated the same as a “Store of a generally recognized retail nature whose primary business is the sale of new merchandise.” A car rental facility, however, shall be regulated in the same manner as a sales room or sales lot for new or used operable motor vehicles.”
Repeat Offense	A second or any subsequent, determination regarding a blight violation notice that is made within a one (1) calendar year period for the same blight violation, except for a determination by an administrative hearings officer that a person is not responsible for a blight violation.
Research Facility	See Sec. 61-11-203.

Residential Substance Abuse Service Facility	An establishment in a residential setting used for the treatment of persons having drug or alcohol abuse problems. The establishment may or may not dispense compounds or prescription medicines to individuals depending upon the severity of their drug or alcohol abuse problems.
Residential use combined in structures with permitted commercial uses.	This land use allows for one or two residential apartments in a commercial building occupied by a use permitted in the given zoning districts as indicated in the Use Table in Article XII, Division 1, Subdivision D. For example, a doctor's office in an R5 or R6 District may also include a residential unit on a by-right basis; a hardware store in a B2, B3, B4, B5 or B6 District may rent out two apartments on its second floor. Three or more residential units in a single building, however, constitute a multiple-family dwelling.
Rest Home	See "Convalescent, Nursing or Rest Home."
Restaurant, carry-out	An establishment whose principal business is the sale of foods, frozen desserts, or beverages to the customer in a ready-to-consume state, and whose design or method of operation includes both of the following characteristics: [1] foods, frozen desserts, or beverages are usually served in edible or disposable containers. [2] the consumption of foods, frozen desserts, or beverages within the restaurant building, within a motor vehicle parked upon the premises, or at other facilities on the premises outside the restaurant building, is posted as being prohibited, and such prohibition is strictly enforced by the restaurateur.
Restaurant, Fast-food	An establishment whose principal business is the sale of foods, frozen desserts, or beverages to the customer in a ready-to-consume state for consumption either within the restaurant building or for carry-out with consumption off the premises, whose delivery of food to the customer may include service via a drive-up or outdoor walk-up pass-through window, and whose design or principal method of operation includes both of the following characteristics. [1] Foods, frozen desserts, or beverages are usually served in edible containers or disposable containers. [2] The consumption of foods, frozen desserts, or beverages within a motor vehicle parked upon the premises, or at other facilities on the premises outside the restaurant building other than designated and approved outdoor eating areas, is posted as being prohibited, and such prohibition is strictly enforced by the restaurateur.
Restaurant, Standard	An establishment whose principal business is the sale of foods, frozen desserts, or beverages to the customer in a ready-to-consume state, and whose design or principal method of operation includes one or both of the following characteristics: [1] Customers are normally provided with an individual menu, are served foods, frozen desserts, or beverages by a restaurant employee at the same table or counter at which said items are consumed. [2] A cafeteria-type operation where foods, frozen desserts, or beverages generally are consumed within the restaurant building.
Retail Sales and Service, Occupant-oriented (Use Category)	Ancillary and accessory uses to principal multi-family, office or employment uses. They are involved in providing goods and services to residents or employees of the principal use and to visitors to site. Examples include the following uses: <ul style="list-style-type: none"> <li>• Retail sales and personal service in multiple-residential structures</li> <li>• Retail sales and personal service in business and professional offices</li> </ul>

<p>Retail Sales and Service, Sales Oriented (Use Category)</p>	<p>Uses involved in the sale, lease or rent or new or used products to the general public.                  Examples include the following uses:</p> <ul style="list-style-type: none"> <li>• Stores of a generally recognized retail nature whose primary business is the sale of new merchandise</li> <li>• Bake shop, retail</li> <li>• Firearms dealership</li> <li>• Garden center</li> <li>• Kennel, commercial</li> <li>• Motor vehicles, new or used, salesroom or sales lot</li> <li>• Motorcycles, retail sales, rental or service</li> <li>• Pawnshop</li> <li>• Pet shop</li> <li>• Poultry or small game (storage or killing for direct, retail sale on the premises or for wholesale trade)</li> <li>• Produce or food markets, wholesale</li> <li>• Secondhand stores and secondhand jewelry stores</li> <li>• Specially designated distributor's (SDD) establishment</li> <li>• Specially designated merchant's (SDM) establishment</li> <li>• Trailer coaches or boat sale or rental, open air display</li> <li>• Trailers, pneumatic-tired utility type, cement mixers: sales, rental, or service (outdoor)</li> </ul> <p>Sales, rental, or leasing of heavy trucks and equipment or manufactured housing units are classified as Wholesale Sales.</p>
<p>Retail Sales and Service, Service-Oriented (Use Category)</p>	<p>Uses providing retail consumer services to the general public.                  Examples include the following uses:</p> <ul style="list-style-type: none"> <li>• Animal-grooming shop</li> <li>• Automated teller machine (without drive-through facilities)</li> <li>• Automated teller machine (with drive-through facilities)</li> <li>• Bank (without drive-through facilities)</li> <li>• Bank (with drive-through facilities)</li> <li>• Barber or beauty shop</li> <li>• Business college or commercial trade school</li> <li>• Customer service center</li> <li>• Dry cleaning, laundry, or laundromat</li> <li>• Employee recruitment center</li> <li>• Financial services center</li> <li>• Food stamp distribution center (no drive-through window)</li> <li>• Food stamp distribution center (with drive-through window)</li> <li>• Mortuary or funeral home</li> <li>• Nail salon</li> <li>• Piercing parlor</li> <li>• Printing or engraving shops</li> <li>• School or studio of dance, gymnastics, music, or art</li> <li>• Shoe repair shop</li> <li>• Tattoo parlor</li> <li>• Veterinary clinic for small animals</li> </ul>
<p>Review Body</p>	<p>The entity that is authorized to recommend approval or denial of an application or permit required under this zoning ordinance.</p>
<p>Right-of-way</p>	<p>A strip of land occupied or intended to be occupied by a street, crosswalk, railroad, sanitary or storm sewer, electric transmission line, oil or gas pipeline or for any other similar use as may be designated.</p>



**APPENDIX A**  
**Assignment of Specific Use Types to General Use Categories**

<b>Specific Land Use</b>	<b>Use Category</b>
<b>Division 3. Letter "C."</b>	
Cabaret	Recreation/Entertainment, Indoor
Cabinet-making shop	Industrial Service (Trade services, general)
Can, barrel, drum or pail manufacture	Manufacturing and Production (High/medium-impact Manufacturing or Processing)
Candle manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)

<b>Specific Land Use</b>	<b>Use Category</b>
<b>Division 3. Letter "C."</b>	
Canning factories, excluding fish products	Manufacturing and Production (High/medium-impact Manufacturing or Processing)
Canvas goods manufacture	Manufacturing and Production (Low-medium-impact Manufacturing or Processing)
Car wash (Motor vehicle washing and steam cleaning)	Vehicle Repair and Service
Carbide manufacture	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Carbonic gas manufacture or storage	Manufacturing and Production (High-impact Manufacturing or Processing)
Carbonic ice manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Carpenter's shop	Industrial Service (Trade services, general)
Casinos and casino complexes	Recreation/Entertainment, Indoor
Catering establishment (Food catering establishment)	Manufacturing and Production
Cattle or sheep dip manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Cellophane or celluloid manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Cement, lime, gypsum, or plaster of Paris manufacture	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Cemeteries (including mausoleums, crematories, or columbaria)	Park and Open Space
Ceramic glaze or porcelain enamel frit manufacture	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Ceramic products manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Charcoal or fuel briquette manufacture	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Check advance center (See "Financial services center")	Retail Sales and Service (Service-Oriented)
Check cashing store (See "Financial services center")	Retail Sales and Service (Service-Oriented)
Chemical manufacture	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Chemical materials blending or compounding, but not involving chemicals manufacturing	Manufacturing and Production
Child care center	Day Care
Child caring institution	Institutional Living

Chlorine gas manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Cigar or cigarette manufacture	Manufacturing and Production (Low/medium-impact Manufacturing or Processing)
Cinema production or development	Manufacturing and Production (Low/medium-impact Manufacturing or Processing)
Clay products manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Clock or watch manufacture	Manufacturing and Production (Low/medium-impact Manufacturing or Processing)
Coal or coke yard	Manufacturing and Production (Very High-impact Manufacturing or Processing)
<b>Specific Land Use</b>	<b>Use Category</b>
<b>Division 3. Letter "C."</b>	
Coffee house ( <i>See: Restaurant</i> )	Food and Beverage Service
Coffee roasting	Manufacturing and Production (Low/medium-impact Manufacturing or Processing)
Coke oven	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Cold storage plant	Warehouse and Freight Movement
Concert café ( <i>See: Theater</i> )	Recreation/Entertainment, Indoor
Concert hall ( <i>See: Theater</i> )	Recreation/Entertainment, Indoor
Concrete batching plants	Manufacturing and Production (High impact Manufacturing or Processing)
Concrete pipe or concrete pipe products manufacture	Manufacturing and Production (High-impact Manufacturing or Processing)
Confection manufacture	Manufacturing and Production
Construction equipment, agricultural implements and other heavy equipment repair or service	Industrial Service
Containerized freight yard	Warehouse and Freight Movement
Convalescent, nursing, or rest home	Group Living
Contractor's shop ( <i>See Trade services, general</i> ) for the shops of the following contractors: air conditioning, cabinet-making, carpenter, electrical, furniture cleaning, furniture repair, heating, plumbing, rug cleaning, upholstery repair).	Industrial service
Contractor yard, landscape or construction	Industrial service
Convenience store ( <i>See Stores of a generally recognized retail nature for the sale of new merchandise</i> )	Retail Sales and Service (Sales-Oriented)
Convention or exhibit building; office, public only	Auditorium or Stadium
Correctional institution	Institutional Living
Cosmetic manufacturing	Manufacturing and Production
Creameries	Manufacturing and Production (Low-impact Manufacturing or Processing)
Credit union ( <i>See Bank</i> )	Retail Sales and Service (Service-Oriented)
<u>Crematory (<i>See Cemetery</i>)</u>	<u>Park and Open Space</u>
<u>Crematory (<i>See Mortuary or Funeral Home</i>)</u>	<u>Retail Sales and Service (Service-Oriented)</u>

Crushing, grading, and screening of rock, stone, slag, clay, or concrete	Manufacturing and Production (Very High-impact Manufacturing or Processing)
Customer service center	Retail Sales and Service (Service-Oriented)
Customs office	Community Service

Specific Land Use	Use Category
<b>Division 13. Letter "M."</b>	
Machine shop	Industrial Service
Marinas	Water-Related Facilities
Massage therapy clinic	Office
Mattress manufacture	Manufacturing and Production (High/medium-impact Manufacturing or Processing)
Mattress manufacturing, assembly of new materials only	Manufacturing and Production (Low/medium-impact Manufacturing or Processing)
Meat products manufacturing or processing	Manufacturing and Production (High-impact Manufacturing or Processing)
Medical or dental clinic, physical therapy clinic, or massage therapy clinic	Office
Mercado ( <i>See</i> Stores of a generally recognized retail nature)	Retail Sales and Service (Sales-Oriented)
Millwork, lumber or planing mills	Manufacturing and Production (High/medium-impact Manufacturing or Processing)
Mobile home park	Household Living
Monument works	Manufacturing and Production (High/medium-impact Manufacturing or Processing)
Mortuary or funeral home, <u>including those containing a crematory</u>	Retail Sales and Service (Service-Oriented)
Motel	Public Accommodation
Motor vehicle detailing shop ( <i>See</i> "Motor vehicle services, minor")	Vehicle Repair and Service
Motor vehicle filling station	Vehicle Repair and Service
Motor vehicle services, major	Vehicle Repair and Service
Motor vehicle services, minor	Vehicle Repair and Service
Motor vehicle washing and steam cleaning	Vehicle Repair and Service
Motor vehicles, new, Salesroom or sales lot	Retail Sales and Service (Sales-Oriented)
Motor vehicles, new, storage lot accessory to a salesroom or sales lot for new motor vehicles	Vehicle Repair and Service
Motor vehicles, used, Salesroom or sales lot	Retail Sales and Service (Sales-Oriented)
Motor vehicles, used, storage lot accessory to a salesroom or sales lot for used motor vehicles	Vehicle Repair and Service
Motorcycles, retail sales, rental or service	Retail Sales and Service (Sales-Oriented)
Moving truck/trailer retail lots ( <i>See</i> "Trailers, utility, or cement mixers, pneumatic-tired, sales, rental, or service)	Retail Sales and Service (Sales-Oriented)
Multiple-family dwelling	Household Living
Museum	Museum

**Section 2.** All ordinances or parts of ordinances in conflict with this ordinance are repealed.

**Section 3.** This ordinance is declared necessary for the preservation of the public peace, health, safety, and welfare of the people of the City of Detroit.

**Section 4.** This ordinance shall become effective on October 1, 2014.

Approved as to form:

MELVIN BUTCH HOLLOWELL  
Corporation Counsel

Read twice by title, ordered printed and laid on table.

**RESOLUTION SETTING HEARING**

By Council Member Leland:

Resolved, That a public hearing will be held by this body in the Committee Room, 13th Floor of the Coleman A. Young Municipal Center on THURSDAY, SEPTEMBER 4, 2014 AT 10:20 A.M., for the purpose of considering the advisability of adopting the foregoing proposed ordinance to revise land use provisions and procedures in the 1984 Detroit City Code, primarily in Chapter 61 (Zoning), but also in Chapter 3 (Advertising and Signs), and Chapter 55 (Traffic and Motor Vehicles). These revisions are prompted by recent changes in the Michigan Zoning Enabling Act and the Detroit City Charter and by recent development trends, etc.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Planning & Development Department**

July 29, 2014

Honorable City Council:

Re: Resolution approving an Obsolete Property Rehabilitation District, in the area of 711 W. Alexandrine, Detroit, MI., in accordance with Public Act 146 of 2000 on behalf of 711 W. Alexandrine, LLC (Petition #294).

On July 29, 2014, a public hearing in connection with establishing an Obsolete Property Rehabilitation District was held before your Honorable Body. No impediments to the establishment of the District were presented at the public hearing.

Please find attached, a resolution and legal description, which will establish an Obsolete Property Rehabilitation District in the area of 711 W. Alexandrine, Detroit, MI. in accordance with Public Act 146 of 2000 ("the Act"). Such establishment will materially assist in the development of the site in accordance with the plans of the developer of the property.

We request your Honorable Body's

approval of the resolution with a Waiver of Reconsideration.

Respectfully submitted,

JOHN SAAD

Manager — Real Estate  
Development Division

By Council Member Leland:

Resolved, Pursuant to Public Act No. 146 of 2000 ("Act 146"), this City Council has the authority to establish "Obsolete Property Rehabilitation Districts" within the boundaries of the City of Detroit; and

Whereas, 711 W. Alexandrine, LLC, has requested that this City Council establish an Obsolete Property Rehabilitation District in the area of 711 W. Alexandrine, Detroit, Michigan, the area being more particularly described in the map and legal description attached hereto; and

Whereas, The aforesaid property is obsolete property in an area characterized by obsolete commercial property or commercial housing property; and

Whereas, Act 146 requires that, prior to establishing an Obsolete Property Rehabilitation District, the City Council shall provide an opportunity for a hearing on the establishment of the District, at which a representative of any jurisdiction levying *ad valorem taxes*, or any owner of real property within the proposed District, or any other resident or taxpayer of the City of Detroit may appear and be heard on the matter; and

Whereas, A public hearing was conducted before City Council on July 29, 2014, for the purpose of considering the establishment of the proposed Obsolete Property Rehabilitation District described in the map and legal description attached hereto; and

Whereas, No impediments to the establishment of the proposed District were presented at the public hearing.

Now Therefore Be It

Resolved, That Obsolete Property Rehabilitation District, more particularly described in the map and legal description attached hereto, is hereby approved and established by this City Council in accordance with Act 146 with a Waiver of Reconsideration.

Land in the City of Detroit, Wayne County, Michigan being the west 100 feet of Lots 7 and 8 of Block 94 of Cass Farm Subdivision as recorded in Liber 1, Page 175-7 of Plats, Wayne County Records.

Per Assessors

G.

July 16, 2014

Address: 711 West Alexandrine

Ward: 4 Item: 796

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Planning & Development Department**  
July 29, 2014

Honorable City Council:

Re: Resolution approving an Obsolete Property Rehabilitation District, in the area of 751 Griswold, Detroit, MI., in accordance with Public Act 146 of 2000 on behalf of 751 Griswold, LLC (Petition #118).

On July 29, 2014, a public hearing in connection with establishing an Obsolete Property Rehabilitation District was held before your Honorable Body. No impediments to the establishment of the District were presented at the public hearing.

Please find attached, a resolution and legal description, which will establish an Obsolete Property Rehabilitation District in the area of 751 Griswold, Detroit, MI. in accordance with Public Act 146 of 2000 ("the Act"). Such establishment will materially assist in the development of the site in accordance with the plans of the developer of the property.

We request your Honorable Body's approval of the resolution with a Waiver of Reconsideration.

Respectfully submitted,  
JOHN SAAD  
Manager — Real Estate  
Development Division

By Council Member Leland:

Resolved, Pursuant to Public Act No. 146 of 2000 ("Act 146"), this City Council has the authority to establish "Obsolete Property Rehabilitation Districts" within the boundaries of the City of Detroit; and

Whereas, 751 Griswold, LLC, has requested that this City Council establish an Obsolete Property Rehabilitation District in the area of 751 Griswold, Detroit, Michigan, the area being more particularly described in the map and legal description attached hereto; and

Whereas, The aforesaid property is obsolete property in an area characterized by obsolete commercial property or commercial housing property; and

Whereas, Act 146 requires that, prior to establishing an Obsolete Property Rehabilitation District, the City Council shall provide an opportunity for a hearing on the establishment of the District, at which a representative of any jurisdiction levying *ad valorem taxes*, or any owner of real property within the proposed District, or any other resident or taxpayer of the City of Detroit may appear and be heard on the matter; and

Whereas, A public hearing was conducted before City Council on July 29, 2014, for the purpose of considering the establishment of the proposed Obsolete Property Rehabilitation District described in the map and legal description attached hereto; and

Whereas, No impediments to the establishment of the proposed District were presented at the public hearing.

Now Therefore Be It

Resolved, That Obsolete Property Rehabilitation District, more particularly described in the map and legal description attached hereto, is hereby approved and established by this City Council in accordance with Act 146 with a Waiver of Reconsideration.

**Legal Description**

751 Griswold (02002012)

W. GRISWOLD N. 1/2 18&17 LYG. S. OF LAFAYETTE MILITARY RESERVE L5 P218 CITY RECORDS, W.C.R. 2/58 65.09 IRREG.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Planning & Development Department**  
May 12, 2014

Honorable City Council:

Re: Surplus Property Sale — Vacant Land — 13515 W. Chicago.

The City of Detroit acquired as tax foreclosed property from the Wayne County Treasurer, 13515 W. Chicago, located on the South side of W. Chicago, between Hartwell and Schaefer, a/k/a 13515 W. Chicago. This property consists of vacant land measuring approximately 15,159 square feet and is zoned B-4 (General Business District).

The purchaser proposes to construct a "Paved Surface Parking Lot" to be used in conjunction with their adjacent party store located at 13555 W. Chicago. This use is permitted as a matter of right in a B-4 zone.

We request your Honorable Body's approval to accept the Offer to Purchase and approve the property sale resolution with a Waiver of Reconsideration and authorize the Mayor of the City of Detroit, or his authorized designee, to issue a Quit Claim Deed for Abro Eight Property, LLC, a Michigan Limited Liability Company, for the sales price of \$7,600.00 on a cash basis plus an \$18.00 deed recording fee.

Respectfully submitted,  
JAMES MARUSICH  
Manager I

By Council Member Leland:

Resolved, That the Planning and Development Department is hereby authorized to accept this Offer to Purchase for property, located on an area of land measuring approximately 15,159 square feet and zoned B-4 (General Business District), described on the tax roll as:

a/k/a 13515 W. Chicago

Land in the City of Detroit, County of Wayne and State of Michigan being the West 27.97 feet of the North 110 feet of Lot 5 and the North 110 feet Lot 4 and the

East 51.92 feet of the North 110 feet of Lot 3; Robert M. Grindley's Subdivision No. 5 of Little Farms of the West 1/2 of the West 1/2 of the West 1/2 of the Southwest 1/4 of Section 32, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan. Rec'd L. 31, P. 18 Plats, Wayne County Records.  
and be it further

Resolved, That in accordance with the Offer to Purchase and the foregoing communication, that the Mayor of the City of Detroit, or his authorized designee, subject to final approval by the Detroit Emergency Manager, or his authorized designee, be and is hereby authorized to issue a Quit Claim Deed with a Waiver of Reconsideration to the purchaser, Abro Eight Property, LLC, a Michigan Limited Liability Company, upon receipt of the sales price of \$7,600.00 and the deed recording fee in accordance with the conditions set forth in the Offer to Purchase.  
and be it further

Resolved, That this Quit Claim Deed be considered confirmed when executed by the Mayor of the City of Detroit, or his authorized designee, and approved by the Corporation Counsel as to form.  
and be it further

Resolved, That in accordance with Section 19(1) of Public Act 436 of 2012, the sale by Emergency Manager for City of Detroit of Land in the City of Detroit, Wayne County, Michigan, described as 13515 W. Chicago, for the sales price of \$2,200.00, is hereby APPROVED.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

**Taken from the Table**

Council Member Leland moved to take from the table an ordinance to amend Map No. 39 of Chapter 61, Article XVII of the 1984 Detroit City Code, Zoning to show a B2 (Local Business and Residential District) zoning classification where R1 (Single Family Residential District) and B1 (Restricted Business District) zoning classifications are presently shown on property located at 4290 Marseilles (the site of the Hanstein School and school administration building) as well as the request of the City Planning Commission to show a B4 (General Commercial District) zoning classification where a R1 classification is presently shown at 17801 Mack Avenue, both of which are north of Mack Avenue and east of Marseilles, laid on the table July 22, 2014.

The Ordinance was then placed on the order of third reading.

THIRD READING OF ORDINANCE.

The title to the Ordinance was read a third time.

The Ordinance was then read.

The question being "Shall this Ordinance Now Pass?"

The Ordinance was passed, a majority of the Council Members present voting therefore as follows:

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 24) per motions before adjournment.

**Finance Department  
Purchasing Division**

July 25, 2014

Honorable City Council:

**SPECIAL LETTER  
PUBLIC WORKS**

**2896011** — 100% Other Funding — To provide Madison Avenue Streetcar Improvements — Contractor: Downtown Development Authority, Location: 500 Griswold, Suite 2200, Detroit, MI 48226 — Contract period: June 1, 2014 through June 30, 2017 — Contract amount: \$0.00.

Revenue Contract.

The Purchasing Division of the Finance Department recommends contract as outlined above.

The approval of your Honorable Body and a Waiver of Reconsideration are requested.

Respectfully submitted,

BOYSIE JACKSON

Chief Procurement Officer

By Council Member Jenkins:

Resolved, That CPO #2896011 referred to in the foregoing communication dated July 29, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 25) per motions before adjournment.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of Beulah First Missionary Baptist Church (#357), to hold the "Beulah First MBC Back to School Rally." After careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

SAUNTEEL JENKINS

Vice Chairperson

By Council Member Jenkins:

Resolved, That subject to approval of the Mayor's Office, Buildings and Safety Engineering & Environmental, Business License Center (2), Fire, Police, and



Transportation Departments, permission be and is hereby granted to Beulah First Missionary Baptist Church (#357), to hold the "Beulah First MBC Back to School Rally" on August 23, 2014 from 11:00 a.m. to 3:00 p.m. with temporary street closure Moran between Forest and Garfield.

Resolved, That the Buildings & Safety Engineering Department is hereby authorized and directed to waive the zoning restrictions on said property during the period of the festival, and further

Provided, That the sale of food and soft drinks is held under the direction and inspection of the Health Department, and further

Provided, That the required permits be secured should any tents or temporary installations such as Liquefied Petroleum Gas Systems be used, and further

Provided, That said activity is conducted under the rules and regulations of the Health, Consumer Affairs, Public Works, Transportation, Fire, Recreation and Buildings & Safety Engineering Departments and the supervision of the Police Department, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That an overhead banner shall have a minimum bottom height of 18 ft. above the pavement, shall not be placed closer than 10 ft. on either side of traffic signals, and shall not be placed so as to obstruct a clear view of traffic signals or other signals or other traffic control devices, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which

attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Castaneda-Lopez, Cushingberry, Jr., Jenkins, Leland, Spivey, Tate, and President Jones — 7.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 26) per motions before adjournment.

And the Council then adjourned.

BRENDA JONES,  
President

JANICE M. WINFREY,  
City Clerk

(All resolutions and/or ordinances except Resolutions of Testimonial or In Memoriam, are generally in the name of the Council Member who was chairperson of the day of the City Council Meeting on which the resolution was introduced.)







**NOTICE OF A SPECIAL SESSION OF THE DETROIT CITY COUNCIL**

Honorable City Council:

In accordance with Section 4-102 of the Charter of the City of Detroit, the undersigned members of the Detroit City Council call for a Special Session of the Detroit City Council on **Thursday, August 14, 2014 at 9:00 a.m.** in order to consider the following items:

1. Resolution(s) to consider Detroit Water & Sewerage Department 2014 tender offer, refunding and new money plan;
2. Resolution approving contracting for third party administration of the City's automobile liability and general liability claims;
3. Resolution approving the Emergency Manager of the City of Detroit Order No. \_\_\_ Approval of Financial Recovery Bonds (B Notes);
4. Resolution approving the Emergency Manager of the City of Detroit Order No. \_\_\_ Approval of Distributable State Aid Bonds (UTGO); and;
5. Resolution approving the Emergency Manager of the City of Detroit Order No. \_\_\_ Approval of Financial Recovery Bonds Limited Tax General Obligation.

Respectfully submitted,  
SAUNTEEL JENKINS  
SCOTT BENSON  
RAQUEL CASTANEDA-LOPEZ  
ANDRE SPIVEY

**CITY COUNCIL**

(SPECIAL SESSION)

**(All Action of the City Council appearing herein is subject to reconsideration and/or approval of the Mayor.)**

**Detroit, Thursday, August 14, 2014**

Pursuant to adjournment, the City Council met at 9:00 A.M., and was called to order by the President Brenda Jones.

President — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Tate, and President Jones — 6.

There being a quorum present, the Council was declared to be in session.

**PUBLIC COMMENT**

NONE.

**Finance Department  
Purchasing Division**

August 13, 2014

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

**2896501** — 100% City Funding — To

Provide City of Detroit Auto and General Liability Services and Programs — Contractor: York Risk Services Group, Inc. — Location: 99 Cherry Hill Road, Suite 102, Parsippany, NJ 07054 — Contract Period: October 1, 2014 through October 1, 2017 — Contract Amount: \$1,548,289.00.  
**Law.**

Respectfully submitted,  
BOYSIE JACKSON  
Purchasing Director  
Finance Dept./Purchasing Div.

By Council Member Spivey:

Resolved, That Contract No. **2896501** referred to in the foregoing communication dated August 13, 2014, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, and Tate — 5.

Nays — Council President Jones — 1.

**Office of the Emergency Manager  
Memorandum**

August 11, 2014

To: All City Council Members

Re: Emergency Manager's Order No. 5 Approval of Financial Recovery Bonds (B Notes).

Pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012 ("Act 436") the Emergency Manager has proposed to seek approval from the Detroit City Council and the State Local Emergency Financial Assistance Loan Board to issue Financial Recovery Bonds, Series 2014B (the "Bonds"), in an aggregate principal amount not to exceed \$632,000,000, in one or more series, pursuant to Section 36a of the Home Rule City Act, Act No. 279, Public Acts of Michigan 1909, as amended, to provide for a portion of the Bankruptcy Plan of Adjustment financing for the City of Detroit (the "Financing").

The proceeds of the Bonds will be used to satisfy certain unsecured claims as provided in the City's Plan of Adjustment. The Bonds will be secured by a pledge of the City's limited tax full faith and credit, and payable as a first budget obligation of the City from its general fund and in case of insufficiency thereof, from the proceeds of an annual levy of ad valorem taxes on all taxable property in the City, subject to applicable constitutional, statutory and charter tax rates limitations.

Pursuant to Section 19 of Act 436, the Emergency Manager hereby submits his Order No. 5 approving the issuance of the Bonds (the "Order") and describing the terms and conditions and parameters for the Financing to the Detroit City Council for consideration. Under Section 19(1) of Act 436, the City Council has 10

days from the date of submission of the Order (*i.e.* August 21, 2014) to approve or disapprove the Financing. If the City Council does not act within this period, the Financing will be considered approved by the City Council and the Emergency Manager may proceed to obtain approval of the Financing from the State Local Emergency Financial Assistance Loan Board. If the City Council disapproves the Financing within the period provided under Section 19(1) of Act 436 as described above, the City Council is required, pursuant to Section 19(2) of Act 436, to submit an alternative proposal to the State Local Emergency Financial Assistance Loan Board within seven (7) days of such disapproval, which such alternative proposal shall "yield substantially the same financial result as the" Financing. Pursuant to Section 19(2) of Act 436, the State Local Emergency Financial Assistance Loan Board would then choose between the City Council's alternative proposal and the Financing.

Please do not hesitate to contact my office with any questions or concerns regarding the matters addressed herein. We look forward to your prompt response to this matter.

Sincerely,  
 KEVYN D. ORR  
 Emergency Manager  
 City of Detroit

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN APPROVING THE EMERGENCY MANAGER OF THE CITY OF DETROIT ORDER NO. 5 APPROVAL OF FINANCIAL RECOVERY BONDS (B NOTES)**

By Council Member Cushingberry, Jr.:

WHEREAS, On August 11, 2014, pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012, ("Act 436"), Kevyn D. Orr, the Emergency Manager of the City of Detroit (the "Emergency Manager"), filed with this City Council his Order No. 5 approving the issuance of Financial Recovery Bonds, Series 2014B (the "Order"); and

WHEREAS, The Order proposes the issuance of Financial Recovery Bonds, Series 2014B (the "Bonds") by the City of Detroit, in one or more series, under Section 36a of the Home Rule City Act, Act No. 279, Public Acts of Michigan, 1909, as amended ("Act 279"), to provide Bankruptcy Plan of Adjustment financing for the City of Detroit (the "Financing"); and

WHEREAS, Under Section 36a of Act 279, approval of the issuance of the Bonds and the terms and conditions of the Financing must be provided by the

State Local Emergency Financial Assistance Loan Board (the "Emergency Loan Board"); and

WHEREAS, The City Council has reviewed the Order and terms and conditions for the issuance of the Bonds and the Financing included in the Order and the related Disbursing Agent Agreement; and

WHEREAS, The City Council desires to adopt this resolution to indicate its approval of the issuance of the Bonds and the Financing pursuant to Section 19(1) of Act 436, as a precondition for the Emergency Manager to seek approval of the terms and conditions for the issuance of the Bonds and the Financing by the Emergency Loan Board.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, PURSUANT TO ACT 279 AND ACT 436, AS FOLLOWS:

Section 1. Pursuant to Section 19(1) of Act 436, the City Council hereby approves the terms and conditions of the issuance of the Bonds and the Financing as set forth in the Emergency Manager's Order, attached hereto as Exhibit A and the related Disbursing Agent Agreement attached as Exhibit B.

Section 2. All resolutions or parts of resolutions or other proceedings of the City of Detroit in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 3. This Resolution shall take effect immediately upon its adoption by the City Council.

**EXHIBIT A  
 Emergency Manager's Order  
 ORDER NO. 5**

**ORDER OF THE EMERGENCY MANAGER OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, AUTHORIZING THE ISSUANCE BY THE CITY OF DETROIT OF NOT TO EXCEED \$632,000,000 FINANCIAL RECOVERY BONDS IN ONE OR MORE SERIES FOR THE PURPOSE OF SATISFYING CERTAIN UNSECURED CLAIMS AS PROVIDED IN THE BANKRUPTCY CASE PLAN OF ADJUSTMENT; AND AUTHORIZING THE EMERGENCY MANAGER TO MAKE CERTAIN DETERMINATIONS AND TO TAKE CERTAIN ACTIONS IN CONNECTION WITH THE DELIVERY AND EXCHANGE OF SAID BONDS TO THE HOLDERS OF SAID CLAIMS.**

WHEREAS, On March 1, 2013, the Governor (the "Governor") of the State of Michigan (the "State") determined that a financial emergency existed within the City of Detroit, County of Wayne, State of Michigan (the "City") pursuant to the Local

Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72"); and

WHEREAS, On March 14, 2013, the Governor confirmed that a financial emergency existed within the City and, pursuant to Act 72, assigned to the Local Emergency Financial Assistance Loan Board, established pursuant to the Emergency Municipal Loan Act, Act 243 Public Acts of Michigan, 1980, as amended (the "Board") the responsibility for managing the financial emergency; and

WHEREAS, On March 14, 2013, pursuant to Act 72, the Board appointed Kevyn D. Orr as Emergency Financial Manager for the City; and

WHEREAS, By operation of law the financial emergency continues to exist within the City pursuant to the Local Financial Stability and Choice Act, Act 436, Public Acts of Michigan, 2012 ("Act 436") and the Emergency Financial Manager continues in the capacity of the Emergency Manager for the City (the "Emergency Manager"); and

WHEREAS, On July 18, 2013 (the "Petition Date"), in accordance with Act 436 and the approval of the Governor, the Emergency Manager filed on behalf of the City a petition for relief pursuant to Chapter 9 of title II of the United States Code, 11 U.S.C. Sections 101-1532 (as amended, the "Bankruptcy Code") in the United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court"); and

WHEREAS, On July 25, 2014 the Emergency Manager filed on behalf of the City a Fifth Amended Plan for the Adjustment of the Debts of the City of Detroit (now and as subsequently amended, the "Plan of Adjustment") in the Bankruptcy Court to provide for the adjustment of the debts of the City pursuant to and in accordance with Chapter 9 of the Bankruptcy Code; and

WHEREAS, The Plan of Adjustment provides, among other things, for the satisfaction of certain claims of unsecured creditors as set out in the Plan of Adjustment in exchange for the receipt of unsecured pro rata shares (each a "Pro Rata Share") of New B Notes (the "New B Notes"); and

WHEREAS, Upon satisfaction of all of the terms and conditions required of the City related to the confirmation of the Plan of Adjustment, the City shall establish the Business Day upon which the Plan of Adjustment shall become effective (the "Effective Date"); and

WHEREAS, On or as reasonably practicable after the Effective Date, the City shall execute New B Notes Documents and issue New B Notes in the form of Financial Recovery Bonds authorized under Section 36a of the Home Rule City

Act, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279") and this Order, and distribute the New B Notes, in the form of the Financial Recovery Bonds, to the holders of the particular unsecured claims, as provided in the Plan of Adjustment and described on Exhibit A hereto (collectively, the "Claims"); and

WHEREAS, The Emergency Manager of the City deems it necessary to authorize the issuance of Financial Recovery Bonds in one more series (the "Bonds"), in the aggregate principal amount of not to exceed Six Hundred Thirty Two Million Dollars (\$632,000,000) pursuant to Section 36a of Act 279; and

WHEREAS, The Bonds will be secured by a pledge of the City's limited tax full faith and credit; and

WHEREAS, Section 36a of Act 279 authorizes a city, for which a financial emergency has been determined to exist, such as the City, to borrow money and issue Financial Recovery Bonds subject to the terms and conditions approved by the Board; and

WHEREAS, The City must receive prior approval of the terms and conditions for the issuance of the Bonds from the Board in accordance with Section 36a of Act 279; and

WHEREAS, The Emergency Manager desires to submit this Order to the Board proposing the issuance by the City of Financial Recovery Bonds, in one or more series, under Section 36a of Act 279, to provide for a portion of the financing of the City under the Plan of Adjustment, solely to satisfy the Claims [and to pay certain administrative and other costs related to the issuance of the bonds, upon the terms and conditions and parameters approved by the Board; and]

WHEREAS, Prior to submission of this Order to the Board, pursuant to Sections 12(1)(u) and 19(i) of Act 436, the Emergency Manager must obtain approval of the issuance of the Bonds by the City Council of the City (the "City Council"), and if the City Council disapproves the issuance of the Bonds, the issuance of the Bonds must be approved by the Board.

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

#### ARTICLE I

##### DEFINITIONS AND INTERPRETATION

Section 101. Definitions. The word and terms defined in the preambles and recitals hereof and the following words and terms as used in this Order shall have the meanings ascribed therein, herein or in the Plan of Adjustment to them unless a different meaning clearly appears from the context:

"Act 243" means Act No. 243, Public Acts of Michigan, 1980, as amended.

"Act 279" means Act No. 279, Public Acts of Michigan, 1909, as amended.



“Act 436” means Act No. 436, Public Acts of Michigan, 2012.

“Allowed Claims” has the meaning set forth in the Plan of Adjustment.

“Allowed Limited Tax General Obligation Bond Claims” shall mean such claims under Class 7 of the Plan of Adjustment.

“Allowed Other Unsecured Claims” has the meaning set forth in the Plan of Adjustment.

“Authorized Denominations” shall mean denominations of Bonds equal to multiples of \$1,000 or integral multiples of \$1.00 in excess thereof.

“Authorized Officer” means (i) the Emergency Manager or his designee or successor, or if the City is no longer operating under a financial emergency pursuant to Act 436, the chief administrative officer of the City, the Finance Director or his or her designee, or (ii) any other person authorized by a Certificate of an Authorized Officer to act on behalf of or otherwise represent the City in any legal capacity, which such certificate shall be delivered, if at all, in the City’s sole discretion.

“Bankruptcy Case” means the City’s Bankruptcy Case No. 13-53846 in the U.S. Bankruptcy Court for the Eastern District of Michigan.

“Bankruptcy Court” has the meaning set forth in the Plan of Adjustment.

“Board” has the meaning set forth in recitals hereto.

“Bond Counsel” means Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, or such other nationally recognized firm of attorneys experienced in matters pertaining to municipal bonds and appointed to serve in such capacity by the City with respect to the Bonds.

“Bond” or “Bonds” means the Financial Recovery Bonds, Series 2014B of the City authorized to be issued by the Order in the aggregate principal amount not to exceed \$632,000,000, in one or more series, and bearing such other designations as determined by the Authorized Officer in the Supplement Order.

“Bond Registry” means the books for the registration of Bonds maintained by the Paying Agent.

“Bondowner”, “Owner” or “Registered Owner” means, with respect to any Bond, the person in whose name such Bond is registered in the Bond Registry.

“Bonds” means the City’s Financial Recovery Bonds, Series 2014B, with such series designations as may be determined by the Authorized Officer in the Supplemental Order.

“Business Day” means any day other than (i) a Saturday, Sunday or legal holiday, (ii) a day on which the Paying Agent or banks and trust companies in New York, New York are authorized or required to remain closed, (iii) a day on which the

New York Stock Exchange is closed, or (iv) a day on which the Federal Reserve is closed.

“Certificate” means (i) a signed document either attesting to or acknowledging the circumstances, representations or other matters therein stated or set forth or setting forth matters to be determined pursuant to this Order.

“Charter” means the Charter of the City, as amended from time to time.

“City” means the City of Detroit, County of Wayne, State of Michigan.

“Claimants” means the beneficial owners of the Claims.

“Claims” has the meaning set forth recitals hereto.

“Closing Date” means the Date of Original Issue.

“Code” means the Internal Revenue Code of 1986, as amended.

“Constitution” means the Constitution of the State of Michigan of 1963, as amended.

“Confirmation Order” has the meaning set forth in recitals hereto.

“Contingent General VEBA Claims” has the meaning set forth in the recitals and Exhibit A hereto.

“Contingent Police and Fire VEBA Claims” has the meaning set forth in the recitals and Exhibit A hereto.

“COP Litigation” has the meaning set forth in the Plan of Adjustment.

“COPs Claims” has the meaning set forth in the recitals and Exhibit A hereto.

“Date of Original Issue” means the date upon which all conditions precedent set forth in the Bond Purchase Agreement to the transactions contemplated therein and herein have been satisfied and the Bonds have been issued to the Purchaser.

