



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY:711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

November 9, 2018

Honorable City Council:

~~180~~
20 94

RE: Petition No. 147 Intersection Consulting Group, request the vacation of the north-south alley between Hendricks and the east-west alley west of Chene and dedication of property for 23' wide alley for continuation of existing east-west alley.

Petition No. 147 of Intersection Consulting Group on behalf of Ciena Healthcare and the Eastwood Skilled Nursing Home Replacement project, request for the vacation of the south ½ of the north-south public alley, 18 feet wide, in the block bounded by Hendricks Avenue, 50 feet wide, Hunt Street, 50 feet wide, Dubois Avenue, 50 feet wide and Chene Street, 60 feet wide; also for dedication of an alley outlet onto Chene Street in the same block.

The request is being made to consolidate parcels of land and to accommodate a new development consisting of a 100,000 square foot skilled nurse facility and associated campus.

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

Detroit Water and Sewerage Department (DWSD) has no objection to the vacation provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

Planning and Development Department (P&DD) reports involvement and has provided a recommendation of approval to Building and Safety Engineering and Environmental Department with the condition that the consultant continue to confer with P&DD regarding color palette before the final permits are pulled. (Special Land Use Hearing # 18-17)

Comcast reports involvement with for removal and relocation of their facilities. Comcast has received payment and is in the process of rerouting fibers, and scheduling the fibers splicing for a later date as dispatch allows to splice in the new fibers.

DTE Energy – Electric Division (DTE-E) reports being involved with electric facilities in the vacation area. The estimated cost for removing and rerouting their services is \$19,570.61 to remove 2 poles, 3 spans of primary conductors, 1 span of secondary

ENTERED JAN 14 2019 M T N B AS (30)



conductors, 1 span of secondary neutral, 1 transformer, 1 street light; and to install down guys & anchors and rebuild 2 poles. A provision for DTE Energy is made a part of the resolution.

DTE Energy – Gas Division (DTE-G) reports being involved with the removal of the gas facilities in the vacation area or a grant of easement. A provision for removal of DTE-G facilities at cost to be borne by the petitioner or the granting of an easement for DTE-G is a part of the resolution.

All other involved City departments and privately owned utility companies have reported no objections to the vacation and dedication. Provisions protecting the rights of the utilities and the City are a part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Richard Doherty', is written over a faint, larger version of the same signature.

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JMK

Cc: Ron Brundidge, Director – DPW
Mayor's Office – City Council Liaison

BY COUNCIL MEMBER _____

RESOLVED, that all of the south ½ of the north-south public alley, 18 feet wide, in the block bounded by Hendricks Avenue, 50 feet wide, Hunt Street, 50 feet wide, Dubois Avenue, 50 feet wide and Chene Street, 60 feet wide, said alley being land in the City of Detroit, Wayne County, Michigan and more particularly described as: the public alley, 18 feet wide, lying westerly of and adjoining the westerly line of Lots 9, 10, 11 and the southerly 5.5 feet of Lot 12, Block 23; also lying easterly of and adjoining the easterly line of the southerly 97.5 feet of Lot 8, Block 23 “Subdivision of part of James Campau Farm, East ½ of P.C. 91” as recorded in Liber 2, Pages 17 & 18 of Plats, Wayne County Records.

Be and the same is hereby vacated (outright) as public right-of-way to become part and parcel of the abutting property, subject to the following provisions:

PROVIDED, that petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services or granting of private easements for specific utility companies, if necessary, and further

PROVIDED, that the petitioner contact DTE Energy - Electric for removing and rerouting their services at an estimated cost of \$19,570.61 to be paid by the petitioner or their assign for removal of 2 poles, 3 spans of primary conductors, 1 span of secondary conductors, 1 span of secondary neutral, 1 transformer, 1 street light; and to install down guys & anchors and rebuild 2 poles, and further

PROVIDED, that the petitioner contact DTE Energy – Gas for granting an easement for their existing services, or contact DTE Energy Gas Company Public Improvement Department: Kayla Shelton at 313-389-7211 (Supervisor) or Laura Forrester at 313-389-7261 (Gas Planner) for the estimated cost of their services in abandoning/removing/and/or relocating/rerouting, including survey, design and drawing of their utilities with all cost to be borne by the petitioner, and further

PROVIDED, that the petitioner make the necessary arrangements with Comcast for removal and relocation of their facilities, and further

PROVIDED, that the petitioner continue to confer with Planning and Development Department regarding color palette before the final permits are pulled. (Special Land Use Hearing # 18-17), and further

PROVIDED, that the petitioner shall design and construct proposed sewers and or water mains and to make the connections to the existing public sewers and or water mains as required by Detroit Water and Sewerage Department (DWSD) prior to construction of the proposed sewers and or water mains, and further

PROVIDED, that the plans for the sewers and or water mains shall be prepared by a registered engineer; and further

PROVIDED, that DWSD be and is hereby authorized to review the drawings for the proposed sewers and or water mains and to issue permits for the construction of the sewers; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

PROVIDED, that the entire cost of the proposed sewers and or water mains construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

PROVIDED, that the petitioner shall grant to the City a satisfactory easement for the sewers and or water mains, and further

PROVIDED, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City, and further

PROVIDED, that the petitioner shall provide a one (1) year warranty for the proposed sewers and or water mains, and further

PROVIDED, that upon satisfactory completion, the sewers and or water mains shall become City property and become part of the City system. And any existing sewers and or water mains that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

PROVIDED, that any construction in the public rights-of-way such as removal and construction of new alley pavement, driveways, curbs and sidewalks 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

Be it also RESOLVED, that that your Honorable Body authorize the acceptance of the following described property for public alley purposes being land in the City of Detroit, Wayne County, Michigan, further described as: The Northerly 23 feet of Lot 12, Block 23 “Subdivision of part of James Campau Farm, East ½ of P.C. 91” as recorded in Liber 2, Pages 17 & 18 of Plats, Wayne County Records.

PROVIDED, That the petitioner shall design and construct the new alley as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW; and further

PROVIDED, that the petitioner or their assigns shall be responsible for arranging the financing of the entire cost of the proposed alley construction, including inspection, survey and engineering; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by CED and constructed under the inspection and approval of CED; and further

PROVIDED, that all taxes with respect to property of which the Dedication Area is a part of shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division – DPW; and further

PROVIDED, that proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division – DPW; and further

PROVIDED, that the fee owner submit a properly executed deed acceptable to the Law Department and/or City Engineering Division – DPW; and

PROVIDED, That the petitioner obtain Traffic Engineering Division, signature of approval on the final design and plans for the construction of the alley; and be it further

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

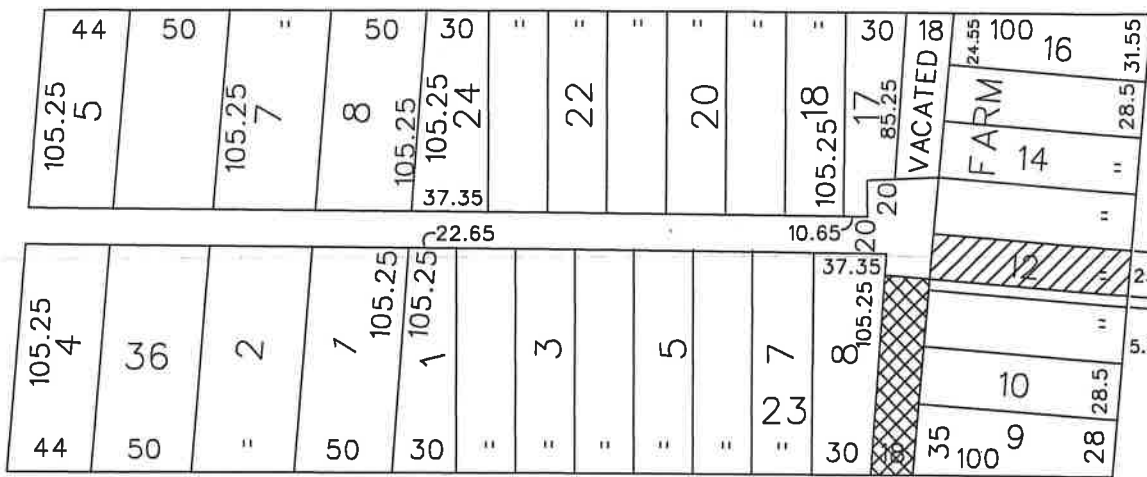
PETITION NO. 147
 INTERSECTION CONSULTING GROUP
 2233 PARK AVE. SUITE 302
 DETROIT, MICHIGAN 48201
 C/O BRIAN ELLISON
 PHONE NO. 313 397-5863



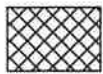
DUBOIS AVE. 50 FT. WD.