“DDA Claims” has the meaning set forth in the recitals and Exhibit A hereto.

“Debt Retirement Fund” means the Debt Retirement Fund established under Section 501 hereof, and any subaccounts thereof established hereunder for the payment of principal of and premium and interest on the Bonds.

“Disbursing Agent” means the Registered Owner of the Bonds issued on behalf of the Claimants entitled to distributions of Bonds and/or cash from the Disputed COPs Claims Reserve.

“Disbursing Agent Agreement” means the agreement between the City and the Disbursing Agent to provide for the distributions of Bonds and/or cash to Claimants from the Disputed COPs Claims Reserve.

“Disputed COPs Claims” has the meaning set forth in the Plan of Adjustment.

“Disputed COPs Claims Reserve” means the Disputed COP Claims Reserve established under Section 401(b).

“Emergency Manager” has the meaning set forth in the recitals hereto.

"Final Order" has the meaning set forth in the Plan of Adjustment.

"Fiscal Year" means the period from July 1 to and including June 30 of the immediately succeeding calendar year or such other fiscal year of the City as in effect from time to time.

"Interest Payment Date" means April 1 and October 1 of each year commencing with the April 1 or October 1 specified in the Supplemental Order.

"Interest Rate" means 4% per annum from the Date of Original Issue until the twentieth (20th) anniversary of the Date of Original Issue, and thereafter 6% per annum until the Maturity Date, or such other interest rates as confirmed in the Supplemental Order.

"Litigation Trust" has the meaning set forth in the Plan of Adjustment.

"Maturity Date" means the thirtieth (30th) anniversary of the Date of Original Issue or such other final date of maturity of each series of the Bonds as specified in the Supplemental Order.

"Maximum Aggregate Principal Amount" has the meaning given such term in Section 201.

"Order" means this Order of the Emergency Manager as supplemented by the Supplemental Order, and as amended from time to time pursuant to Article VII.

"Other Unsecured Claims" has the meaning set forth in the recitals hereto.

"Outstanding" when used with respect to:

(1) the Bonds, means, as of the date of determination, the Bonds theretofore authenticated and delivered under this Order, except:

(A) Bonds theretofore canceled by the Paying Agent or delivered to such Paying Agent for cancellation;

(B) Bonds for whose payment money in the necessary amount has been theretofore deposited with the Paying Agent in trust for the registered owners of such Bonds;

(C) Bonds delivered to the Paying Agent for cancellation in connection with (x) the exchange of such Bonds for other Bonds or (y) the transfer of the registration of such Bonds;

(D) Bonds alleged to have been destroyed, lost or stolen which have been paid or replaced pursuant to this Order or otherwise pursuant to law; and

(E) Bonds deemed paid as provided in Section 701.

"Paying Agent" means the bond registrar, transfer agent and paying agent for the Bonds.

"Petition Date" has the meaning set forth in the recitals hereto.

"Plan of Adjustment" has the meaning set forth in the recitals hereto.

"Police and Fire VEBA Claims" has the meaning set forth in the recitals and Exhibit A hereto.

"Registered Owner" means the registered owner of a Bond as the registered owner's name appears on the Bond Registry under Section 305.

"Regular Record Date" has the meaning given such term in Section 302.

"Security Depository" has the meaning given such term in Section 310.

"Settled COP Claims" has the meaning set forth in the Plan of Adjustment.

"State" has the meaning set forth in the recitals hereto.

"State Treasurer" means the Treasurer of the State of Michigan.

"Supplemental Order" means the order or orders of the Authorized Officer making certain determinations and confirming the final details on the Bonds upon issuance, in accordance with the parameters of this Order.

"Unsecured Pro Rata Share" has the meaning set forth in the Plan of Adjustment.

Section 102. **Interpretation.** (a) Words of the feminine or masculine genders include the correlative words of the other gender or the neuter gender.

(b) Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons.

(c) Articles and Sections referred to by number mean the corresponding Articles and Sections of this Order.

(d) The terms "hereby", "hereof", "hereto", "herein", "hereunder" and any similar terms as used in this Order, refer to this Order as a whole unless otherwise expressly stated.

## **ARTICLE II DETERMINATIONS**

Section 201. **Finding and Declaration of Need to Issue Bonds.** The Emergency Manager hereby finds and declares that it is necessary for the City to issue the Bonds hereunder in such sum as shall be determined and approved by the Emergency Manager, not in excess of \$632,000,000 (the "Maximum Aggregate Principal Amount"), and to evidence such debt by the issuance of the Bonds in one or more series not in excess of the Maximum Aggregate Principal Amount, in Authorized Denominations, pursuant to and in accordance with the provisions of Section 36a of Act 279, for the purpose of satisfying the Claims.

## **ARTICLE III AUTHORIZATION, REDEMPTION AND ASSIGNMENT OF THE BONDS**

Section 301. **Authorization of Bonds to Satisfy the Claims and Pledge.** The City hereby authorizes the issuance of the Bonds as hereinafter defined in such principal amount as shall be confirmed in the

Supplemental Order to satisfy the Claims as determined by the Authorized Officer in the Supplemental Order or subsequently confirmed by the Authorized Officer to Bond Counsel. The principal of and interest on the Bonds shall hereby be secured by the limited tax full faith and credit pledge of the City.

The City pledges to pay the principal of and interest on the Bonds as a first budget obligation from its general funds and in case of insufficiency thereof, from the proceeds of an annual levy of ad valorem taxes on all taxable property of the City, subject to applicable constitutional, statutory and charter tax rate limitations.

Section 302. Designations, Date, Interest, Maturity and Other Terms of the Bonds to Satisfy the Claims. (a) The Bonds shall be designated "FINANCIAL RECOVERY BONDS, SERIES 2014B" and may bear such later or earlier dates and additional or alternative designations, series or subseries as the Authorized Officer may determine in the Supplemental Order, shall be issued in fully registered form and shall be consecutively numbered from "R-1" upwards, unless otherwise provided by the Authorized Officer in the Supplemental Order. The Bonds shall be dated and issued in such denominations all as determined by the Authorized Officer and confirmed by the Authorized Officer in the Supplemental Order.

(b) The Bonds of each series shall mature on such Maturity Dates not in excess of 30 years from the Date of Original Issue and shall bear interest at the Interest Rate on a taxable basis, payable on the Interest Payment Dates, all as shall be determined and confirmed by the Authorized Officer in the Supplemental Order. Unless otherwise provided by the Authorized Officer in the Supplemental Order, interest on the Bonds shall be calculated on the basis of the actual number of days elapsed in a 360 day year. The Bonds shall be payable, as to principal and interest, in lawful money of the United States of America.

(c) Except as may be otherwise determined by the Authorized Officer in the Supplemental Order, interest on the Bonds shall be payable to the Registered Owner as of the 15th day of the month, whether or not a Business Day (a "Regular Record Date"), prior to each Interest Payment Date. Interest on the Bonds shall be payable to such Registered Owners by check or draft drawn on the Paying Agent on each Interest Payment Date and mailed by first class mail or, upon the written request of the Owner of \$1,000,000 or more in aggregate principal amount of Bonds (with complete wiring instructions no later than the Regular Record Date for such

Interest Payment Date), by wire transfer by the Paying Agent to such Owner. Such a request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Paying Agent.

(d) Interest on Bonds not punctually paid or duly provided for on an Interest Payment Date shall forthwith cease to be payable to the Registered Owners on the Regular Record Date established for such Interest Payment Date, and may be paid to the Registered Owners as of the close of business on a date fixed by the Paying Agent (a "Special Record Date") with respect to the payment of such defaulted interest to be fixed by the Paying Agent, or may be paid at any time in any other lawful manner. The Paying Agent shall give notice to the Registered Owners at least seven days before any such Special Record Date.

(e) The principal of the Bonds shall be payable to the Registered Owners of the Bonds upon the presentation of the Bonds to the Paying Agent at the principal corporate trust office of the Paying Agent.

(f) The Bonds shall be subject to redemption and/or tender for purchase prior to maturity or shall not be subject thereto, upon such terms and conditions as shall be determined by the Authorized Officer and confirmed in the Supplemental Order.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the Paying Agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates, CUSIP numbers, if any; certificate numbers, and in the case of partial redemption, the called amounts of each certificate; the redemption date; the redemption price or premium; the place where Bonds called for redemption are to be surrendered for payment; and that interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Paying Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

Section 303. Execution, Authentication and Delivery of Bonds. The Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Emergency Manager and the Finance

Director of the City and authenticated by the manual signature of the Finance Director or an authorized representative of the Paying Agent, as the case may be, and a facsimile of the seal of the City shall be imprinted on the Bonds. Additional Bonds bearing the manual or facsimile signatures of the Emergency Manager or Mayor of the City and the Finance Director, and upon which the facsimile of the seal of the City is imprinted may be delivered to the Paying Agent for authentication and delivery in connection with the exchange or transfer of Bonds. The Paying Agent shall indicate on each Bond the date of its authentication.

Section 304. Authentication of the Bonds. (a) No Bond shall be entitled to any benefit under this Order or be valid or obligatory for any purpose unless there appears on such Bond a Certificate of Authentication substantially in the form provided for in Section 307 of this Order, executed by the manual or facsimile signature of the Finance Director or by an authorized signatory of the Paying Agent by manual signature, and such certificate upon any Bond shall be conclusive evidence, and the only evidence, that such bond has been duly authenticated and delivered hereunder.

(b) The Paying Agent shall manually execute the Certificate of Authentication on each Bond upon receipt of a written direction of the Authorized Officer of the City to authenticate such Bond.

Section 305. Transfer of Registration and Exchanges on the Bonds. (a) The registration of each Bond is transferable only upon the Bond Registry by the Registered Owner thereof, or by his attorney duly authorized in writing, upon the presentation and surrender thereof at the designated corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner thereof or his attorney duly authorized in writing, and thereupon one or more fully executed and authenticated Bonds in any authorized denominations of like maturity and tenor, in equal aggregate principal amount shall be issued to the transferee in exchange therefor.

(b) Each Bond may be exchanged for one or more Bonds in equal aggregate principal amount of like maturity and tenor in one or more authorized denominations, upon the presentation and surrender thereof at the principal corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner hereof or his attorney duly authorized in writing.

Section 306. Regulations with Respect to Exchanges and Transfers. (a) In all

cases in which the privilege of exchanging Bonds or transferring the registration of Bonds is exercised, the City shall execute and the Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Order. All Bonds surrendered in any such exchanges or transfers shall be forthwith canceled by the Paying Agent.

(b) For every exchange or transfer of Bonds, the City or the Paying Agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer and, except as otherwise provided in this Order, may charge a sum sufficient to pay the costs of preparing each new Bond issued upon such exchange or transfer, which shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

(c) The Paying Agent shall not be required (i) to issue, register the transfer of or exchange any Bond during a period beginning at the opening of business 15 days before the day of the giving of a notice of redemption of Bonds selected for redemption as described in the form of Bonds contained in Section 307 of this Order and ending at the close of business on the day of that giving of notice, or (ii) to register the transfer of or exchange any Bond so selected for redemption in whole or in part, except the unredeemed portion of Bonds being redeemed in part. The City shall give the Paying Agent notice of call for redemption at least 20 days prior to the date notice of redemption is to be given.

Section 307. Form of the Bonds. The Bonds shall be substantially the following form with such insertions, omissions, substitutions and other variations as shall not be inconsistent with this Order or as approved by an Authorized Officer in the Supplemental Order:

[Forms of Bonds]

[Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC") to the City (as hereinafter defined), or its agent for registration of transfer, exchange, or payment and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.]

**UNITED STATES OF AMERICA**  
**STATE OF MICHIGAN**  
**COUNTY OF WAYNE**  
**CITY OF DETROIT**  
**FINANCIAL RECOVERY BOND,**  
**SERIES 2014B**

Interest <u>Rate</u>	Maturity <u>Date</u>	Date of Original Issue	<u>CUSIP</u>
		_____	
		2014	

Registered Owner:

Principal Amount: \_\_\_\_\_ Dollars

The City of Detroit, County of Wayne, State of Michigan (the "City"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon at the Interest Rate of 4.0% per annum from the Date of Original Issue specified above until the twentieth (20th) anniversary of the Date of Original Issue, and thereafter at 6.0% per annum, until the Maturity Date specified above or until the Principal Amount specified above is paid in full. Interest is payable semiannually on April 1 and October 1 in each year commencing on \_\_\_\_\_ (each an "Interest Payment Date"). The interest so payable, and punctually paid or duly provided for, will be paid, as provided in the hereinafter defined Order, to the person in whose name this Bond is registered on the books maintained for such purpose by the hereinafter defined Paying Agent (the "Bond Registry"), on the close of business on the Regular Record Date for such interest payment, which shall be the fifteenth day (whether or not a Business Day) of the calendar month immediately preceding such Interest Payment Date. Any such interest not so punctually paid or duly provided for shall herewith cease to be payable to the Registered Owner on such Regular Record Date, and may be paid to the person in whose name this Bond is registered at the close of business on a Special Record Date for the payment of such defaulted interest to be fixed by the Paying Agent, notice of which shall be given to Registered Owners at least seven days before such Special Record Date, or may be paid at any time in any other lawful manner. Capitalized terms used herein but not defined herein, shall have the meanings ascribed to them in the Order.

The principal of this Bond is payable in lawful money of the United States of America upon presentation and surrender

of this Bond at the designated corporate trust office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, as registrar, transfer agent and paying agent under the Order (such bank and any successor as paying agent, the "Paying Agent"). Interest on this Bond is payable in like money by check or draft drawn on the Paying Agent and mailed to the Registered Owner entitled thereto, as provided above, by first class mail or, upon the written request of a Registered Owner of at least \$1,000,000 in aggregate principal amount of Bonds (with complete wiring instructions no later than the Regular Record Date for such Interest Payment Date), by wire transfer by the Paying Agent to such Registered Owner, and such request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Paying Agent. Interest shall be computed on the basis of a 360-day year consisting of twelve 30 day months. For prompt payment of this Bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

This bond is one of a series of bonds aggregating the principal sum of \$ \_\_\_\_\_, issued under and in full compliance with the Constitution and statutes of the State of Michigan, and particularly Section 36a of Act No. 279, Public Acts of Michigan, 1909, as amended ("Act 279"), for the purpose of satisfying certain Claims, as defined in the Order. Pursuant to the Order, the bonds of this series (the "Bonds") are limited tax general obligations of the City, and the City is obligated to levy annually ad valorem taxes on all taxable property in the Issuer, subject to applicable constitutional, statutory and charter tax rate limitations.

The "Order" is an Order of the Emergency Manager issued on \_\_\_\_\_, 2014, supplemented by a Supplemental Order of an Authorized Officer of the City issued on \_\_\_\_\_, 2014, authorizing the issuance of the Bonds.

The bonds of this series shall be subject to redemption prior to maturity as follows:

(a) *Optional Redemption.* Bonds or portions of bonds in Authorized Denominations of multiples of \$1,000 or integral multiples of \$1.00 in excess thereof are subject to redemption prior to maturity, at the option of the Issuer, in such order as the Issuer may determine, and by lot within a maturity on any date after the Date of Original Issue, at a redemption price of par plus accrued interest to the date fixed for redemption.

(b) *Mandatory Redemption.* [TO BE DETERMINED]

*General Redemption Provisions.* In case less than the full amount of an outstanding bond is called for redemption, the Paying Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owners of Bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days but not more than sixty (60) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds or portions thereof so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Paying Agent to redeem such Bonds.

Reference is hereby made to the Order for the provisions with respect to the nature and extent of the security for the Bonds, the manner and enforcement of such security, the rights, duties and obligations of the City, and the rights of the Paying Agent and the Registered Owners of the Bonds. As therein provided, the Order may be amended in certain respects without the consent of the Registered Owners of the Bonds. A copy of the Order is on file and available for inspection at the office of the Finance Director and at the principal corporate trust office of the Paying Agent.

The City and the Paying Agent may treat and consider the person in whose name this Bond is registered on the Bond Registry as the absolute owner hereof, whether this Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal hereof and interest hereon and for all other purposes whatsoever, and all such payments so made to such person or upon his order shall be valid and effectual to satisfy and discharge the liability hereon to the extent of the sum or sums so paid.

The registration of this Bond is transferable only upon the Bond Registry by the Registered Owner hereof or by his attorney duly authorized in writing upon the presentation and surrender hereof at the designated corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner hereof or his attorney duly authorized in writing, and thereupon one or more fully executed and authenticated Bonds in any authorized denominations of like maturity and tenor, in equal aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the Resolution upon the payment of the charges, if any, therein prescribed.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and to be performed, precedent to and in the issuance of the Bonds do exist, have happened and have been performed in due time, form and manner as required by the Constitution and statutes of the State of Michigan, and that the total indebtedness of the City, including the Bonds does not exceed any constitutional, statutory or charter limitation.

This Bond is not valid or obligatory for any person until the Paying Agent's Certificate of Authentication on this Bond has been executed by the Paying Agent.

IN WITNESS WHEREOF, The City of Detroit, by its Emergency Manager, has caused this bond to be signed in the name of the City by the facsimile signatures of its Emergency Manager and Financial Director of the City, and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CITY OF DETROIT

By: \_\_\_\_\_  
Emergency Manager

By: \_\_\_\_\_  
Finance Director

(SEAL)

(Form of Paying Agent's Certificate of Authentication)

DATE OF AUTHENTICATION:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned Order.

\_\_\_\_\_  
\_\_\_\_\_, Michigan  
Paying Agent

By: \_\_\_\_\_  
Authorized Signatory

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

(Please print or typewrite name and address of transferee)

the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_

attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed: \_\_\_\_\_



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NOTICE: The signature(s) to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever. When assignment is made by a guardian, trustee, executor or administrator, an officer of a corporation, or anyone in a representative capacity, proof of such person's authority to act must accompany the bond.

Signature(s) must be guaranteed by a commercial bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges. The transfer agent will not effect transfer of this bond unless the information concerning the transferee requested below is provided.

PLEASE INSERT SOCIAL SECURITY NUMBER OR OTHER IDENTIFYING NUMBER OF TRANSFEREE.

---

(Insert number for first named transferee if held by joint account.)

Name and Address: \_\_\_\_\_

---

(Include information for all joint owners if the bond is held by joint account.)

Section 308. Registration. The City and the Paying Agent may treat and consider the Registered Owner of any Bond as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal (and premium, if any) thereof and interest thereon and for all other purposes whatsoever, and all such payments so made to such Bondowner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Section 309. Mutilated, Destroyed, Stolen or Lost Bonds. (a) Subject to the provisions of Act 354, Public Acts of Michigan, 1972, as amended and any other applicable law, if (i) any mutilated Bond is surrendered to the Paying Agent or the City and the Paying Agent and the City receive evidence to their satisfaction of the destruction, loss or theft of any Bond and (ii) there is delivered to the City and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the City or the Paying Agent that such Bond has been acquired by a bona fide purchaser, the City shall execute and the Paying Agent shall authenticate and deliver in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of like

tenor and principal amount, bearing a number not contemporaneously outstanding.

(b) If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a new Bond, pay such Bond.

(c) Any new Bond issued pursuant to this Section in substitution for a Bond alleged to be mutilated, destroyed, stolen or lost shall constitute an original additional contractual obligation on the part of the City, and shall be equally secured by and entitled to equal proportionate benefits with all other Bonds issued under this Order.

Section 310. Book-Entry-Only System Permitted. (a) If determined by the Authorized Officer in the Supplemental Order, the Bonds or portions of the Bonds shall be issued to a securities depository selected by the Authorized Officer (the "Security Depository") to be held pursuant to the book-entry-only system maintained by the Security Depository and registered in the name of the Security Depository or its nominee. Ownership interests in Bonds held under such book-entry-only system shall be determined pursuant to the procedures of the Security Depository and Article 8 of the applicable Uniform Commercial Code (such persons having such interests, "Beneficial Owners").

(b) If (i) the City and the Paying Agent receive written notice from the Security Depository to the effect that the Security Depository is unable or unwilling to discharge its responsibilities with respect to the Bonds under the book-entry-only system maintained by it or (ii) the Authorized Officer determines that it is in the best interests of the Beneficial Owners that they be able to obtain Bonds in certificated form, then the City may so notify the Security Depository and the Paying Agent and, in either event, the City and the Paying Agent shall take appropriate steps to provide the Beneficial Owners with Bonds in certificated form to evidence their respective ownership interests in the Bonds. Whenever the Security Depository requests the City and the Paying Agent to do so, the Authorized Officer on behalf of the City and the Paying Agent will cooperate with the Security Depository in taking appropriate action after reasonable notice to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging Bonds shall designate.

(c) Notwithstanding any other provision of the Order to the contrary, so long as the Bonds are held pursuant to the book-entry-only system maintained by the Security Depository:

(i) all payments with respect to the principal and interest on such Bonds and all notices with respect to such Bonds



shall be made and given, respectively, to the Security Depository as provided in the representation letter from the City and the Paying Agent to the Security Depository with respect to such Bonds; and

(ii) all payments with respect to principal of the Bonds and interest on the Bonds shall be made in such manner as shall be prescribed by the Security Depository.

#### ARTICLE IV FUNDS AND ACCOUNTS

Section 401. Establishment of Accounts and Funds. (a) The City hereby establishes and creates the Debt Retirement Fund as a special, separate and segregated account and fund which shall be held for and on behalf of the City by the Paying Agent.

(b) On the Effective Date, the City shall establish and create the Disputed COPs Claims Reserve (the "Disputed COPs Claims Reserve") which shall be held for and on behalf of the City by the Disbursing Agent under the Disbursing Agent Agreement pursuant to Section 401(d).

(c) The Disputed COP Claims Reserve shall contain no less than (i) an Unsecured Pro Rata Share of Bonds, calculated as if such Disputed COP Claims were Allowed in an amount equal to the sum of (A) aggregate unpaid principal amount as of the Petition Date for the COPs other than those giving rise to the Settled COP Claims (or such other amount as may be required by an order of the Bankruptcy Court), and (B) with respect to the Settled COPs Claims the aggregate unpaid principal amount as of the Petition Date for the COPs giving rise to the Settled COPs claims less the amounts expended in settlement of such Settled COP Claims; and (ii) any distributions made on account of Bonds held in the Disputed COP Claims Reserve.

(d) An Authorized Officer is authorized and directed to designate a Disbursing Agent and negotiate and enter into a Disbursing Agent Agreement (the "Disbursing Agent Agreement") between the City and the Disbursing Agent, setting forth the duties and obligations of the Disbursing Agent with respect to the distribution of Bonds and/or cash from the Disputed COPs Claims Reserve to the Claimants thereof pursuant to Section 404(h).

(e) The Finance Director is hereby authorized to establish such additional accounts, subaccounts or funds as shall be required for the Bonds, and the Dispute COPS Claims Reserve to accommodate the requirements of such series of Bonds and the Disputed COPS Claims Reserve.

Section 402. Debt Retirement Fund. General funds of the City, proceeds of all taxes levied pursuant to Section 301

hereof [and any amounts transferred from the debt retirement funds related to the COPs, if any,] shall be used to pay the principal of and interest on the Bonds when due. The foregoing amounts shall be placed in the Debt Retirement Fund and held in trusts by the Paying Agent, and so long as the principal of or interest on the Bonds shall remain unpaid, no moneys shall be withdrawn from the Debt Retirement Fund except to pay such principal and interest. Any amounts remaining in the Debt Retirement Fund after payment in full of the Bonds and the fees and expenses of the Paying Agent shall be retained by the City to be used for any lawful purpose.

Section 403. Investment of Monies in the Funds and Accounts. (a) The Finance Director shall direct the investment of monies on deposit in the Funds and Accounts established hereunder, and the Paying Agent, upon written direction or upon oral direction promptly confirmed in writing by the Finance Director, shall use its best efforts to invest monies on deposit in the Funds and Accounts in accordance with such direction.

(b) Monies on deposit in the Funds and Accounts may be invested in such investments and to the extent permitted by applicable law.

Section 404. Satisfaction of Claims. (a) On the Effective Date, the City shall issue the Bonds in an amount sufficient to satisfy the Claims. An Authorized Officer shall arrange for delivery of the Bonds to the Claimants and the Disbursing Agent to satisfy the Claims on behalf of the Claimants of each class of creditors entitled to New B Notes and/or cash as provided in the Plan of Adjustment and as set forth in this Section 404 in subsections (b) through (g), inclusive. Upon delivery of the Bonds to the Disbursing Agent and the Claimants, an Authorized Officer shall take all necessary steps to extinguish any related existing debt, including the cancellation of any related bonds or notes of the City representing portions of the Claims.

(b) On the Effective Date, the City shall distribute to the Detroit General VEBA, Bonds in the aggregate principal amount of \$218,000,000, in satisfaction of the Allowed OPEB Claims held by the Detroit General VEBA Beneficiaries. The Detroit General VEBA shall also be paid any contingent additional distributions from the Disputed COPs Claims Reserve as set forth in Section 404(g).

(c) On the Effective Date, the City shall distribute to the Detroit Police and Fire VEBA, Bonds in the aggregate principal amount of \$232,000,000, in satisfaction of the Allowed OPEB Claims held by the Detroit Police and Fire VEBA Beneficiaries. The Detroit Police and Fire VEBA shall also be paid any contingent additional distributions from the Disputed

COPs Claims Reserve as set forth in Section 404(g).

(d) On the Effective Date, the Downtown Development Authority Claims shall be allowed in the amount of \$33,600,000. Unless the Holder agrees to a different treatment of its Claim, each Holder of an Allowed Downtown Development Authority Claim, in full satisfaction of such Allowed Claim, shall receive from the City, on or as soon as reasonably practicable after the Effective Date, an Unsecured Pro Rata Share of the Bonds.

(e) Unless such Holder agrees to a different treatment of such claim, each Holder of an Allowed Other Unsecured Claim, in full satisfaction of such Allowed Claim, shall receive from the Disbursing Agent, on or as soon as reasonably practicable after the Effective Date, an Unsecured Pro Rata Share of Bonds.

(f) If and to the extent that Disputed COP Claims become Allowed Claims, the Holders of such Allowed Claims shall be sent a Distribution from the Disputed COP Claims Reserve by the Disbursing Agent of no less than (i) the portion of New B Notes held in the Disputed COP Claims Reserve initially allocated to the Disputed COP Claims that became Allowed Claims; and (ii) any distributions received by the Disputed COP Claims Reserve on account of such portion of Bonds.

(g) Upon the entry of a Final Order resolving any objection to any Disputed COP Claim and after all Distributions on account of Allowed COP Claims respecting such resolved Disputed COP Claims have been made or provided for (i) an amount of Bonds or distributions thereon in an amount equal to the costs, fees and expenses relates to the COP Litigation incurred by the Litigation Trust from and after the Effective Date shall be distributed by the Disbursing Agent to the City subject to the terms of the Plan of Adjustment; (ii) following such distribution, the Bonds and any distributions thereon remaining in the Disputed COP Claims Reserve shall be distributed as follows: (A) 65% to the Detroit General VEBA and the Detroit Police and Fire VEBA in proportion with the Bonds allocated to each pursuant to Sections 404(b) and 404(c); (B) 20% to be distributed Pro Rata among holders of Allowed Limited Tax General Obligation Bond Claims in Class 7 under the Plan of Adjustment; and (C) 15% to holders of Allowed Other Unsecured Claims in Class 14 under the Plan of Adjustment.

#### **ARTICLE V THE PAYING AGENT**

Section 501. Paying Agent. The Paying Agent for the Bonds shall act as bond registrar, transfer agent and paying agent for the Bonds and shall be initially U.S. Bank National Association, Detroit, Michigan, or

such other bank or trust company located in the State which is qualified to act in such capacity under the laws of the United States of America or the State. The Paying Agent means and includes any company into which the Paying Agent may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a party or any company to which the Paying Agent may sell or transfer all or substantially all of its corporate trust business, provided, that such company shall be a trust company or bank which is qualified to be a successor to the Paying Agent as determined by an Authorized Officer, shall be authorized by law to perform all the duties imposed upon it by this Order, and shall be the successor to the Paying Agent without the execution or filing of any paper or the performance of any further act, anything herein to the contrary notwithstanding. An Authorized Officer is authorized to enter into an agreement with such a bank or trust company, and from time to time as required, may designate a similarly qualified successor Paying Agent and enter into an agreement therewith for such services.

#### **ARTICLE VI SUPPLEMENTAL ORDERS AND RESOLUTIONS**

Section 601. Supplemental Orders and Resolutions Not Requiring Consent of Holders of the Bonds. The City may without the consent of any Bondowner adopt orders or resolutions supplemental to this Order for any one or more of the following purposes:

(i) to confirm or further assure the security hereof or to grant or pledge to the holders of the Bonds any additional security;

(ii) to add additional covenants and agreements of the City for the purposes of further securing the payment of the Bonds;

(iii) to cure any ambiguity or formal defect or omission in this Order; and

(iv) such other action not materially, adversely and directly affecting the security of the Bonds.

provided that (A) no supplemental order or resolution amending or modifying the rights or obligations of the Paying Agent shall become effective without the consent of the Paying Agent and (B) the effectiveness of any supplemental resolution is subject to Section 702 to the extent applicable.

Section 602. Bond Counsel Opinion. Before any supplemental order or resolution under this Article shall become effective, a copy thereof shall be filed with the Paying Agent, together with an opinion of Bond Counsel that such supplemental order or resolution is authorized or permitted by this Article; provided that, Bond

Counsel in rendering any such opinion shall be entitled to rely upon certificates of an Authorized Officer or other City official, and opinions or reports of consultants, experts and other professionals retained by the City to advise it, with respect to the presence or absence of facts relative to such facts.

#### **ARTICLE VII DEFEASANCE**

Section 701. Defeasance. Bonds shall be deemed to be paid in full upon the deposit in trust of cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, or any combination thereof, not redeemable at the opinion of the issuer thereof, the principal and interest payments upon which, without reinvestment thereof, will come due at such times and in such amounts, as to be fully sufficient to pay when due, the principal of such Bonds and interest to accrue thereon, as confirmed by a verification report prepared by an independent certified public accountant; provided, that if any of such Bonds are to be called for redemption prior to maturity, irrevocable instructions to call such Bonds for redemption shall be given to the Paying Agent. Such cash and securities representing such obligations shall be deposited with a bank or trust company and held for the exclusive benefit of the Owners and such Bonds. After such deposit, such Bonds shall no longer be entitled to the benefits of this Order (except for any rights of transfer or exchange of Bonds as therein or herein provided for) and shall be payable solely from the funds deposited for such purpose and investment earnings, if any, thereon, and the lien of this Order for the benefit of such Bonds shall be discharged.

#### **ARTICLE VIII OTHER PROVISIONS OF GENERAL APPLICATION**

Section 801. Credit Enhancement. (a) There is hereby authorized to be obtained municipal bond insurance or other credit enhancement or a combination thereof to secure the payment of all or part of the Bonds, if, and provided that, it shall be determined by an Authorized Officer that obtaining such Municipal Bond Insurance Policy or other credit enhancement or a combination thereof is in the best interest of the City. Such municipal bond insurance or other credit enhancement providers may be afforded certain rights and remedies to direct the proceedings with respect to the enforcement of payment of the Bonds as shall be provided in the documents relating thereto. In the event a commitment for a Municipal Bond Insurance Policy is obtained or a commitment for other credit enhancement is obtained, an Authorized Officer is hereby

authorized, to approve the terms, perform such acts and execute such instruments that shall be required, necessary or desirable to effectuate the terms of such commitment and the transactions described therein and in this Order and the Supplemental Order provided that such terms are not materially adverse to the City.

(b) In connection with the execution of any of the agreements authorized by this Section, an Authorized Officer is authorized to include therein such covenants as shall be appropriate.

Section 802. Approval of Other Documents and Actions. The Mayor, the Finance Director, the Treasurer, the City Clerk and any written designee of the Emergency Manager are each hereby authorized and directed on behalf of the City to take any and all other actions, perform any and all acts and execute any and all documents that shall be required, necessary or desirable to implement this Order.

Section 803. Delegation of City to, and Authorization of Actions of Authorized Officers. (a) Each Authorized Officer is hereby authorized and directed to do and perform any and all acts and things with respect to the Bonds which are necessary and appropriate to a carry into effect, consistent with this Order, the authorizations therein and herein contained, including without limitation, the securing of ratings by bond rating agencies, if cost effective, the negotiation for and acquisition of bond insurance and/or other credit enhancement, if any, to further secure the Bonds or any portions thereof, the acquisition of an irrevocable surety bond to fulfill the City's obligation to fund any reserve account, the printing of the Bonds and the incurring and paying of reasonable fees, costs and expenses incidental to the foregoing and other costs of issuance of the Bonds including, but not limited to fees and expenses of bond counsel, financial advisors, accountants and others, from Bond proceeds or other available funds, for and on behalf of the City.

(b) Except as otherwise provided herein, all determinations and decisions of the Authorized Officer with respect to the issuance and sale of the Bonds or the negotiation, execution or delivery of agreements as permitted or required by this Order shall be confirmed by this Authorized Officer in a Supplemental Order or Supplemental Orders, and such confirmations shall constitute determinations that any conditions precedent to such determinations and decisions of the Authorized Officer have been fulfilled.

Section 804. Approving Legal Opinions with Respect to the Bonds. Delivery of the Bonds shall be conditioned upon receiving, at the time of delivery of the Bonds, the approving opinion of Bond Counsel, approving legality of the Bonds.

Section 805. Appointment of Bond Counsel; Engagement of Other Parties. The appointment by the Emergency Manager of the law firm of Miller, Canfield, Paddock and Stone, P.L.C. of Detroit, Michigan, as Bond Counsel for the Bonds is hereby ratified and confirmed, notwithstanding the periodic representation by Miller, Canfield, Paddock and Stone, P.L.C., in unrelated matters of other parties and potential parties to the issuance of the Bonds. The fees and expenses of Miller, Canfield, Paddock and Stone, P.L.C. as Bond Counsel and other accumulated bond related fees and expenses shall be payable from available funds in accordance with the agreement of such firm on file with the Finance Director.

Section 806. Preservation of Records. So long as any Bond remains Outstanding, all documents received by the Paying Agent under the provisions of this Order shall be retained in its possession and shall be subject at all reasonable times to the inspection of the City, and the Bondowners, and their agents and representatives, any of whom may make copies thereof.

Section 807. Parties in Interest. Nothing in this Order, expressed or implied, is intended or shall be construed to confer upon, or to give to, any person or entity, other than the City, the Paying Agent and the Owners of the Bonds, any right, remedy or claim under or by reason of this Order or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Order contained by and on behalf of the City or Paying Agent shall be for the sole and exclusive benefit of the City, the Paying Agent and the Bondowners.

Section 808. No Recourse Under Resolution. All covenants, agreements and obligations of the City contained in this Order shall be deemed to be the covenants, agreements and obligations of the City and not of any council person, member, officer or employee of the City in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Order against any councilperson, member, officer or employee of the City or any person executing the Bonds in his or her official individual capacity.

Section 809. Severability. If any one or more sections, clauses or provisions of this Order shall be determined by a court of competent jurisdiction to be invalid or ineffective for any reason, such determination shall in no way affect the validity and effectiveness of the remaining sections, clauses and provisions thereof.

Section 810. Cover Page, Table of Contents and Article and Section Headings. The cover page, table of contents and Article and Section headings

hereof are solely for convenience of reference and do not constitute a part of this Order, and none of them shall affect its meaning, construction or effect.

Section 811. Conflict. All resolutions or parts of resolutions or other proceedings of the City in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 812. Governing Law and Jurisdiction. This Order shall be governed by and construed in accordance with the laws of the State.

Section 813. Order and Supplemental Order are a Contract. The provisions of this Order and the Supplemental Order shall constitute a contract between the City, the Paying Agent, the Bond Insurer and the Bondowners.

Section 814. Effective Date. This Order shall take effect immediately upon its adoption by the Council.

Section 815. Notices. All notices and other communications hereunder shall be in writing and given by United States certified or registered mail, expedited courier overnight delivery service or by other means (including facsimile transmission) that provides a written record of such notice and its receipt. Notices hereunder shall be effective when received and shall be addressed to the address set forth below or to such other address as any of the below persons shall specify to the other persons:

If to the City, to:

City of Detroit  
Finance Department  
1200 Coleman A. Young Municipal  
Center  
Detroit, Michigan 48226  
Attention: Finance Director

If to the Paying Agent, to:

U.S. Bank National Association  
535 Griswold Street, Suite 550  
Detroit, MI 48226

Attention: Susan T. Brown

SO ORDERED this 11th day of August, 2014.

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Kevyn D. Orr  
Emergency Manager  
City of Detroit, Michigan

#### **EXHIBIT A THE UNSECURED CLAIMS**

1. Class 7 Allowed Limited Tax General Obligation Bond Claims;
2. Class 9 Disputed COPS Claims which become Allowed Claims;
3. Class 12 OPEB Claims — Detroit General VEBA Claims (“General VEBA Claims”) in the amount of \$218,000,000, plus contingent additional distributions from the Disputed COP Claims Reserve (“Contingent General VEBA Claims”);
4. Class 12 OPEB Claims — Detroit Police and Fire VEBA Claims (“Police

- and Fire VEBA Claims”) in the amount of \$232,000,000, plus contingent additional distributions from the Disputed COP Claims Reserve (“Contingent Police and Fire VEBA Claims”);
- 5. Class 13 Allowed Downtown Development Authority Claims (“DDA Claims”) in the amount of \$33,600,000; and
- 6. Class 14 Allowed Under Unsecured Claims (“Other Unsecured Claims”).

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Tate, and President Jones — 6.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 1) per motions before adjournment.

**Office of the Emergency Manager  
Memorandum**

August 11, 2014

To: All City Council Members

Re: Emergency Manager’s Order No. 4 Approval of Distributable State Aid Bonds (UTGO).

Pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012 (“Act 436”) the Emergency Manager has proposed to seek approval from the Detroit City Council and the State Local Emergency Financial Assistance Loan Board to issue Distributable State Aid Fourth Lien Restructured Bonds (Unlimited Tax General Obligation), Series 2014 (the “Bonds”), in an aggregate principal amount not to exceed \$287,560,790, in one or more series, pursuant to the Revised Municipal Finance Act, Act No. 34, Public Acts of Michigan 2001, as amended, to provide for a portion of the Bankruptcy Plan of Adjustment financing related to the settlement of certain unlimited tax general obligation bond claims for the City of Detroit (the “Financing”).

The proceeds of the Bonds will be used to refund a portion of the City’s outstanding unlimited tax general obligation bonds. The Bonds will be secured by money received or to be received by the City derived from the imposition of tax by the State of Michigan and returned or to be returned to the City as provided by law (Distributable State Aid), and in addition, a pledge of the City’s unlimited tax full faith and credit.

Pursuant to Section 19 of Act 436, the Emergency Manager hereby submits his Order No. 4 approving the issuance of the Bonds (the “Order”) and describing the terms and conditions and parameters for the Financing to the Detroit City Council for consideration. Under Section 19(1) of Act 436, the City Council has 10 days from the date of submission of the Order (i.e. August 21, 2014) to approve or disapprove the Financing. If the City Council

does not act within this period, the Financing will be considered approved by the City Council and the Emergency Manager may proceed to obtain approval of the Financing from the State Local Emergency Financial Assistance Loan Board. If the City Council disapproves the Financing within the period provided under Section 19(1) of Act 436 as described above, the City Council is required, pursuant to Section 19(2) of Act 436, to submit an alternative proposal to the State Local Emergency Financial Assistance Loan Board within seven (7) days of such disapproval, which such alternative proposal shall “yield substantially the same financial result as the” Financing. Pursuant to Section 19(2) of Act 436, the State Local Emergency Financial Assistance Loan Board would then choose between the City Council’s alternative proposal and the Financing.

Please do not hesitate to contact my office with any questions or concerns regarding the matters addressed herein. We look forward to your prompt response to this matter.

Sincerely,  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF DETROIT, COUNTY  
OF WAYNE, STATE OF MICHIGAN  
APPROVING THE EMERGENCY  
MANAGER OF THE CITY OF DETROIT  
ORDER NO. 4 APPROVAL OF  
DISTRIBUTABLE STATE  
AID BONDS (UTGO)**

By Council Member Cushingberry, Jr.:

WHEREAS, On August 11, 2014, pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012, (“Act 436”), Kevyn D. Orr, the Emergency Manager of the City of Detroit (the “Emergency Manager”), filed with this City Council his Order No.4 approving the issuance of Distributable State Aid Fourth Lien Restructured Bonds (Unlimited Tax General Obligation) Series 2014 (the “Order”); and

WHEREAS, The Order proposes the issuance of Distributable State Aid Fourth Lien Restructured Bonds (Unlimited Tax General Obligation), Series 2014 Bonds (the “Bonds”) by the City of Detroit, in one or more series, under the Revised Municipal Finance Act, Act No. 34, Public Acts of Michigan 2001, as amended, to provide for a portion of Bankruptcy Plan of Adjustment financing for the City of Detroit (the “Financing”); and

WHEREAS, The City Council has reviewed the Order and terms and conditions for the issuance of the Bonds and the Financing included in the Order and the following related documents for the



Financing; (i) Fifth Supplemental Debt Retirement Trust Indenture; (ii) Debt Millage Deposit Escrow Agreement; (iii) Agreement to Deposit Distributable State Aid and (iv) Purchase Contract; and

WHEREAS, The City Council desires to adopt this resolution to indicate its approval of the issuance of the Bonds and the Financing pursuant to Section 19(1) of Act 436.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, PURSUANT TO ACT 34 AND ACT 436, AS FOLLOWS:

Section 1. Pursuant to Section 19(1) of Act 436, the City Council hereby approves the terms and conditions of the issuance of the Bonds and the Financing as set forth in the following documents:

- (i) Emergency Manager's Order, attached hereto as Exhibit A; (ii) Fifth Supplemental Debt Retirement Trust Indenture attached as Exhibit B; (iii) Debt Millage Deposit Escrow Agreement attached as Exhibit C; (iv) Agreement to Deposit Distributable State Aid attached as Exhibit D; and (v) Purchase Contract attached as Exhibit E.

Section 2. All resolutions or parts of resolutions or other proceedings of the City of Detroit in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 3. This Resolution shall take effect immediately upon its adoption by the City Council.

**EXHIBIT A**

**Emergency Manager's Order  
ORDER NO. 4**

ORDER OF THE EMERGENCY MANAGER OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, AUTHORIZING THE ISSUANCE AND RESTRUCTURING OF CERTAIN UNLIMITED TAX GENERAL OBLIGATION BONDS OF THE CITY OF DETROIT BY THE ISSUANCE BY THE CITY OF DETROIT OF NOT TO EXCEED \$287,560,790 DISTRIBUTABLE STATE AID FOURTH LIEN RESTRUCTURED BONDS (UNLIMITED TAX GENERAL OBLIGATION), SERIES 2014 IN ONE OR MORE SUB-SERIES FOR THE PURPOSE OF PROVIDING CERTAIN BANKRUPTCY PLAN OF ADJUSTMENT FINANCING FOR THE CITY RELATED TO UNLIMITED TAX GENERAL OBLIGATION BOND CLAIMS; AUTHORIZING A FIFTH SUPPLEMENT TO THE OUTSTANDING MASTER DEBT RETIREMENT TRUST INDENTURE TO SECURE REPAYMENT OF SAID BONDS; IMPLEMENTING THE ASSIGNMENT OF PAYMENTS ON NOT TO EXCEED \$43,349,210 OF THE CITY'S OUTSTANDING UNLIMITED TAX GENERAL

OBLIGATION BONDS (STUB UTGO BONDS) PURSUANT TO THE PLAN OF ADJUSTMENT; AND AUTHORIZING THE AUTHORIZED OFFICERS TO MAKE CERTAIN DETERMINATIONS AND TO TAKE CERTAIN ACTIONS IN CONNECTION WITH THE TRANSFER OF A PORTION OF THE CITY'S OUTSTANDING UNLIMITED TAX GENERAL OBLIGATION BONDS IN CONSIDERATION FOR BONDS ISSUED BY THE MICHIGAN FINANCE AUTHORITY.

WHEREAS, At elections held on November 7, 1978, August 5, 1980, November 4, 1986, August 2, 1988, August 4, 1992, August 5, 1996, November 4, 1997, November 7, 2000, November 6, 2001, April 29, 2003; November 2, 2004 and February 24, 2009 (the "Prior Elections"), the qualified electors of the City of Detroit, County of Wayne, State of Michigan (the "City") authorized the issuance and sale of general obligation unlimited tax bonds of the City to finance certain public capital improvement projects of the City; and

WHEREAS, Pursuant to the authorizations provided by certain of the Prior Elections, the City Charter, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279"), Act 202, Public Acts of Michigan, 1943, as amended ("Act 202"), and Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), the City issued certain general obligation unlimited tax bonds (collectively, but not including the 2010A UTGO Bonds, as hereinafter defined, the "Prior UTGO Bonds") outstanding in the amounts set forth on Exhibit A attached hereto; and

WHEREAS, On March 18, 2010, pursuant to Act 80, Public Acts of Michigan, 1981, as amended ("Act 80") the City issued \$249,790,000 of its Distributable State Aid General Obligation Limited Tax Bonds, Series 2010 (the "DSA Bonds") secured by and payable from money received or to be received by the City derived from the imposition of taxes by the State of Michigan (the "State") and returned or to be returned to the City as provided by law ("Distributable Aid"); and

WHEREAS, In connection with the issuance of the DSA Bonds, the City entered into a Master Debt Retirement Trust Indenture (the "Master Indenture") and a First Supplemental Debt Retirement Trust Indenture, each dated as of March 1, 2010 (the "First Supplemental Indenture") between the City and U.S. Bank National Association, Detroit, Michigan, as master trustee (the "Master Trustee" or the "Trustee"), that provides for the escrow of Distributable Aid payments received by the Trustee on behalf of the City to pay the debt service on obligations of the City secured by Distributable Aid (the "Distributable Aid Obligations"); and

WHEREAS, Pursuant to Act 80, the Master Indenture and the First Supplemental Indenture, the DSA Bonds have a first lien on the City's Distributable Aid to secure the payment of the DSA Bonds and to provide for the direct payment to the Master Trustee of the Distributable Aid to be held in trust and used solely for payment of principal of and interest on Distributable Aid obligations, and for that purpose, the City, the Master Trustee and the State Treasurer of the State of Michigan (the "State Treasurer") entered into an Agreement dated as of March 1, 2010 (the "DSA Bonds Deposit Agreement"); and

WHEREAS, On December 16, 2010, pursuant to the City Charter, Act 279 and Act 34, the City issued \$100,000,000 Distributable State Aid Second Lien Bonds (Unlimited Tax General Obligation), Series 2010(A) (Taxable - Recovery Zone Economic Development Bonds - Direct Payment) (the "2010A UTGO Bonds") and sold them to the Michigan Finance Authority (the "MFA") under Act 227, Public Acts of Michigan, 1985, as amended ("Act 227"); and

WHEREAS, In connection with the issuance of the 2010A UTGO Bonds, the City entered into a Second Supplemental Debt Retirement Trust Indenture, dated as of December 1, 2010 (the "Second Supplemental Indenture") with the Trustee, to further provide for the security and payment of the 2010A UTGO Bonds with the unlimited tax levy and a second lien on Distributable Aid; and

WHEREAS, Pursuant to Act 227, in order to provide for the direct payment of Distributable Aid to the Trustee to pay the debt service on the 2010A UTGO Bonds, the City, the MFA and the State Treasurer entered into an Agreement to Deposit Distributable State Aid with the Master Trustee for payment of the 2010A UTGO Bonds (the "UTGO Bonds Deposit Agreement"); and

WHEREAS, Pursuant to Resolutions adopted on March 27, 2012 by the City Council of the City, certain Sale Orders of the Finance Director and Act 34, the City issued; (i) \$38,865,000 of Self Insurance Distributable State Aid Third Lien Bonds (Limited Tax General Obligation), Series 2012(A2) (the "Series 2012(A2) Bonds"); (ii) \$30,730,000 of Self Insurance Distributable State Aid Third Lien Refunding Bonds (Limited Tax General Obligation), Series 2012(A2-B) (the "Series 2012(A2-B) Bonds"); (iii) \$6,405,000 General Obligation Distributable State Aid Third Lien Capital Improvement Refunding Bonds (Limited Tax General Obligation) Series 2012B (the "Series 2012B Bonds"); and (iv) \$53,520,000 of Self Insurance Distributable State Aid Third Lien Refunding Bonds (Limited Tax General

Obligation), Series 2012(B2) (the "Series 2012(B2) Bonds"), and collectively with the Series 2012(A2) Bonds, the Series 2012(A2-B) Bonds and the Series 2012B Bonds, the "Third Lien Bonds"); and

WHEREAS, The Third Lien Bonds were sold to the MFA and pursuant to Act 227 and Act 140, in order to provide for the direct payment of Distributable Aid to the Master Trustee to pay the debt service on the Third Lien Bonds, the City, the MFA and the State Treasurer entered into an Agreement to Deposit Distributable State Aid (as amended, the "2012 Deposit Agreement") with the Master Trustee and the City and the Master Trustee entered into a Third Supplemental Debt Retirement Trust Indenture, dated as of March 1, 2012, as amended (the "Third Supplemental Indenture") and a Fourth Supplemental Debt Retirement Trust Indenture dated as of August 1, 2012 (the "Fourth Supplemental Indenture") for payment of the Third Lien Bonds on a third lien basis subordinate to the first lien on Distributable State Aid securing the DSA Bonds and subordinate to the second lien on Distributable Aid securing the Series 2010A UTGO Bonds; and

WHEREAS, On March 1, 2013, the Governor (the "Governor") of the State of Michigan (the "State") determined that a financial emergency existed within the City pursuant to the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72"); and

WHEREAS, On March 14, 2013, the Governor confirmed that a financial emergency existed within the City and, pursuant to Act 72, assigned to the Local Emergency Financial Assistance Loan Board, established pursuant to the Emergency Municipal Loan Act, Act 243 Public Acts of Michigan, 1980, as amended (the "Board") the responsibility for managing the financial emergency; and

WHEREAS, On March 14, 2013, pursuant to Act 72, the Board appointed Kevyn D. Orr as Emergency Financial Manager for the City; and

WHEREAS, By operation of law the financial emergency continues to exist within the City pursuant to the Local Financial Stability and Choice Act, Act 436, Public Acts of Michigan, 2012 ("Act 436") and the Emergency Financial Manager continues in the capacity of the Emergency Manager for the City (the "Emergency Manager"); and

WHEREAS, On July 18, 2013 (the "Petition Date"), in accordance with Act 436 and the approval of the Governor, the Emergency Manager filed on behalf of the City a petition for relief pursuant to Chapter 9 of Title II of the United States Code, 11 U.S.C. Sections 101-1532 (as amended, the "Bankruptcy Code") in the



United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court"); and

WHEREAS, On \_\_\_\_\_, 2014, the Emergency Manager filed on behalf of the City a \_\_\_\_\_ Amended Plan for the Adjustment of the Debts of the City of Detroit (now and as subsequently amended, the "Plan of Adjustment") in the Bankruptcy Court to provide for the adjustment of the debts of the City pursuant to and in accordance with Chapter 9 of the Bankruptcy Code; and

WHEREAS, More than 90% of the prior UTGO Bonds are insured by Ambac Assurance Corporation; Assured Guaranty Municipal Corp. together with Assured Guaranty Corp.; and National Public Finance Guarantee Corporation (each a "Bond Insurer" and collectively, the "Bond Insurers"); and

WHEREAS, Pursuant to the Plan of Adjustment and a settlement agreement dated July 18, 2014 among the City and the Bond insurers (the "UTGO Settlement Agreement") the City intends to restructure a portion of the outstanding Prior UTGO Bonds (the "Restructured UTGO Bonds") as provided in this order; and

WHEREAS, Pursuant to a bond purchase contract (the "Purchase Contract") between the City and the MFA, the City shall deliver the Bonds authorized hereunder (the "Bonds" or the "Municipal Obligation") to the MFA, and in consideration thereof, the MFA will deliver its [Local Government Loan Program Revenue Bonds, Series 2014 (City of Detroit Unlimited Tax General Obligation Local Project Bonds)] (the "MFA Bonds") to (i) the holders of the Holders Restructured UTGO Bonds (as defined in the UTGO Settlement Agreement) and (ii) the Bond Insurers and the Dissenting Bond Insurer as holders of the Insurer owned Restructured UTGO Bonds (as defined in the UTGO Settlement Agreement) in consideration for the transfer of the Restructured UTGO Bonds to the MFA; and

WHEREAS, The MFA Bonds will be issued by the MFA in Authorized Denominations in the same aggregate principal amounts per maturity as the Restructured UTGO Bonds, rounded down as provided in this Order, for each denomination to the nearest Authorized Denomination; and on the Effective Date, as hereinafter defined, the holders of the Holders Restructured UTGO Bonds shall be paid the difference in principal amount, if any, between the Holders Restructured UTGO Bonds and the principal amount of MFA Bonds allocated and transferred to them as provided therein by the City from its General Fund or by the Master Trustee at the direction of the City from available funds on deposit in the Debt Retirement Fund (the "Debt Retirement Fund") estab-

lished hereunder, as determined by an Authorized Officer; and

WHEREAS, A portion of the Prior UTGO Bonds not restructured by the Municipal Obligation which mature on or after April 1, 2015, in the principal amount of \$43,349,210 (the "Stub UTGO Bonds") and collectively with the 2010A UTGO Bonds, the Municipal Obligation and any Additional Bonds (defined below), the "UTGO Bonds") shall be reinstated, remain Outstanding in the amounts and will remain payable as shown on Exhibit C hereto; and

WHEREAS, The Stub UTGO Bonds also will be in Authorized Denominations; and

WHEREAS, Upon satisfaction of all of the terms and conditions required on the City related to the confirmation of the Plan of Adjustment, the City shall establish the Business Day upon which the Plan of Adjustment shall become effective (the "Effective Date"); and

WHEREAS, On or after the Effective Date, the City shall issue and deliver the Municipal Obligation to the MFA and pursuant to the Plan of Adjustment, the Assigned UTGO Bond Tax Proceeds (as hereinafter defined), will be assigned to the Income Stabilization Funds and the GRS (collectively, the "Plan Assignees") as such terms are defined in the Plan of Adjustment; and

WHEREAS, The Emergency Manager deems it necessary to authorize the issuance of the Bonds in one or more series in the aggregate principal amount of not to exceed Two Hundred Eighty-Seven Million Five Hundred Sixty Thousand Seven Hundred Ninety Dollars (\$287,560,790); and

WHEREAS, Pursuant to the resolutions authorizing the Prior UTGO Bonds and the 2010A UTGO Bonds, this Order and Section 4a of Act 279, the City has pledged, and to the extent permitted by applicable law, including without limitation, Section 12(1)(x) of Act 436, will create a lien upon the Debt Millage Revenues (as hereinafter defined) to pay the debt service on the UTGO Bonds; and

WHEREAS, Pursuant to Section 4a of Act 279, and Section 701 of the Revised Municipal Finance Act, Act No. 34, Public Acts of Michigan, 2001, as amended, the Emergency Manager desires to provide for the deposit of the Debt Millage Revenues into a separate escrow account to be used for the sole purpose of paying principal of and interest on the UTGO Bonds and the administrative costs related to the deposit and escrow of Debt Millage Revenues; and

WHEREAS, In order to effectuate a lien, to the extent permitted by law, upon the debt millage revenues (the "Debt Millage Revenues") derived from the unlimited tax pledge in favor of the

Registered owners of the Bonds, it is necessary for the City to provide for the deposit of the proceeds of 100% of the City's unlimited tax general obligation debt millage levy in trust to further secure payment of the debt service on the Bonds, with U.S. Bank National Association, as Debt Millage Escrow Trustee (the "Debt Millage Escrow Trustee"), pursuant to a Debt Millage Deposit Escrow Agreement (the "Debt Millage Escrow Agreement") between the City and the Debt Millage Escrow Trustee; and

WHEREAS, The Emergency Manager recommends that the Bonds be secured by a fourth lien pledge of Distributable Aid under a Fifth Supplemental Debt Retirement Trust Indenture (the "Fifth Supplemental Indenture"), in addition to a pledge of the City's unlimited tax full faith and credit; and

WHEREAS, The Emergency Manager desires the Debt Millage Revenues to constitute special revenues under Section 902 of the Bankruptcy Code and to afford the holders of the UTGO Bonds the protection provided to "pledged special revenues," as that term is used in Section 922(d0) of the Bankruptcy Code.

WHEREAS, The MFA may distribute one or more preliminary official statements (together with any supplements thereto, each a "Preliminary Official Statement") and final official statements (together with any supplements thereto, each an "Official Statement") to the holders of the MFA Bonds; and

WHEREAS, The Emergency Manager also desires to authorize the submission of disclosure information to the MFA, as applicable, if necessary in connection with the issuance and delivery of the Municipal Obligation and the issuance and delivery of the MFA Bonds; and

WHEREAS, The MFA will require, as a condition precedent to accepting the Municipal Obligation, that the City agree to provide continuing disclosure as required by Section (b)(5) of Rule 15c2-12 ("Rule 15c2-12") promulgated by the Securities and Exchange Commission under the Securities and Exchange Act of 1934, as amended; and

WHEREAS, The Emergency Manager also desires to authorize the submission of disclosure information to the holders of the Stub UTGO Bonds, if necessary in connection with the secondary marketing, if any, of the Stub UTGO Bonds by the holders thereof on the Effective Date; and

WHEREAS, Pursuant to the authority of Section 315(1)(d) of Act 34, the Emergency Manager desires to delegate to the Finance Director the authority to make certain determinations with respect to the Bonds, if necessary, within the parameters of this Order and to take such other actions and make such other deter-

minations as may be necessary to accomplish the delivery of the Bonds and the transactions contemplated by this Order, as shall be confirmed by the Finance Director in the Supplemental Order; and

WHEREAS, Prior to the issuance of the Bonds, pursuant to Sections 12(1)(u) and 19(1) of Act 436, the Emergency Manager must obtain the approval of the issuance of the Bonds by the City Council, and if the City Council disapproves of the issuance of the Bonds, the issuance of the Bonds must be approved by the Board.

NOW, THEREFORE, BE IT ORDERED BY THE EMERGENCY MANAGER OF THE CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, PURSUANT TO THE CHARTER, ACT 34, ACT 227, ACT 279 AND ACT 436 AS FOLLOWS:

## ARTICLE I

### DEFINITIONS AND INTERPRETATION

**Section 101. Definitions.** The words and terms defined in the preambles and recitals hereof and the following words and terms as used in this Order shall have the meanings ascribed therein, herein or in the Plan of Adjustment unless a different meaning clearly appears from the context:

"Act 34" means Act No. 34, Public Acts of Michigan, 2001, as amended.

"Act 80" means Act No.80, Public Acts of Michigan, 1981, as amended.

"Act 227" means Act No. 227, Public Acts of Michigan, 1985, as amended.

"Act 279" means Act No. 279, Public Acts of Michigan, 1909, as amended.

"Act 436" means Act No. 436, Public Acts of Michigan, 2012.

"Additional Bonds" shall mean any unlimited tax general obligation bonds issued under Act 279 on a parity with the Prior UTGO Bonds, the 2010A UTGO Bonds, the Municipal Obligation and the Stub UTGO Bonds as to the Aggregate UTGO Tax Levy.

"Aggregate UTGO Tax Levy" means all proceeds of the Debt Millage Revenues.

"Ambac" means Ambac Assurance Corporation.

"Assigned UTGO Bond Tax Proceeds" means that portion of the Aggregate UTGO Tax levy designated to pay the principal of and interest on the Stub UTGO Bonds.

"Assured" means Assured Guaranty Municipal Corp. and Assured Guaranty Corp.

"Authorized Denominations" shall mean denominations of Bonds and Stub UTGO equal to multiples of \$1.00.

"Authorized Officer" means (i) the Emergency Manager or his designee or successor, or if the City is no longer operating under a financial emergency pursuant to Act 436, the Mayor of the City,

the Finance Director or his or her designee, or (ii) any other person authorized by a Certificate of an Authorized Officer to act on behalf of or otherwise represent the City in any legal capacity, which such certificate shall be delivered, if at all, in the City's sole discretion.

"Bankruptcy Case" means the City's Bankruptcy Case No. 13-53846 in the U.S. Bankruptcy Court for the Eastern District of Michigan.

"Bankruptcy Court" has the meaning set forth in the recitals hereto.

"Board" has the meaning set forth in the recitals hereto.

"Bond" or "Bonds" means the Municipal Obligations.

"Bond Counsel" means Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, or such other nationally recognized firm of attorneys experienced in matters pertaining to municipal bonds and appointed to serve in such capacity by the City with respect to the Bonds.

"Bond Insurer" means Ambac, Assured or NPMFG, as the case may be, as an issuer of a bond insurance policy with respect to that portion of the Restructured UTGO Bonds such entity insures.

"Bond Order" means collectively this Order and the Supplemental Order.

"Bond Registry" means the books for the registration of Bonds maintained by the Master Trustee.

"Bondowner", "Owner" or "Registered Owner" means, with respect to any Bond, the person in whose name such Bond is registered in the Bond Registry.

"Business Day" means a day which is not (i) a Saturday, Sunday or legal holiday on which banks located in either the State of Michigan or the state or states in which the principal corporate trust office of the Master Trustee, is located are authorized or required by law to be closed, or (ii) a day on which the New York Stock Exchange is closed.

"Charter" means the Charter of the City, as amended from time to time.

"City" means the City of Detroit, County of Wayne, State of Michigan.

"Closing Date" means the date or dates upon which the Restructured UTGO Bonds are transferred to the MFA in consideration for the MFA Bonds.

"Code" means the Internal Revenue Code of 1986, as amended.

"Constitution" means the Constitution of the State of Michigan of 1963, as amended.

"Council" means the City Council of the City of Detroit, Michigan.

"Debt Millage Deposit" or "Debt Millage Deposits" means whenever used herein singularly, each payment of Debt Millage Revenues, and collectively all payment of Debt Millage Revenues by the City to the Debt Millage Escrow Trustee for deposit in the UTGO Debt Millage Fund in accor-

dance with the Debt Millage Escrow Agreement.

"Debt Millage Escrow Agreement" means the Debt Millage Deposit Escrow Agreement, between the City and the Debt Millage Escrow Trustee, for the collection of 100% of the City's unlimited tax general obligation bond debt millage.

"Debt Millage Escrow Trustee" means U.S. Bank National Association, Detroit, Michigan, as Debt Millage Escrow Trustee, and any successor to the Debt Millage Escrow Trustee substituted in its place pursuant to the provisions of the Debt Millage Escrow Agreement.

"Debt Millage Revenues" means the proceeds of the ad valorem debt millage levies, including interest subsidy payments received by the City in respect of the 2010A UTGO Bonds delinquent millage payments received from Wayne County, Michigan, or otherwise, pledged to and on account of unlimited tax general obligation bonds of the City for the payment of debt service on the Prior UTGO Bonds (or after the Effective Date, the UTGO Bonds), and the 2010A UTGO Bonds, the Municipal Obligation, the Stub UTGO Bonds and any Additional Bonds.

"Debt Retirement Fund" means the fund so designated and established under Section 501 hereof.

"Dissenting Bond Insurer" means Syncora Guarantee, Inc.

"Distributable Aid" has the meaning given in Act 80.

"DSA Bonds" means the City's \$249,790,000 original principal amount Distributable State Aid General Obligation Limited Tax Bonds, Series 2010.

"Effective Date" has the meaning set forth in the recitals hereto.

"Fifth Supplemental Indenture" means the Fifth Supplemental Debt Retirement Trust Indenture, dated as of the date of issuance of the Bonds, between the City and the Master Trustee providing for the escrow of Distributable State Aid payments received by the Master Trustee on behalf of the City to pay the debt service on the Bonds.

"Finance Director" means the Finance Director of the City or his/her deputy or designee.

"First Lien Bonds" means the DSA Bonds.

"First Supplemental Indenture" means the First Supplemental Debt Retirement Trust Indenture dated as of March 1, 2010, between the City and the Master Trustee, providing for the escrow of Distributable Aid Payments received by the Master Trustee on behalf of the City to pay the debt service on the DSA Bonds.

"Fiscal Year" means the fiscal year of the City as in effect from time to time.

"Fourth Supplemental Indenture" has the meaning set forth in the recitals hereto.

“GRS” means General Retirement System for the City of Detroit.

“Income Stabilization Fund” means the Income Stabilization Funds as defined in the Plan of Adjustment.

“Interest Payment Date” has the meaning given such term in Section 302.

“Master Indenture” shall mean the Master Debt Retirement Trust Indenture dated as of March 1, 2010 by and between the City and U.S. Bank National Association, Detroit, Michigan, as Master Trustee, as supplemented by (i) the First Supplemental Indenture; (ii) the Second Supplemental Indenture; (iii) the Third Supplemental Indenture; (iv) the Fourth Supplemental Indenture; and (v) the Fifth Supplemental Indenture, by and between the City and the Master Trustee.

“Master Trustee” means U.S. Bank National Association, Detroit, Michigan, as Master Trustee under the Master Indenture, and successors to the Master Trustee substituted in its place pursuant to the provisions of the Master Indenture.

“Maximum Aggregate Principal Amount” has the meaning given such term in Section 201.

“MFA” means the Michigan Finance Authority, as successor to the Michigan Municipal Bond Authority.

“MFA Bonds” has the meaning set forth in the recitals hereto.

“Municipal Obligation” has the meaning set forth in the recitals hereto.

“Non-Arbitrage and Tax Compliance Certificate” means the Non-Arbitrage and Tax Compliance Certificate of the city, dated the Closing Date, regarding rebate requirements and other tax responsibilities of the City relating to the Tax-Exempt Bonds under the Code.

“NPPFG” means National Public Finance Guaranty Corporation.

“Order” means this Order of the Emergency Manager as supplemented by the Supplemental Order, and as amended from time to time pursuant to Article VII.

“Outstanding” when used with respect to:

(1) the Bonds, means, as of the date of determination, the Bonds theretofore authenticated and delivered under this Order, except:

(A) Bonds theretofore canceled by the Master Trustee or delivered to the Master Trustee for cancellation;

(B) Bonds for whose payment money in the necessary amount, without the need for reinvestment thereof, has been theretofore deposited with the Master Trustee in trust for the registered owners of such Bonds;

(C) Bonds delivered to the Master Trustee for cancellation in connection with (x) the exchange of such Bonds for other Bonds or (y) the transfer of the registration of such Bonds;

(D) Bonds alleged to have been destroyed, lost or stolen which have been

paid or replaced pursuant to this Order or otherwise pursuant to law; and

(E) Bonds deemed paid as provided in Section 801.

“Permitted Investments” means those investments specified in Article III of the Debt Millage Escrow Agreement.

“Plan of Adjustment” has the meaning set forth in the recitals hereto.

“Plan Assignees” means the Income Stabilization Funds and the GRS.

“Prior DSA Bonds” means, collectively, the First Lien Bonds, the Second Lien Bonds and the Third Lien Bonds.

“Prior UTGO Bonds” has the meaning set forth in the recitals hereto.

“Pro Rata” means the proportion that a claim of one Holder of Restructured UTGO Bonds bears to the aggregate of all claims of all Holders of Restructured UTGO Bonds.

“Purchase Contract” means the purchase contract negotiated by the Finance Director between the City and the MFA, providing for the terms and conditions of the delivery of the Municipal Obligation to the MFA in anticipation of the transfer of the Restructured Bonds to the MFA in consideration for the MFA Bonds on the terms and conditions and in form and substance reasonably acceptable to the Bond Insurers.

“Regular Record Date” has the meaning given such term in Section 302.

“Restructured UTGO Bonds” has the meaning set forth in the recitals hereto.

“Second Lien Bonds” means the 2010A UTGO Bonds.

“Second Supplemental Indenture” has the meaning set forth in the recitals hereto.

“State” means the State of Michigan.

“State Treasurer” means the Treasurer of the State.

“Stub UTGO Bonds” has the meaning set forth in the recitals hereto.

“Supplemental Order” means, to the extent necessary, the order or orders of the Authorized Officer making certain determinations and/or confirming the final details of the Bonds upon the sale thereof in accordance with the parameters of this Order and the terms of the Purchase Contract.

“Tax-Exempt Bonds” means those Bonds, if any, the interest on which is excluded from gross income for federal tax purposes, as determined by the Authorized Officer in the Supplemental Order.

“Third Lien Bonds” has the meaning set forth in the recitals hereto.

“Third Supplemental Indenture” has the meaning set forth in the recitals hereto.

“UTGO Bonds” has the meaning in the recitals hereto.

“UTGO Bond Tax Levy” means that portion of the Aggregate UTGO Tax Levy as a level that was pledged to pay the prior UTGO Bonds.

“UTGO Debt Millage Fund” means the fund so designated and authorized by Section 501 hereof and established under the Debt Millage Escrow Agreement.

“2010A UTGO Bonds” means the City’s outstanding Distributable State Aid Second Lien Bonds (Unlimited Tax General Obligation), Series 2010A.

Section 102. Interpretation. (a) Words of the feminine or masculine genders include the correlative words of the other gender or the neuter gender.

(b) Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons.

(c) Articles and Sections referred to by number mean the corresponding Articles and Sections of this Order.

(d) The terms “hereby”, “hereof”, “hereto”, “herein”, “hereunder” and any similar terms as used in this Order, refer to this Order as a whole unless otherwise expressly stated.

#### ARTICLE II DETERMINATIONS

Section 201. Finding and Declaration of Need to Issue Bonds; Authorized Denominations. (a) The Emergency Manager hereby finds and declares that it is necessary for the City to restructure and refund (under applicable state law) \$287,560,790 of the Prior UTGO Bonds which mature on or after April 1, 2015, by restructuring them as Restructured UTGO Bonds to be transferred to the MFA and in such form issuing them in the principal amounts as shown on Exhibit B as Municipal Obligations, in Authorized Denominations and leaving \$43,349,210 of the Prior UTGO Bonds remaining outstanding as Stub UTGO Bonds in Authorized Denominations as shown on Exhibit C, pursuant to and in accordance with the provisions of Act 34 and Act 279, for the purpose of satisfying the Class 8 claims as required by the Plan of Adjustment. The MFA Bonds will, in the aggregate, mature or be subject to mandatory redemption and optional redemption in the same principal amounts per maturity, and bear interest at the same interest rates as the Restructured UTGO Bonds.

(b) On the Effective Date, that portion of the Aggregate UTGO Tax Levy designated to pay the principal of and interest on the Stub UTGO Bonds (but subject to the prior rights of the holders of the Municipal Obligation) (the “Assigned UTGO Bond Tax Proceeds”) shall be assigned by the Plan of Adjustment (without any further consent or action on the part of, or additional consideration payable to, the Bond Insurers, the

Dissenting Bond Insurer or the holders of the Stub UTGO Bonds) to the Plan Assignees, and such proceeds shall not be paid to the paying agent for the UTGO Bonds, but shall be paid to the Plan Assignees directly by the Debt Millage Escrow Trustee.

Section 202. Declaration of Borrowing. The City shall issue the Bonds as hereinafter provided and as finally confirmed by the Authorized Officer in the Supplemental Order, secured by the unlimited tax full faith, credit and resources of the City which will be payable from ad valorem taxes levied on all taxable property within the City without limitation as to rate or amount, for the purposes stated herein.

#### ARTICLE III AUTHORIZATION, REDEMPTION AND ASSIGNMENT OF THE BONDS

Section 301. Authorization of Bonds and Pledge. (a) The City hereby authorizes the issuance of the Bonds in such principal amount as shall be confirmed in the Supplemental Order. The Bonds shall be payable from and secured to, to the extent permitted by applicable law, including, without limitation, Section 12(1)(x) of Act 436, by a lien on the Debt Millage Revenues derived from an annual levy of ad valorem taxes on all taxable property in the City without limitation as to rate or amount. Pursuant to authorization provided in Act 227, the City hereby pledges an additional security for the payment of principal of and interest on the Bonds, Distributable Aid payments that the City is eligible to receive on a fourth lien basis subordinate to the pledge thereof for the payment of the Prior DSA Bonds. The Finance Director is hereby authorized and directed to negotiate, approve and execute the Fifth Supplemental Indenture for and on behalf of the City with U.S. Bank National Association, Detroit, Michigan, as Master Trustee, to provide for a fourth lien pledge of Distributable Aid to secure payment of the Bonds. Nothing in this Order shall restrict or be construed as restricting the City’s ability to make additional pledges or assignments of Distributable Aid as security for current or future bonds or obligations of the City, subject to the requirements for the issuance of additional bonds and obligations set forth in the Master Indenture.

(b) The Debt Millage Revenues as pledged by the City to secure payment of the Bonds, shall constitute “special revenues” as defined in Section 902 of the Bankruptcy Code and “pledged special revenues,” as the term is used in Section 922(d) of the Bankruptcy Code.

Section 302. Designations, Dates, Interest Rates, Maturities, Redemption and Other Terms of the Bonds and Stub UTGO Bonds.

(a) The Bonds shall be designated as



"DISTRIBUTABLE STATE AID FOURTH LIEN RESTRUCTURED BONDS (UNLIMITED TAX GENERAL OBLIGATION) SERIES 2014" and may bear such later or earlier dates and additional or alternative designations as the Authorized Officer may determine in the Supplemental Order, shall be issued in fully registered form and shall be consecutively numbered from "R-1" upwards, respectively unless otherwise provided by the Authorized Officer in the Supplemental Order. The Bonds shall be dated and issued in Denominations all as determined by the Authorized Officer and confirmed by the Authorized Officer in the Supplemental Order.

(b) The Bonds shall be issued in multiple separate series, each one corresponding to the related series of the Prior UTGO Bonds listed on Exhibit A hereto. Each separate series of the Municipal Obligations shall be issued in a principal amount equal to 86.9% of the outstanding principal amount of each maturity of the related series of Prior UTGO Bonds in Authorized Denominations as provided in Section 201(a). Each series of Municipal Obligations shall be further subdivided into two subseries with one subseries equal to 84.5% of the outstanding principal amount of each maturity of the related series of Prior UTGO Bonds, in Authorized Denominations, and the second subseries equal to 2.4% of the outstanding principal amount of each maturity of the related series of Prior UTGO Bonds, in Authorized Denominations.

(c) The Bonds and the Stub UTGO Bonds shall bear interest from \_\_\_\_\_, 201\_\_\_\_, at the same interest rate per annum as the related Prior UTGO Bonds; be subject to amortization on the same schedule as the related Prior UTGO Bonds; mature on the same dates; and be subject to redemption in the same manner as the related Prior UTGO Bonds. Unless otherwise provided by the Authorized Officer in the Supplemental Order, interest on the Bonds shall be calculated on the basis of a 360 day year consisting of twelve, 30 day months. In the event that a calculation of interest is not an integral multiple of \$0.01, the Paying Agent shall round all amounts less than or equal to \$0.0049 down to the nearest \$0.01 and round all amounts greater than \$0.0049 up to the nearest \$0.01. The Bonds shall be payable, as to principal and interest, in lawful money of the United States of America.

(d) On or after the Effective Date, the Municipal Obligations shall be delivered to the MFA in consideration for bonds to be issued by the MFA (the "MFA Bonds") and the following additional provisions shall apply:

(1) Each subseries of Municipal Obligations shall be in the form of a single

fully-registered, nonconvertible bond in the denomination of the full principal amount thereof, dated as of the date of delivery of the Municipal Obligations, payable in principal installments serially shown on Exhibit B and approved by the MFA and the Authorized Officer. The obligation to deliver the Municipal Obligations to the MFA shall be evidenced by execution of a Purchase Contract (the "Purchase Contract") between the City and the MFA providing for the transfer of the Municipal Obligations to the MFA in consideration for the MFA Bonds, and an Authorized Officer is authorized and directed to execute and deliver the Purchase Contract when it is in final form and to make the determinations set forth above. An Authorized Officer is authorized and directed to approve of a series designation with respect to each series of Municipal Obligations.

(2) Each subseries of the Municipal Obligations shall not be convertible or exchangeable into more than one fully-registered bond. Principal of and interest on the Municipal Obligations shall be payable as provided in the Bond form in this Order as the same may be amended to conform to MFA requirements.

(3) The Master Trustee shall record on the registration books payment by the City of each installment of principal or interest or both when made and the cancelled checks or other records evidencing such payments shall be returned to and retained by the City Treasurer.

(4) Upon payment by the City of all outstanding principal of and interest on a Municipal Obligation, the MFA shall deliver the respective Municipal Obligation to the City for cancellation.

(e) Concurrently with the restructuring of a portion of the Prior UTGO Bonds and issuance of the MFA Bonds, the Stub UTGO Bonds, in Authorized Denominations as provided in Section 201(a), will be reinstated and remain Outstanding and will be payable from the UTGO Bond Tax Levy, provided that the Assigned UTGO Bond Tax proceeds as assigned by the Plan of Adjustment shall be paid by the Debt Millage Escrow Trustee to the Plan Assignees and such proceeds shall not be paid to the paying agent for the Stub UTGO Bonds.

Section 303. Execution, Authentication and Delivery of Bonds. The Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Mayor and the Finance Director and authenticated by the manual signature of the Finance Director and the seal of the City (or facsimile thereof) shall be imprinted on the Bonds. After the Bonds have been executed and authenticated for delivery, they shall be delivered by the Finance Director to the MFA in consideration for the issuance of the MFA bonds.

Section 304. Authentication of the Bonds. Anything in this order to the contrary notwithstanding, the Bonds bearing the manual or facsimile signatures of the Mayor and the Finance Director shall require no further authorization.

Section 305. The MFA's Depository. Notwithstanding any other provision herein to the contrary, as long as the MFA is the owner of the Bonds, the Bonds are payable as to principal, premium, if any, and interest at the corporate trust office of U.S. Bank National Association, Detroit, Michigan, or such other qualified bank or financial institution as shall be designated in writing to the City by the MFA (the "Authority's Depository"). The City will deposit, or cause the Master Trustee, to deposit with the MFA's Depository payments of the principal of, premium, if any, and interest on the Bonds in immediately available funds at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. Written notice of any redemption of the Bonds shall be given by the City and received by the MFA's Depository at least 40 days prior to the date on which such redemption is to be made.

Section 306. Mutilated, Destroyed, Stolen or Lost Bonds. Subject to the provisions of Act 354, Public Acts of Michigan, 1972, as amended and any other applicable law, if (i) any mutilated Bond is surrendered to the City, and the City receives evidence to its satisfaction of the destruction, loss or theft of any Bond and (ii) there is delivered to the City such security or indemnity as may be required by it to save the City harmless, then, in the absence of notice to the City that such Bond has been acquired by a bona fide purchaser, the City shall execute and deliver in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding.

(b) If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a new Bond, pay such Bond.

(c) Any new bond issued pursuant to this Section in substitution for a Bond alleged to be mutilated, destroyed, stolen or lost shall constitute an original additional contractual obligation on the part of the City, and shall be equally secured by and entitled to equal proportionate benefits with all other Bonds of like tenor issued under this Order.

Section 307. Form of the Bonds. The Bonds shall be in substantially the following form with such insertions, omissions, substitutions and other variations as shall not be inconsistent with this Order or

required by the Michigan Attorney General and the MFA or permitted by the Supplemental order or as approved by an Authorized Officer and Bond Council:

[Form of Bonds]  
**United States of America  
State of Michigan  
County of Wayne**

CITY OF DETROIT  
DISTRIBUTABLE STATE AID FOURTH  
LIEN RESTRUCTURED BOND  
(UNLIMITED TAX GENERAL  
OBLIGATION), SERIES 2014 \_\_\_\_

REGISTERED OWNER:

Michigan Finance Authority

PRINCIPAL AMOUNT:

\_\_\_\_\_ Dollars (\$\_\_\_\_,000)

DATE OF ORIGINAL ISSUE:

\_\_\_\_\_, 2014

The City of Detroit, County of Wayne, State of Michigan (the "City"), for value received, hereby promises to pay to the Michigan Finance Authority (the "Authority"), or registered assigns, the Principal Amount shown above, in lawful money of the United States of America, unless prepaid prior thereto as hereinafter provided. Capitalized terms used herein, but not defined herein, shall have the meanings ascribed to them in the Order as hereinafter defined.