HUNT ST. 50 FT. WD.

CHENE ST. 60 FT. WD.



HENDRICKS AVE. 50 FT. WD.



- OUTRIGHT VACATION



- REQUEST FOR DEDICATION

(FOR OFFICE USE ONLY)

CARTO 39 E

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY	WLW	CHECKED		KSM	
DATE	03-27-18	APPROVED			

REQUEST TO OUTRIGHT VACATE
 A PORTION OF THE NORTH/SOUTH PUBLIC ALLEY, 18 FT. WD.
 REQUEST DEDICATION
 OF A EAST/WEST PUBLIC ALLEY, 23 FT. WD.
 IN THE BLOCK BOUND BY
 HENDRICKS, DUBOIS AVE., HUNT
 AND CHENE ST.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X 147

Janice M. Winfrey
City Clerk

City of Detroit
OFFICE OF THE CITY CLERK

Victor A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, January 30, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT

- 147** *Intersection Consulting Group, request the vacation of the north-south alley between Hendricks and east-west alley west of Chene and dedication of property for 23' wide alley for continuation of existing east-west alley*

#147

Intersection Consulting Group

January 2, 2017

Honorable Detroit City Council

C/O Detroit City Clerk

Coleman A. Young Municipal Center

2 Woodward Avenue, Ste. 200

Detroit, MI 48226

RE : Vacation of N/S Alley between Hendricks and E/W Alley West of Chene, and
Dedication of property for 23' wide Alley for continuation of existing E/W Alley

On behalf of Ciena Healthcare and the Eastwood Skilled Nursing Home Replacement project, we respectfully request approval for the vacation of the 18' public alley beginning at Hendricks St, West of Chene, and tracking North to the existing East/West alley North of Hendricks. In addition, Ciena would like to dedicate land over the northerly 23 feet of Lot 12 of Block 23. This dedication and repurposing as a public alley, will prevent the existing East/West alley from incurring a "dead end" and will allow users continued access. These actions are requested in conjunction with establishment of a new 100,000 square foot skilled nursing facility (under construction) and associated campus.

This \$15 million project will be the first new construction, skilled nursing facility built in the City of Detroit in over forty years.

The site plans and ALTA surveys have been included with this petition request. Please feel free to contact me with any questions.

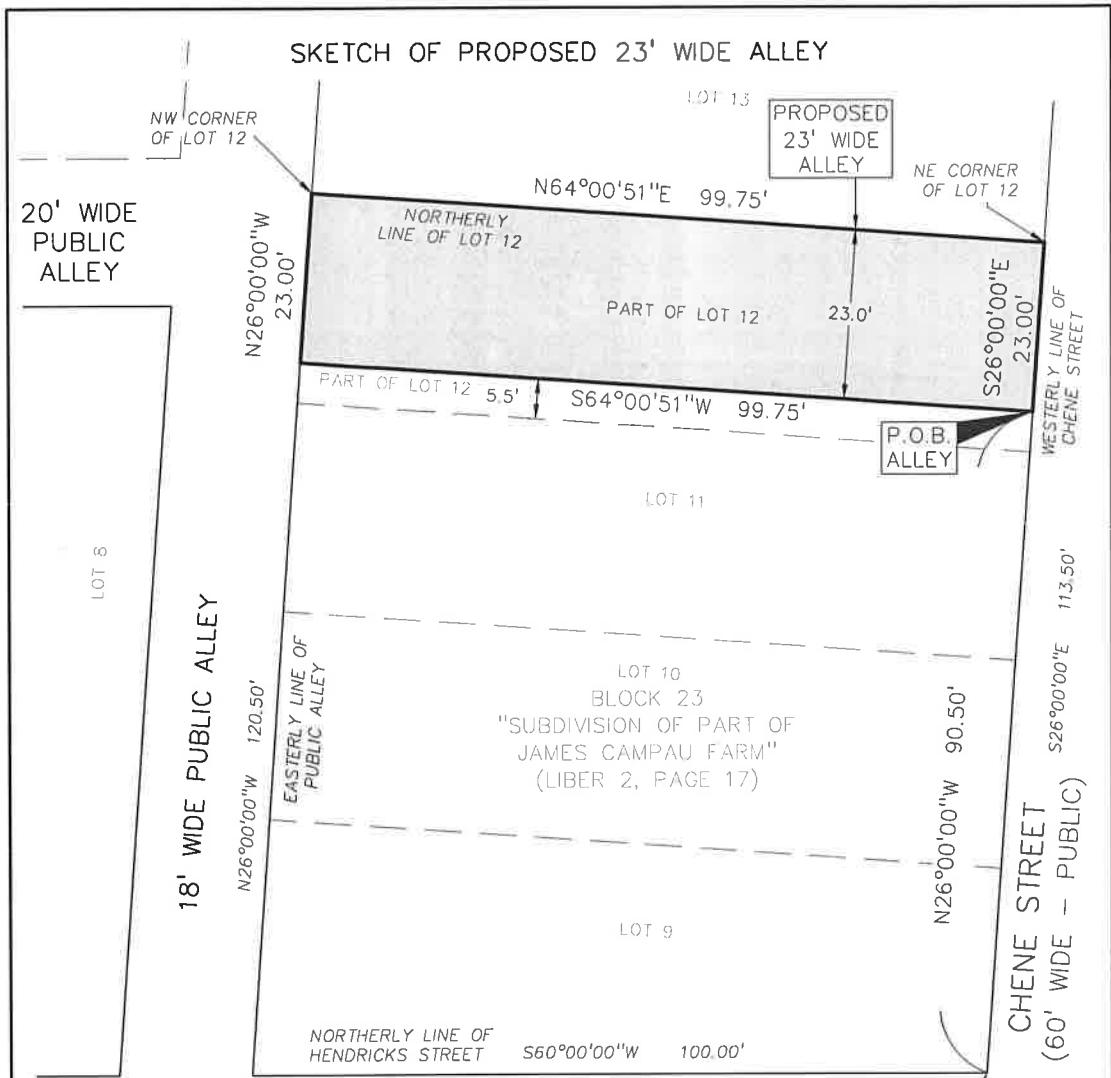
Respectfully Submitted,

Brian R Ellison, Principal

Intersection Consulting Group

Intersection Consulting Group – 2233 Park Avenue Suite 302 Detroit, MI 48201
<http://intersectionconsultinggroup.com> - 313.397.5863 - brian@intersectioncg.com

SKETCH OF PROPOSED 23' WIDE ALLEY



20' WIDE PUBLIC ALLEY

18' WIDE PUBLIC ALLEY

HENDRICKS STREET
(FORMERLY FATHER ST.)
(50' WIDE - PUBLIC)

CHENE STREET
(60' WIDE - PUBLIC)

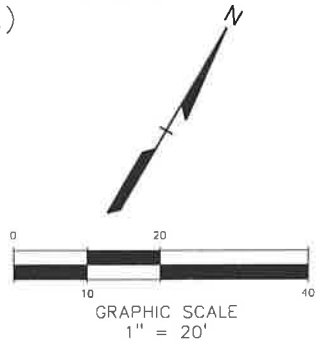
LEGAL DESCRIPTION:

Property located in the City of Detroit, County of Wayne, State of Michigan.

23' WIDE ALLEY

A 23 foot wide alley over the northerly 23 feet of Lot 12 of Block 23, "Subdivision of Part of James Campau Farm", as recorded in Liber 2, Page 17, Wayne County Records, also being more particularly described as:

Commencing at the intersection of the Northerly line of Hendricks Street (50 foot wide) and the Westerly line of Chene Street (60 foot wide), said point being the Southeasterly corner of Lot 9 of said Subdivision; thence along the westerly line of Chene Street, N26°00'00"W, 90.50 feet to the POINT OF BEGINNING; thence S64°00'51"W, 99.75 feet to the Easterly line of an 18 foot wide public alley; thence along said easterly line, N26°00'00"W, 23.00 feet to the Northwesterly corner of said Lot 12; thence along the northerly line of said Lot 12, N64°00'51"E, 99.75 feet to a point on the aforementioned westerly line of Chene Street, said point also being the Northeasterly corner of said Lot 12; thence along said Westerly line, S26°00'00"E, 23.00 feet to the POINT OF BEGINNING. Containing 2294 square feet, more or less.

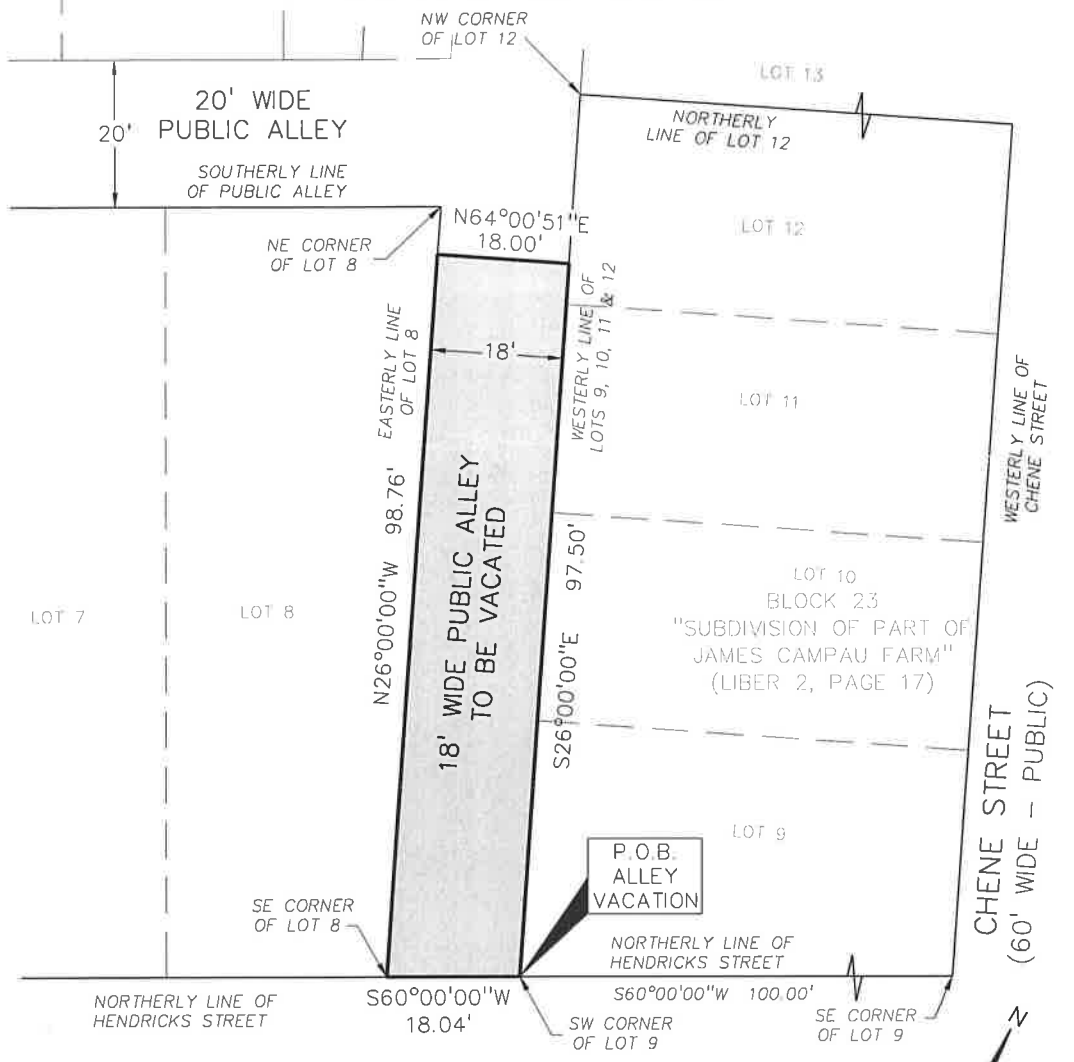


CLIENT: NSA 23761 RESEARCH DRIVE FARMINGTON HILLS, MI 48335	SCALE: 1" = 20'	JOB No: 2014203
	DATE: 12-1-17	DWG. No: 1 of 1



PEA, Inc.
2430 Rochester Ct, Ste 100
Troy, MI 48063-1872
t: 248.689.9090
f: 248.689.1044
www.peainc.com

SKETCH OF ALLEY VACATION



HENDRICKS STREET
(FORMERLY FATHER ST.)
(50' WIDE - PUBLIC)

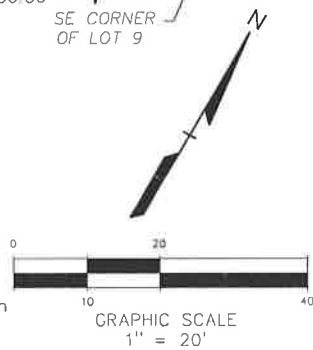
LEGAL DESCRIPTION:

Property located in the City of Detroit, County of Wayne, State of Michigan.

18' WIDE ALLEY VACATION

All that part of an 18 foot wide public alley adjacent to Lots 8 through 12, inclusive, in Block 23 of "Subdivision of Part of James Campau Farm", as recorded in Liber 2, Page 17, Wayne County Records, being more particularly described as:

Commencing at the intersection of the Northerly line of Hendricks Street (50 foot wide) and the Westerly line of Chene Street (60 foot wide), said point being the Southeasterly corner of Lot 9 of said Subdivision; thence along the northerly line of Hendricks Street, S60°00'00"W, 100.00 feet to the Southwesterly corner of said Lot 9 and the POINT OF BEGINNING; thence continuing S60°00'00"W, 18.04 feet to the easterly line of Lot 8 of said subdivision; thence along said easterly line, N26°00'00"W, 98.76 feet; thence N64°00'51"E, 18.00 feet to the westerly line of Lot 12 of said subdivision; thence along the westerly lines of Lots 12, 11, 10 and 9 of said subdivision S26°00'00"E, 97.50 to the aforementioned Southwesterly corner of said Lot 9 and the POINT OF BEGINNING. Containing 1766 square feet, more or less.



PEA, Inc.
2430 Rochester Ct, Ste 100
Troy, MI 48063-1872
t: 248.689.9090
f: 248.689.1044
www.peainc.com

CLIENT: NSA 23761 RESEARCH DRIVE FARMINGTON HILLS, MI 48335	SCALE: 1" = 20'	JOB No: 2014203
	DATE: 12-1-17	DWG No: 1 of 1

2018-01-30

147

147 *Petition of Intersection Consulting Group, request the vacation of the north-south alley between Hendricks and east-west alley west of Chene and dedication of property for 23' wide alley for continuation of existing east-west alley*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT

~~180~~ 20



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 71
FAX: (313) 224-3471
WWW.DETROITMI.GOV

~~146~~
~~95~~
21

November 26, 2018

Honorable City Council:

RE: Petition No. 141- PEA Inc. request to vacate public utility easement bound by E. Jefferson Avenue and Larned Street in vacated Russell Street.

Petition No. 141 of PEA Inc. on behalf of Prime Development request to outright vacate the Russell Street, 50 feet wide, (now an easement) in the block bounded East Jefferson Avenue, 120 feet wide, East Larned Street, 120 feet wide, Rivard Street, 50 feet wide, and Riopelle Street, 39.07 feet wide.

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

The request is being made to combine parcels and facilitate a new commercial development.

Russell Street was vacated and converted to sub-surface easement by your Honorable Body on November 8, 1961, J.C.C. pages 2303-2310.

The request was approved by the Solid Waste Division – DPW, and Traffic Engineering Division – DPW, and City Engineering - DPW.

Detroit Water and Sewerage Department (DWSD) has no objection to the vacation provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

All other involved City departments and privately owned utility companies have reported no objections to the vacations. Provisions for relocation of the utilities and the City services are a part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JMK

Cc: Ron Brundidge, Director – DPW
Mayor’s Office – City Council Liaison

ENTERED JAN 14 2019 MTNB AS (310)

BY COUNCIL MEMBER _____

RESOLVED, that all of Russell Street, 50 feet wide, (now an easement) in the block bounded East Jefferson Avenue, 120 feet wide, East Larned Street, 120 feet wide, Rivard Street, 50 feet wide, and Riopelle Street, 39.07 feet wide, all more particularly described as land in the City of Detroit, Wayne County, Michigan being: Russell Street, 50 feet wide, lying westerly of and adjoining the westerly line of Lot D "Re-Subdivision of Lots 3 and 4 of the Subdivision of the Mullett Farm, North of Jefferson Avenue; also Lots 9, 10, 11, and 12 of Subdivision of the Mullett Farm Between Jefferson Avenue and Larned Street according to Hathon's Map" as recorded in Liber 7, Page 43 of Plats, Wayne County Records; also lying easterly of and adjoining the easterly line of Lot 40 "Plat of the Guoin Farm as subdivided by A. E. Hathon" as recorded in Liber 11, Page 596 of Deeds, Wayne County Records.