The Principal Amount shall be payable on the dates and in the annual principal installment amounts set forth in Schedule A attached hereto and made a part hereof, or if a portion of the Principal Amount is prepaid as provided below, with interest on said principal installments from the [Date of Original Issue] shown above, until paid at the rate [of interest as set forth on the attached schedule] [of \_\_\_\_\_% per annum]. Interest is first payable on \_\_\_\_\_ 1, 20\_\_\_\_, and semiannually thereafter on the first day of \_\_\_\_\_ and \_\_\_\_\_ of each year, as set forth in the Purchase Contract.

Notwithstanding any other provision of this bond, as long as the MFA is the owner of this bond, (a) this bond is payable as to principal, premium, if any, and interest at the corporate trust office of \_\_\_\_\_, \_\_\_\_\_, or at such other place as shall be designated in writing to the City by the MFA (the "Authority's Depository"); (b) the city agrees that it will cause the master Trustee to deposit with the MFA's Depository payments of the principal of, premium, if any, and interest on this bond in immediately available funds at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; and (c) written notice of any redemption of this bond shall be given by



the City and received by the MFA's Depository at least 40 days prior to the date on which such redemption is to be made.

Additional Interest

[In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent above the MFA's cost of providing funds (as determined by the MFA) to make payment on the bonds of the MFA issued to provide funds to purchase this bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the MFA has been fully reimbursed for all costs incurred by the MFA (as determined by the MFA) as a consequence of the City's default. Such additional interest shall be payable on the interest payment date following demand of the MFA. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the MFA) the investment of amounts in the reserve account established by the MFA for the bonds of the MFA issued to provide funds to purchase this bond fails to provide sufficient available funds (together with any other funds which may be made available for such purpose) to pay the interest on outstanding bonds of the MFA issued to fund such account, the City shall and hereby agrees to pay on demand only the City's pro rata share (as determined by the MFA) of such deficiency as additional interest on this bond.]

This bond is a single, fully-registered, non-convertible bond in the principal sum of \$\_\_\_\_,000, issued pursuant to and in accordance with Act 34, Public Acts of Michigan, 2001, as amended, and Act 279, Public Acts of Michigan, 1909, as amended, Act 227, Public Acts of Michigan, 1985, as amended ("Act 227") and pursuant to and in accordance with an Order duly adopted by the Emergency Manager of the City on \_\_\_\_\_, \_\_\_\_\_ [and a Supplemental Order of the Authorized Officer of the City issued on \_\_\_\_\_, \_\_\_\_\_ (together) the "Order"]. The Bonds are issued for the purpose of restructuring certain unlimited tax general obligation bonds of the City as described in the order, pursuant to the City's Plan of Adjustment under the Bankruptcy Case.

[Optional and/or Mandatory Redemption Provisions]

This Bond is payable out of the City's Debt Retirement Fund for this issue (which will be held by the Master Trustee), and the City is obligated to levy annually sufficient taxes to provide for the payment

of the principal of and interest on the bonds of this issue as they mature on all taxable property in the City without limitation as to rate or amount (the revenues of such levy, the "Debt Millage Revenues").

The Bonds shall be payable from and secured, to the extent permitted by applicable law, including without limitation, Section 12(1)(x) of Act 436, by a lien on the Debt Millage Revenues.

The Debt Millage Revenues as pledged by the City to secure payment of the Bonds, shall constitute "special revenues" as defined in Section 902 of the Bankruptcy Code and "pledged special revenues," as the term is used in Section 922(d) of the Bankruptcy Code.

As additional security for the City's obligation to pay the Bonds, pursuant to Act 227 the City has pledged the payments that the City is eligible to receive from the State of Michigan under Act 140, Public Acts of Michigan, 1971, as amended ("Distributable Aid"), and certain monies in the funds and accounts established by the City with U.S. Bank National Association, as master trustee (the "Trustee"), pursuant to the terms and conditions of a Master Debt Retirement Trust Indenture dated as of March 1, 2010, as supplemented, by (i) the First Supplemental Debt Retirement Trust Indenture dated as of March 1, 2010; (ii) the Second Supplemental Debt Retirement Trust Indenture dated as of December 1, 2010; (iii) the Third Supplemental Debt Retirement Trust Indenture dated as of March 1, 2012; (iv) the Fourth Supplemental Debt Retirement Trust Indenture dated as of August 1, 2012; and (v) The Fifth Supplemental Debt Retirement Trust Indenture dated as of \_\_\_\_\_, 2014, by and between The City and the Master Trustee (collectively, the "Trust Indenture"). The pledge and lien on Distributable Aid securing the Bonds is on a fourth lien basis to a lien on Distributable Aid securing the City's outstanding Prior DSA Bonds. The City has reserved the right to make additional pledges or assignments of Distributable Aid on a prior, parity or subordinate basis with the pledge of Distributable Aid securing the Prior DSA Bonds and the Bonds as security for future bonds or obligations of the City, subject to the requirements for the issuance of additional bonds and obligation as provided in the Trust Indenture.

This Bond is transferable only upon the registration books of the City by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the City duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or

bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, The City of Detroit by authority of its Mayor, has caused this bond to be signed for and on its behalf and in its name by the manual or facsimile signature of the Mayor of the City and the manual or facsimile signature of its Financed Director and the official seal of the City to be impressed hereon, all as of the Date of Original Issue.

CITY OF DETROIT  
County of Wayne  
State of Michigan

By: \_\_\_\_\_  
Its Mayor

(SEAL)

By: \_\_\_\_\_  
Its Finance Director

**ARTICLE IV  
SPECIAL COVENANTS**

Section 401. Tax Exemption Covenant for Tax-Exempt Bonds. The City covenants that it will not take any action, or fail to take any action required to be taken, if taking such action or failing to take such action would adversely affect the general exclusion from gross income of interest on any Tax-Exempt Bonds, from federal income taxation under the Code.

Section 402. Arbitrage Covenant. (a) The City will not directly or indirectly (1) use or permit the use of any proceeds of any Tax-Exempt Bonds or other funds of the City or (2) take or omit to take any action required by Section 148(a) of the Code in order to maintain the exclusion from gross income of the interest on any Tax-Exempt Bonds for federal income tax purposes. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to the Tax-Exempt Bonds and the requirements set forth in the Non-Arbitrage and Tax Compliance Certificate of the City.

(b) Without limiting the generality of subsection (a), above, the City agrees

that there shall be paid by the City from time to time all amounts, if any, required to be rebated to the United States pursuant to Section 148(f) of the Code. This covenant shall survive payment in full or defeasance of the Tax-Exempt Bonds.

(c) Notwithstanding any provision of this Section, if the City obtains an opinion of Bond Counsel to the effect that any action required under this Section is no longer required, or that some further action is required, to maintain the exclusion from gross income of the interest of any Tax-Exempt Bonds for federal income tax purposes pursuant to Section 103 of the Code, the City may conclusively rely on such opinion in complying with the provisions hereof.

**ARTICLE V  
FUNDS AND ACCOUNTS;  
DISPOSITION OF BOND PROCEEDS**

Section 501. Establishment of Accounts and Funds. (a) The City hereby establishes and creates the following special, separate and segregated accounts and funds which shall be held in trust by the Master Trustee for the benefit of the Bondholders:

- A. Debt Retirement Fund; and
- B. Series 2014 Escrow Fund.

(b) Pursuant to Section 201(b) of the Fifth Supplemental Indenture, the Master Trustee shall establish within the Series 2014 Escrow Fund, the separate and segregated sub-accounts designated the "Distributable Aid Account," the "Series 2014 Tax Levy Account" and the "General Account," the deposits into which and withdrawals from which shall be governed by Article II of the Fifth Supplemental Indenture.

(c) The UTGO Debt Millage Fund shall be established with the Debt Millage Escrow Trustee by the Finance Director of the City under the Debt Millage Escrow Agreement which is hereby authorized. The Finance Director is hereby authorized to negotiate the terms of the Debt Millage Escrow Agreement and to execute and deliver it for and on behalf of the City. The Finance Director is further hereby authorized to establish such accounts, sub-accounts or other funds as shall be required for the Bonds, if any, to accommodate the requirements of such series of Bonds.

Section 502. Debt Retirement Fund — All Bonds. Proceeds of the Debt Millage Revenues levied pursuant to Section 301 hereof and transferred by the Debt Millage Escrow Trustee to the Master Trustee in accordance with the terms of the Debt Millage Escrow Agreement shall be used to pay the principal of and interest on the Bonds when due. The foregoing amounts shall be placed in the Debt Retirement Fund and held in trust by the Master Trustee, and so long as the princi-

pal of or interest on the Bonds shall remain unpaid, no moneys shall be withdrawn from the Debt Retirement Fund except to pay such principal and interest. Any amounts remaining in the Debt Retirement Fund after payment in full of the Bonds shall be retained by the City to be used for any lawful purpose.

Section 503. Debt Retirement Fund — Series 2014 Escrow Fund. As additional security for Bonds, Distributable Aid payments to be received by the City from time to time shall be distributed by the State Treasurer to the Master Trustee and deposited by the Master Trustee in the Debt Retirement Fund (designated the "Distributable State Aid — Common Debt Retirement Fund" in the Master Indenture), and allocated and set-aside by the Master Trustee into the Series 2014 Escrow Fund in accordance with the provisions of the Master Indenture and the related Fifth Supplemental Indenture for the payment of the principal of and interest on the Bonds when due. Any amounts remaining in the Debt Retirement Fund after the setting aside of the amounts necessary to satisfy the Deposit Date Balance Requirements (defined in the Master Indenture) of all DSA Escrow Funds (defined in the Master Indenture), shall be released to the City for deposit to the General Fund of the City.

Section 504. Investment of Monies in the Funds and Accounts. (a) The Finance Director shall direct the investment of monies on deposit in the Funds and Accounts established hereunder, and the Master Trustee, upon written direction or upon oral direction promptly confirmed in writing by the Finance Director, shall use its best efforts to invest monies on deposit in the Funds and Accounts in accordance with such direction.

(b) Monies on deposit in the Funds and Accounts may be invested in such investments and to the extent permitted by applicable law.

**ARTICLE VI  
THE MASTER TRUSTEE**

Section 601. Master Trustee. Except as otherwise required by the MFA, the Master Trustee for the Bonds shall act as bond registrar, transfer agent and trustee for the Bonds, and shall be initially U.S. Bank National Association, Detroit, Michigan, or such other bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan. The Master Trustee means and includes any company into which the Master Trustee may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a

party or any company to which the Master Trustee may sell or transfer all or substantially all of its corporate trust business, provided, that such company shall be a trust company or bank which is qualified to be a successor to the Master Trustee as determined by the Finance Director, shall be authorized by law to perform all the duties imposed upon it by this Order, and shall be the successor to the Master Trustee without the execution or filing of any paper or the performance of any further act, anything herein to the contrary notwithstanding. The Finance Director is authorized to enter into a Fifth Supplement to the Master Trust Indenture in the form of a Fifth Supplemental Indenture with the Master Trustee, and from time to time as required, may designate a similarly qualified successor Master Trustee and enter into an agreement therewith for such services.

Section 602. Fifth Supplemental Indenture. The Authorized officers are each hereby authorized and directed on behalf of the City to take any and all other actions and perform any and all acts that shall be required, necessary or desirable to enter into and implement the Fifth Supplemental Indenture with the Master Trustee, including, but not limited to, entering into an agreement with the State Treasurer in accordance with Act 227 to provide for the direct payment of Distributable Aid by the State Treasurer to the Master Trustee as additional security for the Bonds.

**ARTICLE VII  
SUPPLEMENTAL ORDERS OR  
RESOLUTIONS**

Section 701. Supplemental Orders and Resolutions Not Requiring Consent of Holders of the Bonds. The City may with the prior written consent of the Board of Insurers which in the opinion of the Independent Bond Counsel are affected by such order or resolution, but without the consent of any Bondowner adopt orders or resolutions supplemental to this Order for any one or more of the following purposes:

- (i) to confirm or further assure the security hereof or to grant or pledge to the holders of the Bonds any additional security;
- (ii) to add additional covenants and agreements of the City for the purposes of further securing the payment of the Bonds;
- (ii) to cure any ambiguity or formal defect or omission in this Order;
- (iv) to amend provisions in the Order relating to rebate to the United States Government or otherwise, which in the option of Bond Counsel are required in order to maintain the exclusion of interest on the Tax-Exempt Bonds from gross income for federal income tax purposes; and

(v) such other action not materially, adversely and directly affecting the security of the Bonds. provided that the effectiveness of any supplemental order or resolution is subject to Section 702 to the extent applicable.

Section 702. Opinion and Filing Under Act 34. Before any supplemental order or resolution under this Article shall become effective, a copy thereof shall be filed with the Master Trustee, together with an opinion of Bond Counsel that such supplemental order or resolution is authorized or permitted by this Article; provided that, Bond Counsel in rendering any such opinion shall be entitled to rely upon certificates of an Finance Director or other City official, and opinions or reports of consultants, experts and other professionals retained by the City to advise it, with respect to the presence or absence of facts relative to such opinion and the consequences of such facts.

**ARTICLE VIII  
DEFEASANCE**

Section 801. Defeasance. Bonds shall be deemed to be paid in full upon the deposit in trust of cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, or any combination thereof, not redeemable at the opinion of the issuer thereof, the principal and interest payments upon which, without reinvestment thereof, will come due at such times and in such amounts, as to be fully sufficient to pay when due, the principal of such Bonds and interest to accrue thereon, as confirmed by a verification report prepared by an independent certified public accountant; provided, that if any of such Bonds are to be called for redemption prior to maturing, irrevocable instructions to call such Bonds for redemption shall be given only with the prior written consent of the MFA and on such terms as may be required by the MFA. Such cash and securities representing such obligations shall be deposited with a bank or trust company and held for the exclusive benefit of the Owners and such Bonds. After such deposit, such Bonds shall no longer be entitled to the benefits of this Order (except for any rights of transfer or exchange of Bonds as therein or herein provided for) and shall be payable solely from the funds deposited for such purpose and investment earnings, if any, thereon, and the lien of this Order for the benefit of such Bonds shall be discharged.

**ARTICLE IX  
OTHER PROVISIONS OF  
GENERAL APPLICATION**

Section 901. Approval of Other Docu-

ments and Actions. The Mayor, the Finance Director, the Treasurer and the City Clerk are hereby authorized and directed on behalf of the City to take any and all other actions, perform any and all acts and execute any and all documents that shall be required, necessary or desirable to implement this Order.

The Finance Director is authorized to file applications with and to pay the related fees, if any, to the Michigan Department of Treasury at his discretion under Act 34 for an Order or Orders of Approval to issue all or a portion of the Bonds, and apply for such waivers or other Treasury approvals as necessary to implement the issuance, delivery and security for the Bonds, and as required by the Michigan Department of Treasury and Act 34. The Finance Director is authorized and directed to apply for ratings on the Bonds, if necessary, and pay any post closing filing fees required by Act 34 to the Michigan Department of Treasury or other specified agency, from legally available funds.

Section 902. Continuing Disclosure Undertaking. The City shall enter into a continuing disclosure undertaking pursuant to Rule 15c2-12 promulgated by the Securities and Exchange Commission (the "Rule") for the benefit of the MFA and the holders and beneficial owners of the MFA Bonds in connection with the delivery of the Bonds as to which the Rule is applicable, as more specifically set forth in Exhibit D hereto (the "Undertaking"); provided, however, that the terms of the Undertaking are subject to completion and modification prior to delivery of the Bonds by the Finance Director to such extent as the Finance Director shall deem necessary to comply with law or market requirements. The Finance Director is authorized to execute and deliver the Undertaking after completion and modification as provided in this Order and the Supplemental Order.

Section 903. Delegation of City to, and Authorization of Actions of the Mayor and the Finance Director. (a) Prior to the delivery date for the Bonds, the Finance Director may cause the preparation and approve the form and distribution of City disclosure, if necessary, for any Preliminary Official Statement or Official Statement of the MFA and offering materials to be used in conjunction with the transfer of the Municipal Obligations to the MFA in form and substance reasonably acceptable to the Bond Insurers, and the issuance of the MFA Bonds, and the Mayor or Finance Director shall deem the City's disclosure "final" for purposes of Rule 15c2-12 of the Securities and Exchange Commission.

(b) The Finance Director is hereby authorized and directed to do and perform any and all acts and things with respect to

the Bonds which are necessary and appropriate to carry into effect, consistent with this Order, the authorizations therein and herein contained, including without limitation, the securing of ratings by bond rating agencies, if cost effective the negotiation for and acquisition of bond insurance and/or other credit enhancement, if any, to further secure the Bonds or any portions thereof, the acquisition of an irrevocable surety bond to fulfill the City's obligation to fund any reserve account, the printing of the Bonds and the incurring and paying of reasonable fees, costs and expenses incidental to the foregoing and other costs of issuance of the Bonds including, but not limited to fees and expenses of bond counsel, financial advisors, accountants and others, from Bond proceeds or other available funds, for and on behalf of the City.

(c) Except as otherwise provided herein, all determinations and decisions of the Finance Director with respect to the issuance and sale of the Bonds as permitted or required by this Order shall be confirmed by this Authorized Officer in a Supplemental Order or Supplemental Orders, and such confirmations shall constitute determinations that any conditions precedent to such determinations and decisions of the Authorized Officer have been fulfilled.

Section 904. Act 34 Approval of the Bonds. The Bonds shall neither be issued nor delivered unless and only so long as the issuance of the Bonds as provided herein shall have been authorized and approved in accordance with the applicable provisions of Act 34.

Section 905. Approving Legal Opinions with Respect to the Bonds. Transfer of the Bonds to the MFA shall be conditioned upon receiving, at the time of delivery, the approving opinion of Bond Counsel, approving legality of the Bonds and, with respect to Bonds determined by the Finance Director to be issued on a tax-exempt basis, the exclusion from gross income of the interest paid thereon from federal and State income taxation only.

Section 906. Negotiated Transaction. (a) Pursuant to Section 309(1) of Act 34 the Emergency Manager determines to negotiate the delivery of the Bonds to the MFA in consideration for the transfer by the City to the MFA of the Bonds, as provided in the Purchase Contract approved by the Finance Director within the parameters established hereby, and confirmed by the Finance Director in the Supplemental Order. The reason for choosing a negotiated transaction instead of a competitive sale is that the terms of the Plan of Adjustment and the UTGO Settlement Agreement require the City to secure the payment of the Bonds with Distributable Aid under the terms of Act 227 which may only be accomplished by a delivery of the

Bonds to the MFA. The negotiated transaction will allow the Municipal Obligations to be transferred to the MFA in consideration for the MFA Bonds to successfully implement a portion of the Plan of Adjustment.

(b) Subject to the foregoing, the Purchase Contract shall be dated the date of delivery of the Bonds. The Finance Director is hereby authorized and directed to execute the Purchase Contract for and on behalf of the City.

Section 907. Delivery of Bonds. Subject to the approval of the Supplemental Order, the Finance Director is hereby authorized to deliver the Municipal Obligations to the MFA upon the issuance and delivery of the MFA Bonds in consideration therefor.

Section 908. Official Statement. The Finance Director is hereby authorized to execute the Official Statement or other offering materials with respect to the Bonds in the form approved by him with such changes as the Finance Director may authorize. Circulation of the Preliminary Official Statement, if any, or other preliminary offering materials is hereby approved.

Section 909. Appointment of Bond Counsel; Engagement of Other Parties. The appointment by the Emergency Manager of the law firm of Miller, Canfield, Paddock and Stone, P.L.C. of Detroit, Michigan, as Bond Counsel for the Bonds is hereby ratified and confirmed, notwithstanding the periodic representation by Miller, Canfield, Paddock and Stone, P.L.C., in unrelated matters of other parties and potential parties to the issuance of the Bonds. The fees and expenses of Miller, Canfield, Paddock and Stone, P.L.C. as Bond Counsel and other accumulated bond related fees and expenses shall be payable as a cost of issuance from available funds in accordance with the agreement of such firm on file with the Emergency Manager.

Section 910. Parties in Interest. Nothing in this Order, expressed or implied, is intended or shall be construed to confer upon, or to give to, any person or entity, other than the City, the Master Trustee, the MFA, the holders of the Bonds, the holders of the MFA Bonds, the Bond Insurers, and the Dissenting Bond Insurer, any right, remedy or claim under or by reason of this Order or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Order contained by and on behalf of the City, or the MFA shall be for the sole and exclusive benefit of the City and the MFA.

Section 911. No Recourse Under Order. All covenants, agreements and obligations of the City contained in this Order shall be deemed to be the covenants, agreements and obligations of the City and not of any councilperson, member,



officer or employee of the City in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Order against any councilperson, member, officer or employee of the City or any person executing the Bonds in his or her official individual capacity.

Section 912. Severability. If any one or more sections, clauses or provisions of this Order shall be determined by a court of competent jurisdiction to be invalid or ineffective for any reason, such determination shall in no way affect the validity and effectiveness of the remaining sections, clauses and provisions thereof.

Section 913. Cover Page, Table of Contents and Article and Section Headings. The cover page, table of contents and Article and Section headings hereof are solely for convenience of reference and do not constitute a part of this Order, and none of them shall affect its meaning, construction or effect.

Section 914. Conflict. All resolutions or parts of resolutions or other proceedings of the City in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 915. Governing Law and Jurisdiction. This Order shall be governed by and construed in accordance with the laws of the State.

Section 916. Order and Supplemental Order Are a Contract. The provisions of this Order and the Supplemental Order shall constitute a contract among the City, the MFA, the holders of the Bonds and the Bond Insurers.

Section 917. Effective Date. This Order shall take effect immediately upon its adoption by the Council.

Section 918. Notices. All notices and other communications hereunder shall be in writing and given by United States certified or registered mail, expedited courier overnight delivery service or by other means (including facsimile transmission) that provides a written record of such notice and its receipt. Notices hereunder shall be effective when received and shall be addressed to the address set forth below or to such other address as any of the below persons shall specify to the other persons:

If to the City, to:  
City of Detroit  
Finance Department  
1200 Coleman A. Young Municipal Center  
Detroit, Michigan 48226  
Attention: Finance Director

If to the Master Trustee, to:  
U.S. Bank National Association  
535 Griswold Street, Suite 550,  
Buhl Building  
Detroit, MI 48226  
Attention: Corporate Trust Department

If to the MFA, to:  
Michigan Finance Authority  
Austin Building, 1st Floor  
430 W. Allegan  
Lansing, MI 48922

If to the Bond Insurers, to:  
Ambac Assurance Corporation  
One State Street Plaza  
New York, New York 10004  
Attention: Surveillance Department and  
General Counsel's Office  
Assured Guaranty Municipal Corp. and  
Assured Guaranty Corp.  
31 West 52nd Street  
New York, New York 10019  
Attention: Kevin J. Lyons  
Attention: Terence Workman  
National Public Finance Guarantee  
Corporation  
113 King Street  
Armonk, New York 10504  
Attention: Kenneth Epstein  
Attention: William J. Rizzo

SO ORDERED this 11th day of August,  
2014.

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Kevyn D. Orr  
Emergency Manager  
City of Detroit, Michigan

Adopted as follows:  
Yeas — Council Members Benson,  
Castaneda-Lopez, Cushingberry, Jr.,  
Jenkins, Tate, and President Jones — 6.  
Nays — None.  
\*WAIVER OF RECONSIDERATION  
(No. 2) per motions before adjournment.

**Office of the Emergency Manager  
Memorandum**

August 11, 2014

To: All City Council Members  
Re: Emergency Manager's Order No. 6  
Approval of Financial Recovery  
Bonds (Limited Tax General  
Obligation).

Pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012 ("Act 436") the Emergency Manager has proposed to seek approval from the Detroit City Council and the State Local Emergency Financial Assistance Loan Board to issue Financial Recovery Bonds (Limited Tax General Obligation), Series 2014 (the "Bonds"), in an aggregate principal amount not to exceed \$55,000,000, in one or more series, pursuant to Section 36a of the Home Rule City Act, Act No. 279, Public Acts of Michigan 1909, as amended, to provide for a portion of the Bankruptcy Plan of Adjustment financing for the City of Detroit (the "Financing").

The proceeds of the Bonds will be used to finance the City's settlement of certain claims of the holders and insurer of certain City limited tax general obliga-

tions bonds as provided in the Plan of Adjustment. The Bonds will be secured by a pledge of the City's limited tax full faith and credit, and payable as a first budget obligation of the City from its general fund and in case of insufficiency thereof, from the proceeds of an annual levy of ad valorem taxes on all taxable property in the City, subject to applicable constitutional, statutory and charter tax rate limitations.

Pursuant to Section 19 of Act 436, the Emergency Manager hereby submits his Order No. 6 approving the issuance of the Bonds (the "Order") and describing the terms and conditions and parameters for the Financing to the Detroit City Council for consideration. Under Section 19(1) of Act 436, the City Council has 10 days from the date of submission of the Order (i.e. August 21, 2014) to approve or disapprove the Financing. If the City Council does not act within this period, the Financing will be considered approved by the City Council and the Emergency Manager may proceed to obtain approval of the Financing from the State Local Emergency Financial Assistance Loan Board. If the City Council disapproves the Financing within the period provided under Section 19(1) of Act 436 as described above, the City Council is required, pursuant to Section 19(2) of Act 436, to submit an alternative proposal to the State Local Emergency Financial Assistance Loan Board within 7 days of such disapproval, which such alternative proposal shall "yield substantially the same financial result as the" Financing. Pursuant to Section 19(2) of Act 436, the State Local Emergency Financial Assistance Loan Board would then choose between the City Council's alternative proposal and the Financing.

Please do not hesitate to contact my office with any questions or concerns regarding the matters addressed herein. We look forward to your prompt response to this matter.

Sincerely,  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF DETROIT, COUNTY  
OF WAYNE, STATE OF MICHIGAN  
APPROVING THE EMERGENCY  
MANAGER OF THE CITY OF DETROIT  
ORDER NO. 6 APPROVAL OF  
FINANCIAL RECOVERY BONDS  
LIMITED TAX GENERAL OBLIGATION**

By Council Member Cushingberry, Jr.:

WHEREAS, On August 11, 2014, pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012, ("Act 436"), Kevyn D. Orr, the Emergency Manager of the City of Detroit (the

"Emergency Manager"), filed with this City Council his Order No. 6 approving the issuance of Financial Recovery Bonds (Limited Tax General Obligation), Series 2014 (the "Order"); and

WHEREAS, The Order proposes the issuance of Financial Recovery Bonds (Limited Tax General Obligation), Series 2014 (the "Bonds") by the City of Detroit, in one or more series, under Section 36a of the Home Rule City Act, Act No. 279, Public Acts of Michigan, 1909, as amended, to provide for a portion of Bankruptcy Plan of Adjustment financing for the City of Detroit (the "Financing") related to the settlement of the claims of the holders and insurer of certain Limited Tax General Obligation Bonds of the City; and

WHEREAS, The City Council has reviewed the Order and terms and conditions for the issuance of the Bonds and the Financing included in the Order; and

WHEREAS, The City Council desires to adopt this resolution to indicate its approval of the issuance of the Bonds and the Financing pursuant to Section 19(1) of Act 436.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, PURSUANT TO ACT 34 AND ACT 436, AS FOLLOWS:

Section 1. Pursuant to Section 19(1) of Act 436, the City Council hereby approves the terms and conditions of the issuance of the Bonds and the Financing as set forth in the Emergency Manager's Order, attached hereto as Exhibit A.

Section 2. All resolutions or parts of resolutions or other proceedings of the City of Detroit in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 3. This Resolution shall take effect immediately upon its adoption by the City Council.

**EXHIBIT A  
EMERGENCY MANAGER'S ORDER  
ORDER NO. 6**

**ORDER OF THE EMERGENCY  
MANAGER OF THE CITY OF DETROIT,  
COUNTY OF WAYNE, STATE OF  
MICHIGAN, AUTHORIZING THE IS-  
SUANCE BY THE CITY OF DETROIT OF  
NOT TO EXCEED \$55,000,000 FINAN-  
CIAL RECOVERY BONDS (LIMITED  
TAX GENERAL OBLIGATION) IN ONE  
OR MORE SERIES FOR THE PURPOSE  
OF SATISFYING CERTAIN CLAIMS OF  
THE HOLDERS AND INSURER OF  
CERTAIN LIMITED TAX GENERAL  
OBLIGATION BONDS AS PROVIDED IN  
THE BANKRUPTCY CASE PLAN OF  
ADJUSTMENT; AND AUTHORIZING  
THE EMERGENCY MANAGER TO  
MAKE CERTAIN DETERMINATIONS**



**AND TO TAKE CERTAIN ACTIONS IN CONNECTION WITH THE DELIVERY AND EXCHANGE OF SAID BONDS TO THE HOLDERS OF SAID CLAIMS IN FULL SATISFACTION OF SAID CLAIMS.**

WHEREAS, On March 1, 2013, the Governor (the "Governor") of the State of Michigan (the "State") determined that a financial emergency existed within the City of Detroit, County of Wayne, State of Michigan (the "City") pursuant to the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72"); and

WHEREAS, On March 14, 2013, the Governor confirmed that a financial emergency existed within the City and, pursuant to Act 72, assigned to the Local Emergency Financial Assistance Loan Board established pursuant to the Emergency Municipal Loan Act, Act 243 Public Acts of Michigan, 1980, as amended (the "Board") the responsibility for managing the financial emergency; and

WHEREAS, On March 14, 2013, pursuant to Act 72, the Board appointed Keyvn D. Orr as Emergency Financial Manager for the City; and

WHEREAS, By operation of law the financial emergency continues to exist within the City pursuant to the Local Financial Stability and Choice Act, Act 436, Public Acts of Michigan, 2012 ("Act 436") and the Emergency Financial Manager continues in the capacity of the Emergency Manager for the City (the "Emergency Manager"); and

WHEREAS, As of the close of Fiscal Year 2013 (*i.e.*, June 30, 2013), the City had \$160.97 million in outstanding principal amount of limited tax general obligations bonds, excluding any limited general obligation bonds secured by distributable state aid and sold to the Michigan Finance Authority (the "Prior LTGO Bonds"); and

WHEREAS, More than two thirds in amount of the prior LTGO Bonds are either held by BlackRock Financial Management (the "Uninsured Bondholder") or insured by Ambac Assurance Corporation ("Ambac") under financial guaranty insurance policies (the "Bond Insurance Policies") that were issued contemporaneously with certain Prior LTGO Bonds (the "Insured Prior LTGO Bonds"); and

WHEREAS, On July 18, 2013 (the "Petition Date"), in accordance with Act 436 and the approval of the Governor, the Emergency Manager filed on behalf of the City a petition for relief pursuant to Chapter 9 of title II of the United States Code, 11 U.S.C. Sections 101-1532 (as amended, the "Bankruptcy Code") in the United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court"); and

WHEREAS, As of the Petition Date, the

balance due on the Prior LTGO Bonds, including prepetition interest accrued as of that date, was \$163,554,770; and

WHEREAS, On October 1, 2013, the City defaulted on its obligation to make interest payments on the Prior LTGO Bonds in the amount of \$4,348,211, and Ambac paid claims in the amount of \$2,266,586 on account of the Insured Prior LTGO Bonds and was subrogated to the rights of the owners for such payments, and the insurance documents contemplate for the assignment of the Insured Prior LTGO Bonds to Ambac upon payment of a claim; and

WHEREAS, On April 1, 2014, The City Defaulted on its obligation to make interest payments in the amount of \$4,348,211 and principal payment in the amount of \$43,420,000 on the Prior LTGO Bonds, and Ambac paid claims in the amount of \$20,686,586 on account of the Insured Prior LTGO Bonds insured by it and was subrogated to the rights of the owners for such payments, and the insurance documents contemplate for the assignment of the Insured Prior LTGO Bonds to Ambac upon payment of a claim; and

WHEREAS, On May 5, 2014, the Emergency Manager filed on behalf of the City a Fourth Amended Plan for the Adjustment of the Debts of the City of Detroit (now and as subsequently amended, the "Plan of Adjustment") in the Bankruptcy Court to provide for the adjustment of the debts of the City pursuant to and in accordance with Chapter 9 of the Bankruptcy Code; and

WHEREAS, In July, 2014, the City, Ambac and the Uninsured Bondholder (together the "LTGO Parties") entered into a Settlement Agreement (LTGO) (the "Settlement Agreement") regarding a consensual resolution of their disputes under or in respect of the Prior LTGO Bonds, the Ambac Action (as defined in the Settlement Agreement) and the claims of the LTGO Parties (the "LTGO Claims"); and

WHEREAS, The Plan of Adjustment and the Settlement Agreement provide, among other things, for the satisfaction of the claims of the holders of Allowed Claims on account of Prior LTGO Bonds who are (i) record owners of any Prior LTGO Bonds and (ii) Ambac as to any Insured Prior LTGO Bond (each, a "LTGO Claims Holder") in exchange for the receipt of unsecured pro rata shares (each a "Pro Rata Share") of New LTGO Notes, in the form of the Bonds authorized herein, in the form of Financial Recovery Bonds authorized for settlement of unsecured claims under the Plan of Adjustment and a portion of the New B Notes, referred to as "Reserve B Notes" in the Settlement Agreement, to be authorized by separate order of the Emergency Manager; and

WHEREAS, Upon satisfaction of all of

the terms and conditions required of the City related to the confirmation of the Plan of Adjustment, the City shall establish the Business Day upon which the Plan of Adjustment shall become effective (the "Effective Date"); and

WHEREAS, On or before the Effective Date, the City shall issue Financial Recovery Bonds (Limited Tax General Obligation) (the "Bonds") under Section 36a of the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279") and this Order, and distribute Pro Rata Shares of the Bonds, to the LTGO Claim Holders as provided in the Plan of Adjustment; and

WHEREAS, The Emergency Manager of the City deems it necessary to authorize the issuance of the Bonds in one or more series, in the aggregate principal amount of not to exceed Fifty Five Million Dollars (\$55,000,000) pursuant to Section 36a of Act 279; and

WHEREAS, The Bonds will be secured by a pledge of the City's limited tax full faith and credit; and

WHEREAS, Section 36a of Act 279 authorizes a city, for which a financial emergency has been determined to exist, such as the City, to borrow money and issue Financial Recovery Bonds subject to the terms and conditions approved by the Board; and

WHEREAS, The City must receive prior approval of the terms and conditions for the issuance of the Bonds from the Board in accordance with Section 36a of Act 279; and

WHEREAS, The Emergency Manager desires to submit this Order to the Board proposing the issuance by the City of the Bonds, in one or more series, under Section 36a of Act 279, to provide for a portion of the financing of the City under the Plan of Adjustment, solely to satisfy the claims of the LTGO Claim Holders; and

WHEREAS, Prior to submission of this Order to the Board, pursuant to Sections 12(1)(u) and 19(i) of Act 436, the Emergency Manager must obtain approval of the issuance of the Bonds by the City Council of the City (the "City Council"), and if the City Council disapproves the issuance of the Bonds, the issuance of the Bonds must be approved by the Board.

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

#### ARTICLE I

##### DEFINITIONS AND INTERPRETATION

Section 101. Definitions. The words and terms defined in the preambles and recitals hereof and the following words and terms as used in this Order shall have the meanings ascribed therein, herein or in the Plan of Adjustment to them unless a different meaning clearly appears from the context:

"Accretion Date" means April 1 and October 1 of each year after the Date of Original Issue and the Conversion Date.

"Accretion Rate" means a rate of accretion in principal borne by the Bonds of 0.65% per annum compounded semi-annually on each Accretion Date from the Date of Original Issue until the Conversion Date.

"Accretion Value" means as of any particular date of calculation, the original principal amount of the Bond, plus all accretion in principal accrued and compounded to the particular date of calculation. A table setting forth the Accreted Values per \$5,000 original principal amount of the Bonds at each Accretion Date shall be set forth in the Bonds and as an exhibit to the Supplemental Order.

"Act 243" means Act No. 243, Public Acts of Michigan, 1980, as amended.

"Act 279" means Act No. 279, Public Acts of Michigan, 1909, as amended.

"Act 436" means Act No. 436, Public Acts of Michigan, 2012.

"Allowed Claims" has the meaning set forth in the Plan of Adjustment.

"Authorized Denominations" shall mean denominations of Bonds equal to multiples of \$1,000 or integral multiples of \$1.00 in excess thereof.

"Authorized Officer" means (i) the Emergency Manager or his designee or successor, or if the City is no longer operating under a financial emergency pursuant to Act 436, the chief administrative officer of the City, the Finance Director or his or her designee, or (ii) any other person authorized by a Certificate of an Authorized Officer to act on behalf of or otherwise represent the City in any legal capacity, which such certificate shall be delivered, if at all, in the City's sole discretion.

"Bankruptcy Case" means the City's Bankruptcy Case No. 13-53846 in the U.S. Bankruptcy Court for the Eastern District of Michigan.

"Bankruptcy Code" has the meaning ascribed to it in the recitals hereof.

"Board" has the meaning set forth in recitals hereto.

"Bond Counsel" means Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, or such other nationally recognized firm of attorneys experienced in matters pertaining to municipal bonds and appointed to serve in such capacity by the City with respect to the Bonds.

"Bond" or "Bonds" means the Financial Recovery Bonds (Limited Tax General Obligation), Series 2014 of the City authorized to be issued by the Order in the aggregate principal amount not to exceed \$55,000,000, in one or more series, and bearing such other designations as determined by the Authorized Officer in the Supplemental Order.

"Bond Insurance Policies" has the

meaning ascribed to it in the recitals hereof.

“Bond Registry” means the books for the registration of Bonds maintained by the Paying Agent.

“Bondowner”, “Owner” or “Registered Owner” means, with respect to any Bond, the person in whose name such Bond is registered in the Bond Registry.

“Business Day” means any day other than (i) a Saturday, Sunday or legal holiday, (ii) a day on which the Paying Agent or banks and trust companies in New York, New York are authorized or required to remain closed, (iii) a day on which the New York Stock Exchange is closed, or (iv) a day on which the Federal Reserve is closed.

“Certificate” means (i) a signed document either attesting to or acknowledging the circumstances, representations or other matters therein stated or set forth or setting forth matters to be determined pursuant to the Indenture or (ii) the report of an Authorized Officer as to audits or other procedures called by the Indenture, as the case may be.

“Charter” means the Charter of the City, as amended from time to time.

“City” means the City of Detroit, County of Wayne, State of Michigan.

“Claim” shall mean a “claim” as defined in Section 101(5) of the Bankruptcy Code.

“Class” means each class of Claims established under the Plan.

“Closing Date” means the Date of Original Issue.

“Code” means the Internal Revenue Code of 1986, as amended.

“Confirmation Order” has the meaning set forth in recitals hereto.

“Constitution” means the Constitution of the State of Michigan of 1963, as amended.

“Conversion Date” means the last Accretion Date on the tenth anniversary of the Date of Original Issue of the Bonds, after which the Bonds shall no longer accrete in value.

“Date of Original Issue” means the date upon which all conditions precedent set forth in the Bond Purchase Agreement to the transactions contemplated therein and herein have been satisfied and the Bonds have been issued to the Purchaser.

“Debt Retirement Fund” means the Debt Retirement Fund established under Section 501 hereof, and any subaccounts thereof established hereunder for the payment of principal of and premium and interest on the Bonds.

“Distribution Agent” shall mean U.S. Bank National Association, Detroit, Michigan.

“Distribution Agreement” shall mean the Insured Prior LTGO Bonds Distribution Agreement among the

Distribution Agent the City, Ambac and the paying agent for the Insured Prior LTGO Bonds, in form and substance satisfactory to the City and Ambac, relating to the distribution of payments of principal and interest on the Insured Prior LTGO Bonds.

“DTC System” shall mean the system maintained by The Depository Trust Company used for trading municipal securities.

“Emergency Manager” has the meaning set forth in the recitals hereto.

“Final Order” has the meaning set forth in the Plan of Adjustment.

“Fiscal Year” means the period from July 1 to and including June 30 of the immediately succeeding calendar year or such other fiscal year of the City as in effect from time to time.