Be and the same is hereby vacated (outright) as public right-of-way to become part and parcel of the abutting property, subject to the following provisions:

PROVIDED, that petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services, and further

PROVIDED, that the petitioner shall maintain Fire Department vehicle access to all buildings, fire department connections and fire hydrants, and further

PROVIDED, that the petitioner shall design and construct proposed sewers and to make connections to the existing public sewers as required by the Detroit Water and Sewerage Department (DWSD) prior to the construction of the proposed sewers; and further

PROVIDED, that the plans for the sewers shall be prepared by a registered engineer; and further

PROVIDED, that DWSD be and is hereby authorized to review the drawings for the proposed sewers and to issue permits for the construction of the sewers; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

PROVIDED, that the entire cost of the proposed sewers construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

PROVIDED, that the petitioner shall grant to the City a satisfactory easement for the sewers; and further

PROVIDED, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

PROVIDED, that the petitioner/property owner shall provide DWSD with as-built drawings on the proposed sewers; and further

PROVIDED, that the petitioner shall provide a (1) one year warranty for the proposed sewers; and further

PROVIDED, that upon satisfactory completion, the sewers shall become City property and become part of the City system. Any existing sewers that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

PROVIDED, that any work in the public right-of-way 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

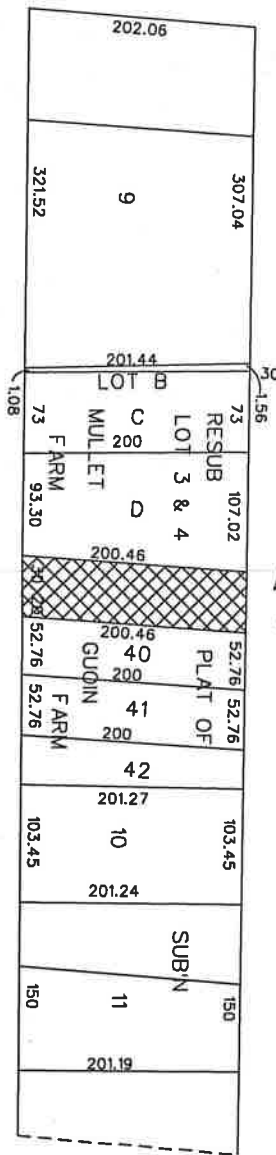
PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 141
 PEA INC.
 2430 ROCHESTER CT., SUITE 100
 TROY, MICHIGAN 48083
 C/O EMIL S. BUNEK III, P.E.
 PHONE NO. 248 689-9090



RIVARD ST. 50 FT. WD.

E. JEFFERSON AVE. 120 FT. WD.



E. LARNED ST. 120 FT. WD.

RIOPELLE ST. 39.07 FT. WD.



- OUTRIGHT VACATION

(FOR OFFICE USE ONLY)

CARTO 38 D

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	WLW	CHECKED	KSM		
DATE	04-17-18	APPROVED			

REQUEST TO OUTRIGHT VACATE
 RUSSELL ST. 50 FT. WD.
 BETWEEN
 E. JEFFERSON AVE. AND E. LARNED ST.

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 141

Janice M. Winfrey
City Clerk

City of Detroit
OFFICE OF THE CITY CLERK

Victor A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Friday, January 26, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT

141 *PEA Inc, request to vacate public utility easment bound by E. Jefferson Avenue and Larned Street in vacated Russell Street.*



Civil Engineers | Land Surveyors | Landscape Architects

experienced. responsive. passion for quality.

Corporate Office: 2430 Rochester Court • Suite 100 • Troy, MI 48063
t: 248.689.9090 • f: 248.689.1044 • www.peainc.com

January 24, 2018
PEA Project No: 15-205

Hand Delivered

Honorable Detroit City Council
C/o Detroit City Clerk
2 Woodward Avenue
200 Coleman A. Young Municipal Center
Detroit, Michigan 48226

RE: PEA – Request to Vacate Public Utility Easement Bound by E. Jefferson Avenue and Larned Street in vacated Russell Street.

Dear Honorable Detroit City Council:

PEA Inc. on behalf of Prime Development of 825 Parchment Dr. SE, Suite 400, Grand Rapids, MI 49546. (Marcel D.P. Burgler, Principal) respectfully requests the following outright vacation of the public utility easement located in the portion of previously vacated Russell Street south of Larned Street and north of Jefferson Avenue.

The requested vacation will neither impede pedestrian or vehicular traffic, nor will it interfere with the maintenance of the public rights-of-way, including utility company and Fire Department access. Any flow now being conveyed through this sewer will be rerouted along the east edge of the proposed development to the existing destination.

If you should have any questions or require any additional information, please feel free to contact at 248-689-9090 or ebunek@peainc.com.

Sincerely,

PEA, Inc.

Emil S. Bunek III, PE
Senior Project Engineer

Attachment: Survey and preliminary utility plan

CITY CLERK 21 JAN 2018 AM 10:56
Cc: Project Folder

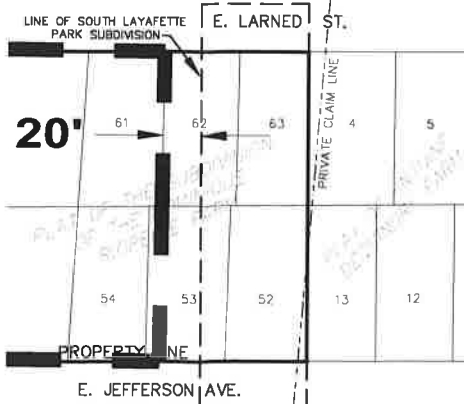
CITY CLERK 24 JAN 2018 AM 10:57

LEGAL DESCRIPTION
As Surveyed by PEA, Inc.

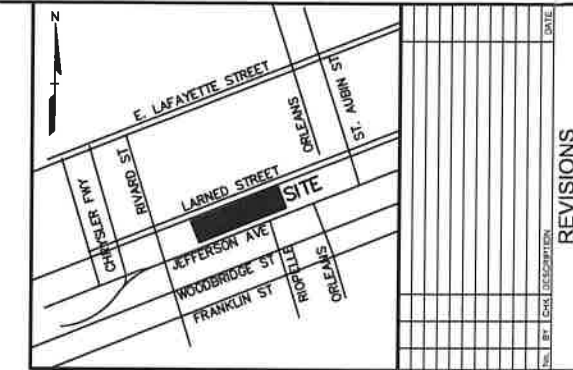
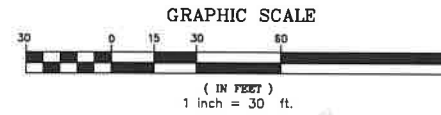
A Parcel of Land situated in part of Private Claims 7, 12, and 13 located in the City of Detroit, Wayne County, Michigan described as follows:

Lots C, D and part of Lot B, of RE-SUBDIVISION OF LOTS 3 AND 4 OF THE SUBDIVISION OF LOTS 7 AND 8, MULLETT FARM, NORTH OF JEFFERSON AVENUE, ALSO LOTS 9, AND 10 OF SUBDIVISION OF THE MULLETT FARM, BETWEEN JEFFERSON AVENUE AND LARNED STREET, AND WEST OF RUSSELL STREET, according to the plat thereof recorded in Liber 7 of Plats, page 43, Wayne County Records, together with vacated Russell Street adjoining said land, and Lots 40, 41 and a part of Lot 42 of the subdivision of the GOUIN FARM, according to the plat thereof recorded in Liber 11, page 596 of Deeds, Wayne County Records, and Lot 10 of SOUTH LAFAYETTE PARK SUBDIVISION OF PART OF PRIVATE CLAIMS 6, 181, 7, 12, 13, B AND 17, CITY OF DETROIT, WAYNE CO., MICHIGAN, according to the plat thereof as recorded in Liber 88 of Plats, pages 61, 62, 63 and 64, Wayne County Records, being more particularly described as:

BEGINNING at the northeasterly corner of Lot 9 of said SOUTH LAFAYETTE PARK SUBDIVISION, also being a point on the southeasterly right-of-way line of Larned Street (120 feet wide); thence along said right-of-way line of Larned Street N 59°51'50" E 478.67 feet to a point at the intersection of said southeasterly right-of-way line of Larned Street with the westerly line of Lot 10 of said SOUTH LAFAYETTE PARK SUBDIVISION; thence S 30°09'20" E 201.25 feet along said southeasterly line of lot 10 to the northwesterly right-of-way line of East Jefferson Avenue (120 feet wide); thence along said northwesterly right-of-way line of East Jefferson Avenue, S 59°50'31" W 478.34 feet to the northeasterly line of Lot 9 of said SOUTH LAFAYETTE PARK SUBDIVISION; thence along said northeasterly line N 30°09'20" W 201.44 feet to the POINT OF BEGINNING. Containing 2.21± acres of land and subject to easements and rights of others, recorded or otherwise.