“Holder” shall mean the holder of a Claim under or evidenced by the Prior LTGO Bonds.

“Insured Prior LTGO Bonds” has the meaning ascribed to it in the recitals hereof.

“Interest Payment Date” means April 1 and October 1 of each year commencing with the April 1 or October 1 specified in the Supplemental Order.

“Interest Rate” means a rate of Interest borne by the Bonds, payable currently on each Interest Payment Date, of 5% per annum from the Date of Original Issue until the Conversion Date, and thereafter at a rate of interest of 5.65% per annum payable currently until the Maturity Date.

“LTGO Claims” has the meaning ascribed to it in the recitals hereof.

“LTGO Claims Holder” shall mean holders of Allowed Claims on account of Prior LTGO Bonds who are (i) the record owners of any Prior LTGO Bonds and (ii) Ambac as to any Insured LTGO Bond.

“LTGO Parties” has the meaning set forth in the recitals hereof.

“Maturity Date” means the twenty-third (23rd) anniversary of the Date of Original Issue or such other final date of maturity of each series of the Bonds as specified in the Supplemental Order.

“Maximum Aggregate Principal Amount” has the meaning given such term in Section 201.

“New LTGO Bonds” means the Bonds.

“Order” means this Order of the Emergency Manager as supplemented by the Supplemental Order, and as amended from time to time pursuant to Article VI.

“Outstanding” when used with respect to:

(1) the Bonds, means, as of the date of determination, the Bonds theretofore authenticated and delivered under this Order, except:

(A) Bonds theretofore canceled by the Paying Agent or delivered to such Paying Agent for cancellation;

(B) Bonds for whose payment money in the necessary amount has been theretofore deposited with the Paying Agent in trust for the registered owners of such Bonds;

(C) Bonds delivered to the Paying Agent for cancellation in connection with (x) the exchange of such Bonds for other Bonds or (y) the transfer of the registration of such Bonds;

(D) Bonds alleged to have been destroyed, lost or stolen which have been paid or replaced pursuant to this Order or otherwise pursuant to law; and

(E) Bonds deemed paid as provided in Section 701.

“Paying Agent” means the bond registrar, transfer agent and paying agent for the Bonds.

“Petition Date” has the meaning set forth in the recitals hereto.

“Plan of Adjustment” has the meaning set forth in the recitals hereto.

“Prior LTGO Bonds” has the meaning ascribed to it in the recitals hereof.

“Pro Rata” shall mean the proportion that a claim of one LTGO Claims Holder bears to the aggregate amount of all claims of all of the LTGO Claims Holders.

“Registered Owner” means the registered owner of a Bond as the registered owner’s name appears on the Bond Registry under Section 305.

“Regular Record Date” has the meaning given such term in Section 302.

“Reserve New B Notes” shall have the meaning set forth in the recitals hereto.

“Security Depository” has the meaning given such term in Section 310.

“State” has the meaning set forth in the recitals hereto.

“State Treasurer” means the Treasurer of the State of Michigan.

“Supplemental Order” means the order or orders of the Authorized Officer making certain determinations and confirming the final details on the Bonds upon issuance, in accordance with the parameters of this Order.

Section 102. Interpretation. (a) Words of the feminine or masculine genders include the correlative words of the other gender or the neuter gender.

(b) Unless the context shall otherwise indicate, words importing the singular include the plural and vice versa, and words importing persons include corporations, associations, partnerships (including limited partnerships), trusts, firms and other legal entities, including public bodies, as well as natural persons.

(c) Articles and Sections referred to by number mean the corresponding Articles and Sections of this Order.

(d) The terms “hereby”, “hereof”, “hereto”, “herein”, “hereunder” and any similar terms as used in this Order, refer to this Order as a whole unless otherwise expressly stated.

## ARTICLE II DETERMINATIONS

Section 201. Finding, and Declaration of Need to Issue Bonds. The Emergency Manager hereby finds and declares that it is necessary for the City to issue the Bonds hereunder in such sum as shall be determined and approved by the Emergency Manager, not in excess of \$55,000,000 as of the Date of Original Issue (the “Maximum Aggregate Principal Amount”), and to evidence such debt by the issuance of the Bonds in one or more series not in excess of the Maximum Aggregate Principal Amount, in Authorized Denominations, pursuant to and in accordance with the provisions of Section 36a of Act 279, for the purpose of satisfying a portion of the LTGO Claims. The Maximum Aggregate Principal Amount shall not include the accretion of principal at the Accretion Rate as provided in this Order.

## ARTICLE III AUTHORIZATION, REDEMPTION AND ASSIGNMENT OF THE BONDS

Section 301. Authorization of Bonds to Satisfy the Claims and Pledge. The City hereby authorizes the issuance of the Bonds as hereinafter defined in such principal amount as shall be confirmed in the Supplemental Order to satisfy the LTGO Claims. The principal of and interest on the Bonds shall hereby be secured by the limited tax full faith and credit pledge of the City. The City pledges to pay the principal of and interest on the Bonds as a first budget obligation from its general funds and in case of insufficiency thereof, from the proceeds of an annual levy of ad valorem taxes on all taxable property of the City, subject to applicable constitutional, statutory and charter tax rate limitations.

Section 302. Designations, Date, Interest, Maturity and Other Terms of the Bonds to Satisfy the Claims. (a) The Bonds shall be designated “FINANCIAL RECOVERY BONDS (LIMITED TAX GENERAL OBLIGATION), SERIES 2014” and may bear such later or earlier dates and additional or alternative designations, series or subseries as the Authorized Officer may determine in the Supplemental Order, shall be issued in fully registered form and shall be consecutively numbered from “R-1” upwards, unless otherwise provided by the Authorized Officer in the Supplemental Order. The Bonds shall be dated and issued in such denominations all as determined by the Authorized Officer and confirmed by the Authorized Officer in the Supplemental Order.

(b) The Bonds of each series shall mature on the April 1, 2037 or such other April 1 which is not in excess of 23 years from the Date of Original Issue and shall accrete in principal amount, bear interest

at the Interest Rate on a taxable or tax exempt basis, payable on the Interest Payment Dates, all as shall be determined and confirmed by the Authorized Officer in the Supplemental Order. The Bonds shall be subject to mandatory sinking fund redemption on April 1 in the years and in the Accretion Values set forth in the form of Bond provided in Section 307 hereof. Unless otherwise provided by the Authorized Officer in the Supplemental Order, interest on the Bonds shall be calculated on the basis of the actual number of days elapsed in a 360 day year. The Bonds shall be payable, as to principal and interest, in lawful money of the United States of America.

(c) The Bonds shall also accrete in principal amount at the Accretion Rate starting from the Date of Original Issue and compounded semiannually on each Accretion Date until the Conversion Date. Thereafter, the Bonds at their Accretion Value shall bear interest at the Interest Rate on a taxable or tax exempt basis, payable on a current basis on the Interest Payment Dates, all as shall be determined and confirmed by the Authorized Officer in the Supplemental Order.

(d) Except as may be otherwise determined by the Authorized Officer in the Supplemental Order, interest on the Bonds shall be payable to the Registered Owner as of the 15th day of the month, whether or not a Business Day (a "Regular Record Date"), prior to each Interest Payment Date. Interest on the Bonds shall be payable to such Registered Owners by check or draft drawn on the Paying Agent on each Interest Payment Date and mailed by first class mail or, upon the written request of the Owner of \$1,000,000 or more in aggregate principal amount of Bonds (with complete wiring instructions no later than the Regular Record Date for such Interest Payment Date), by wire transfer by the Paying Agent to such Owner. Such a request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Paying Agent.

(e) Interest on Bonds not punctually paid or duly provided for on an Interest Payment Date shall forthwith cease to be payable to the Registered Owners on the Regular Record Date established for such Interest Payment Date, and may be paid to the Registered Owners as of the close of business on a date fixed by the Paying Agent (a "Special Record Date") with respect to the payment of such defaulted interest to be fixed by the Paying Agent, or may be paid at any time in any other lawful manner. The Paying Agent shall give notice to the Registered Owners at least

seven days before any such Special Record Date.

(f) The principal of the Bonds shall be payable to the Registered Owners of the Bonds upon the presentation of the Bonds to the Paying Agent at the principal corporate trust office of the Paying Agent.

(g) The Bonds shall be subject to redemption prior to maturity or shall not be subject thereto, upon such terms and conditions as shall be determined by the Authorized Officer and confirmed in the Supplemental Order, provided, however, that redemption at the option of the City prior to maturity may occur on any Interest Payment Date for which notice is given as provided herein and such redemption shall be in whole.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the Paying Agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates, CUSIP numbers, if any; certificate numbers, and in the case of partial redemption, the called amounts of each certificate; the redemption date; the redemption price or premium; the place where Bonds called for redemption are to be surrendered for payment; and that interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Paying Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

Section 303. Execution, Authentication and Delivery of Bonds. The Bonds shall be executed in the name of the City by the manual or facsimile signatures of the Emergency Manager and the Finance Director of the City and authenticated by the manual signature of the Finance Director or an authorized representative of the Paying Agent, as the case may be, and a facsimile of the seal of the City shall be imprinted on the Bonds. Additional Bonds bearing the manual or facsimile signatures of the Emergency Manager or Mayor of the City and the Finance Director, and upon which the facsimile of the seal of the City is imprinted may be delivered to the Paying Agent for authentication and delivery in connection with the exchange or transfer of Bonds. The Paying Agent shall indicate on each Bond the date of its authentication.

Section 304. Authentication of the Bonds. (a) No Bond shall be entitled to



any benefit under this Order or be valid or obligatory for any purpose unless there appears on such Bond a Certificate of Authentication substantially in the form provided for in Section 307 of this Order, executed by the manual or facsimile signature of the Finance Director or by an authorized signatory of the Paying Agent by manual signature, and such certificate upon any Bond shall be conclusive evidence, and the only evidence, that such Bond has been duly authenticated and delivered hereunder.

(b) The Paying Agent shall manually execute the Certificate of Authentication on each Bond upon receipt of a written direction of the Authorized Officer of the City to authenticate such Bond.

Section 305. Transfer of Registration and Exchanges on the Bonds. (a) The registration of each Bond is transferable only upon the Bond Registry by the Registered Owner thereof, or by his attorney duly authorized in writing, upon the presentation and surrender thereof at the designated corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner thereof or his attorney duly authorized in writing, and thereupon one or more fully executed and authenticated Bonds in any authorized denominations of like maturity and tenor, in equal aggregate principal amount shall be issued to the transferee in exchange therefor.

(b) Each Bond may be exchanged for one or more Bonds in equal aggregate principal amount of like maturity and tenor in one or more authorized denominations, upon the presentation and surrender thereof at the principal corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner hereof or his attorney duly authorized in writing.

Section 306. Regulations with Respect to Exchanges and Transfers. (a) In all cases in which the privilege of exchanging Bonds or transferring the registration of Bonds is exercised, the City shall execute and the Paying Agent shall authenticate and deliver Bonds in accordance with the provisions of this Order. All Bonds surrendered in any such exchanges or transfers shall be forthwith canceled by the Paying Agent.

(b) For every exchange or transfer of Bonds, the City or the Paying Agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer and, except as otherwise provided in this Order, may charge a sum sufficient to pay the costs of preparing each new Bond issued upon such exchange or transfer, which shall be

paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

(c) The Paying Agent shall not be required (i) to issue, register the transfer of or exchange any Bond during a period beginning at the opening of business 15 days before the day of the giving of a notice of redemption of Bonds selected for redemption as described in the form of Bonds contained in Section 307 of this Order and ending at the close of business on the day of that giving of notice, or (ii) to register the transfer of or exchange any Bond so selected for redemption in whole or in part, except the unredeemed portion of Bonds being redeemed in part. The City shall give the Paying Agent notice of call for redemption at least 20 days prior to the date notice of redemption is to be given.

Section 307. Form of the Bonds. The Bonds shall be substantially the following form with such insertions, omissions, substitutions and other variations as shall not be inconsistent with this Order or as approved by an Authorized Officer in the Supplemental Order:

[Forms of Bonds]

[Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC") to the City (as hereinafter defined), or its agent for registration of transfer, exchange, or payment and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.]

**UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF WAYNE  
CITY OF DETROIT  
FINANCIAL RECOVERY BOND,  
(LIMITED TAX GENERAL  
OBLIGATION), SERIES 2014**

Maturity	Date of	
<u>Date</u>	Original	<u>CUSIP</u>
April 1, 20__	Issue	
	2014	

Registered Owner:

Principal Amount: \_\_\_\_\_ Dollars

The City of Detroit, County of Wayne, State of Michigan (the "City"), acknowl-

edges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Accretion Value specified below, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon at the Interest Rate of 5.0% per annum from the Date of Original Issue specified above until the tenth (10th) anniversary of the Date of Original Issue (the "Conversion Date"), and thereafter at an Interest Rate of 5.65% per annum on Accretion Value prior to the next Accretion Date, until the Maturity Date specified above or until the Accretion Value is paid in full. Interest is payable semiannually on April 1 and October 1 in each year commencing on \_\_\_\_\_ (each an "Interest Payment Date"). The interest so payable, and punctually paid or duly provided for, will be paid, as provided in the hereinafter defined Order, to the person in whose name this Bond is registered on the books maintained for such purpose by the hereinafter defined Paying Agent (the "Bond Registry"), on the close of business on the Regular Record Date for such interest payment, which shall be the fifteenth day (whether or not a Business Day) of the calendar month immediately preceding such Interest Payment Date. Any such interest not so punctually paid or duly provided for shall herewith cease to be payable to the Registered Owner on such Regular Record Date, and may be paid to the person in whose name this Bond is registered at the close of business on a Special Record Date for the payment of such defaulted interest to be fixed by the Paying Agent, notice of which shall be given to Registered Owners at least seven days before such Special Record Date, or may be paid at any time in any other lawful manner. The bonds of this series shall also accrete in value at an Accretion Rate of 0.65% per annum, compounded semiannually on each April 1 and October 1 to the Accreted Value as of any date of calculation (as hereinafter set forth), until the Conversion Date. Thereafter, the Bonds at their Accreted Value in principal amount shall pay current interest at the Interest Rate of 5.65% per annum, payable semiannually on each Interest Payment Date. Capitalized terms used herein but not defined herein, shall have the meanings ascribed to them in the Order.

THE BELOW CHART OF ACCRETION VALUES OF THIS BOND PER \$5,000 ORIGINAL PRINCIPAL AMOUNT WILL REQUIRE MODIFICATION IF THE BONDS ARE ISSUED ON A DATE OTHER THAN 10/01/14 BASED ON INTEREST CALCULATIONS AT 0.65% ANNUALLY.

**Chart of Accretion Values**

<u>Accretion Date</u>	<u>Accretion Amount</u>
04/01/2015	\$5,016.25
10/01/2015	5,032.55
04/01/2016	5,048.91
10/01/2016	5,065.32
04/01/2017	5,081.78
10/01/2017	5,098.30
04/01/2018	5,114.87
10/01/2018	5,131.49
04/01/2019	5,148.17
10/01/2019	5,164.90
04/01/2020	5,181.68
10/01/2020	5,198.52
04/01/2021	5,215.42
10/01/2021	5,232.37
04/01/2022	5,249.37
10/01/2022	5,266.43
04/01/2023	5,283.55
10/01/2023	5,300.72
04/01/2024	5,317.95
10/01/2024	5,335.23
Thereafter	5,335.23

The Accretion Value of this Bond is payable in lawful money of the United States of America upon presentation and surrender of this Bond at the designated corporate trust office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, as registrar, transfer agent and paying agent under the Order (such bank and any successor as paying agent, the "Paying Agent"). Interest on this Bond is payable in like money by check or draft drawn on the Paying Agent and mailed to the Registered Owner entitled thereto, as provided above, by first class mail or, upon the written request of a Registered Owner of at least \$1,000,000 in aggregate principal amount of Bonds (with complete wiring instructions no later than the Regular Record Date for such Interest Payment Date), by wire transfer by the Paying Agent to such Registered Owner, and such request may provide that it will remain in effect with respect to subsequent Interest Payment Dates unless and until changed or revoked at any time prior to a Regular Record Date by subsequent written notice to the Paying Agent. Interest shall be computed on the basis of a 360-day year consisting of twelve 30 day months. For prompt payment of this Bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

This bond is one of a series of bonds aggregating the principal sum of \$ \_\_\_\_\_, issued under and in full compliance with the Constitution and statutes of the State of Michigan, and particularly Section 36a of Act No. 279, Public Acts of Michigan, 1909, as amended ("Act 279"), for the purpose of satisfying certain LTGO Claims, as defined in the Order. Pursuant to the Order, the bonds of this series (the "Bonds") are limited tax general obligations of the City, and the City is obligated



to levy annually ad valorem taxes on all taxable property in the Issuer, subject to applicable constitutional, statutory and charter tax rate limitations.

The "Order" is an Order of the Emergency Manager issued on \_\_\_\_\_, 2014, supplemented by a Supplemental Order of an Authorized Officer of the City issued on \_\_\_\_\_, 2014, authorizing the issuance of the Bonds.

The bonds of this series shall be subject to redemption prior to maturity as follows:

(a) *Optional Redemption.* The Bonds are subject to redemption prior to maturity, in whole, at the option of the Issuer, on any Interest Payment Date after the Date of Original Issue, at a redemption price equal to the Accretion Value as of the date of redemption plus accrued interest to the date fixed for redemption.

(b) *Mandatory Redemption.* The Bonds shall be subject to mandatory redemption, in part, by lot, on the redemption dates and in the Accretion Values set forth below, and at a redemption price equal to the Accretion Value thereof as of the date of redemption, without premium, plus accrued interest to the date fixed for redemption.

<b>Redemption Date</b>	<b>Principal Amount</b>
<b>October 1</b>	
2020	\$2,000,000
2021	2,000,000
2022	2,000,000
2023	2,000,000
2024	2,000,000
2025	3,735,115
2026	3,735,115
2027	3,735,115
2028	3,735,115
2029	3,735,115
2030	3,735,115
2031	3,735,115
2032	3,735,115
2033	3,735,115
2034	3,735,115
2035	3,735,115
2036	3,735,115
2037*	3,735,115

\*Final Maturity

The Accretion Value of the Bonds to be redeemed on the dates set forth above shall be reduced by the Accretion Value of Term Bonds that has been redeemed (other than by mandatory sinking fund redemption) or otherwise acquired by the City and delivered to the Paying Agent prior to giving the notice of redemption described below. The City may satisfy any mandatory redemption requirement by the purchase and surrender of Term Bonds of the same maturity and interest rate in lieu of calling such Term Bonds for mandatory redemption.

*General Redemption Provisions.* In case less than the full amount of an out-

standing bond is called for redemption, the Paying Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owners of Bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days but not more than sixty (60) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds or portions thereof so called for redemption shall not bear interest after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Paying Agent to redeem such Bonds.

Reference is hereby made to the Order for the provisions with respect to the nature and extent of the security for the Bonds, the manner and enforcement of such security, the rights, duties and obligations of the City, and the rights of the Paying Agent and the Registered Owners of the Bonds. As therein provided, the Order may be amended in certain respects without the consent of the Registered Owners of the Bonds. A copy of the Order is on file and available for inspection at the office of the Finance Director and at the principal corporate trust office of the Paying Agent.

The City and the Paying Agent may treat and consider the person in whose name this Bond is registered on the Bond Registry as the absolute owner hereof, whether this Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal hereof and interest hereon and for all other purposes whatsoever, and all such payments so made to such person or upon his order shall be valid and effectual to satisfy and discharge the liability hereon to the extent of the sum or sums so paid.

The registration of this Bond is transferable only upon the Bond Registry by the Registered Owner hereof or by his attorney duly authorized in writing upon the presentation and surrender hereof at the designated corporate trust office of the Paying Agent together with a written instrument of transfer satisfactory to the Paying Agent, duly executed by the Registered Owner hereof or his attorney duly authorized in writing, and thereupon one or more fully executed and authenticated Bonds in any authorized denominations of like maturity and tenor, in equal aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the order upon the payment of the charges, if any, therein prescribed.

It is hereby certified, recited and declared that all acts, conditions and

things required by law to exist, happen and to be performed, precedent to and in the issuance of the Bonds do exist, have happened and have been performed in due time, form and manner as required by the Constitution and statutes of the State of Michigan, and that the total indebtedness of the City, including the Bonds does not exceed any constitutional, statutory or charter limitation.

This Bond is not valid or obligatory for any purpose until the Paying Agent's Certificate of Authentication on this Bond has been executed by the Paying Agent.

IN WITNESS WHEREOF, The City of Detroit, by its Emergency Manager, has caused this bond to be signed in the name of the City by the facsimile signatures of its Emergency Manager and Financial Director of the City, and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CITY OF DETROIT

By: \_\_\_\_\_  
Emergency Manager

By: \_\_\_\_\_  
Finance Director

(SEAL)

(Form of Paying Agent's Certificate of Authentication)

DATE OF AUTHENTICATION:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned Order.

\_\_\_\_\_, Michigan  
Paying Agent

By: \_\_\_\_\_  
Authorized Signatory

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

(Please print or typewrite name and address of transferee)

the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_

attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:

Signature Guaranteed: \_\_\_\_\_

NOTICE: The signature(s) to this

assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever. When assignment is made by a guardian, trustee, executor or administrator, an officer of a corporation, or anyone in a representative capacity, proof of such person's authority to act must accompany the bond.

Signature(s) must be guaranteed by a commercial bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges. The transfer agent will not effect transfer of this bond unless the information concerning the transferee requested below is provided.

PLEASE INSERT SOCIAL SECURITY NUMBER OR OTHER IDENTIFYING NUMBER OF TRANSFEREE.

\_\_\_\_\_

(Insert number for first named transferee if held by joint account.)

Name and Address: \_\_\_\_\_

(Include information for all joint owners if the bond is held by joint account.)

Section 308. Registration. The City and the Paying Agent may treat and consider the Registered Owner of any Bond as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal (and premium, if any) thereof and interest thereon and for all other purposes whatsoever, and all such payments so made to such Bondowner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Section 309. Mutilated, Destroyed, Stolen or Lost Bonds. (a) Subject to the provisions of Act 354, Public Acts of Michigan, 1972, as amended and any other applicable law, if (i) any mutilated Bond is surrendered to the Paying Agent or the City and the Paying Agent and the City receive evidence to their satisfaction of the destruction, loss or theft of any Bond and (ii) there is delivered to the City and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the City or the Paying Agent that such Bond has been acquired by a bona fide purchaser, the City shall execute and the Paying Agent shall authenticate and deliver in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding.

(b) If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the City in its discretion may, instead of issuing a new Bond, pay such Bond.

(c) Any new Bond issued pursuant to this Section in substitution for a Bond alleged to be mutilated, destroyed, stolen or lost shall constitute an original additional contractual obligation on the part of the City, and shall be equally secured by and entitled to equal proportionate benefits with all other Bonds issued under this Order.

**Section 310. Book-Entry-Only System Permitted.** (a) If determined by the Authorized Officer in the Supplemental Order, the Bonds or portions of the Bonds shall be issued to a securities depository selected by the Authorized Officer (the "Security Depository") to be held pursuant to the book-entry-only system maintained by the Security Depository and registered in the name of the Security Depository or its nominee. Ownership interests in Bonds held under such book-entry-only system shall be determined pursuant to the procedures of the Security Depository and Article 8 of the applicable Uniform Commercial Code (such persons having such interests, "Beneficial Owners").

(b) If (i) the City and the Paying Agent receive written notice from the Security Depository to the effect that the Security Depository is unable or unwilling to discharge its responsibilities with respect to the Bonds under the book-entry-only system maintained by it or (ii) the Authorized Officer determines that it is in the best interests of the Beneficial Owners that they be able to obtain Bonds in certificated form, then the City may so notify the Security Depository and the Paying Agent and, in either event, the City and the Paying Agent shall take appropriate steps to provide the Beneficial Owners with Bonds in certificated form to evidence their respective ownership interests in the Bonds. Whenever the Security Depository requests the City and the Paying Agent to do so, the Authorized Officer on behalf of the City and the Paying Agent will cooperate with the Security Depository in taking appropriate action after reasonable notice to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging Bonds shall designate.

(c) Notwithstanding any other provision of the Order to the contrary, so long as the Bonds are held pursuant to the book-entry-only system maintained by the Security Depository:

(i) all payments with respect to the principal and interest on such Bonds and all notices with respect to such Bonds shall be made and given, respectively, to the Security Depository as provided in the representation letter from the City and the

Paying Agent to the Security Depository with respect to such Bonds; and

(ii) all payments with respect to principal of the Bonds and interest on the Bonds shall be made in such manner as shall be prescribed by the Security Depository.

#### **ARTICLE IV FUNDS AND ACCOUNTS**

**Section 401. Establishment of Accounts and Funds.** (a) The City hereby establishes and creates the Debt Retirement Fund as a special, separate and segregated account and fund which shall be held for and on behalf of the City by the Paying Agent.

(b) The Finance Director is hereby authorized to establish such additional accounts, subaccounts or funds as shall be required for the Bonds, to accommodate the requirements of such series of Bonds.

**Section 402. Debt Retirement Fund.** General funds of the City, proceeds of all taxes levied pursuant to Section 301 hereof shall be used to pay the principal of and interest on the Bonds when due. The City shall set aside in the Debt Retirement Fund each month, (i) beginning the first day of the first month following the date of delivery of the Bonds, an amount equal to 1/6 of the interest coming due on the Bonds on the next Interest Payment Date and, (ii) beginning on the first day of the first month which is 11 months prior to the date on which the first mandatory sinking fund redemption occurs, an amount equal to 1/12 of the principal or Accretion Value coming due on the next mandatory sinking fund redemption date for the Bonds. The foregoing amounts shall be placed in the Debt Retirement Fund and held in trust by the Paying Agent, and so long as the principal or Accretion Value of or interest on the Bonds shall remain unpaid, no moneys shall be withdrawn from the Debt Retirement Fund except to pay such principal or Accretion Value and interest. Any amounts remaining in the Debt Retirement Fund after payment in full of the Bonds and the fees and expenses of the Paying Agent shall be retained by the City to be used for any lawful purpose.

**Section 403. Investment of Monies in the Funds and Accounts.** (a) The Finance Director shall direct the investment of monies on deposit in the Funds and Accounts established hereunder, and the Paying Agent, upon written direction or upon oral direction promptly confirmed in writing by the Finance Director, shall use its best efforts to invest monies on deposit in the Funds and Accounts in accordance with such direction.

(b) Monies on deposit in the Funds and Accounts may be invested in such investments and to the extent permitted by applicable law.

**ARTICLE V  
THE PAYING AGENT**

Section 501. Paying Agent. The Paying Agent for the Bonds shall act as bond registrar, transfer agent and paying agent for the Bonds and shall be initially U.S. Bank National Association, Detroit, Michigan, or such other bank or trust company located in the State which is qualified to act in such capacity under the laws of the United States of America or the State. The Paying Agent means and includes any company into which the Paying Agent may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a party or any company to which the Paying Agent may sell or transfer all or substantially all of its corporate trust business, provided, that such company shall be a trust company or bank which is qualified to be a successor to the Paying Agent as determined by an Authorized Officer, shall be authorized by law to perform all the duties imposed upon it by this Order, and shall be the successor to the Paying Agent without the execution or filing of any paper or the performance of any further act, anything herein to the contrary notwithstanding. An Authorized Officer is authorized to enter into an agreement with such a bank or trust company, and from time to time as required, may designate a similarly qualified successor Paying Agent and enter into an agreement therewith for such services.

**ARTICLE VI  
SUPPLEMENTAL ORDERS AND RESOLUTIONS**

Section 601. Supplemental Orders and Resolutions Not Requiring Consent of Holders of the Bonds. The City may without the consent of any Bondowner adopt orders or resolutions supplemental to this Order for any one or more of the following purposes:

(i) to confirm or further assure the security hereof or to grant or pledge to the holders of the Bonds any additional security;

(ii) to add additional covenants and agreements of the City for the purposes of further securing the payment of the Bonds;

(iii) to cure any ambiguity or formal defect or omission in this Order; and

(iv) such other action not materially, adversely and directly affecting the security of the Bonds.

provided that (A) no supplemental order or resolution amending or modifying the rights or obligations of the Paying Agent shall become effective without the consent of the Paying Agent and (B) the effectiveness of any supplemental resolution is subject to Section 702 to the extent applicable.

Section 602. Bond Counsel Opinion.

Before any supplemental order or resolution under this Article shall become effective, a copy thereof shall be filed with the Paying Agent, together with an opinion of Bond Counsel that such supplemental order or resolution is authorized or permitted by this Article; provided that, Bond Counsel in rendering any such opinion shall be entitled to rely upon certificates of an Authorized Officer or other City official, and opinions or reports of consultants, experts and other professionals retained by the City to advise it, with respect to the presence or absence of facts relative to such opinion and the consequences of such facts.

**ARTICLE VII  
DEFEASANCE**

Section 701. Defeasance. Bonds shall be deemed to be paid in full upon the deposit in trust of cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, or any combination thereof, not redeemable at the option of the issuer thereof, the principal and interest payments upon which, without reinvestment thereof, will come due at such times and in such amounts, as to be fully sufficient to pay when due, the principal of such Bonds and interest to accrue thereon, as confirmed by a verification report prepared by an independent certified public accountant; provided, that if any of such Bonds are to be called for redemption prior to maturity, irrevocable instructions to call such Bonds for redemption shall be given to the Paying Agent. Such cash and securities representing such obligations shall be deposited with a bank or trust company and held for the exclusive benefit of the Owners and such Bonds. After such deposit, such Bonds shall no longer be entitled to the benefits of this Order (except for any rights of transfer or exchange of Bonds as therein or herein provided for) and shall be payable solely from the funds deposited for such purpose and investment earnings, if any, thereon, and the lien of this Order for the benefit of such Bonds shall be discharged.

**ARTICLE VIII  
OTHER PROVISIONS OF GENERAL APPLICATION**

[Section 801. Reserved]

Section 802. Approval of Other Documents and Actions. The Mayor, the Finance Director, the Treasurer, the City Clerk and any written designee of the Emergency Manager are each hereby authorized and directed on behalf of the City to take any and all other actions, perform any and all acts and execute any and all documents that shall be required, necessary or desirable to implement this Order.

Section 803. Delegation of City to, and

Authorization of Actions of Authorized Officers. (a) Each Authorized Officer is hereby authorized and directed to do and perform any and all acts and things with respect to the Bonds which are necessary and appropriate to carry into effect, consistent with this Order, the authorizations therein and herein contained, including without limitation, the securing of ratings by bond rating agencies, if cost effective, the negotiation for and acquisition of bond insurance and/or other credit enhancement, if any, to further secure the Bonds or any portions thereof, the acquisition of an irrevocable surety bond to fulfill the City's obligation to fund any reserve account, the printing of the Bonds and the incurring and paying of reasonable fees, costs and expenses incidental to the foregoing and other costs of issuance of the Bonds including, but not limited to fees and expenses of bond counsel, financial advisors, accountants and others, from available funds, for and on behalf of the City.

(b) Except as otherwise provided herein, all determinations and decisions of the Authorized Officer with respect to the issuance and sale of the Bonds or the negotiation, execution or delivery of agreements as permitted or required by this Order shall be confirmed by this Authorized Officer in a Supplemental Order or Supplemental Orders, and such confirmations shall constitute determinations that any conditions precedent to such determinations and decisions of the Authorized Officer have been fulfilled.

Section 804. Approving Legal Opinions with Respect to the Bonds. Delivery of the Bonds shall be conditioned upon receiving, at the time of delivery of the Bonds; the approving opinion of Bond Counsel, approving legality of the Bonds.

Section 805. Appointment of Bond Counsel; Engagement of Other Parties. The appointment by the Emergency Manager of the law firm of Miller, Canfield, Paddock and Stone, P.L.C. of Detroit, Michigan, as Bond Counsel for the Bonds is hereby ratified and confirmed, notwithstanding the periodic representation by Miller, Canfield, Paddock and Stone, P.L.C., in unrelated matters of other parties and potential parties to the issuance of the Bonds. The fees and expenses of Miller, Canfield, Paddock and Stone, P.L.C. as Bond Counsel and other accumulated bond related fees and expenses shall be payable from available funds in accordance with the agreement of such firm on file with the Finance Director.

Section 806. Preservation of Records. So long as any Bond remains Outstanding, all documents received by the Paying Agent under the provisions of this Order shall be retained in its possession and shall be subject at all reasonable times to the inspection of the City, and the

Bondowners, and their agents and representatives, any of whom may make copies thereof.

Section 807. Parties in Interest. Nothing in this Order, expressed or implied, is intended or shall be construed to confer upon, or to give to, any person or entity, other than the City, the Paying Agent and the Owners of the Bonds, any right, remedy or claim under or by reason of this Order or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Order contained by and on behalf of the City or Paying Agent shall be for the sole and exclusive benefit of the City, the Paying Agent and the Bondowners.

Section 808. No Recourse Under Order. All covenants, agreements and obligations of the City contained in this Order shall be deemed to be the covenants, agreements and obligations of the City and not of any councilperson, member, officer or employee of the City in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Order against any councilperson, member, officer or employee of the City or any person executing the Bonds in his or her official individual capacity.

Section 809. Severability. If any one or more sections, clauses or provisions of this Order shall be determined by a court of competent jurisdiction to be invalid or ineffective for any reason, such determination shall in no way affect the validity and effectiveness of the remaining sections, clauses and provisions thereof.

Section 810. Cover Page, Table of Contents and Article and Section Headings. The cover page, table of contents and Article and Section headings hereof are solely for convenience of reference and do not constitute a part of this Order, and none of them shall affect its meaning, construction or effect.

Section 811. Conflict. All resolutions or parts of resolutions or other proceedings of the City in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 812. Governing Law and Jurisdiction. This Order shall be governed by and construed in accordance with the laws of the State.

Section 813. Order and Supplemental Order are a Contract. The provisions of this Order and the Supplemental Order shall constitute a contract between the City, the Paying Agent, and the Bondowners.

Section 814. Effective Date. This Order shall take effect immediately upon its adoption by the Council.

Section 815. Notices. All notices and other communications hereunder shall be in writing and given by United States cer-

tified or registered mail, expedited courier overnight delivery service or by other means (including facsimile transmission) that provides a written record of such notice and its receipt. Notices hereunder shall be effective when received and shall be addressed to the address set forth below or to such other address as any of the below persons shall specify to the other persons:

If to the City, to:

City of Detroit  
Finance Department  
1200 Coleman A. Young Municipal Center  
Detroit, Michigan 48226

Attention: Finance Director

If to the Paying Agent, to:

U.S. Bank National Association  
535 Griswold Street, Suite 550  
Detroit, MI 48226

Attention: Susan T. Brown

SO ORDERED this 11th day of August, 2014.

\_\_\_\_\_  
Kevyn D. Orr  
Emergency Manager  
City of Detroit, Michigan

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Tate, and President Jones — 6.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 3) per motions before adjournment.

**Office of the Emergency Manager  
Memorandum**

August 11, 2014

To: All City Council Members

Re: Emergency Manager’s Order No. 8  
Water Supply System Revenue and Refunding Bonds.

Pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012 (“Act 436”) the Emergency Manager has proposed to seek approval from the Detroit City Council to issue Water Supply System Revenue Refunding Senior Lien Bonds of the City of Detroit (the “City”) and Water Supply System Revenue Refunding Second Lien Bonds of the City (collectively, the “Bonds”), in one or more series, pursuant to the Revenue Bond Act of 1933, Act No. 94, Public Acts of Michigan, 1933, as amended, to provide for a portion of the Bankruptcy Plan of Adjustment financing of the water supply bond tender transaction (the “Financing”).

The proceeds of the Bonds will be used to refund a portion of the City’s outstanding water supply system bonds. The Bonds will be secured by a pledge of the net revenues and other pledged assets of the water supply system of the City.

Pursuant to Section 19 of Act 436, the Emergency Manager hereby submits his Order No. 7 approving the issuance of the Bonds (the “Order”) and describing the terms and conditions and parameters for the Financing to the Detroit City Council for consideration. Under Section 19(1) of Act 436, the City Council has 10 days from the date of submission of the Order (i.e. August 21, 2014) to approve or disapprove the Financing. If the City Council does not act within this period, the Financing will be considered approved by the City Council and the Emergency Manager may proceed to obtain approval of the Financing from the State Local Emergency Financial Assistance Loan Board. If the City Council disapproves the Financing within the period provided under Section 19(1) of Act 436 as described above, the City Council is required, pursuant to Section 19(2) of Act 436, to submit an alternative proposal to the State Local Emergency Financial Assistance Loan Board within 7 days of such disapproval, which such alternative proposal shall “yield substantially the same financial result as the” Financing. Pursuant to Section 19(2) of Act 436, the State Local Emergency Financial Assistance Loan Board would then choose between the City Council’s alternative proposal and the Financing.

Please do not hesitate to contact my office with any questions or concerns regarding the matters addressed herein. We look forward to your prompt response to this matter.

Sincerely,  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF DETROIT, COUNTY  
OF WAYNE, STATE OF MICHIGAN  
APPROVING THE EMERGENCY  
MANAGER OF THE CITY OF DETROIT  
ORDER NO. 8 APPROVAL OF WATER  
SUPPLY SYSTEM REVENUE  
REFUNDING BONDS**

By Council Member Cushingberry, Jr.:

WHEREAS, On August 11, 2014, pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012, (“Act 436”), Kevyn D. Orr, the Emergency Manager of the City of Detroit (the “Emergency Manager”), filed with this City Council his Order No. 8 approving the issuance of Water Supply System Revenue Refunding Bonds (the “Order”); and

WHEREAS, The Order proposes the issuance of not to exceed \$2,700,000,000 Water Supply System Revenue Refunding Senior Lien Bonds of the City of Detroit (the “City”), Water Supply System Revenue Refunding Second



Lien Bonds of the City (collectively, the "Bonds"), in one or more series, under the Revenue Bond Act of 1933, Act No. 94, Public Acts of Michigan 1933, as amended, to provide for a portion of Bankruptcy Plan of Adjustment financing of the water supply system bond tender transaction (the "Financing"); and

WHEREAS, The City Council has reviewed the Order and terms and conditions for the issuance of the Bonds and the Financing included in the Order; and

WHEREAS, The City Council desires to adopt this resolution to indicate its approval of the issuance of the Bonds and the Financing pursuant to Section 19(1) of Act 436.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, PURSUANT TO ACT 34 AND ACT 436, AS FOLLOWS:

Section 1. Pursuant to Section 19(1) of Act 436, the City Council hereby approves the terms and conditions of the issuance of the Bonds and the Financing as set forth in the Emergency Manager's Order, attached hereto as Exhibit A.

Section 2. All resolutions or parts of resolutions or other proceedings of the City of Detroit in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 3. This Resolution shall take effect immediately upon its adoption by the City Council.

**EXHIBIT A  
EMERGENCY MANAGER'S ORDER  
ORDER NO. 8**

**ORDER OF THE EMERGENCY  
MANAGER OF THE CITY OF DETROIT,  
COUNTY OF WAYNE, STATE OF  
MICHIGAN, APPROVING THE IS-  
SUANCE AND SALE OF WATER SUPPLY  
SYSTEM REVENUE REFUNDING  
SENIOR LIEN BONDS OF THE CITY OF  
DETROIT, AND WATER SUPPLY  
SYSTEM REVENUE REFUNDING  
SECOND LIEN BONDS OF THE CITY  
OF DETROIT, ALL FOR THE PURPOSES  
OF DEFRAYING PART OF THE  
COST OF REFUNDING CERTAIN  
WATER SUPPLY SYSTEM REVENUE  
AND REVENUE REFUNDING BONDS,  
FUNDING ONE OR MORE RESERVE  
FUNDS, AND PAYING COSTS OF  
ISSUANCE, ALL UNDER ACT 94,  
PUBLIC ACTS OF MICHIGAN, 1933, AS  
AMENDED, AND ORDINANCE NO. 18-  
01 OF THE CITY COUNCIL OF THE  
CITY.**

WHEREAS, The City of Detroit, Michigan (the "City"), pursuant to Ordinance No. 30-02 as amended and restated adopted by its City Council on January 26, 2005 (the "Council"), which amended and restated certain prior

Ordinances (the "Ordinances") has heretofore issued several series of its Water Supply System Revenue Bonds and Water Supply System Revenue Refunding Bonds (collectively, the "Prior Securities"); and

WHEREAS, Article 7, Chapter 12, of the 2012 Detroit City Charter (the "Charter") creates, pursuant to federal court order, the Water and Sewerage Department (the "Department") which is part of the City and is "headed by a seven (7) member board known as the Board of Water Commissioners [(the "DWSD Board")][who are] appointed by and serve at the pleasure of the Mayor...;" and

WHEREAS, As of February 1, 2013, the City, the Department and U.S. Bank National Association, as Trustee, (the "Trustee") entered into a Trust Indenture relating to the outstanding secured obligations of the Detroit Water and Sewerage Department (Water Supply System) (the "Indenture"); and

WHEREAS, On March 1, 2013, the Governor (the "Governor") of the State of Michigan (the "State") determined that a financial emergency existed within the City of Detroit, County of Wayne, State of Michigan (the "City") pursuant to the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72"); and

WHEREAS, On March 14, 2013, the Governor confirmed that a financial emergency existed within the City and, pursuant to Act 72, assigned to the Local Emergency Financial Assistance Loan Board established pursuant to the Emergency Municipal Loan Act, Act 243 Public Acts of Michigan, 1980, as amended (the "Board") the responsibility for managing the financial emergency; and

WHEREAS, On March 14, 2013, pursuant to Act 72, the Board appointed Kevyn D. Orr as Emergency Financial Manager for the City; and

WHEREAS, Pursuant to a series of federal court orders, the DWSD Board has been granted various powers including, pursuant to an Opinion and Order dated December 12, 2012, the sole power to approve the issuance of debt and the refinancing of debt by the Department, unless the debt contains a full or partial general obligation pledge of the City, in which case City Council approval would be required prior to the issuance; and

WHEREAS, On March 28, 2013, Michigan Public Act 436 of 2012 ("Act 436") became effective and Kevyn D. Orr became the Emergency Manager ("EM") for the City with all the powers and duties provided under PA 436; and

WHEREAS, On July 18, 2013, the EM, pursuant to Act 436 and with the approval of the Governor of the State of Michigan, filed on behalf of the City a petition for relief pursuant to Chapter 9 of Title 11 of



the United States Code, 11 USC Section 101 to 1532 of the Bankruptcy Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court") which case is entitled In re: City of Detroit, Michigan, Debtor (the "Bankruptcy Case"); and

WHEREAS, Pursuant to section 9(2) of PA 436, the EM "shall act for and in the place and stead of" the Detroit Mayor (the "Mayor") and the Council and "shall have broad powers in receivership to rectify the financial emergency and assure the fiscal accountability of the City and the City's capacity to provide or cause to be provided necessary governmental services essential to the public health, safety, and welfare;" and

WHEREAS, Pursuant to Section 10(1) of Act 436, the Emergency Manager may "issue to the appropriate local elected and appointed officials and employees, agents, and contractors of the local government the orders the emergency manager considers necessary to accomplish the purposes of this act;" and

WHEREAS, Pursuant to Section 12(1)(c) of Act 436, the Emergency Manager, "notwithstanding any charter provision to the contrary," may "[r]eceive and disburse on behalf of the local government all federal, state, and local funds earmarked for the local government. These funds may include, but are not limited to, funds for specific programs and the retirement of debt;" and

WHEREAS, Pursuant to Section 12(1)(ee) of Act 436, the Emergency Manager, "notwithstanding any charter provision to the contrary," may "[t]ake any other action or exercise any power or authority of any officer, employee, department, board, commission, or other similar entity of the local government, whether elected or appointed, relating to the operation of the local government. The power of the emergency manager shall be superior to and supersede the power of any of the foregoing officers or entities;" and

WHEREAS, Upon the Emergency Manager's appointment, the Emergency Manager has all powers granted under Act 436, including Section 12(1)(ee) thereof; and

WHEREAS, The DWSD Board has committed to working with the Emergency Manager and the Mayor of the City to ensure the most efficient, responsive and effective operation of the Department; and

WHEREAS, On August 6, 2014, the Board adopted a resolution (the "Tender Resolution") authorizing the distribution of an Invitation to Tender Sewer Revenue and Revenue Refunding Bonds (the "Invitation to Tender"), for purchase as outlined in the Invitation to Tender (the "Tender Transactions"); and

WHEREAS, On August 6, 2014, the EM issued his Order No. 3 ("Order No. 3") ratifying and approving the Tender Resolution; and

WHEREAS, In connection with the Tender Transactions and as a means to purchase the Prior Securities pursuant to the terms of the Invitation to Tender, it may be deemed appropriate under the existing interest rate climate to issue refunding bonds to finance the purchase of the Prior Securities tendered for sale and/or the refunding of all or such portion of the outstanding Prior Securities pursuant to the existing call provisions of the Prior Securities (the "Refunding Transactions") and collectively with the Tender Transactions, the "Refinancing Transactions"); and

WHEREAS, Pursuant to any Tender Transactions and any Refunding Transactions, any Prior Securities purchased or to be redeemed (the "Bonds to be Refunded") shall be cancelled or defeased in accordance with the terms of the Ordinance and Indenture; and

WHEREAS, To finance the costs of acquiring the Bonds to be Refunded and costs of issuance related to both the Tender Transactions and the Refunding Transactions, Department staff has recommended that Water Supply System Revenue Refunding Bonds be issued as "Senior Lien Bonds" as defined in the Ordinance (the "New Senior Lien Refunding Bonds"), or as "Second Lien Bonds" as defined in the Ordinance (the "New Second Lien Refunding Bonds"), or as a combination of New Senior Lien Refunding Bonds and New Second Lien Refunding Bonds (collectively, the "New Refunding Bonds," or the "New DWSD Bonds"), in an amount not to exceed \$2,700,000,000 all as determined in the Sale Order (hereinafter defined); and

WHEREAS, The New DWSD Bonds shall be issued in accordance with Act No. 94, Public Acts of Michigan, 1933, as amended ("Act 94") and applicable provisions of Act 34, and the applicable provisions of the Ordinance and, as applicable, the Indenture; and

WHEREAS, All things necessary for the authorization and issuance of the New DWSD Bonds under the Constitution and laws of the State of Michigan, including Act 94, Act 34 and Act 436, and the applicable provisions of the Ordinance and the Indenture will be done prior to the issuance and delivery of the New DWSD Bonds, including but not limited to adoption of a Resolution and Ordinance (together the "Bond Resolution") by the DWSD Board authorizing the issuance and sale of the New DWSD Bonds, and approval by the Bankruptcy Court as required by law; and

WHEREAS, Before issuance of the

New DWSD Bonds, the EM will ratify the actions of the DWSD Board under the Bond Resolution by a subsequent EM Order (the "Ratifying EM Order") and take such other actions as he shall deem necessary or appropriate to comply with Act 436 (the Ratifying EM Order, collectively with such actions, constituting the "EM Actions"); and

WHEREAS, This Resolution and the EM Actions collectively will constitute an "Act of Council" under the Ordinance and upon completion of the EM Actions, the Bond Resolution will constitute an "Ordinance" under Act 94; and

WHEREAS, On August 11, 2014, the City filed a motion in the Bankruptcy Court for entry by the Bankruptcy Court of a final order pursuant to (i) 11 U.S.C. §§ 105, 364(c), 364(d)(i) 364(e), 902,904, 921, 922 and 928(a) approving post-petition financing and (b) granting liens and (ii) Bankruptcy Rule 9019 approving settlement of confirmation objections (the "Final Order") authorizing the City, subject to compliance by the City, the DWSD Board and the Department with the procedures required for authorizing the borrowing of money under Sections 12(1) and 19 of Act 436, execution of the Ratifying EM Order, adoption by the DWSD Board of this Resolution and the Sale Order (defined below), and compliance by the City, the DWSD Board and the Department with the Ordinance, the Trust Indenture, Act 94, Act 34, Act 436 and other applicable Michigan law (the "State Law Requirements") to (a) issue the New DWSD Bonds, in one or more series on one or more dates, in an aggregate amount not to exceed \$5,800,000,000 to the Michigan Finance Authority or a private purchaser for the purpose of enabling the City to finance a portion of the Project, refund or finance the secondary market purchase and cancellation of Prior Securities, fund one or more reserve funds, pay issuance costs related to the Tender Transactions, the Refinancing Transactions and the New Project Bonds, and take such other actions as deemed necessary by the Department to continue to maintain its compliance with applicable federal and State environmental law, (b) grant, pursuant to Section 364(d)(1) of the Bankruptcy Code, valid, binding, continuing, enforceable, non-avoidable fully perfected liens on the Pledged Assets (as defined in the Indenture) with the lien priorities to be defined in the Sale Order (defined below) and (c) grant the other relief provided therein; and

WHEREAS, The Bond Resolution will authorize the Director to establish the aggregate principal amount, purchase price, interest rates and maturities for the New DWSD Bonds, the designations of

the New DWSD Bonds, the amounts and purposes of the New DWSD Bonds, the dates for payment of principal of, premium, if any, and interest on the New DWSD Bonds, and the Mandatory Redemption Requirements and other redemption provisions for the New DWSD Bonds, and make such other determinations, including amendments to the Ordinance and the Indenture as to be described in the Bond Resolution, as shall be confirmed in the Sale Order of the Director (as hereinafter defined, the "Sale Order"); and

WHEREAS, The Bond Resolution will further authorize the Director sell such of the New DWSD Bonds in one or more Series and at one or more times, as shall be described in the Sale Order, within the parameters established herein, by negotiated sale (the "Public Offering") pursuant to a Bond Purchase Agreement or Agreements (Individually and collectively, the "Purchase Agreement") between the Michigan Finance Authority and, if applicable, the representative named therein (the "Representative") as representative of itself and the other underwriters named therein (the "Underwriters"), or in the event that the New DWSD Bonds are to be sold pursuant to a direct purchase (the "Direct Purchase"), the purchasers identified in the Purchase Agreement (the "Purchasers") and approved in the Sale Order; and

WHEREAS, The material terms of the DWSD Bonds sold either through the Public Offering or Direct Purchase are set forth on Exhibit A attached hereto and by this reference made a part hereof; and

WHEREAS, The final terms of the Public Offering or Direct Purchase will be subject to approval by the EM in the Ratifying EM Order; and

WHEREAS, In connection with issuance of the New DWSD Bonds to the Michigan Finance Authority and issuance by the Michigan Finance Authority of its related revenue bonds, it is anticipated that the Michigan Finance Authority and the Underwriters will prepare a preliminary disclosure document (the "Preliminary Official Statement") and an Official Statement (the "Official Statement") or a private placement memorandum (the "Private Placement Memorandum"), which will contain information regarding the City, the Department and the New DWSD Bonds; and

WHEREAS, The EM will authorize the distribution of the Preliminary Official Statement and the Official Statement or the Private Placement Memorandum in the Ratifying Order; and

WHEREAS, The EM desires to authorize and direct the Mayor, the Finance Director, the City Clerk and all other authorized persons to perform all acts consistent with the Bond Resolution,

Ordinance, the Indenture and this Order necessary and appropriate to complete the sale, execution and delivery of the New DWSD Bonds.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. The material terms of the public offering and Direct Purchase of the New DWSD Bonds within the parameters as set forth on Exhibit A attached hereto and by this reference made a part hereof (collectively, the Material Terms of the New DWSD Bonds") are hereby approved.

2. The final terms of this New DWSD Bonds within the parameters of the Material Terms of the New DWSD Bonds and incorporated in the Bond Resolution shall be subject to approval by the EM in the Ratifying EM Order.

3. If any component of this Order is declared illegal, unenforceable or ineffective by a court of competent jurisdiction, such component shall be deemed severable so that all other components contained in this Order shall remain valid and effective.

4. This Order is effective immediately upon the date of execution below.

5. The Emergency Manager may modify, amend, rescind, replace, supplement or otherwise revise this Order at any time.

6. This Order shall be distributed to the Mayor, members of the City Council and all department heads.

Dated: August 11, 2014

By: \_\_\_\_\_  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

cc: State of Michigan Department of Treasury  
Mayor Michael Duggan  
Members of Detroit City Council

**EXHIBIT A**

Summary of the Material Terms of the Financing

A. Public Offering

1. The pricing of the DWSD Revenue and Revenue Refunding Financing will be established at the time the financing is taken to market, and is not known at this time.

2. Citigroup Global Markets Inc. ("Citi") has been hired by DWSD to act as Underwriter for the transaction. Citi and DWSD have agreed to a fee structure whereby Citi will be paid a fee of 0.1% of the issue amount to act as the dealer manager for the issuance in connection with the Tender Transaction and an additional fee of 0.3% to 0.4% of the issue amount as an underwriting fee.

3. The New DWSD Bonds would be sold by DWSD to the MFA, and the MFA in turn would sell its bonds to the public market and use the proceeds thereof to purchase the New DWSD Bonds.

4. Citi has advised the Department that interest rates on the New DWSD Bonds will not exceed 5.75% (the "Indicative Refunding Interest Rate"), but will likely be lower in light of the public nature of the offering and the bond insurance credit enhancement commitment.

5. The other indicative material terms of the New DWSD Revenue and Revenue Refunding Bonds are as follows:

Public Bond Issuer	Michigan Finance Authority
Obligor	Detroit Water and Sewerage Department
Purchaser of Obligor Bonds	MFA
Offering Method	Public Offering
Maximum Par	\$5.5 Billion
Uses of Proceeds	The proceeds of the 2014 publicly offered bonds will be used to (i) purchase DWSD bonds tendered and accepted for purchase in the Tender Offer, (ii) refund certain other DWSD bonds, (iii) fund new money capital improvements of the sewage disposal system, (iv) fund required reserves, and (v) pay costs of issuance and other expenses.
Maturities	The bonds will mature at varying dates not later than 30 years from the date of issuance. The weighted average maturity of the 2014 bonds issued to fund the purchase of tendered bonds and to refund bonds is not expected to be materially longer or shorter than the weighted average maturity of such tendered and repurchased and refunded bonds.
Bond Insurance	A portion of the bonds will be insured by bond insurance policies provided by Assured Guaranty and potentially additional bond insurers.
Interest Rates	The bonds will bear interest at fixed rates of interest determined at the time of pricing.
Maximum Interest Rate	The bonds will bear interest rate coupons at rates less than or equal to 5.75%, including on uninsured bonds.
Reserve Funds	In connection with the issuance of the bonds, DWSD will fund debt service reserved funds at levels that meet the levels required by DWSD's bond indenture. A portion of this requirement is expected to be met by the provision of debt service reserve Surety policies provided by Assured Guaranty and potentially additional bond insurers.
Anticipated Pricing Date	August 26, 2014
Anticipated Sale Date	August 27, 2014
Anticipated Settlement Date	September 4, 2014

#### B. Direct Purchase

1. Alternatively, to the extent that the City is not satisfied with the participation in the public offering of the New DWSD Bonds through the MFA, or if the market participation does not generate sufficient proceeds to purchase all of the bonds tendered, Citi has provided a commitment for a private placement structure for the New DWSD Bonds financing whereby Citi would act as lead arranger for a direct purchase of New DWSD Bonds.

2. The material terms of the Citi direct purchase proposal are summarized as follows:

Issuer	Michigan Finance Authority (“MFA”) or City of Detroit (the “City”), through its Detroit Water and Sewerage Department (“DWSD” or “the Obligor”)																		
Obligor	Detroit Water and Sewerage Department																		
Purchaser	Citibank, N.A.																		
Purpose	Proceeds of the Floating Rate Note Facility (“Notes”) to be used to (i) to provide financing for the tender and current refunding of certain outstanding DWSD bonds (including an amount not to exceed \$190 million new money sewer bonds) and (ii) fund certain expenses, required reserves and costs of issuance associated with the Notes.																		
Security	The Notes will be structured on parity with outstanding indebtedness under the Ordinances to the maximum extent of capacity under the applicable ABT test and the remainder on a TBD subordinate basis.																		
Proposal Expiration Date	September 30, 2014 unless accepted and closing occurs within 90 days hereof.																		
Maturity Date	Up to 30 years following the Delivery Date of the Notes.																		
Amortization	Proportionate to amortization on the Tendered Bonds.																		
Maximum Par Amount	Up to \$5.5 billion to be purchased on the Delivery Date. Citi will serve as lead arranger and in such capacity, will agree to purchase up to \$1.0 billion of the Notes, with the remainder to be syndicated.																		
Payment Frequency	Interest payments monthly on the first business day of the month; principal payments to be made annually.																		
Interest Rate Calculation	Monthly; the interest rate on the Notes (“Note Interest Rate”) will equal the 1 Month LIBOR Index plus a Margin no greater than the rates set forth below.																		
Margin	<table border="0" style="width: 100%;"> <tr> <td style="text-align: center;"><b><u>Ratings (M/S/F)</u></b></td> <td style="text-align: center;"><b><u>Margin</u></b></td> </tr> <tr> <td>A3/A-/A- or higher</td> <td style="text-align: center;">3.50%</td> </tr> <tr> <td>Baa1/BBB+/BBB+</td> <td style="text-align: center;">3.75%</td> </tr> <tr> <td>Baa3/BBB-/BBB- or lower</td> <td style="text-align: center;">4.00%</td> </tr> </table> <p>Margin will be determined by the highest two of three ratings then in place for parity indebtedness of the Obligor.</p> <p>The Margin will be adjusted by the following increments depending on the amount of time the Notes have been outstanding from the Delivery Date:</p> <table border="0" style="width: 100%;"> <tr> <td style="text-align: center;"><b><u>Months</u></b></td> <td style="text-align: center;"><b><u>Margin</u></b></td> </tr> <tr> <td style="text-align: center;">0-3</td> <td style="text-align: center;">0.00%</td> </tr> <tr> <td style="text-align: center;">3-6</td> <td style="text-align: center;">2.00%</td> </tr> <tr> <td style="text-align: center;">6-12</td> <td style="text-align: center;">4.00%</td> </tr> <tr> <td style="text-align: center;">12-Maturity</td> <td style="text-align: center;">10.00%, irrespective of ratings</td> </tr> </table> <p>Upon the occurrence of an Event of Default, 10.00% (“Event of Default Margin”)</p>	<b><u>Ratings (M/S/F)</u></b>	<b><u>Margin</u></b>	A3/A-/A- or higher	3.50%	Baa1/BBB+/BBB+	3.75%	Baa3/BBB-/BBB- or lower	4.00%	<b><u>Months</u></b>	<b><u>Margin</u></b>	0-3	0.00%	3-6	2.00%	6-12	4.00%	12-Maturity	10.00%, irrespective of ratings
<b><u>Ratings (M/S/F)</u></b>	<b><u>Margin</u></b>																		
A3/A-/A- or higher	3.50%																		
Baa1/BBB+/BBB+	3.75%																		
Baa3/BBB-/BBB- or lower	4.00%																		
<b><u>Months</u></b>	<b><u>Margin</u></b>																		
0-3	0.00%																		
3-6	2.00%																		
6-12	4.00%																		
12-Maturity	10.00%, irrespective of ratings																		
Maximum Rate	The Maximum Note Interest Rate shall be the lesser of i) 25% or ii) the maximum rate permitted by law. Excess interest shall be subject to recapture pursuant to a standard clawback provision.																		
Optional Redemption Provisions	The Notes shall be subject to optional redemption on any business day, in whole or in part, with no penalty upon at least 10 days’ prior notice.																		

<p>Extraordinary Margin Adjustment Events</p>	<p>i. The long term rating of the Notes, if any, or any other indebtedness issued pursuant to the Ordinance is reduced to or below BB or BB by either S&amp;P or Fitch, respectively, or any of the ratings of any indebtedness (excluding the Notes) issued pursuant to the Ordinance is withdrawn or suspended for any reason.</p> <p>ii. Covenant default or failure to comply with other covenants under any Related Documents. For purposes herein, the term "Related Documents" shall mean documentation associated with any outstanding indebtedness, derivative transaction or any guaranty on any indebtedness or derivative transaction.</p> <p>Upon the occurrence of an Extraordinary Margin Adjustment Event, the Margin will be adjusted to 10.00%.</p>
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<p>Events of Default</p>	<p>a) The occurrence or existence of an event, default, event of default (other than a payment default) or other similar condition by the Obligor under any loan, credit facility, swap, hedge, or derivative which has resulted in such obligation becoming, or becoming capable at such time of being declared, due and payable under such agreement or instrument (or in the case of a swap, hedge or derivative, results in such agreement being terminated early or being capable of being terminated early);</p> <p>b) The occurrence or existence of a default by the Obligor in making one or more payments on the due date thereof under the Notes or any other obligation of the Obligor other than the Notes (including any loan, credit facility, swap, hedge or derivative), provided that any applicable grace period shall not apply;</p> <p>c) Failure to perform or observe any term, covenant or agreement contained within the Agreement not covered in a) or b) above; subject to any applicable grace period;</p> <p>d) At any time after the City's plan of adjustment shall have become effective or in the event the City's current pending bankruptcy case is dismissed, a bankruptcy or insolvency of the City or moratorium of payment of debt of the City or DWSD;</p> <p>e) Any judgment for the payment of money in an amount equal to or greater than \$5,000,000 shall be rendered against the Obligor;</p> <p>f) Representations or warranties are inaccurate or incomplete in any material respect;</p> <p>g) Invalidity or unenforceability of the Notes or any related documents or the Obligor's obligations thereunder or the Obligor contests or denies any such obligations;</p> <p>h) Occurrence of any event or change which separately or in the aggregate with other events results in or could reasonably be expected to result in a material adverse change, as determined by the Purchaser;</p> <p>i) Withdrawal or suspension of the rating on any obligations of the Obligor by either Moody's or S&amp;P or Fitch (if applicable).</p> <p>Upon the occurrence of an Event of Default, the Notes shall be immediately due and payable, and the applicable Margin shall be the Event of Default Margin.</p>
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<p>Ratings</p>	<p>Initially, no ratings are required for the Notes; however, if the Notes are outstanding for a period of six months after the Delivery Date, DWSD (and MFA, if applicable) will each use its best efforts to obtain one or more long-term ratings on the Notes from two or more rating agencies, as specified by the Purchaser and acceptable to DWSD and MFA (if applicable.)</p>
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<p>Certain Covenants</p>	<p>Those customary for transactions of this nature, including, but not limited to:</p> <p>Incorporation of covenants from related financing documents;</p> <p>Continued existence;</p> <p>Maintenance of trustee, paying agent, registrar (Purchaser approval of any subsequent substitution);</p> <p>Maintenance of ratings at all times;</p> <p>Standard yield protection, withholding and tax indemnification;</p> <p>Information reporting, access to records and further assurance;</p> <p>Limitation on documentation amendments (Purchaser approval of relevant documents)</p> <p>No additional indebtedness shall be incurred without consent of the Purchaser</p> <p>No debt may be redeemed other than by regularly scheduled payment prior to the repayment of the Notes</p> <p>[At the time of closing, delivery to the Purchaser of an opinion or opinions from counsel to the Obligor to the effect that (i) one or more Preliminary Official Statements posted with respect to the Sewage Disposal System Revenue Refunding Bonds and Water Supply System Revenue Refunding Bonds to be used to provide financing for the tender and current refunding of certain outstanding DWSD bonds (the "Preliminary Official Statements") comply in all material respects with all applicable requirements of the federal securities laws and (ii) either (A) each the Preliminary Official Statement does not, as of its date, contain any untrue statement of a material fact or omit to state any material fact required to be stated therein or necessary in order to make the statements made therein, in light of the circumstances under which they were made, not misleading or (B), in the event that no Preliminary Official Statement has been posted, the Invitations to Tender Bonds, as well as the Questions and Answers, the Disclosure Statements, the Letter from the City and the Bondholder's Instructions attached thereto, each dated August 7, 2014, with respect to certain outstanding DWSD bonds, did not, as of the date thereof, contain any untrue statement of a material fact or omit to state any material fact required to be stated therein or necessary in order to make the statements made therein, in light of the circumstances under which they were made, not misleading; such opinion(s) to be subject to customary exceptions and shall be satisfactory in form and in substance to the Purchaser and its counsel.] The Bankruptcy Court shall have entered an order approving the financing in form and substance reasonably acceptable to the Purchaser and its counsel, which order shall not have been stayed or enjoined in any way.</p>
<p>Legal Fees/ Expenses</p>	<p>Reasonable legal fees and expenses shall be due and payable to the Purchaser or directly to its counsel, regardless of whether the transaction is successfully closed.</p>

Adopted as follows:  
 Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Tate, and President Jones — 6.  
 Nays — None.  
 \*WAIVER OF RECONSIDERATION (No. 4) per motions before adjournment.

**Office of the Emergency Manager Memorandum**

August 11, 2014

To: All City Council Members  
 Re: Emergency Manager's Order No. 7 Approval of Sewerage Disposal

**System Revenue and Revenue Refunding Bonds.**

Pursuant to Section 12(1)(u) of the Local Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012 ("Act 436") the Emergency Manager has proposed to seek approval from the Detroit City Council to issue Sewage Disposal System Revenue and Revenue Refunding Senior Lien Bonds of the City of Detroit (the "City"), Sewage Disposal System Revenue Refunding Second Lien Bonds of the City and/or Sewage Disposal System Revenue SRF Junior

Lien Bonds of the City (collectively, the "Bonds"), in one or more series, pursuant to the Revenue Bond Act of 1933, Act No. 94, Public Acts of Michigan, 1933, as amended, to provide for a portion of the Bankruptcy Plan of Adjustment financing and sewerage disposal system bond tender financing (the "Financing").

The proceeds of the Bonds will be used to refund a portion of the City's outstanding sewerage disposal system bonds and to provide funds for additional system improvements. The Bonds will be secured by a pledge of the net revenues and other pledged assets of the sewerage disposal system of the City.

Pursuant to Section 19 of Act 436, the Emergency Manager hereby submits his Order No. 7 approving the issuance of the Bonds (the "Order") and describing the terms and conditions and parameters for the Financing to the Detroit City Council for consideration. Under Section 19(1) of Act 436, the City Council has 10 days from the date of submission of the Order (i.e. August 21, 2014) to approve or disapprove the Financing. If the City Council does not act within this period, the Financing will be considered approved by the City Council and the Emergency Manager may proceed to obtain approval of the Financing from the State Local Emergency Financial Assistance Loan Board. If the City Council disapproves the Financing within the period provided under Section 19(1) of Act 436 as described above, the City Council is required, pursuant to Section 19(2) of Act 436, to submit an alternative proposal to the State Local Emergency Financial Assistance Loan Board within 7 days of such disapproval, which such alternative proposal shall "yield substantially the same financial result as the" Financing. Pursuant to Section 19(2) of Act 436, the State Local Emergency Financial Assistance Loan Board would then choose between the City Council's alternative proposal and the Financing.

Please do not hesitate to contact my office with any questions or concerns regarding the matters addressed herein. We look forward to your prompt response to this matter.

Sincerely,  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN APPROVING THE EMERGENCY MANAGER OF THE CITY OF DETROIT ORDER NO. 7 APPROVAL OF SEWERAGE DISPOSAL SYSTEM REVENUE AND REVENUE REFUNDING BONDS**

By Council Member Cushingberry, Jr.:

WHEREAS, On August 11, 2014, pursuant to Section 12(1)(u) of the Local

Financial Stability and Choice Act, Act No. 436, Public Acts of Michigan, 2012, ("Act 436"), Kevyn D. Orr, the Emergency Manager of the City of Detroit (the "Emergency Manager"), filed with this City Council his Order No. 7 approving the issuance of Sewerage Disposal System Revenue and Revenue Refunding Bonds (the "Order"); and

WHEREAS, The Order proposes the issuance of Sewage Disposal System Revenue and Revenue Refunding Senior Lien Bonds of the City of Detroit (the "City"), Sewage Disposal System Revenue Refunding Second Lien Bonds of the City and/or Sewage Disposal System Revenue SRF Junior Lien Bonds of the City (collectively, the "Bonds"), in one or more series, under the Revenue Bond Act of 1933, Act No. 94, Public Acts of Michigan 1933, as amended, to provide for a portion of Bankruptcy Plan of Adjustment financing related to improvements to the sewerage disposal system and sewerage disposal system bond tender financing for the City (the "Financing"); and

WHEREAS, The City Council has reviewed the Order and terms and conditions for the issuance of the Bonds and the Financing included in the Order; and

WHEREAS, The City Council desires to adopt this resolution to indicate its approval of the issuance of the Bonds and the Financing pursuant to Section 19(1) of Act 436.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, PURSUANT TO ACT 34 AND ACT 436, AS FOLLOWS:

Section 1. Pursuant to Section 19(1) of Act 436, the City Council hereby approves the terms and conditions of the issuance of the Bonds and the Financing as set forth in the Emergency Manager's Order, attached hereto as Exhibit A.

Section 2. All resolutions or parts of resolutions or other proceedings of the City of Detroit in conflict herewith shall be and the same hereby are repealed insofar as such conflict exists.

Section 3. This Resolution shall take effect immediately upon its adoption by the City Council.

**EXHIBIT A  
EMERGENCY MANAGER'S ORDER  
ORDER NO. 7**

**ORDER OF THE EMERGENCY MANAGER OF THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN, APPROVING THE ISSUANCE AND SALE OF SEWERAGE DISPOSAL SYSTEM REVENUE AND REVENUE REFUNDING SENIOR LIEN BONDS OF THE CITY OF DETROIT, SEWERAGE DISPOSAL SYSTEM REVENUE REFUNDING SECOND LIEN**

**BONDS OF THE CITY OF DETROIT AND/OR SEWAGE DISPOSAL SYSTEM REVENUE SRF JUNIOR LIEN BONDS OF THE CITY OF DETROIT, ALL FOR THE PURPOSES OF DEFRAYING PART OF THE COST OF FINANCING AND/OR REFINANCING REPLACEMENTS, REPAIRS, EXTENSIONS AND IMPROVEMENTS TO THE CITY'S SEWAGE DISPOSAL SYSTEM AND REFUNDING CERTAIN SEWAGE DISPOSAL SYSTEM REVENUE AND REVENUE REFUNDING BONDS, FUNDING ONE OR MORE RESERVE FUNDS, AND PAYING COSTS OF ISSUANCE, ALL UNDER ACT NO. 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED, AND ORDINANCE NO. 18-01 OF THE CITY COUNCIL OF THE CITY; PROVIDING FOR CERTAIN AMENDMENTS TO ORDINANCE NO. 18-01 OF THE CITY COUNCIL OF THE CITY AND THE TRUST INDENTURE.**

WHEREAS, The City of Detroit, Michigan (the "City"), pursuant to Ordinance No. 18-01 adopted by its City Council on October 18, 2001 (the "Council"), which amended and restated certain prior Ordinances (the "Ordinance") has heretofore issued several series of its Sewage Disposal System Revenue Bonds and Sewage Disposal System Revenue Refunding Bonds (collectively, the "Prior Securities"); and

WHEREAS, Article 7, Chapter 12, of the 2012 Detroit City Charter (the "Charter") creates, pursuant to federal court order, the Water and Sewerage Department (the "Department") which is part of the City and is "headed by a seven (7) member board known as the Board of Water Commissioners [(the "DWSD Board")][who are] appointed by and serve at the pleasure of the Mayor..." and

WHEREAS, As of June 1, 2012, the City, the Department and U.S. Bank National Association, as Trustee, (the "Trustee") entered into a Trust Indenture relating to the outstanding secured obligations of the Detroit Water and Sewerage Department (Sewage Disposal System) (the "Indenture"); and

WHEREAS, On March 1, 2013, the Governor (the "Governor") of the State of Michigan (the "State") determined that a financial emergency existed within the City of Detroit, County of Wayne, State of Michigan (the "City") pursuant to the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72"); and

WHEREAS, On March 14, 2013, the Governor confirmed that a financial emergency existed within the City and, pursuant to Act 72, assigned to the Local Emergency Financial Assistance Loan Board established pursuant to the Emergency Municipal Loan Act, Act 243 Public Acts of Michigan, 1980, as amend-

ed (the "Board") the responsibility for managing the financial emergency; and

WHEREAS, On March 14, 2013, pursuant to Act 72, the Board appointed Kevyn D. Orr as Emergency Financial Manager for the City; and

WHEREAS, Pursuant to a series of federal court orders, the DWSD Board has been granted various powers including, pursuant to an Opinion and Order dated December 12, 2012, the sole power to approve the issuance of debt and the refinancing of debt by the Department, unless the debt contains a full or partial general obligation pledge of the City, in which case City Council approval would be required prior to the issuance; and

WHEREAS, On March 28, 2013, Michigan Public Act 436 of 2012 ("Act 436") became effective and Kevyn D. Orr became the Emergency Manager ("EM") for the City with all the powers and duties provided under PA 436; and

WHEREAS, On July 18, 2013, the EM, pursuant to Act 436 and with the approval of the Governor of the State of Michigan, filed on behalf of the City a petition for relief pursuant to Chapter 9 of Title 11 of the United States Code, 11 USC Section 101 to 1532 of the Bankruptcy Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the Eastern District of Michigan (the "Bankruptcy Court") which case is entitled In re: City of Detroit, Michigan, Debtor (the "Bankruptcy Case"); and

WHEREAS, Pursuant to section 9(2) of PA 436, the EM "shall act for and in the place and stead of" the Detroit Mayor (the "Mayor") and the Council and "shall have broad powers in receivership to rectify the financial emergency and assure the fiscal accountability of the City and the City's capacity to provide or cause to be provided necessary governmental services essential to the public health, safety, and welfare;" and

WHEREAS, Pursuant to Section 10(1) of Act 436, the Emergency Manager may "issue to the appropriate local elected and appointed officials and employees, agents, and contractors of the local government the orders the emergency manager considers necessary to accomplish the purposes of this act;" and

WHEREAS, Pursuant to Section 12(1)(c) of Act 436, the Emergency Manager, "notwithstanding any charter provision to the contrary," may "[r]eceive and disburse on behalf of the local government all federal, state, and local funds earmarked for the local government. These funds may include, but are not limited to, funds for specific programs and the requirement of debt;" and

WHEREAS, Pursuant to Section 12(1)(ee) of Act 436, the Emergency Manager, "notwithstanding any charter provision to the contrary," may "[t]ake any

other action or exercise any power or authority of any officer, employee, department, board, commission, or other similar entity of the local government, whether elected or appointed, relating to the operation of the local government. The power of the emergency manager shall be superior to and supersede the power of any of the foregoing officers or entities;" and

WHEREAS, Upon the Emergency Manager's appointment, the Emergency Manager has all powers granted under Act 436, including Section 12(1)(ee) thereof; and

WHEREAS, The DWSD Board has committed to working with the Emergency Manager and the Mayor of the City to ensure the most efficient, reponsive and effective operation of the Department; and

WHEREAS, The Department is operating under National Pollutant Discharge Elimination System ("NPDES") Permit No. MI 0022802 issued March 1, 2013, as amended and supplemented, which expires October 1, 2017 (the "Permit") which contain operating compliance, monitoring implementation provisions and deadlines; and

WHEREAS, Pursuant to the terms of the Permit failure to comply with the Permit constitutes a violation of Michigan and/or federal law and constitutes grounds for enforcement action, for permit termination, revocation and reissuance, or modification, or denial of an application for permit renewal; and

WHEREAS, The Department is also operating under Administrative Consent Order No. ACO-000131 (the "ACO") entered into by the Department and by the State of Michigan Department of Environmental Quality Water Resources Division ("DEQ") dated July 8, 2011, as amended and supplemented (the "ACO") resulting from allegations by the DEQ that the Department was in violation of applicable law; and

WHEREAS, The ACO contains certain operating compliance, monitoring and implementation deadlines; and

WHEREAS, Pursuant to the terms of the ACO failure to comply with the ACO may subject the Department to fines running from \$1,000 to \$2,000 per day per violation, plus other DEQ remedies as provided by applicable law including implementation of injunctive relief, and statutory remedies; and

WHEREAS, In the accordance with the Permit and the ACO, the DWSD Board approved a five year Capital Improvement Program dated as of January, 2014, as it may be modified by the Department from time to time, including on July 9, 2014 (the "CIP") to ensure compliance with the Permit and the ACO; and

WHEREAS, It is deemed necessary for the public health, benefit and welfare of the City to acquire and construct certain

repairs, extensions and improvements to the Sewage Disposal System of the City (the "System") as described in the CIP, dated as of January, 2014, and as it may be modified by the Department from time to time (for the "Project"); and

WHEREAS, To ensure compliance with the permit and the ACO it is deemed necessary for the public health, benefit and welfare of the City to expend up to \$190,000,000 on the Project pursuant to the adopted CIP; and

WHEREAS, To finance the Project Costs defined below, the Director of the Department (the "Director") has recommended that the Sewage Disposal System Revenue Bonds be issued as "Senior Lien Bonds" as defined in the Ordinance (the "New Senior Lien Project Bonds"), and/or "SRF Junior Lien Bonds" as defined in the Ordinance (the "New SRF Junior Lien Project Bonds") or as a combination of New Senior Lien Bonds and New SRF Junior Lien Bonds (collectively, the "New Project Bonds"), all as the Director shall determine in the Sale Order (hereinafter defined); and

WHEREAS, On August 6, 2014, the Board adopted a resolution (the "Tender Resolution") authorizing the distribution of an Invitation to Tender Sewer Revenue and Revenue Refunding Bonds (the "Invitation to Tender"), for purchase as outlined in the Invitation to Tender (the "Tender Transactions"); and

WHEREAS, On August 6, 2014, the EM issued his Order No. 3 ("Order No. 3") ratifying and approving the Tender Resolution; and

WHEREAS, In connection with the Tender Transactions and as a means to purchase the Prior Securities pursuant to the terms of the Invitation to Tender, it may be deemed appropriate under the existing interest rate climate to issue refunding bonds to finance the purchase of the Prior Securities tendered for sale and/or the refunding of all or such portion of the outstanding Prior Securities pursuant to the existing call provisions of the Prior Securities (the "Refunding Transactions") and collectively with the Tender Transactions, the "Refinancing Transactions"); and

WHEREAS, Pursuant to any Tender Transactions and any Refunding Transactions, any Prior Securities purchased or to be redeemed (the "Bonds to be Refunded") shall be cancelled or defeased in accordance with the terms of the Ordinance and Indenture; and

WHEREAS, To finance the costs of acquiring the Bonds to be Refunded and costs of issuance related to both the Tender Transactions and the Refunding Transactions, Department staff has recommended that Sewage Disposal System Revenue Refunding Bonds be issued as "Senior Lien Bonds" as defined in the

Ordinance (the "New Senior Lien Refunding Bonds"), or as "Second Lien Bonds" as defined in the Ordinance (the "New Second Lien Refunding Bonds"), or as a combination of New Senior Lien Refunding Bonds and New Second Lien Refunding Bonds (collectively, the "New Refunding Bonds" and collectively with the New Project Bonds, the "New DWSD Bonds"), in an amount not to exceed \$3,100,000,000 all as determined in the Sale Order (hereinafter defined); and

WHEREAS, The New DWSD Bonds shall be issued in accordance with Act No. 94, Public Acts of Michigan, 1933, as amended ("Act 94") and applicable provisions of Act 34, and the applicable provisions of the Ordinance and, as applicable, the Indenture; and

WHEREAS, All things necessary for the authorization and issuance of the New DWSD Bonds under the Constitution and laws of the State of Michigan, including Act 94, Act 34 and Act 436, and the applicable provisions of the Ordinance and the Indenture will be done prior to the issuance and delivery of the New DWSD Bonds, including but not limited to adoption of a Resolution and Ordinance (together the "Bond Resolution") by the DWSD Board authorizing the issuance and sale of the New DWSD Bonds, and approval by the Bankruptcy Court as required by law; and

WHEREAS, Before issuance of the New DWSD Bonds, the EM will ratify the actions of the DWSD Board under the Bond Resolution by a subsequent EM Order (the "Ratifying EM Order") and take such other actions as he shall deem necessary or appropriate to comply with Act 436 (the Ratifying EM Order, collectively with such actions, constituting the "EM Actions"); and

WHEREAS, This Resolution and the EM Actions collectively will constitute an "Act of Council" under the Ordinance and upon completion of the EM Actions, the Bond Resolution will constitute an "Ordinance" under Act 94; and

WHEREAS, On August 11, 2014, the City filed a motion in the Bankruptcy Court for entry by the Bankruptcy Court of a final order pursuant to (i) 11 U.S.C. §§ 105, 364(c), 364(d)(i) 364(e), 902,904, 921, 922 and 928(a) approving post-petition financing and (b) granting liens and (ii) Bankruptcy Rule 9019 approving settlement of confirmation objections (the "Final Order") authorizing the City, subject to compliance by the City, the DWSD Board and the Department with the procedures required for authorizing the borrowing of money under Sections 12(1) and 19 of Act 436, execution of the Ratifying EM Order, adoption by the DWSD Board of this Resolution and the Sale Order (defined below), and compliance by the City, the DWSD Board and

the Department with the Ordinance, the Trust Indenture, Act 94, Act 34, Act 436 and other applicable Michigan law (the "State Law Requirements") to (a) issue the New DWSD Bonds, in one or more series on one or more dates, in an aggregate amount not to exceed \$5,800,000,000 to the Michigan Finance Authority or a private purchaser for the purpose of enabling the City to finance a portion of the Project, refund or finance the secondary market purchase and cancellation of Prior Securities, fund one or more reserve funds, pay issuance costs related to the Tender Transactions, the Refinancing Transactions and the New Project Bonds, and take such other actions as deemed necessary by the Department to continue to maintain its compliance with applicable federal and State environmental law, (b) grant, pursuant to Section 364(d)(1) of the Bankruptcy Code, valid, binding, continuing, enforceable, non-avoidable fully perfected liens on the Pledged Assets (as defined in the Indenture) with the lien priorities to be defined in the Sale Order (defined below) and (c) grant the other relief provided therein; and

WHEREAS, The Bond Resolution will authorize the Director to establish the aggregate principal amount, purchase price, interest rates and maturities for the New DWSD Bonds, the designations of the New DWSD Bonds, the amounts and purposes of the New DWSD Bonds, the dates for payment of principal of, premium, if any, and interest on the New DWSD Bonds, and the Mandatory Redemption Requirements and other redemption provisions for the New DWSD Bonds, and make such other determinations, including amendments to the Ordinance and the Indenture as to be described in the Bond Resolution, as shall be confirmed in the Sale Order of the Director (as hereinafter defined, the "Sale Order"); and

WHEREAS, The Bond Resolution will further authorize the Director sell such of the New DWSD Bonds in one or more Series and at one or more times, as shall be described in the Sale Order, within the parameters established herein, by negotiated sale (the "Public Offering") pursuant to a Bond Purchase Agreement or Agreements (individually and collectively, the "Purchase Agreement") between the Michigan Finance Authority and, if applicable, the representative named therein (the "Representative") as representative of itself and the other underwriters named therein (the "Underwriters"), or in the event that the New DWSD Bonds are to be sold pursuant to a direct purchase (the "Direct Purchase"), the purchasers identified in the Purchase Agreement (the "Purchasers") and approved in the Sale Order; and

WHEREAS, The material terms of the



DWSD Bonds sold either through the Public Offering or Direct Purchase are set forth on Exhibit A attached hereto and by this reference made a part hereof; and

WHEREAS, The final terms of the Public Offering or Direct Purchase will be subject to approval by the EM in the Ratifying EM Order; and

WHEREAS, In connection with issuance of the New DWSD Bonds to the Michigan Finance Authority and issuance by the Michigan Finance Authority of its related revenue bonds, it is anticipated that the Michigan Finance Authority and the Underwriters will prepare a preliminary disclosure document (the "Preliminary Official Statement") and an Official Statement (the "Official Statement") or a private placement memorandum (the "Private Placement Memorandum"), which will contain information regarding the City, the Department and the New DWSD Bonds; and

WHEREAS, The EM will authorize the distribution of the Preliminary Official Statement and the Official Statement or the Private Placement Memorandum in the Ratifying Order; and

WHEREAS, The EM desires to authorize and direct the Mayor, the Finance Director, the City Clerk and all other authorized persons to perform all acts consistent with the Bond Resolution, Ordinance, the Indenture and this Order necessary and appropriate to complete the sale, execution and delivery of the New DWSD Bonds; and

WHEREAS, A notice of intent to issue Sewage Disposal System Revenue Bonds in an amount not to exceed \$350,000,000 has been previously published in one or more newspapers of general circulation in accordance with the requirements of Section 33 of Act 94 (the "Notice of Intent") and the referendum period has expired without any referendum petitions being filed.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. The material terms of the public offering and Direct Purchase of the New DWSD Bonds within the parameters as set forth on Exhibit A attached hereto and by this reference made a part hereof (collectively, the Material Terms of the New DWSD Bonds") are hereby approved.