DETAIL "A"
PARCEL 2 COMMITMENT FILE No. 712776
EXCEPTION TO SOUTH LAFAYETTE PARK
SUBDIVISION



NO.	BY	DATE	REVISIONS



CAUTION!
This drawing is a preliminary site survey and is not to be used for construction purposes. It is intended only to show the location of the proposed site and is not a final engineering drawing. The engineer does not warrant the accuracy of the information shown hereon, and the user of this drawing shall be responsible for the accuracy of the information shown hereon. The engineer does not warrant the accuracy of the information shown hereon, and the user of this drawing shall be responsible for the accuracy of the information shown hereon.

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Troy, MI 48063-1872
T: 248.689.9090
F: 248.689.1044
www.peainc.com

LORMAX STERN DEVELOPMENT CO
3850 WOODWARD AVE., SUITE 200
BLOOMFIELD HILLS, MI 48304

PRELIMINARY SITE SURVEY
LSDC-EAST JEFFERSON RETAIL
PART OF THE PRIVATE CLAIMS
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN

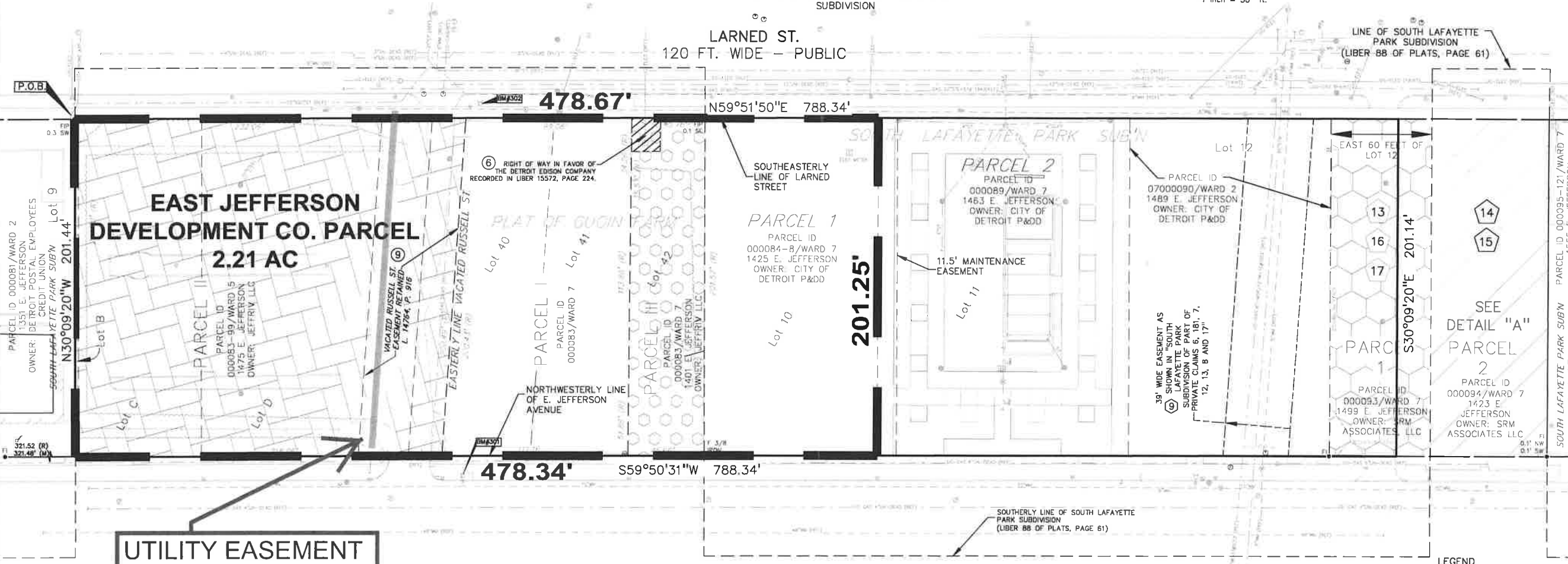
DES. ESB DN. GWC SUR. TOS P.M. JPB

ORIGINAL ISSUE DATE:
AUGUST 1, 2017

PEA JOB NO. 2015-205

SCALE: 1" = 30'

DRAWING NUMBER:
C-2.0



UTILITY EASEMENT TO BE VACATED

SURVEYORS NOTES:

- A. At the time of survey there was no evidence observed of any tanks, drainage fields, or use as a solid waste dump or sanitary landfill.
- B. There is no visual evidence of earth moving or construction on the subject parcel at some point in the past.
- C. No evidence of potential wetlands were observed on the subject property at the time the survey was conducted, nor have we received any documentation of any wetlands being located on the subject property.

FLOODPLAIN:
By graphical plotting, the subject parcel is in "Areas determined to be outside of the 0.2% annual chance floodplain." (Zone X) per Flood Insurance Rate Map Number 28163CD285E, Effective February 2, 2012.

LEGEND

● IRON FOUND	● BRASS PLUG SET	⊕ BELL CORNER FOUND
⊙ IRON SET	⊙ MONUMENT FOUND	⊙ RECORDED
⊙ NAIL FOUND	⊙ MONUMENT SET	⊙ MEASURED
⊙ NAIL & CAP SET		⊙ CALCULATED

UTILITIES

— TELEPHONE	— GAS, PHONE OR CABLE TV AIR LINE, POLE & GUY WIRE
— UNDERGROUND CABLE TV, CATV, FIBER OPTIC	— UNDERGROUND CABLE TV, CATV, FIBER OPTIC
— TELEPHONE U.S. CABLE, PEDESTAL & MANHOLE	— TELEPHONE U.S. CABLE, PEDESTAL & MANHOLE
— ELECTRIC U.S. CABLE, MANHOLE, METER & UNDERGROUND	— ELECTRIC U.S. CABLE, MANHOLE, METER & UNDERGROUND
— GAS MAIN, VALVE & GAS LINE MANHOLE	— GAS MAIN, VALVE & GAS LINE MANHOLE
— WATER MAIN, FIRE, GATE VALVE, TAPPING SLEEVE & VALVE	— WATER MAIN, FIRE, GATE VALVE, TAPPING SLEEVE & VALVE
— SANITARY SEWER, CLEANOUT & MANHOLE	— SANITARY SEWER, CLEANOUT & MANHOLE
— STORM SEWER, CLEANOUT & MANHOLE	— STORM SEWER, CLEANOUT & MANHOLE
— COINTEGRATED SEWER & MANHOLE	— COINTEGRATED SEWER & MANHOLE
— CATCH BASIN, INLET, TANK DRAIN	— CATCH BASIN, INLET, TANK DRAIN
— WATER VALVE BOX/VALVE/DRY VALVE BOX, SERVICE VALVE/VALVE	— WATER VALVE BOX/VALVE/DRY VALVE BOX, SERVICE VALVE/VALVE
— MANHOLE, TRANSFORMER, REGULATION CONTROL VALVE	— MANHOLE, TRANSFORMER, REGULATION CONTROL VALVE

UNDEVELOPED STRUCTURE

⊙ SCHEDULE B EXCEPTIONS ITEM PER TITLE COMMITMENT FILE NO. 211976	⊙ SCHEDULE B EXCEPTIONS ITEM PER TITLE COMMITMENT FILE NO. 211976
⊙ SCHEDULE B EXCEPTIONS ITEM PER TITLE COMMITMENT FILE NO. 211976	⊙ SCHEDULE B EXCEPTIONS ITEM PER TITLE COMMITMENT FILE NO. 211976
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STREET LIGHT

— CONC.	— CONCRETE
— ASPH.	— ASPHALT

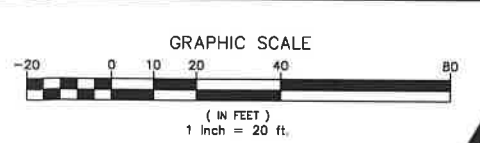
PRELIMINARY NOT FOR CONSTRUCTION

FLOOD NOTE:
 BY GRAPHICAL PLOTTING, THE SUBJECT PARCEL LIES WITHIN "AREAS DETERMINED TO BE OUTSIDE OF THE 0.2% ANNUAL CHANCE FLOODPLAIN" (ZONE X) PER FEMA FLOOD INSURANCE RATE MAP 26163C-0285E, EFFECTIVE FEBRUARY 2, 2012.

SAND BACKFILL NOTE:
 ALL UTILITIES UNDER PAVEMENT OR WITHIN 3' OF THE EDGE OF PAVEMENT (OR WITHIN THE 45° LINE OF INFLUENCE OF PAVEMENT) SHALL HAVE M.D.G.T. CLASS II GRANULAR BACKFILL COMPACTED TO 95% MAX. DRY DENSITY (ASTM D-1557).