2. The final terms of this New DWSD Bonds within the parameters of the Material Terms of the New DWSD Bonds and incorporated in the Bond Resolution

shall be subject to approval by the EM in the Ratifying EM Order.

3. If any component of this Order is declared illegal, unenforceable or ineffective by a court of competent jurisdiction, such component shall be deemed severable so that all other components contained in this Order shall remain valid and effective.

4. This Order is effective immediately upon the date of execution below.

5. The Emergency Manager may modify, amend, rescind, replace, supplement or otherwise revise this Order at any time.

6. This Order shall be distributed to the Mayor, members of the City Council and all department heads.

Dated: August 11, 2014

By: \_\_\_\_\_  
KEVYN D. ORR  
Emergency Manager  
City of Detroit

cc: State of Michigan Department of  
Treasury  
Mayor Michael Duggan  
Members of Detroit City Council

**EXHIBIT A**

Summary of the Material Terms of the Financing

A. Public Offering

1. The pricing of the DWSD Revenue and Revenue Refunding Financing will be established at the time the financing is taken to market, and is not known at this time.

2. Citigroup Global Markets Inc. ("Citi") has been hired by DWSD to act as Underwriter for the transaction. Citi and DWSD have agreed to a fee structure whereby Citi will be paid a fee of 0.1% of the issue amount to act as the dealer manager for the issuance in connection with the Tender Transaction and an additional fee of 0.3% to 0.4% of the issue amount as an underwriter fee.

3. The New DWSD Bonds would be sold by DWSD to the MFA, and the MFA in turn would sell its bonds to the public market and use the proceeds thereof to purchase the New DWSD Bonds.

4. Citi has advised the Department that interest rates on the New DWSD Bonds will not exceed 5.75% (the "Indicative Refunding Interest Rate"), but will likely be lower in light of the public nature of the offering and the bond insurance credit enhancement commitment.

5. The other indicative material terms of the New DWSD Revenue and Revenue Refunding Bonds are as follows:



Public Bond Issuer	Michigan Finance Authority
Obligor	Detroit Water and Sewerage Department
Purchaser of Obligor Bonds	MFA
Offering Method	Public Offering
Maximum Par	\$5.5 Billion
Uses of Proceeds	The proceeds of the 2014 publicly offered bonds will be used to (i) purchase DWSD bonds tendered and accepted for purchase in the Tender Offer, (ii) refund certain other DWSD bonds, (iii) fund new money capital improvements of the sewage disposal system, (iv) fund required reserves, and (v) pay costs of issuance and other expenses.
Maturities	The bonds will mature at varying dates not later than 30 years from the date of issuance. The weighted average maturity of the 2014 bonds issued to fund the purchase of tendered bonds and to refund bonds is not expected to be materially longer or shorter than the weighted average maturity of such tendered and repurchased and refunded bonds.
Bond Issuance	A portion of the bonds will be insured by bond insurance policies provided by Assured Guaranty and potentially additional bond insurers.
Interest Rates	The bonds will bear interest at fixed rates of interest determined at the time of pricing.
Maximum Interest Rate	The bonds will bear interest rate coupons at rates less than or equal to 5.75%, including on uninsured bonds.
Reserve Funds	In connection with the issuance of the bonds, DWSD will fund debt service reserved funds at levels that meet the levels required by DWSD's bond indenture. A portion of this requirement is expected to be met by the provision of debt service reserve Surety policies provided by Assured Guaranty and potentially additional bond insurers.
Anticipated Pricing Date	August 26, 2014
Anticipated Sale Date	August 27, 2014
Anticipated Settlement Date	September 4, 2014

#### B. Direct Purchase

1. Alternatively, to the extent that the City is not satisfied with the participation in the public offering of the New DWSD Bonds through the MFA, or if the market participation does not generate sufficient proceeds all of the bonds tendered, Citi has provided a commitment for a private placement structure for the New DWSD Bonds financing whereby Citi would act as lead arranger for a direct purchase of New DWSD Bonds.

2. The material terms of the Citi direct purchase proposal are summarized as follows:

Issuer	Michigan Finance Authority (“MFA”) or City of Detroit (the “City”), through its Detroit Water and Sewerage Department (“DWSD” or “the Obligor”)																		
Obligor	Detroit Water and Sewerage Department																		
Purchaser	Citibank, N.A.																		
Purpose	Proceeds of the Floating Rate Note Facility (“Notes”) to be used to (i) to provide financing for the tender and current refunding of certain outstanding DWSD bonds (including an amount not to exceed \$190 million new money sewer bonds) and (ii) fund certain expenses, required reserves and costs of issuance associated with the Notes.																		
Security	The Notes will be structured on parity with outstanding indebtedness under the Ordinances to the maximum extent of capacity under the applicable ABT test and the remainder on a TBD subordinate basis.																		
Proposal Expiration Date	September 30, 2014 unless accepted and closing occurs within 90 days hereof.																		
Maturity Date	Up to 30 years following the Delivery Date of the Notes.																		
Amortization	Proportionate to amortization on the Tendered Bonds.																		
Maximum Par Amount	Up to \$5.5 billion to be purchased on the Delivery Date. Citi will serve as lead arranger and in such capacity, will agree to purchase up to \$1.0 billion of the Notes, with the remainder to be syndicated.																		
Payment Frequency	Interest payments monthly on the first business day of the month; principal payments to be made annually.																		
Interest Rate Calculation	Monthly; the interest rate on the Notes (“Note Interest Rate”) will equal the 1 Month LIBOR Index plus a Margin no greater than the rates set forth below.																		
Margin	<table border="0"> <tr> <td style="text-align: center;"><b><u>Ratings (M/S/F)</u></b></td> <td style="text-align: center;"><b><u>Margin</u></b></td> </tr> <tr> <td>A3/A-/A- or higher</td> <td style="text-align: center;">3.50%</td> </tr> <tr> <td>Baa1/BBB+/BBB+</td> <td style="text-align: center;">3.75%</td> </tr> <tr> <td>Baa3/BBB-/BBB- or lower</td> <td style="text-align: center;">4.00%</td> </tr> </table> <p>Margin will be determined by the highest two of three ratings then in place for parity indebtedness of the Obligor.</p> <p>The Margin will be adjusted by the following increments depending on the amount of time the Notes have been outstanding from the Delivery Date:</p> <table border="0"> <tr> <td style="text-align: center;"><b><u>Months</u></b></td> <td style="text-align: center;"><b><u>Margin</u></b></td> </tr> <tr> <td style="text-align: center;">0-3</td> <td style="text-align: center;">0.00%</td> </tr> <tr> <td style="text-align: center;">3-6</td> <td style="text-align: center;">2.00%</td> </tr> <tr> <td style="text-align: center;">6-12</td> <td style="text-align: center;">4.00%</td> </tr> <tr> <td style="text-align: center;">12-Maturity</td> <td style="text-align: center;">10.00%, irrespective of ratings</td> </tr> </table> <p>Upon the occurrence of an Event of Default, 10.00% (“Event of Default Margin”)</p>	<b><u>Ratings (M/S/F)</u></b>	<b><u>Margin</u></b>	A3/A-/A- or higher	3.50%	Baa1/BBB+/BBB+	3.75%	Baa3/BBB-/BBB- or lower	4.00%	<b><u>Months</u></b>	<b><u>Margin</u></b>	0-3	0.00%	3-6	2.00%	6-12	4.00%	12-Maturity	10.00%, irrespective of ratings
<b><u>Ratings (M/S/F)</u></b>	<b><u>Margin</u></b>																		
A3/A-/A- or higher	3.50%																		
Baa1/BBB+/BBB+	3.75%																		
Baa3/BBB-/BBB- or lower	4.00%																		
<b><u>Months</u></b>	<b><u>Margin</u></b>																		
0-3	0.00%																		
3-6	2.00%																		
6-12	4.00%																		
12-Maturity	10.00%, irrespective of ratings																		
Maximum Rate	The Maximum Note Interest Rate shall be the lesser of i) 25% or ii) the maximum rate permitted by law. Excess interest shall be subject to recapture pursuant to a standard claw-back provision.																		
Optional Redemption Provisions	The Notes shall be subject to optional redemption on any business day, in whole or in part, with no penalty upon at least 10 days’ prior notice.																		

<p>Extraordinary Margin Adjustment Events</p>	<p>i. The long term rating of the Notes, if any, or any other indebtedness issued pursuant to the Ordinance is reduced to or below BB or BB by either S&amp;P or Fitch, respectively, or any of the ratings of any indebtedness (excluding the Notes) issued pursuant to the Ordinance is withdrawn or suspended for any reason.</p> <p>ii. Covenant default or failure to comply with other covenants under any Related Documents. For purposes herein, the term "Related Documents" shall mean documentation associated with any outstanding indebtedness, derivative transaction or any guaranty on any indebtedness or derivative transaction.</p> <p>Upon the occurrence of an Extraordinary Margin Adjustment Event, the Margin will be adjusted to 10.00%.</p>
<p>Events of Default</p>	<p>a) The occurrence or existence of an event, default, event of default (other than a payment default) or other similar condition by the Obligor under any loan, credit facility, swap, hedge, or derivative which has resulted in such obligation becoming, or becoming capable at such time of being declared, due and payable under such agreement or instrument (or in the case of a swap, hedge or derivative, results in such agreement being terminated early or being capable of being terminated early);</p> <p>b) The occurrence or existence of a default by the Obligor in making one or more payments on the due date thereof under the Notes or any other obligation of the Obligor other than the Notes (including any loan, credit facility, swap, hedge or derivative), provided that any applicable grace period shall not apply;</p> <p>c) Failure to perform or observe any term, covenant or agreement contained within the Agreement not covered in a) or b) above; subject to any applicable grace period;</p> <p>d) At any time after the City's plan of adjustment shall have become effective or in the event the City's current pending bankruptcy case is dismissed, a bankruptcy or insolvency of the City or moratorium of payment of debt of the City or DWSD;</p> <p>e) Any judgment for the payment of money in an amount equal to or greater than \$5,000,000 shall be rendered against the Obligor;</p> <p>f) Representations or warranties are inaccurate or incomplete in any material respect;</p> <p>g) Invalidity or unenforceability of the Notes or any related documents or the Obligor's obligations thereunder or the Obligor contests or denies any such obligations;</p> <p>h) Occurrence of any event or change which separately or in the aggregate with other events results in or could reasonably be expected to result in a material adverse change, as determined by the Purchaser;</p> <p>i) Withdrawal or suspension of the rating on any obligations of the Obligor by either Moody's or S&amp;P or Fitch (if applicable).</p> <p>Upon the occurrence of an Event of Default, the Notes shall be immediately due and payable, and the applicable Margin shall be the Event of Default Margin.</p>
<p>Ratings</p>	<p>Initially, no ratings are required for the Notes; however, if the Notes are outstanding for a period of six months after the Delivery Date, DWSD (and MFA, if applicable) will each use its best efforts to obtain one or more long-term ratings on the Notes from two or more rating agencies, as specified by the Purchaser and acceptable to DWSD and MFA (if applicable.)</p>

<p>Certain Covenants</p>	<p>Those customary for transactions of this nature, including, but not limited to:                  Incorporation of covenants from related financing documents;                  Continued existence;                  Maintenance of trustee, paying agent, registrar (Purchaser approval of any subsequent substitution);                  Maintenance of ratings at all times;                  Standard yield protection, withholding and tax indemnification;                  Information reporting, access to records and further assurance;                  Limitation on documentation amendments (Purchaser approval of relevant documents)                  No additional indebtedness shall be incurred without consent of the Purchaser                  No debt may be redeemed other than by regularly scheduled payment prior to the repayment of the Notes</p> <p>[At the time of closing, delivery to the Purchaser of an opinion or opinions from counsel to the Obligor to the effect that (i) one or more Preliminary Official Statements posted with respect to the Sewage Disposal System Revenue Refunding Bonds and Water Supply System Revenue Refunding Bonds to be used to provide financing for the tender and current refunding of certain outstanding DWSD bonds (the "Preliminary Official Statements") comply in all material respects with all applicable requirements of the federal securities laws and (ii) either (A) each the Preliminary Official Statement does not, as of its date, contain any untrue statement of a material fact or omit to state any material fact required to be stated therein or necessary in order to make the statements made therein, in light of the circumstances under which they were made, not misleading or (B), in the event that no Preliminary Official Statement has been posted, the Invitations to Tender Bonds, as well as the Questions and Answers, the Disclosure Statements, the Letter from the City and the Bondholder's Instructions attached thereto, each dated August 7, 2014, with respect to certain outstanding DWSD bonds, did not, as of the date thereof, contain any untrue statement of a material fact or omit to state any material fact required to be stated therein or necessary in order to make the statements made therein, in light of the circumstances under which they were made, not misleading; such opinion(s) to be subject to customary exceptions and shall be satisfactory in form and in substance to the Purchaser and its counsel.] The Bankruptcy Court shall have entered an order approving the financing in form and substance reasonably acceptable to the Purchaser and its counsel, which order shall not have been stayed or enjoined in any way.</p>
<p>Legal Fees/ Expenses</p>	<p>Reasonable legal fees and expenses shall be due and payable to the Purchaser or directly to its counsel, regardless of whether the transaction is successfully closed.</p>

Adopted as follows:

Yeas — Council Members Benson, Castaneda-Lopez, Cushingberry, Jr., Jenkins, Tate, and President Jones — 6.

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 5) per motions before adjournment.

And the Council then adjourned.

BRENDA JONES,  
President

JANICE M. WINFREY,  
City Clerk

(All resolutions and/or ordinances except Resolutions of Testimonial or In Memoriam, are generally in the name of the Council Member who was chairperson of the day of the City Council Meeting on which the resolution was introduced.)









# CITY COUNCIL

## (REGULAR SESSION)

(All action of the City Council appearing herein is subject to reconsideration and/or approval of the Mayor.)

**Detroit, Tuesday, September 2, 2014**

Pursuant to adjournment, the City Council met at 10:00 A.M., and was called to order by the President Brenda Jones.

Present — Council Members Benson, Sheffield, and President Jones — 3.

There not being a quorum present, the City Council recessed to the call of the Chair.

Council Members Spivey and Cushingberry entered and took their seats.

Present — Council Members Benson, Cushingberry, Sheffield, Spivey, and President Jones — 5.

There being a quorum present, the City Council was declared to be in session.

Council Members Castaneda-Lopez and Tate entered and took his seat.

**Invocation Given By:  
Bishop Corletta J. Vaughn  
Holy Ghost Cathedral  
1745 E. Grand Boulevard  
Detroit, Michigan 48211**

Council Members Jenkins and Leland entered and took their seats.

The Journal of the Session of August 14, 2014 was approved.

## BUDGET, FINANCE AND AUDIT STANDING COMMITTEE

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 11, 2014:

1. **Contract No. 2838944** — 100% City Funding — To Provide Five (5) New Software Licenses for GL Wands, Eight (8) Report Wand Licenses and Software Equipment for 95 Licenses — Contractor: Excel4Apps — Location: 2581 Washington Road, Suite 232, Pittsburgh, PA 15241 — Contract Period: December 19, 2014 through December 19, 2017 — Contract Amount: \$110,411.63. **Finance.**

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the

Recess Procedure for the week of August 18, 2014:

2. **Contract No. 2896464** — REV-ENUE — To Provide Auction Services for City-Wide Surplus Assets — Contractor: Hilco Industrial LLC — Location: 31555 W. 14 Mile Road, Suite 301, Farmington Hills, Michigan 48334 — Contract Period: Upon City Council and Emergency Manager Approval for (3) Three Years — Contract Amount: \$0.00 (Revenue). **Finance.**

Received and placed on file.

## INTERNAL OPERATIONS STANDING COMMITTEE

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 4, 2014:

3. **Contract No. 2871111** — 100% City Funding — To Provide Rental Vehicles/Transportation for Election Day Workers — Contractor: Enterprise Leasing Company of Detroit LLC — Location: 29301 Grand River Avenue, Farmington Hills, MI 48336 — Contract Period: November 1, 2014 through October 30, 2015 — Contract Amount Not to Exceed: \$25,000.00. **Elections.**

4. **Contract No. 2867566** — 100% City Funding — To Provide Tires for Light Duty and Commercial Passenger Vehicles — Contractor: Trader Ray Tire Center — Location: 2272 East Jefferson, Detroit, MI 48207 — Contract Period: November 1, 2012 through October 31, 2014 — Increase Amount: \$150,000.00 — Contract Amount: \$900,000.00. **General Services.**

(Contract Increase of Funds, original: \$750,000.00).

5. **Contract No. 2895761** — 100% City Funding — To Provide Mechanical Services for H.V.A.C. Equipment — Contractor: System Corporation — Location: 10824 West Chicago, Detroit, MI 48204 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$2,100,000.00. **General Services.**

6. **Contract No. 2895812** — 100% City Funding — To Provide Full Service Maintenance and Repair for Canon ir110 — Contractor: RICOH USA, Inc. — Location: 26800 Meadowbrook, Suite 101, Novi, MI 48377 — Contract period: August 1, 2014 through July 31, 2017 — Contract amount not to exceed: \$62,263.00/3 years. **Total Copy Center.**

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division

Contracts were approved through the Recess Procedure for the week of August 25, 2014:

7. **Contract No. 2895764** — 100% City Funding — To Provide Electrical Repair Services — Contractor: Power Lighting & Technical Services — Location: 10824 West Chicago, Suite 200, Detroit, MI 48204 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$600,000.00/3 yrs. **General Services.**

8. **Contract No. 2896815** — 100% City Funding — To Provide Repair Service, Parts and/or Labor Truck Sweeper Springs — Contractor: Certified Alignment, Location: 6707 Dix, Detroit, MI 48209 — Contract period: August 1, 2014 through July 31, 2017 — Contract amount: \$634,652.76/3 yrs. **General Services.**

Received and placed on file.

#### PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

##### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 18, 2014:

9. **Contract No. 2893793** — 100% Federal Funding — To Provide Emergency Shelter for Homeless and/or Addicted Male Residents — Contractor: Mariner's Inn — Location: 445 Ledyard, Detroit, MI 48201 — Contract Period: October 1, 2013 through December 31, 2015 — Contract Amount: \$140,000.00. **Planning and Development.**

10. **Contract No. 2893802** — 100% Federal Funding — To Provide Public Service Shelter and Activities for the Homeless — Location: 10100 Harper, Detroit, MI 48213 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$100,000.00. **Planning and Development.**

11. **Contract No. 2893836** — 100% Federal Funding — To Provide Emergency Shelter Services for Homeless Young Women — Contractor: Alternatives for Girls — Location: 903 W. Grand Blvd., Detroit, MI 48208 — Contract Period: October 1, 2013 through September 30, 2015 — Contract Amount: \$120,943.00. **Planning and Development.**

12. **Contract No. 2893855** — 100% Federal Funding — To Provide Basic Necessities, Housing, Job Preparedness, Employment Opportunities and Emergency Medical Services for Residents of the City of Detroit — Contractor: Covenant House Michigan —

Location: 2959 Martin Luther King Jr. Blvd., Detroit, MI 48208 — Contract Period: October 1, 2013 through September 30, 2015 — Contract Amount: \$100,000.00. **Planning and Development.**

13. **Contract No. 2893862** — 100% Federal Funding — To Provide Emergency Public Services to the Residents of the City of Detroit — Contractor: Coalition on Temporary Shelter (COTS) — Location: 26 Peterboro, Detroit, MI 48201 — Contract Period: October 1, 2013 through December 31, 2015 — Contract Amount: \$135,000.00. **Planning and Development.**

14. **Contract No. 2894806** — 100% Federal Funding — To Provide Homeless Public Services for the Residents of the City of Detroit — Contractor: United Community Housing Coalition — Location: 220 Bagley, Suite 200, Detroit, MI 48206 — Contract Period: October 1, 2013 through September 30, 2015 — Contract Amount: \$135,536.00. **Planning and Development.**

15. **Contract No. 2895146** — 100% Federal Funding — To Provide Rapid Re-Housing and Homeless Prevention Services for Mentally Ill Residents — Contractor: Detroit Central City Community Mental Health, Inc. — Location: 10 Peterboro, Detroit, MI 48201 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$302,642.65. **Planning and Development.**

16. **Contract No. 2895514** — 100% Federal Funding — To Provide Emergency Shelter and Transitional Housing located at 3430 Third Avenue — Contractor: Neighborhood Service Organization — Location: 882 Oakman Blvd., Suite C, Detroit, MI 48238 — Contract Period: October 1, 2013 through December 31, 2015 — Contract Amount: \$508,787.00. **Planning and Development.**

17. **Contract No. 2895769** — 100% Federal Funding — To Provide Rapid Re-Housing and Homeless Prevention Services to All City Residents Who Qualify — Contractor: Neighborhood Legal Services Michigan — Location: 7310 Woodward Avenue, Detroit, MI 48202 — Contract Period: October 1, 2013 through December 31, 2015 — Contract Amount: \$500,000.00. **Planning and Development.**

##### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 25, 2014:

18. **Contract No. 2892408** — 100% Federal Funding — Facade Program — To Provide Management, Administration and Construction of Certain Infrastructure Improvements — Contractor: Joy-Southfield Community Development Corporation — Location: 18917 Joy Road, Detroit, MI 48228 — Contract Period: November 15, 2014 through May 31, 2016 — Contract Amount: \$100,000.00. **Planning and Development.**

19. **Contract No. 2893829** — 100% Federal Funding — To Provide Public Service Activities — Contractor: Travelers Aid Society of Metropolitan Detroit — Location: 65 Cadillac, Suite 3000, Detroit, MI 48226 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$100,000.00. **Planning and Development.**

20. **Contract No. 2893962** — 100% Federal Funding — To Provide Emergency Shelter Facility Rehabilitation Services — Contractor: Detroit Rescue Mission Ministries — Location: 150 Stimson Street, Detroit, MI 48201 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$130,000.00. **Planning and Development.**

21. **Contract No. 2893965** — 100% Federal Funding — To Provide Emergency Shelter Rehabilitation — Contractor: Detroit Rescue Mission Ministries - Fairview Rehab. — Location: 150 Stimson Street, Detroit, MI 48201 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$190,000.00. **Planning and Development.**

22. **Contract No. 2894759** — 100% Federal Funding — To Provide Homeless Public Services for the Residents of the City of Detroit — Contractor: Detroit Rescue Mission Ministries - Emergency Shelters — Location: 150 Stimson Street, Detroit, MI 48201 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$250,000.00. **Planning and Development.**

23. **Contract No. 2895142** — 100% Federal Funding — To Provide a Homeless Shelter for Residents of the City of Detroit — Contractor: The Salvation Army — Location: 16130 Northland Drive, Southfield, MI 48075 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$100,000.00. **Planning and Development.**

24. **Contract No. 2895673** — 100% Federal Funding — To Provide Emergency Shelter Facility Rehabilitation Services — Contractor: The Salvation Army — Location: 16130 Northland Drive, Southfield, MI 48075 — Contract Period: January 1, 2014 through December 31, 2015 — Contract Amount: \$297,003.68. **Planning and Development.**

25. **Contract No. 2895714** — 100% Federal Funding — To Provide Detroit Veterans with Transitional Housing and Resource Center — Contractor: Michigan Veterans Foundation — Location: 2770 Park Blvd., Detroit, MI 48201 — Contract Period: October 1, 2013 through December 31, 2015 — Contract Amount: \$125,000.00. **Planning and Development.**

Received and placed on file.

## PUBLIC HEALTH AND SAFETY STANDING COMMITTEE

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 4, 2014:

26. **Contract No. 2895811** — 100% Federal Funding — To Complete a Health Assessment to Determine the Impact of the Targeted Demolition Areas for the (HHF) Hardest Hit Fund — Contractor: Southeastern Michigan Health Association — Location: 3011 W. Grand Blvd., Suite 200, Detroit, MI 48202 — Contract Period: May 1, 2014 through August 31, 2014 — Contract Amount Not to Exceed: \$75,000.00. **Health and Wellness.**

27. **Contract No. 2895739** — 100% Other (Street) Funding — To Provide Bolts, Washers and Nuts for Traffic Sign Installation and Maintenance — Contractor: United States Socket & Screw Mfg., Corporation — Location: 41350 Executive Drive, Harrison Township, MI 48045 — Contract Period: July 10, 2014 through June 30, 2017 — Contract Amount Not to Exceed: \$50,475.00/3 Years. **Public Works.**

### Finance Department Purchasing Division

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 11, 2014:

28. **Contract No. 2892390** — 100% City Funding — To Provide Towing Services for Abandoned Vehicles Citywide — Contractor: Michigan Auto Recovery — Location: 8850 Southfield Road, Detroit, MI 48228 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$51,000.00. **Municipal Parking.**

29. **Contract No. 2896148** — 100% City Funding — To Provide Rodenticide (Rat Bait) — Contractor: T&N Services, Inc. — Location: 2940 E. Jefferson, Detroit, MI 48045 — Contract Period:

August 1, 2014 through July 31, 2016 — Contract Amount: \$45,471.00/2 Years.

**Public Works.**

30. **Contract No. 2895810** — 20% State, 80% Federal Funding — To Provide One (1) Warehousing Truck with Attached Steel Flatbed Stake Body — Contractor: Jorgensen Ford — Location: 8333 Michigan Avenue, Detroit, MI 48210 — Contract Amount: \$64,559.60.

**Transportation.**

**Finance Department  
Purchasing Division**

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 18, 2014:

31. **Contract No. 2817890** — 100% Other Funding — To Provide Leasing of Ground Space, West of French Road — Contractor: Chrysler Group Transport, LLC — Location: 1000 Chrysler Drive, CIMS: 485-12-30, Auburn Hills, MI 48326 — Contract Period: January 1, 2014 through December 31, 2018 — Increase Amount: \$600,000.00 — Contract Amount: \$1,110,000.00. **Airport.**

*Extension of Agreement — Lease was \$510,000.00.*

32. **Contract No. 2896379** — 100% Other (Revenue) Funding — To Provide Leasing of Property at the Coleman A. Young International Airport (Non-aeronautical/ Landside) — Contractor: QOE Consulting, PLC — Location: 4100 Capital City Blvd. 2nd Floor, Lansing, MI 48906 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount Revenue: \$14,400.00. **Airport.**

33. **Contract No. 2894250** — 100% City Funding — To Provide Vehicle Wash Service — Contractor: Celebrity Car Wash — Location: 8641 Woodward, Detroit, MI 48202 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$63,000.00/3 Years. **Police.**

**Finance Department  
Purchasing Division**

Honorable City Council:

Please be advised that the following Finance Department/Purchasing Division Contracts were approved through the Recess Procedure for the week of August 25, 2014:

34. **Contract No. 2877508** — 100% State Funding — To Provide the Percentage MDOT Will Pay the City from Federal Funds Upon Approval of Certified Bids Will Change from 95 Percent to 91 Percent of Eligible Project Costs. Also TED Projects 4 and 5 Will be Eliminated and the Related Allocations Shifted to TED Project 3 — Contractor: Downtown

Development Authority — Location: 500 Griswold, Suite 220, Detroit, MI 48226 — Contract Period: March 5, 2013 through June 30, 2017 — Contract Amount: \$2,539,200.00. **Public Works.**

35. **Contract No. 2895915** — 100% Other Funding — To Provide Partial Funding for Streetscaping Improvements Along a 2.8-Mile Stretch of Livernois Avenue between the Lodge Freeway and Eight Mile Road, Consisting of Boulevard Landscaping, Irrigation, Pedestrian Features Along with the Necessary Related Work — Contractor: Economic Development Corporation — Location: 500 Griswold, Suite 220, Detroit, MI 48226 — Contract Period: June 1, 2014 through June 30, 2017 — Contract Amount: \$0.00. **Public Works.**

*(This is a Revenue Contract.)*

36. **Contract No. 2895916** — 100% Other Funding — To Provide Funding for Portions of the Project Costs for Construction of Traffic-Calming Medians, Landscaping, Installation of Bike Lanes and Sidewalk Ramps Along with Necessary Related Work on East Jefferson Avenue from Lakewood Street to Alter Road — Contractor: Jefferson East, Inc. — Location: 14628 East Jefferson, Detroit, MI 48215 — Contract Period: June 1, 2014 through June 30, 2017 — Contract Amount: \$0.00. **Public Works.**

*(This is a Revenue Contract.)*

37. **Contract No. 2896329** — 100% Federal Funding — To Provide Traffic Management Center Work; Including General Operation, Communication, Equipment and System Management — Contractor: Michigan Department of Transportation — Location: P.O. Box 30050 Lansing, MI 48909 — Contract Period: October 1, 2014 through July 31, 2017 — Contract Amount: \$750,400.00. **Public Works.**

*(This is a Revenue Contract.)*

38. **Contract No. 2896338** — 100% State Funding — To Provide Funding Through the Priority Road Investment Program (PRIP) Project for the Completion of Improvements to Mt. Elliott Street from Seven Mile to Eight Mile Road Including Resurfacing — Contractor: Michigan Department of Transportation — Location: P.O. Box 30050 Lansing, MI 48909 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$750,000.00. **Public Works.**

*(This is a Revenue Contract.)*

39. **Contract No. 2896340** — 100% State Funding — To Provide Funding Through the Priority Road Investment Program (PRIP) Project for the Completion of Improvements to Schoolcraft Avenue from Grand River Avenue to Wyoming Avenue Including Resurfacing — Contractor: Michigan Department of Transportation —

Location: P.O. Box 30050 Lansing, MI 48909 — Contract Period: July 1, 2014 through June 30, 2017 — Contract Amount: \$950,000.00. **Public Works.**  
(This is a Revenue Contract.)

Received and placed on file.

#### BUDGET, FINANCE AND AUDIT STANDING COMMITTEE

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS ARE TO BE REFERRED TO THE BUDGET, FINANCE AND AUDIT STANDING COMMITTEE:

##### LEGISLATIVE POLICY DIVISION

1. Submitting report relative to Gaming Tax Revenue through June 2014. (For Council's review, the attached schedules present the gaming tax revenue activity through June 2014 and prior fiscal years.)

2. Submitting *Draft* Amended Special Assessment District Ordinance regarding foreclosure as a remedy for nonpayment. (On August 27, 2014, Council Member Scott Benson requested that the Legislative Policy Division provide draft language to amend the Special Assessment District Ordinance, Section 18-12-138 of the City Code, to prohibit foreclosure as a remedy for nonpayment of such as assessment.)

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Leland, Sheffield, Spivey, and President Jones — 6.

Nays — None.

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS WERE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE:

##### FINANCE DEPARTMENT/PURCHASING DIVISION

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2895797** — 100% City Funding — To Provide Printing Services of Various Forms for Election Activities — Contractor: Nationwide Envelope Specialist Inc. — Location: 21260 W. Eight Mile Road, Southfield, MI 48075 — Contract Amount: \$29,923.56. **Elections.**

(This contract is for a One Time Purchase.)

2. Submitting reso. autho. **Contract No. 2867153** — 89.7% City and 10.3% Street Funding — To Provide Vehicle Replacement Parts and Services — Contractor: Genuine Parts Co. (NAPA) — Location — 2999 Circle 75 Parkway, Atlanta, GA 30339 — Contract Period: September 1, 2012 through February 28, 2015 — Increase Amount; \$2,600,000.00 — Contract Amount: \$13,388,848.00. **General Services.**

(Amendment #4, increase of funds, original amount \$10,788,848.00.)

##### LAW DEPARTMENT

3. Submitting reso. autho. **Legal**

**Representation and Indemnification** in lawsuit of Morris Kitay vs. Kenneth Crawford, Officer Thornton, Charles Willis, Officer Coleman, Officer Barton, Officer Kilgore, Officer Cox, Judge Lydia Nancy Adams, Diane Patterson Muhsin Muhammad, Grandmont Rosedale Development Corporation, et. al.; Wayne County Circuit Court Case No.: 14-004865-CZ; for P.O. Kenneth Crawford.

4. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Jeffrey Thomas vs. Alonzo Thompson; 36th District Court Case No.: 14-110619; for Supervisor Alonzo Thompson.

5. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Michelle Mallory Moncrief vs. Robin Cleaver; 36th District Court Case No.: 13-201861; for P.O. Robin Cleaver.

6. Submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Thomas Gerald Moore vs. Matthew Fulgenzi and Brian Headapohl; United States District Court Case No.: 13-10010; for P.O. Matthew Fulgenzi and P.O. Brian Headapohl.

##### LEGISLATIVE POLICY DIVISION

7. Submitting report relative to City Council Appointments to Boards. (Council Members Raquel Castaneda-Lopez and Saunteel Jenkins requested the Legislative Policy Division to research the possibility of electing City Council appointed board and commission members by District and limiting the time a member may serve.)

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Leland, Sheffield, Spivey, and President Jones — 6.

Nays — None.

##### RESOLUTION

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) WERE REFERRED TO THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE:

##### RECREATION DEPARTMENT

1. Submitting reso. autho. to extend grant agreement with the State of Michigan Department of Natural Resources — Trust Fund Grant for improvements at the Balduck Park In-Town Youth Camp. (The Recreation Department is requesting a time extension on the grant agreement with the State of Michigan Department of Natural Resources — Trust Fund for Balduck Park In-Town Youth Camp; Appropriation #13386.)

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Leland, Sheffield, Spivey, and President Jones — 6.

Nays — None.



**RESOLUTION**

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:

**FINANCE DEPARTMENT/PURCHASING DIVISION**

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2878361** — 100% Federal Funding — Facade Program — To provide Improvements along Woodward Avenue between West Seven Mile Road and West Nevada Street — Contractor: Woodward Avenue Action Association, Location: 30947 Woodward Avenue, Suite 200, Royal Oak, MI 48073 — Contract period: April 30, 2014 through October 30, 2015 — Contract amount: \$50,000.00.

**Planning & Development.**

2. Submitting reso. autho. **Contract No. 2893845** — 100% Federal Funding — To provide Emergency Shelter and Homeless Prevention — Contractor: Cass Community Social Services — ES & HP, Location: 11850 Woodrow Wilson, Detroit, MI 48206 — Contract period: October 1, 2013 through December 31, 2015 — Contract amount: \$200,000.00. **Planning & Development.**

3. Submitting reso. autho. **Contract No. 2893872** — 100% Federal Funding — To provide Direct Legal Assistance, Legal Information Workshops, Seminars and In-Service Training — Contractor: Legal Aid & Defender Association, Inc., Location: 613 Abbott Street, Detroit, MI 48226 — Contract period: January 1, 2014 through December 31, 2015 — Contract amount: \$200,000.00. **Planning & Development.**

4. Submitting reso. autho. **Contract No. 2894808** — 100% Federal Funding — To provide Emergency Shelter Rehabilitation — Contractor: Cass Community Social Services — ES & HP, Location: 11850 Woodrow Wilson, Detroit, MI 48206 — Contract period: January 1, 2014 through December 31, 2015 — Contract amount: \$80,000.00. **Planning & Development.**

5. Submitting reso. autho. **Contract No. 2895436** — 100% Federal Funding — To provide Emergency Shelter Services for Youth — Contractor: Matrix Human Services, Location: 120 Parsons, Detroit, MI 48201 — Contract period: January 1, 2014 through December 31, 2015 — Contract amount: \$105,032.10. **Planning & Development.**

**PLANNING & DEVELOPMENT DEPARTMENT**

6. Submitting reso. autho. Public Hearing to consider a Proposed Fourth Modified Development Plan for Brush Park Rehabilitation Project and to consider a proposed ordinance adopting said Fourth Modified Development Plan by

way of an amendment to Chapter 2, Article 55, of the 1984 Detroit City Code, "Adopting Development Plan for Brush Park Rehabilitation Project," which was saved from repeal by Ordinance No. 593-H and Section 1-1-7(13) of the 1984 Detroit City Code, by amending Sections 2-55-1, 2-55-2, 2-55-3, 2-55-4, 2-55-5, 2-55-6, 2-55-7, and 2-55-8 and adding Section 2-55-9 to adopt the Fourth Modified Development Plan for Brush Park Rehabilitation Project, to replace the term "project area" with "development area," to add headings, to change the department name from the Buildings and Safety Engineering Department to the Buildings, Safety Engineering, and Environmental Department, and to provide for the filing and recording of same by the City Clerk.

7. Submitting reso. autho. a Corrective Resolution relating to Line Item 89 of Regular Session Agenda dated July 22, 2014. (On July 22, 2014 your Honorable Body approved, with a waiver, the *Declaration of Surplus and Transfer of Property from the Planning and Development Department to the Economic Development Corporation of the City of Detroit and U.S. Coast Guard* (Line Item #89), which was a joint request by the Recreation, Finance, and Planning Development Departments (the "July 22 Resolution"). Following such approval, a scrivener's error was discovered in the legal description of the parcel described as "Parcel 40" in the July 22 Resolution.)

8. Submitting reso. autho. Public Hearing for Brush Park Rehabilitation Project Development: 284 Eliot — to Michael Kelemen and Constance Kelemen, for the amount of \$42,000.00. (Offeror proposes to construct a multi-family residential building.)

9. Submitting reso. autho. Surplus Property Sale Adjacent Lot Sale to existing Commercial/Industrial Business Development: Parcel 611; generally bounded by Chrysler Freeway (I-75), Victor, Dequindre & Modern — to Caramagno Foods Company, for the amount of \$18,750.00. (Offeror proposes to demolish the structure at their own expense, remove all debris and create a greenspace buffer for their nearby food warehousing and storage facilities located at 14255 Dequindre.)

10. Submitting reso. autho. Surplus Property Sale — 19367 Ashton, to Sandra Davis, for the amount of \$4,200.00. (Purchaser proposes to rehabilitate the property for use as a "Single Family Residential Dwelling".)

11. Submitting reso. autho. Surplus Property Sale — 3351 Buena Vista, to Joy Ellen Rushing, for the amount of \$2,000.00. (Purchaser proposes to rehabilitate the property for use as a "Single Family Residential Dwelling".)



12. Submitting reso. autho. Surplus Property Sale — 12368 Kentucky, to Dwight U. Mayes, for the amount of \$4,900.00. (Purchaser proposes to continue using the property as a “Single Family Residential Dwelling”).)

13. Submitting reso. autho. Surplus Property Sale — 17930 Maine, to Dominique Cecilia Alexander, for the amount of \$4,900.00. (Purchaser proposes to continue using the property as a “Single Family Residential Dwelling”).)

14. Submitting reso. autho. Surplus Property Sale — 356 Newport, to Carnal Tanksley, for the amount of \$4,200.00. (Purchaser proposes to rehabilitate the property for use as a “Single Family Residential Dwelling”).)

15. Submitting reso. autho. Surplus Property Sale — 5420 Springswell, to John Tiberius Lup, for the amount of \$5,600.00. (Purchaser proposes to continue using the property as a “Single Family Residential Dwelling”).)

16. Submitting reso. autho. Surplus Property Sale — 15434 Wabash, to Vallorie Johnson, for the amount of \$4,200.00. (Purchaser proposes to rehabilitate the property for use as a “Single Family Residential Dwelling”).)

17. Submitting reso. autho. Surplus Property Sale — Vacant Land — 4241 Fischer, to Perfecting Triumphant Church, for the amount of \$300.00. (Purchaser proposes to fence and maintain the property to enhance the adjacent church located at 4251 Fischer.)

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Leland, Sheffield, Spivey, and President Jones — 6.

Nays — None.

**RESOLUTION**

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) WERE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:

**FINANCE DEPARTMENT/PURCHASING DIVISION**

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2895282** — 100% City Funding — To provide Vehicles for Rapid Response and Fire Marshall Personnel — Contractor: Bob Maxey Ford, Location: 1833 E. Jefferson Avenue, Detroit, MI 48207 — Contract amount: \$2,061,473.00. **Fire.**

(This contract is for a One Time Purchase.)

2. Submitting reso. autho. **Contract No. 2848560** — 100% City Funding — To provide Terrorism Insurance Coverage for Municipal Parking Department — Contractor: AON Risk Services Inc. of Michigan, Location: 3000 Town Center, Suite 3000, Southfield, MI 48075 — Contract period: August 1, 2014 through

July 31, 2015 — Increase amount: \$88,426.00 — Contract amount: \$316,176.00. **Municipal Parking.**

(Contract increase of funds, original amount \$227,750.00.)

3. Submitting reso. autho. **Contract No. 2869882** — 100% City Funding — To provide Boating and Towing Services — Contractor: Bobby’s Towing Inc., Location: 10807 Lyndon St., Detroit, MI 48238 — Contract period: December 1, 2014 through November 30, 2015 — Contract amount: \$146,800.00. **Municipal Parking.**

(This contract is for increase of time only.)

4. Submitting reso. autho. **Contract No. 2897283** — 100% City Funding — To provide the Sell of Emissions of Nitrous Oxide (“NO<sub>x</sub>”) and Sulfur Dioxide (SO<sub>2</sub>), Considered as Allowances, Accumulated by the Misterky Power Plant. The Federal Environmental Protection Agency (EPA) provides Operating Power Plants an Annual Allowance to be Traded in a Marketplace Developed to Buy and Sell Under the Federal Clean Air Interstate Rule (CAIR) — Contractor: Evolution Markets, Location: 10 Bank St., Suite 410, White Plains, NY 10606 — Contract amount: \$5,627.76. **Public Lighting.**

(This is a One Time Purchase — Estimated Revenue Value: \$191,087.75.)

5. Submitting reso. autho. **Contract No. 2891788** — 100% Street Funding — To provide Aggregate Slag Material for Alley Repair — Contractor: Edward C. Levy, Location: 8800 Dix Road, Detroit, MI 48209 — Contract period: September 1, 2014 through August 31, 2016 — Contract amount: \$337,200.00/2 yrs. **Public Works.**

**LAW DEPARTMENT**

6. Submitting report and Proposed Ordinance to amend Chapter 41 of the 1984 City Code *Peddlers, Solicitors and Vendors*, by adding Article VII, *Ice Cream Trucks*, Division 1, *Generally*, consisting of Sections 41-7-1 through 41-7-20, and Division 2. *License*, consisting of Sections 41-2-21 through 41-7-50, to regulate the operation and license of Ice Cream Truck Vendors in the City. This proposed ordinance replaces the recently repealed provisions regarding regulation of Ice Cream Truck Vendors found in Chapter 55, *TRAFFIC AND MOTOR VEHICLES*, Article XI, *Ice Cream Trucks*, and provides additional licensing provisions consistent with general licensing requirements found in the 1984 Detroit City Code. (For Introduction of an Ordinance and the Setting of a Public Hearing?)

**BUILDINGS SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT**

7. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 18626 Fenelon. (A

special inspection on July 29, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

8. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 9100 Warwick. (A special inspection on July 21, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

9. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 20247 Santa Rosa. (A special inspection on July 16, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

10. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 14930 Linwood. (A special inspection on February 13, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

11. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 14313 Ardmore. (A special inspection on July 2, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

12. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 16204 Greenlawn. (A special inspection on July 2, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

13. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 3115 Dartworth. (A special inspection on July 8, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

14. Submitting report relative to DEFERRAL OF DEMOLITION ORDER

on property located at 14127 Coyle. (A special inspection on July 2, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

15. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 14441 St. Mary's. (A special inspection on July 8, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

16. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 6703 Longacre. (A special inspection on July 8, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

17. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 15517 Cruse. (A special inspection on July 11, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

18. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 3011 Fischer. (A special inspection on June 10, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

19. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 2680 Clairmount. (A special inspection on June 16, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

20. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 7756 Vaughan. (A special inspection on August 8, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

21. Submitting report relative to

DEFERRAL OF DEMOLITION ORDER on property located at 11218 Kenmoor. (A special inspection on July 11, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

22. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 16554 Coyle. (A special inspection on August 4, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

23. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 13401 Fenkell. (A special inspection on August 4, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

24. Submitting report relative to DEFERRAL OF DEMOLITION ORDER on property located at 16700 Rutherford. (A special inspection on August 12, 2014 revealed the building is secured and appears to be sound and repairable. Therefore, it is recommended that the demolition order be deferred for a period of three months subject to conditions of the order.)

#### **HEALTH AND WELLNESS PROMOTION DEPARTMENT**

25. Submitting reso. autho. Substance Abuse Coordinating Agency October 1, 2013 through September 30, 2014 (Organization #258149), (Appropriation #13444). (The Health and Wellness Promotion Department has been awarded additional funding in the amount of \$445,000.00 from the Michigan Department of Community Health for the Substance Abuse program.)

#### **LEGISLATIVE POLICY DIVISION**

26. Submitting *Draft* Amended Vending Ordinance. (On August 7, 2014, the Council President's office requested that the Legislative Policy Division report on amending the City's vending ordinance to include the sale of specified small electronics items and accessories.)

27. Submitting *Draft* Fireworks Ordinance. (Before the recess, Council Member Leland requested that the Legislative Policy Division draft an ordinance prohibiting the use of consumer fireworks at all times when the City is authorized to do so under the Michigan Fireworks Safety Act.)

#### **POLICE DEPARTMENT**

28. Submitting reso. autho. to accept

an increase in the Project Safe neighborhoods Eastern District Violent Gang and Gun Crime Reduction Program Grant. (The Detroit Police Department received \$158,765.17 in grant funding, with no required match, from the Project Safe Neighborhoods Eastern District of Michigan Violent Gang and Gun Crime Reduction Program; Federal Award #2012-GP-BX-0011.)

29. Submitting reso. autho. to accept an increase in the 2012 Homeland Security Grant Program. (The City of Detroit has been awarded an additional grant award of \$222,500.00 from the U.S. Department of Homeland Security (DHS) through the 2012 Homeland Security Grant Program (HSGP); Appropriation #13619.)

30. Submitting report relative to petition of Focus Hope (#204), request to hold the "Eleanor's Walk for Hope" around the area at 1400 Oakman Blvd., on October 12, 2014 from 10:00 a.m. to 4:00 p.m.; with temporary street closure. (The Police Department RECOMMENDS APPROVAL of this petition. Awaiting reports from Mayor's Office, DPW — City Engineering Division, Business License Center, Buildings Safety Engineering & Environmental, Transportation and Fire Departments.)

31. Submitting report relative to petition of Greater Media Detroit/101 WRIF (#293), request to host "101 WRIF/Dave and Chuck The Freak's .5k Run" on Monroe Street in Greektown on September 6, 2014 from 7:00 a.m. to 1:00 p.m.; with temporary street closure on Monroe St.; Set up begins September 5, 2014 with tear down on September 5, 2014. (The Police Department RECOMMENDS APPROVAL of this petition. Awaiting reports from Mayor's Office, DPW — City Engineering Division, Municipal Parking Department and Business License Center.)

32. Submitting report relative to petition of Henry Ford Health System (#365), request to host "Tour De Ford" on September 14, 2014 around the city and starting at Henry Ford Hospital from 7:00 a.m. to 5:00 p.m. (The Police Department RECOMMENDS APPROVAL of this petition. Awaiting reports from Mayor's Office, DPW — City Engineering Division, Transportation Department and Business License Center.)

#### **PUBLIC WORKS DEPARTMENT/CITY ENGINEERING DIVISION**

33. Submitting reso. autho. petition of Giffels Webster (#146), request to vacate certain easements and public rights-of-way in the area of 1404-1458 Vermont Street. (The DPW — City Engineering Division, all other city departments and private utility companies have reported no objections to the vacations provided that conditions are met.)

34. Submitting reso. autho. petition of New Jerusalem Church of God in Christ (#247), request to temporary close the north-south public alley, 18 feet wide, bounded by Lawton, Linwood, W. Grand Blvd., and Lothrop. (Related to Petition 1237) (The DPW — City Engineering Division, all other city departments and privately owned utility companies have reported no objections to the temporary closure of this alley, provided they have the right to ingress and egress at all times to their facilities.)

35. Submitting reso. autho. petition of Crossroads of Michigan (#131), request to vacate dead-end alley off of 15th Street, immediately south of W. Grand Blvd. (The DPW — City Engineering Division, all other city departments and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities provided that conditions are met.)

36. Submitting reso. autho. petition of Invest Detroit (#2417), request for vacation of the alley located east of 3100 Woodward to ingress and egress a proposed secure parking area dedicated to the commercial space at the 1st floor. (The DPW — City Engineering Division reports that the petition was reviewed by the Law Department and the part of the resolution calling for the City to deed the alley is not needed and so should be deleted. The deleted paragraph is represented in bold and by strikethrough line. The DPW — City Engineering Division recommends adoption of the attached corrective resolution.)

37. Submitting reso. autho. petition of Alpha Resins LLC (#2570), request permission to vacate portions of Dean Avenue and Sunset Avenue at Alpha Resins facility. (The DPW — City Engineering Division, all other city departments and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities provided that conditions are met.)

38. Submitting reso. autho. petition of UrbanTECH (#2768), request the conversion to easement of the northerly portion of the north-south public alley 18 ft. wd. in the block bounded by Forest, Prentis, Second and Third Avenue(s). (The DPW — City Engineering Division, all other city departments and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities provided that conditions are met.)

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Leland, Sheffield, Spivey, and President Jones — 6.

Nays — None.

**VOTING ACTION MATTERS**

**OTHER MATTERS**

NONE.

**COMMUNICATIONS FROM MAYOR AND OTHER GOVERNMENTAL OFFICIALS AND AGENCIES**

NONE.

**PUBLIC COMMENT:**

The following individuals spoke at the formal session during Public Comment:

- Russell Rhea
- Aaron Slaten
- Ms. Person
- Albert Barrow
- Leslie Daley
- Thomas Cervanek
- Terry Slaten
- Pastor Charles Heach
- Debra A. Williams
- Simone Sagovac
- Katrina Leflore
- N. McDonald

The Council then adjourned to reconvene at the Call of the Chair.

Pursuant to recess, the City Council met at 12:50 P.M., and was called to order by the President Brenda Jones.

Present — Council Members Benson, Cushingberry, Jr., Spivey, Tate, and President Jones — 5.

**STANDING COMMITTEE REPORTS**

**NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE**

**Permit**

Honorable City Council:

To your Committee of the Whole was referred petition of Global Projects for Hope and Healing (#190), request permission to hold an Anti-Human Trafficking Awareness Walk - S.T.O.M.P. (Stop Trafficking Of My People) at Palmer Park, September 20, 2014. After consultation with the Police Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
 JAMES TATE  
 Chairperson

By Council Member Tate:

Resolved, That subject to the approval of the concerned departments, permission be and it is hereby granted to Global Projects for Hope and Healing (#190), request permission to hold an Anti-Human Trafficking Awareness Walk - S.T.O.M.P. (Stop Trafficking Of My People)

at Palmer Park, September 20, 2014 from 8:00 a.m. to 10:00 a.m.; Set up time 6:30 a.m., tear down time 12:00 p.m.

Provided, That said activity is conducted under the rules and regulations of the concerned departments and the supervision of the Police Department, and further

Provided, That permission for the service of alcoholic beverages is granted contingent upon petitioner obtaining approval of the Michigan Liquor Control Commission and complying with applicable City ordinances in connection with this activity, and further

Provided, That the sale of food and soft drinks is held under the direction of the Health and Wellness Department, and further

Provided, That such permission be granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That the site be returned to its original condition at the termination of its use, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Spivey, Tate, and President Jones — 5.

Nays — None.

Council Members Leland, Sheffield and Jenkins entered and took their seats.

**PUBLIC HEALTH AND SAFETY  
STANDING COMMITTEE**

**Buildings, Safety Engineering &  
Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2012-02141.

Re: 18665 Alcoa, Bldg. ID: 101.00.

W Alcoa 78 Assessors Plat of Lots 3 to 8 L66 P53 Plats, W.C.R., 21/1001 34 x 126, between Eastwood and Linnhurst.

On J.C.C. page published May 6, 2014, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on June 2, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published April 15, 2014, (J.C.C. pages ), to direct the Department of Buildings,

Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,

DAVID BELL

Building Official

**Buildings, Safety Engineering &  
Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-13919.

Re: 4609 Alter, Bldg. ID: 101.00.

W Alter Road 527 Edwin Lodge Sub L35 P10 Plats, W.C.R., 21/463 30 x 102.27A, between Forest and Canfield.

On J.C.C. page 914 published March 30, 2010, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 22, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published March 2, 2010, (J.C.C. pages 579-585), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,

DAVID BELL

Building Official

**Buildings, Safety Engineering &  
Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-25719.

Re: 9365 Appoline, Bldg. ID: 101.00.

W Appoline 433 B E Taylors Queensboro Sub L35 P26 Plats, W.C.R., 22/562 35 x 129.5, between Chicago and Westfield.

On J.C.C. pages 914-915 published March 30, 2010, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 1, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published March 9, 2010, (J.C.C. pages 685-691), to direct the Department of Buildings,

Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-02441.

Re: 17161 Arlington, Bldg. ID: 101.00.

W Arlington 145 Palmer Highlands  
Sub L34 P35 Plats, W.C.R., 9/155 35  
x 101, between Stender and Jerome.

On J.C.C. pages 1871-1872 published July 20, 2010, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 9, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published June 29, 2010, (J.C.C. pages 1625-1632), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-25395.

Re: 12012 Ashton, Bldg. ID: 101.00.

E Ashton N 30 Ft 587 S 12 Ft 588  
and W 10 Ft of Vac Alley Adj  
Lashley-Cox Land Cos Plymouth  
and Mill, between Wadsworth and no  
cross street.

On J.C.C. page 752 published March 16, 2010, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 10, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published October 20, 2009, (J.C.C. pages

2357-2363), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2013-02332.

Re: 10728 Balfour, Bldg. ID: 101.00.

E Balfour 69 Leigh G Coopers  
Cadieux 7 Mi Dr Sub L56 P68 Plats,  
W.C.R., 21/873 35 x 127.95,  
between Grayton and Britain.

On J.C.C. page published May 6, 2014, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on June 2, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published April 15, 2014, (J.C.C. page ), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-09154.

Re: 12490 Barlow, Bldg. ID: 101.00.

E Barlow Ave 31 Blk D Gratiot  
Highlands Sub L29 P64 Plats,  
W.C.R., 21/446 40 x 100.90,  
between Minden and Nashville.

On J.C.C. pages 2419-2420 published October 12, 2010, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 3, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department pub-



lished September 21, 2010, (J.C.C. pages 2234-2238), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2010-10605.

Re: 4545 Beniteau, Bldg. ID: 101.00.

W Beniteau Ave 3 Moran Sub L35  
P27 Plats, W.C.R., 21/547 55.43 x  
161.68A, between no cross street  
and Canfield.

On J.C.C. page published March 11, 2014, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on June 2, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department published February 18, 2014, (J.C.C. page ), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

**Buildings, Safety Engineering & Environmental Department**

July 28, 2014

Honorable City Council:

Case Number: DNG2013-01400.

Re: 9007-09 Beverly Ct, Bldg. ID: 101.00.

W Beverly N 30 Ft 12 William L  
Reeds Sub L29 P90 Plats, W.C.R.,  
14/168 30 x 154, between Joy Road  
and Grand River.

On J.C.C. page published March 11, 2014, your Honorable Body returned jurisdiction of the above-mentioned property to Buildings, Safety Engineering and Environmental Department to reinvestigate and provide Council with additional information on said property for final disposition by your Honorable Body.

The last inspection made on April 4, 2014, revealed that: V/O.

It is respectfully requested that your Honorable Body approve the original recommendation of this Department pub-

lished February 18, 2014, (J.C.C. page ), to direct the Department of Buildings, Safety Engineering and Environmental to have this dangerous structure barricaded/removed and to assess the costs of removal/barricades against the property described above.

Respectfully submitted,  
DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That the Buildings, Safety Engineering and Environmental Department be and it is hereby authorized and directed to take the necessary steps in the proceedings of April 15, 2014 (J.C.C. pages ), March 2, 2010 (J.C.C. pages 579-585), March 9, 2010 (J.C.C. pages 685-691), June 29, 2010 (J.C.C. pages 1625-1632), October 20, 2009 (J.C.C. pages 2357-2363), April 15, 2014 (J.C.C. pages ), September 21, 2010 (J.C.C. pages 2234-2238), February 18, 2014 (J.C.C. pages ), February 18, 2014 (J.C.C. pages ) for the removal of dangerous structures on premises known as 18665 Alcoy, 4609 Alter, 9356 Appoline, 17161 Arlington, 12012 Ashton, 10728 Balfour, 12490 Barlow, 4545 Beniteau, and 9007-09 Beverly Ct. and to assess the cost of same against the properties more particularly described in the nine (9) foregoing communications.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering & Environmental Department**

July 3, 2014

Honorable City Council:

Re: Address: 15381 Linwood. Name: Fresh Start Properties & Contracting Services LLC. Date ordered removed: September 17, 2013 (J.C.C. pages 1418-1424).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on June 24, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.



2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,  
DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on September 17, 2013 (J.C.C. pages 1418-1424) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 15381 Linwood, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering & Environmental Department**

July 3, 2014

Honorable City Council:

Re: Address: 14634 Greenfield. Name: Ronald J. Semak. Date ordered removed: May 22, 2002 (J.C.C. pages 1465-1470).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on June 26, 2014

revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,  
DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on May 22, 2002 (J.C.C. pages 1465-1470) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 14634 Greenfield, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering &  
Environmental Department**

July 3, 2014

Honorable City Council:

Re: Address: 1466 Canton. Name: Willie Manciel, Lonnie Manciel. Date ordered removed: April 6, 2014 (J.C.C. page 882).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on June 19, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on April 6, 2014 (J.C.C. page 882) for the removal of a dangerous structure at vari-

ous locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 1466 Canton, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering &  
Environmental Department**

July 3, 2014

Honorable City Council:

Re: Address: 18427 Marlowe. Name: Harold Acouff. Date ordered removed: June 28, 2011 (J.C.C. page 1473).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on June 30, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the

Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on June 28, 2011 (J.C.C. page 1473) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 18427 Marlowe, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering & Environmental Department**

July 3, 2014

Honorable City Council:

Re: Address: 860 W. Philadelphia. Name: Central Detroit Christian, CDC. Date ordered removed: July 23, 2013 (J.C.C. pages 1272-1275).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on June 11, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the second deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on July 23, 2013 (J.C.C. pages 1272-1275) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 860 W. Philadelphia, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Buildings, Safety Engineering & Environmental Department**

July 9, 2014

Honorable City Council:

Re: Address: 14924 Terry. Name: Metro Property Group LLC. Date ordered removed: November 3, 2010 (J.C.C. pages 1635-1643).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on July 2, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,  
DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on November 3, 2010 (J.C.C. pages 1635-1643) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 14924 Terry, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.  
Nays — None.

**Buildings, Safety Engineering & Environmental Department**

July 9, 2014

Honorable City Council:

Re: Address: 16614 Pierson. Name: Myra McEaddy. Date ordered removed: February 16, 2010 (J.C.C. pages 332-334).

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection on July 2, 2014 revealed the building is secured and appears to be sound and repairable.

The owner has paid all taxes and is current.

The proposed use of the property is owner's use and occupancy.

This is the first deferral request for this property.

Therefore, it is recommended that the demolition order be deferred for a period of three months subject to the following conditions:

1. A permit for rehabilitation work shall be obtained within 30 days.

2. The building shall be maintained securely barricaded until rehabilitation is complete. Rehabilitation is to be complete within three months, at which time the owner will obtain one of the following from this department:

- Certificate of Acceptance related to building permits
- Certificate of Approval as a result of a Housing Inspection
- Certificate of Inspection, required for all residential rental properties.

3. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).

4. The yards shall be maintained clear of weeds, junk and debris at all times.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been maintained and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not maintained, we may proceed with demolition without further hearings. And, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

A request for deferral exceeding four must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,  
DAVID BELL  
Building Official

By Council Member Benson:

Resolved, That a resolution adopted on February 16, 2010 (J.C.C. pages 332-334) for the removal of a dangerous structure at various locations, be and the same is hereby amended for the purpose of deferring the removal order for a dangerous structure, only, at 16614 Pierson, for a period of three (3) months, in accordance with the one (1) foregoing communication.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 4685 17th Street, 5697 Addison, 17361 Albion, 12754 Alcoy, 18952 Alcoy, 19224 Algonac, 4239 Algonquin, 19446 Andover, 19346 Annott and 7226 Asbury Park, as shown in proceedings of July 15, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 5697 Addison, 17361 Albion, 12754 Alcoy, 18952 Alcoy, 19224 Algonac, 4239 Algonquin, 19446 Andover, 19346 Annott and 7226 Asbury Park, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

4685 17th Street — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 10030 Asbury Park, 16811-13 Asbury Park, 18305 Ashton, 20019 Avon, 1722-1724 Baldwin, 2992 Bassett, 10564 Beaconsfield, 1821 Beaufait, 20503 Biltmore and 11707 Birwood, as shown in proceedings of July 15, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 10030 Asbury Park, 16811-13 Asbury Park, 20019 Avon, 1722-1724 Baldwin, 10564 Beaconsfield and 11707 Birwood, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

18305 Ashton — Withdraw;

2992 Bassett — Withdraw;

1821 Beaufait — Withdraw;

20503 Biltmore — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises known as 15397 Birwood, 20435 Birwood, 1726 W. Boston Blvd., 9212 Bishop, 19716 Braile, 13911 Bramell, 11679 Broadstreet, 5919 Buckingham, 2663 Buena Vista AKA:

2665 Buena Vista, and 3278 Buena Vista, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering, and Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 20435 Birwood, 19716 Braile, 13911 Bramell, 5919 Buckingham, and 3278 Buena Vista, and to assess the costs of same against the properties more particularly described in above mentioned proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), and further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering, and Environmental Department for the reasons indicated:

- 15397 Birwood — Withdraw.
- 1726 W. Boston Blvd. — Withdraw.
- 9212 Bishop — Withdraw.
- 11679 Broadstreet — Withdraw.
- 2663 Buena Vista AKA: 2665 Buena Vista — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings and Safety Engineering Department that certain structures on premises known as 13432 Buffalo, 20288 Buffalo, 7757 Burnette, 3233 Calvert, 11412 Camden, 11702 Camden, 16201 Carlisle, 3010 Carter, 4480 Casper and 5075 Chatsworth, as shown in proceedings of July 15, 2014 (J.C.C. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings and Safety Engineering Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 13432 Buffalo, 20288 Buffalo, 3233 Calvert, 11412

Camden, 11702 Camden, 16201 Carlisle, 4480 Casper and 5075 Chatsworth, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014 (J.C.C. \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings and Safety Engineering Department for the reasons indicated:

7757 Burnette and 3010 Carter — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings and Safety Engineering Department that certain structures on premises known as 9870 Chenlot, 12368 Cherrylawn, 11690 Cheyenne, 721 Clairmont, 17431 Clairmont, 2293 Clements, 2640 Clements, 3350 Clements, 9095 Cloverlawn, and 4235 Cortland, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings and Safety Engineering Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 9870 Chenlot, 12368 Cherrylawn, 17431 Clairmont, 2293 Clements, 2640 Clements, 3350 Clements, 9095 Cloverlawn, and 4235 Cortland, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings and Safety Engineering Department for the reasons indicated:

- 11690 Cheyenne — Withdraw;
- 721 Clairmont — Withdraw.



Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises known as 4212 Courville, 4319 Courville, 8842 Coyle, 2108 Crane, 16220 Cruse, 2680 Deacon, 9554 Decatur, 9560 Decatur, 20020 Derby, and 19594 Dresden, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering, and Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 4212 Courville, 8842 Coyle, 2108 Crane, 16220 Cruse, 9554 Decatur, 9560 Decatur, 20020 Derby, and 19594 Dresden, and to assess the costs of same against the properties more particularly described in above mentioned proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), and further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering, and Environmental Department for the reasons indicated:

- 4319 Courville — Withdraw;
- 2680 Deacon — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or

owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises known as 19759 Dresden, 4432 Dubois, 1914 Edison, 3450 Edison, 3708 Ellery, 7351 Ellsworth, 12011 Elmdale, 13035 Elmdale, 7039 Elmhurst, and 1668 Evans, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering, and Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 19759 Dresden, 1914 Edison, 3450 Edison, 3708 Ellery, 7351 Ellsworth, 12011 Elmdale, 13035 Elmdale, 7039 Elmhurst, and 1668 Evans, and to assess the costs of same against the properties more particularly described in above mentioned proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), and further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering, and Environmental Department for the reasons indicated:

- 4432 Dubois — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and deter-



mination of the Buildings and Safety Engineering Department that certain structures on premises known as 12315 Evanston, 13364 Evanston, 13392 Evanston, 4416 Ewers, 17261 Fairport, 15325 Ferguson, 1804 Field, 8456 Fielding, 18434 Five Points and 12174 Flanders, as shown in proceedings of July 15, 2014 (J.C.C. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings and Safety Engineering Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 12315 Evanston, 13364 Evanston, 13392 Evanston, 4416 Ewers, 17261 Fairport, 15325 Ferguson, 1804 Field, 8456 Fielding and 18434 Five Points, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014 (J.C.C. \_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings and Safety Engineering Department for the reasons indicated:

12174 Flanders — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 9240-9250 E. Forest, 12919 Gable, 13146 Gallagher, 13187 Gallagher, 3844-3848 Garland, 5078 Garland, 14040 Glastonbury, 18641 Glastonbury, 3261 Glynn Ct. and 19953 Goulburn, as shown in proceedings of July 15, 2014 (J.C.C. page \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed

to take the necessary steps for the removal of dangerous structures at 9240-9250 E. Forest, 12919 Gable, 13187 Gallagher, 3844-3848 Garland, 5078 Garland, 14040 Glastonbury, 18641 Glastonbury, 3261 Glynn Ct. and 19953 Goulburn, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

13146 Gallagher — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 8959 Grace, 2821 E. Grand Blvd., 1592 W. Grand Blvd., 13941 Grandville, 19368 Grandville, 14655-14659 Gratiot, 1928-1930 Green, 14888 Greenlawn, 8608 Greenview and 14515 Griggs, as shown in proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 8959 Grace, 2821 E. Grand Blvd., 19368 Grandville, 14655-14659 Gratiot, 1928-1930 Green, 14888 Greenlawn and 8608 Greenview, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same

are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 1592 W. Grand Blvd. — Withdraw;
- 13941 Grandville — Withdraw;
- 14515 Griggs — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 14826 Griggs, 16501 Griggs, 20026 Hamburg, 13009 Hampshire, 13072 Hampshire, 13078 Hampshire, 13409 Hampshire, 2963 Harding, 502 Harmon and 513 Harmon, as shown in proceedings of July 15, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 14826 Griggs, 20026 Hamburg, 13009 Hampshire, 13072 Hampshire, 13078 Hampshire, 13409 Hampshire, 2963 Harding, 502 Harmon and 513 Harmon, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 16501 Griggs — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 11650 Hartwell, 15387 Hartwell, 15494 Hartwell, 3661 Haverhill, 19154 Hawthorne, 9400 Hayes, 6070 Hazlett, 19188 Healy, 3963 Helen and 4160 Helen, as shown in proceedings of July 15, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 11650 Hartwell, 15387 Hartwell, 15494 Hartwell, 3661 Haverhill, 19154 Hawthorne, 6070 Hazlett, 19188 Healy and 3963 Helen, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 9400 Hayes and 4160 Helen — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 2950 Hendricks, 19334 Hershey, 19360 Hickory, 3777 Hogarth, 8791 Homer, 444 Horton, 451 Horton, 14241 Houston-Whittier, 14383 Hubbell and 14553 Hubbell, as shown in proceedings of July 15, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 2950 Hendricks, 19334 Hershey, 19360 Hickory, 3777 Hogarth, 8791 Homer, 444 Horton, 451 Horton, 14383 Hubbell and 14553 Hubbell, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

14241 Houston-Whittier — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 15467 Hubbell, 1626 Hurlbut, 5686 John E. Hunter Dr. a/k/a 5686 Stanford, 4419 Jos. Campau, 22791 Kane, 21614 Karl, 16176 Kentucky, 17294 Keystone, 12508 Klinger and 19706 Klinger, as shown in proceedings of July 15, 2014, (J.C.C. page ), are in a dangerous condition and should be removed,

be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 15467 Hubbell, 1626 Hurlbut, 5686 John E. Hunter Dr. a/k/a 5686 Stanford, 4419 Jos. Campau, 21614 Karl, 16176 Kentucky, 17294 Keystone and 19706 Klinger, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

22791 Kane — Withdraw,

12508 Klinger — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 8825 Knodell, 8950 LaSalle Blvd., 11957 Laing, 9514 Lakepointe, 10887 Lakepointe, 9160-62 Lane, 8921 Lauder, 13351 Lauder, 16901 Lawton and 1085 Lewerenz, as shown in proceedings of July 15, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 8950 LaSalle Blvd., 11957 Laing, 10887 Lakepointe, 9160-62 Lane, 8921 Lauder, 13351 Lauder, 16901 Lawton and 1085 Lewerenz, and to

assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 8825 Knodell — Withdraw,
- 9514 Lakepointe — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 19463 Lindsay, 15238 Linnhurst, 4629 Livernois 9561 Longacre, 11733 Longacre, 3758 Longfellow, 66 W. Longwood, 74 W. Longwood, 122 W. Longwood and 5856 Lonyo, as shown in proceedings of July 15, 2014 (J.C.C. page \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 19463 Lindsay, 15238 Linnhurst, 4629 Livernois 9561 Longacre, 11733 Longacre, 3758 Longfellow, 66 W. Longwood, 74 W. Longwood and 122 W. Longwood and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 5856 Lonyo — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings and Safety Engineering Department that certain structures on premises known as 12833 Loretto, 4351 Lumley, 12211 Maiden, 10031 Mansfield, 19921 Mansfield, 180 W. Margaret, 12878 Marlowe, 15817 Marlowe, 5238 McClellan, and 2962 McLean, shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings and Safety Engineering Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 12833 Loretto, 4351 Lumley, 12211 Maiden, 10031 Mansfield, 19921 Mansfield, 180 W. Margaret, 12878 Marlowe, 15817 Marlowe, and 2962 McLean, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings and Safety Engineering Department for the reasons indicated:

- 5238 McClellan — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be

demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises known as 9412 Prairie, 8588 Prest, 15083 Prest, 7405 Puritan, 5527 Radnor, 19655 Reno, 20175 Revere, 2740 Richton, 20254 Riopelle, and 18544 Riverview, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering, and Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 9412 Prairie, 8588 Prest, 7405 Puritan, 5527 Radnor, 19655 Reno, 20175 Revere, 2740 Richton, and 18544 Riverview, and to assess the costs of same against the properties more particularly described in above mentioned proceedings of July 15, 2014 (J.C.C pg. \_\_\_\_\_), and further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering, and Environmental Department for the reasons indicated:

15083 Prest — Withdraw;  
20254 Riopelle — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

#### **Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 1850 E. McNichols, 7007

Medbury, 4231 Meldrum, 12230 Memorial, 16631 Mendota, 14856 Monica, 44 W. Montana, 14182 Montrose, 12604 Moran and 4619 Mt. Elliott, as shown in proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 1850 E. McNichols, 7007 Medbury, 4231 Meldrum, 12230 Memorial, 14856 Monica, 44 W. Montana, 12604 Moran and 4619 Mt. Elliott, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

16631 Mendota and 14182 Montrose — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

#### **Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 15739 Muirland, 150 W. Nevada, 8936 Northfield, 18460 Oakfield, 18937 Oakfield, 19319 Oakfield, 14581 Ohio, 16232 Ohio, 19735 Orleans and 5671-75 Otis, as shown in proceedings of July 15, 2014 (J.C.C. page \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 150

W. Nevada, 8936 Northfield, 18460 Oakfield, 18937 Oakfield, 14581 Ohio, 16232 Ohio, 19735 Orleans and 5671-75 Otis, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page \_\_\_\_\_), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

15739 Muirland and 19319 Oakfield — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings and Safety Engineering Department that certain structures on premises known as 22555 Pembroke, 17377 Pennington, 8612 Penrod, 13558 Penrod, 15100 Penrod, 865 W. Philadelphia, 2734-2756 W. Philadelphia, 4867-4869 Philip, 100 Pingree, and 9015 Prairie, shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings and Safety Engineering Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 17377 Pennington, 8612 Penrod, 13558 Penrod, 15100 Penrod, 2734-56 W. Philadelphia, 4867-69 Philip, 100 Pingree, and 9015 Prairie, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of

the Buildings and Safety Engineering Department for the reasons indicated:

22555 Pembroke — Withdraw;

865 W. Philadelphia — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises known as 14370 Robson, 15770 Robson, 4811 Rohns, 7350 Roland, 19301 Runyon, 17844 Russell, 16700 Rutherford, 18424 Santa Rosa, 12056 Schaefer, 18045 Schoenherr, as shown in proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering, and Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 14370 Robson, 15770 Robson, 4811 Rohns, 7350 Roland, 17844 Russell, 16700 Rutherford, 18424 Santa Rosa, and 12056 Schaefer, and to assess the costs of same against the properties more particularly described in above mentioned proceedings of July 15, 2014 (J.C.C. pg. \_\_\_\_\_), and further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering, and Environmental Department for the reasons indicated:

19301 Runyon — Withdraw;

18045 Schoenherr — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.



**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 17101-17111 Second, 4556 Seebaldt, 20721-20729 W. Seven Mile, 1450 Seyburn, 1762 Seyburn, 24811 Shiawassee, 13600 Shields, 17149 Shields, 15714 Southfield and 4875 Spokane, as shown in proceedings of July 15, 2014 (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps for the removal of dangerous structures at 17101-17111 Second, 4556 Seebaldt, 20721-20729 W. Seven Mile, 13600 Shields and 15714 Southfield, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 1450 Seyburn — Withdraw,
- 1762 Seyburn — Withdraw,
- 24811 Shiawassee, — Withdraw,
- 17149 Shields — Withdraw,
- 4875 Spokane — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your

Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering and Environmental Department that certain structures on premises known as 14144 Spring Garden, 5929 St. Hedwig, 16830 Stahelin, 15667 E. State Fair, 11405 Steel, 12390 Stoepel, 19311 Stotter, 18100 Strasburg, 11398 Strasburg and 14655 Strathmoor, as shown in proceedings of July 15, 2014, (J.C.C. page ), are in a dangerous condition and should be removed, be and are hereby approved, and be it further

Resolved, That the Buildings, Safety Engineering & Environmental Department be and it is hereby authorized and directed to take the necessary steps as recommended for the removal of dangerous structures at 14144 Spring Garden, 5929 St. Hedwig, 16830 Stahelin, 11405 Steel, 12390 Stoepel, 19311 Stotter, 11398 Strasburg and 14655 Strathmoor, and to assess the costs of same against the properties more particularly described in the above mentioned proceedings of July 15, 2014, (J.C.C. page ), and be it further

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering & Environmental Department for the reasons indicated:

- 15667 E. State Fair — Withdraw;
- 18100 Strasburg — Withdraw.

Adopted as follows:

Yeas — Council Members Benson, Cushingberry, Jr., Jenkins, Leland, Sheffield, Spivey, Tate, and President Jones — 8.

Nays — None.

**Dangerous Structures**

Honorable City Council:

In accordance with Section 12-11-28.4 of the Building Code, hearings were held for the purpose of giving the owner or owners the opportunity to show cause why certain structures should not be demolished or otherwise made safe. After careful consideration of same, your Committee recommends that action be taken as set forth in the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That the findings and determination of the Buildings, Safety Engineering, and Environmental Department that certain structures on premises