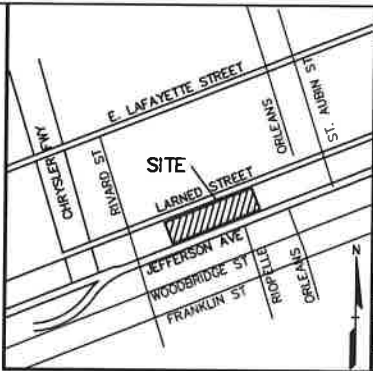
BENCHMARKS:
 (PER CITY OF DETROIT VERTICAL CONTROL DATUM)
 BM#309 (CITY OF DETROIT BM #38-350A) NORTHEAST CORNER OF RIVARD & JEFFERSON. ELEV. - 125.69
 BM#301 ARROW ON HYDRANT NORTH SIDE OF JEFFERSON, EAST OF ENTRANCE. ELEV. - 124.28

- WAYNE COUNTY SANITARY SEWER NOTES:**
1. NO CONNECTION RECEIVING STORM WATER, SURFACE WATER OR GROUNDWATER SHALL BE MADE TO THE SANITARY SEWER.
 2. INFILTRATION FOR ANY SECTION OF SEWER BETWEEN MANHOLES SHALL NOT EXCEED 100 GALLONS/INCH DIAMETER/MILE/24 HOURS.
 3. ALL ELEVATIONS ARE BASED ON WAYNE COUNTY DATUM (USC&GS).
 4. NO FOOTING DRAINS SHALL BE CONNECTED TO THE BUILDING SEWER.
 5. DIFFERENTIAL OF EXCAVATION AROUND EXISTING MANHOLES SHALL NOT EXCEED SIX FEET.
 6. CONTRACTOR SHALL NOTIFY WAYNE COUNTY DEPT. OF PUBLIC SERVICES, ENGINEERING DIVISION, PERMIT OFFICE, 48 HOURS PRIOR TO THE START OF CONSTRUCTION. (PAUL POLKOWSKI, (734) 965-8504 EXT. 2009).
 7. THE TESTING OF SEWER AND EXISTING STUBS BY INFILTRATION/EXFILTRATION OR AIR TESTING IS REQUIRED.
 8. ALL SANITARY SEWERS SHALL BE TELEVISION INSPECTED, WITH TEST RESULTS APPROVED BY THE COUNTY AGENCY PRIOR TO PLACING THE SEWER IN SERVICE.

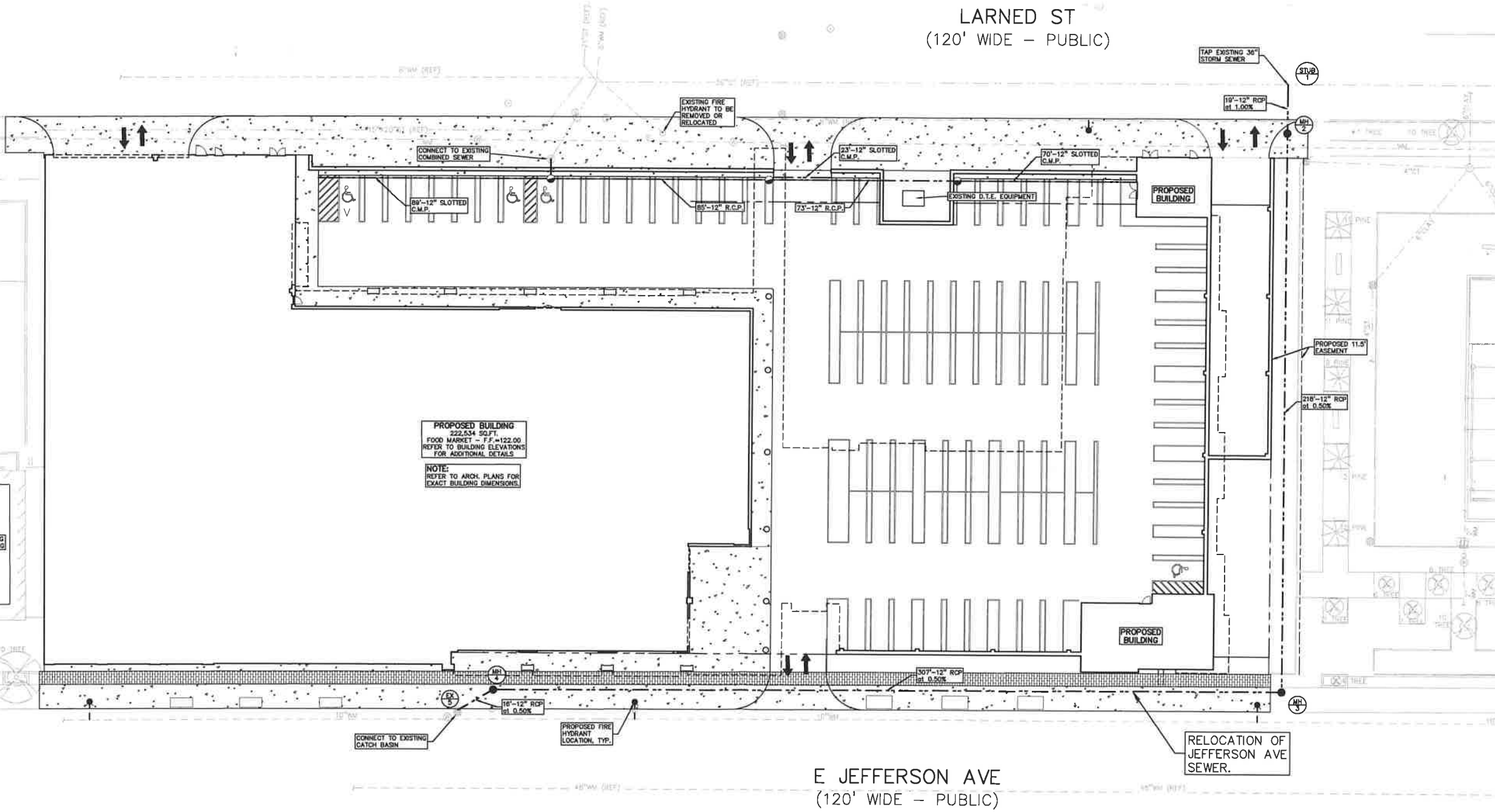


LEGEND

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NO.	DATE	DESCRIPTION



PROPOSED BUILDING
 222,534 SQ.FT.
 FOOD MARKET - F.F-122.00
 REFER TO BUILDING DETAILS FOR ADDITIONAL DETAILS
 NOTE: REFER TO ARCH. PLANS FOR EXACT BUILDING DIMENSIONS.

CAUTION!
 THE LOCATIONS AND ELEVATIONS OF EXISTING UTILITIES SHOWN ON THIS PLAN ARE BASED ON THE RECORD DRAWINGS AND FIELD SURVEY DATA. CONTRACTOR SHALL VERIFY THE LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF DETROIT PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF DETROIT PRIOR TO CONSTRUCTION.

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LORMAX STERN DEVELOPMENT CO
 36500 WOODWARD AVE, SUITE 200
 BLOOMFIELD HILLS, MI 48304
PRELIMINARY UTILITY PLAN
LSDC-EAST JEFFERSON RETAIL
 PART OF THE PRIVATE CLAIMS
 CITY OF DETROIT, WAYNE COUNTY, MICHIGAN
 DES: ESB DN XXX SUR TDS P.M. JPB

ORIGINAL ISSUE DATE
 JANUARY 23, 2018
 PEA JOB NO 2015-205
 SCALE 1" = 20'
 DRAWING NUMBER:
C-4.0

141

2018-01-26

141

141 *Petition of PEA Inc, request to vacate public utility easment bound by E. Jefferson Avenue and Larned Street in vacated Russell Street.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT

21



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

2297-148

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 4, 2018

Honorable City Council:

RE: Petition No. 349 – Cholada Chan, request for Outdoor Café permit for Midtown Shangri-La at 4710 Cass Avenue.

Petition No. 349 – Cholada Chan request for an encroachment with sidewalk café, awnings and railing on the east side of Cass Avenue, 80 feet wide, between Forest Avenue, 70 feet wide and Hancock Avenue, 70 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area at the existing restaurant Shangri-La.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

JMK/

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

CITY CLERK 2018 DEC 10 PM 1:14

ENTERED JAN 14 2019 MTNB 115 (310)

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Midtown Shangri-La or their assigns to install and maintain encroachments with awnings, railings and a sidewalk café on the east side of Cass Avenue, 80 feet wide, between Forest Avenue, 70 feet wide and Hancock Avenue, 70 feet wide and being land in the City of Detroit, Wayne County, Michigan: Cass Avenue adjoining Lots B, and C "William McGrath's Section of Stimson's Subdivision of Park Lots 55, 56, 57, and 58" as recorded in Liber 1, Page 315 of Plats, Wayne County Records. Encroachments are further described as follows:

- 1) Railing, and outdoor seating area being 7.5 feet wide and 33.58 feet in length and lying west of and adjoining the west line of the north 21 feet of said Lot B and lying west of and adjoining the south 12.58 feet of said Lot C.
- 2) Awning, with steel support poles, over part of outdoor seating area being 8 feet wide and 16.17 feet in length and lying west of and adjoining the west line of the south 16.17 feet of the north 17.92 feet of said Lot B.
- 3) Awning, cantilevered off of building, being 3 feet wide and 16.75 feet in length and lying west of and adjoining the west line of the north 16.75 feet of the south 25.08 feet of said Lot B.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the proposed use does not hinder or impede the operation, maintenance or replacement of DTE Gas Company facilities, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain the DWSD required clearance of 18 feet above grade for maintenance access and repair, and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Midtown Shangri-La or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Midtown Shangri-La or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Midtown Shangri-La or their assigns. Should damages to utilities occur Midtown Shangri-La or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the “Outdoor Café Guidelines” as adopted by the City Council and guided by Section 50-2-20 (aka code 1964 § 58-2-8.1) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that the sale of food or soft drinks is held under the direction and inspection of the Detroit City Health Department; and further

PROVIDED, that the “permitee” remit the required annual fee(s) to Department of Public Works – City Engineering Division for issuance of a use-permit and confirm license of the establishment in compliance with City Code; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that Midtown Shangri-La or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Midtown Shangri-La or their assigns of the terms thereof. Further, Midtown Shangri-La or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permitee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Midtown Shangri-La, or their assigns; and further

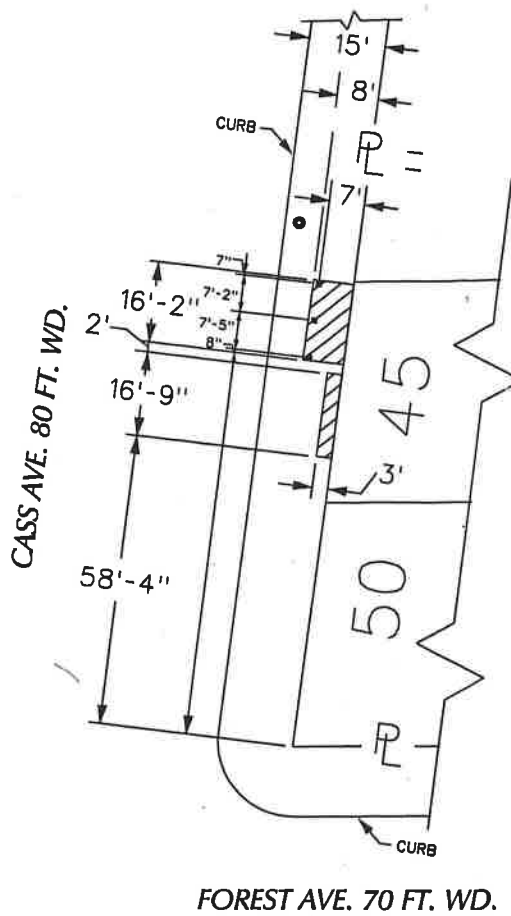
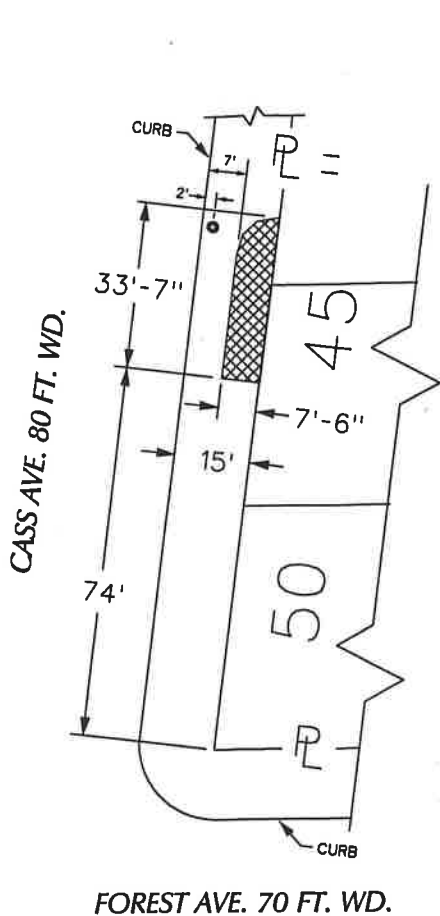
PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution is revocable at the will, whim or caprice of the City Council, and Midtown Shangri-La acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it 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. 349
 CHOLADA CHAN
 4710 CASS AVE.
 DETROIT, MICHIGAN 48201
 C/O ERIC CHUA
 PHONE NO. 248 880-6833



FOREST AVE. 70 FT. WD.

FOREST AVE. 70 FT. WD.

HANCOCK AVE. 70 FT. WD.

- Steel Tube
- ⊙ Light pole

- REQUEST ENCROACHMENT (At Grade to 8 Feet)

- REQUEST ENCROACHMENT (With Outdoor Seating)

CASS AVE. 80 FT. WD.	40	H	154.24	15	30	"	"	"	"	30	15	44	161.77
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(FOR OFFICE USE ONLY)

CARTO 30 E

B					
A	DESCRIPTION	DRWN	CHKD	APPD	DATE
	REVISIONS				
DRAWN BY	WLV	CHECKED	KSM		
DATE	APPROVED				
07-30-18					

**REQUEST ENCROACHMENT
 INTO CASS
 AT 4710 CASS AVE.
 (With Outdoor Seating and Canopies)**

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 349

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, May 29, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

AMENDMENT

Herewith, the following referral is a copy of Petition **349**

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

349 *Cholada Chan, request for a Permanent Outdoor Café permit for Midtown Shangri-La at 4710 Cass Ave.*

NOTE: **Attached please find additional documentation for the above mentioned petition.**

PETITIONER IS AMENDING PETITION DUE TO:
Request for Permanent Encroachment. See attached.

Please provide the City Council with a report relative to this petition within four (4) weeks. Thanking you in advance.

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

AMENDED

DEPARTMENTAL REFERENCE COMMUNICATION

Monday, May 21, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

349 *Cholada Chan, request for a Seasonal Outdoor Café permit for Midtown Shangri-La at 4710 Cass Ave.*



APPLICATION FOR SEASONAL OUTDOOR CAFÉ PERMIT:

PETITIONER'S INFORMATION:

CONTACT # ERIC
 248-880-6833

CHOLADA CHAN 248-565-7288
 (PETITIONER'S NAME) (TELEPHONE NUMBER) (EMAIL ADDRESS)
 5241 DEER RUN CIRCLE ORCHARD LAKE MI 48323
 (PETITIONER'S ADDRESS) (CITY) (STATE) (ZIP)

OWNER'S INFORMATION:

CHOLADA CHAN (248) 565-7288
 (OWNER'S NAME) (TELEPHONE NUMBER) (EMAIL ADDRESS)
 5241 DEER RUN CIRCLE ORCHARD LAKE MI 48323
 (OWNER'S ADDRESS) (CITY) (STATE) (ZIP)

OUTDOOR CAFÉ INFORMATION:

MIDTOWN SHANGRI-LA
 (CAFÉ NAME)
 4710- CASS AVE DETROIT MI 48201
 (CAFÉ ADDRESS) (CITY) (STATE) (ZIP)

TYPE OF OUTDOOR CAFÉ: SEASONAL (SUBMIT TO H&RD, SUITE 908)
 PERMANENT (SUBMIT TO DPW/CITY ENGINEERING, SUITE 642)
 ON YOUR OWN PROPERTY (SUBMIT TO BSEED, SUITE 401)

WILL PROPOSED OUTDOOR CAFÉ BE: OPEN ENCLOSED FIXED AWNING

DO YOU SERVE ALCOHOL? YES NO

Cholada Chan 5/18/2018
 (OWNER'S SIGNATURE) (DATE)

[FOR DEPARTMENT USE ONLY]

APPROVED BY: _____ DATE: _____

DENIED BY: _____ DATE: _____

COMMENTS: _____

REQUIRED ATTACHMENTS TO BE SUBMITTED WITH APPLICATION (HARD COPY OR PDF):

- 11"x17" Site Plan** of 1"=10' Scale, depicting dimensions of seating area and its setbacks from the street curb and any obstructions in the right-of-way, (i.e. parking meter, tree trunk and light pole). A Location Map with the north arrow of the subject site should be provided on the site plan. ***See Attached Sample Plans***
- 11"x17" Floor and Elevation Plans** of 1/8" or 1/4"=1' Scale, showing layout of the tables and chairs, service corridor dimensions and location. In addition, show type and height of fencing including fastening details, and photos/images of the type of fencing/gate and street furniture that will be installed.
- Provide Photos** for the section of the right-of-way and building in question.

Midtown Shangri-1A.
4710 Cass Ave. Detroit, MI 48201

May 9, 2018

The Honorable City Council of Detroit
Attn: Office of the City Clerk
200 Coleman A. Young Municipal Center
Detroit, Michigan 48226

RE: Request for permanent encroachment within the Cass Avenue rights -of -way for the purpose of operating an outdoor café' at 4710-12 Cass Ave , Detroit, Michigan

Midtown Shangri-LA is requesting a permanent encroachment at the above restaurant location to operate an outdoor café' services to its customers. An 8' seating and canopy structure are approved by DPW and BSE&ED for erecting of such structure. This encroachment will neither impede pedestrian nor ADA compliance.

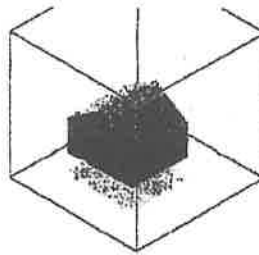
See attachment of drawings.

Respectfully submitted,



Cholada Chan
Midtown Shangri- LA

DRV CASE NO.
2017 02317
 ALWAYS REFERENCE THIS NUMBER
 WHEN INQUIRING ABOUT YOUR CASE



48009
 Ph: 248 220 1916

garcous@wowway.com

Garnet R. Cousins & Associates
 registered architect

SEPT. 3, 2017
 AWNING FOR SHANGRILA
 4710 CASS
 DETROIT, MI 48201

PATIO AWNING

SNOW LOAD

25 LB./SQ.FT.
 5 LB./SQ.FT.

TOTAL 30 LB./SQ.FT.

HEIGHT/L.F. = $30 \times 2.2'$
 = 66 LB

MOMENT = $66 \text{ LB} \cdot \frac{(8')^2}{12}$
 = 352' LB.

INCH LB. MOMENT = $352 \text{ LB} \cdot 12 = 4,224'' \text{ LB}$

"S" REQUIRED = $4,224'' \text{ LB} / 30,000 \text{ P.S.I.} = .14$

"S" PROVIDED BY 1x2x18 GA = .15 < .14

WIND AT 115 MPH = 32 LB/SQ.FT.

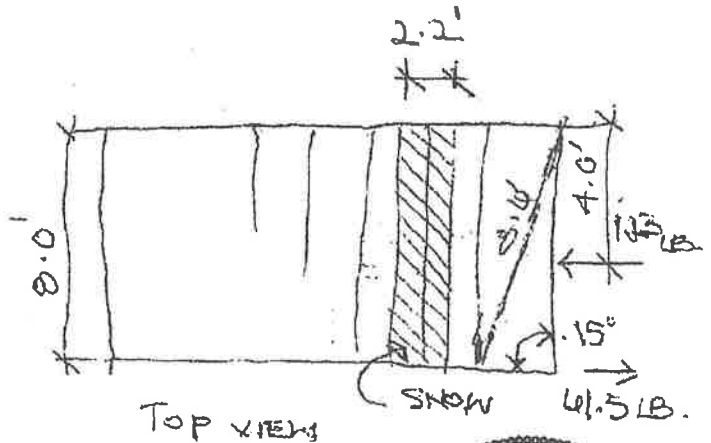
AREA = $24 \text{ LF} \times .16 = 3.84 \text{ SQ.FT.}$ FORCE = $3.84 \text{ SQ.FT.} \times 32 \text{ LB/SQ.FT.}$
 = 123 LB.

MOMENT = $123 \text{ LB} \cdot 4 = 492' \text{ LB}$

RESISTING MOMENT = $492' \text{ LB} / 8' = 61.5 \text{ LB}$

STRESS IN DIAGONAL = $61.5 / \sin 15^\circ = 236 \text{ LB/AREA}$

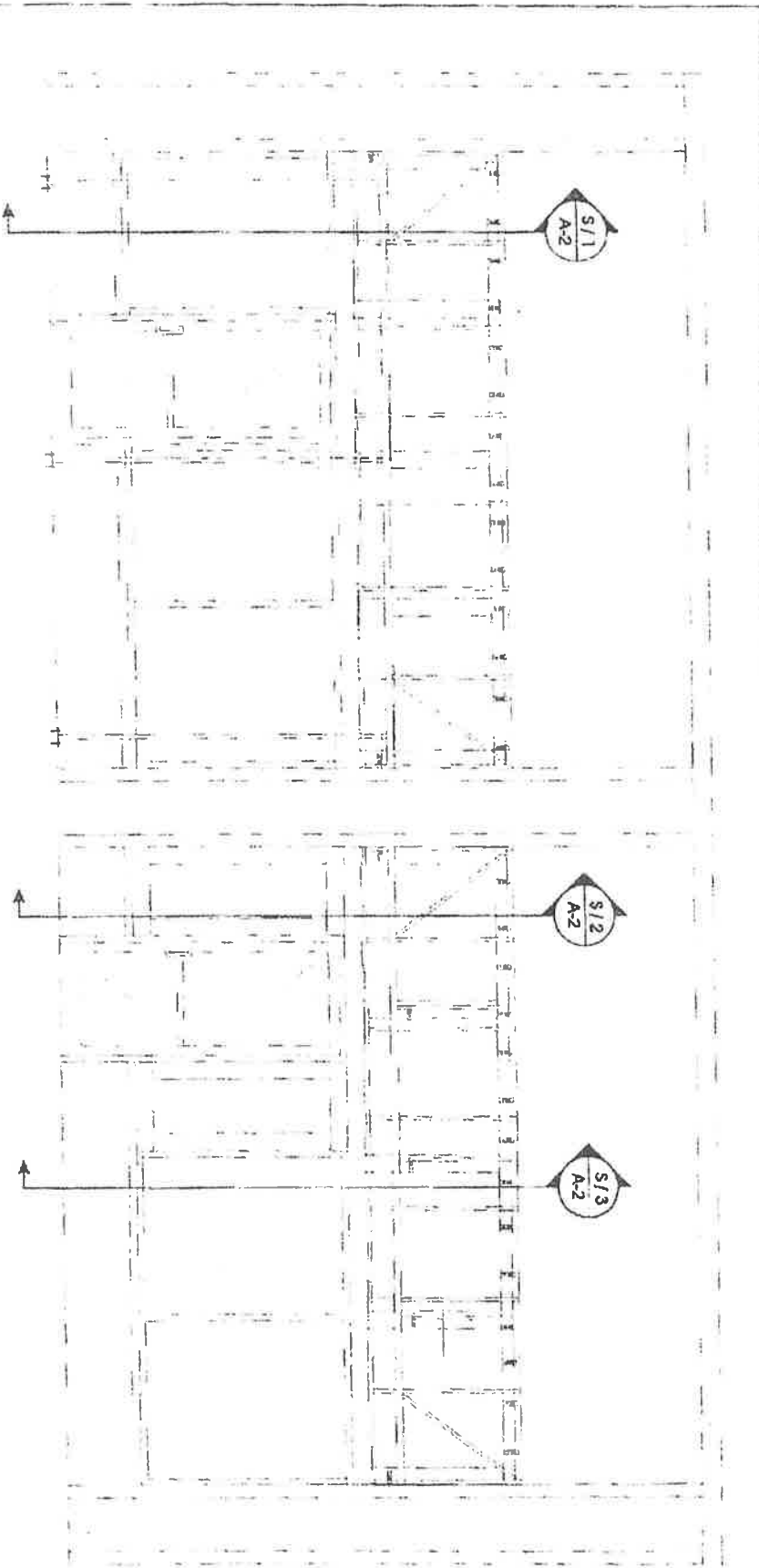
= $236 / 1.7 = 139 \text{ P.S.I.} < 30,000 \text{ P.S.I.}$ OK



BLD CASE NO.
2017 09215

EXAMINATION	DATE	APPROVED BY
ZONING	11-27-17	[Signature]
STRUCTURAL ENGINEER	10/15/17	[Signature]
FIRE MARSHAL	10-4-17	Chief W. Henry
HISTORIC	10/27/17	[Signature]
DPW	11-20-17	[Signature]

SUBJECT TO FIELD APPROV.



1 WEST ELEVATION - PATIO AWNING
A-1 SCALE
1/8" = 1'0"

1 WEST ELEVATION - WINDOW AWNING
A-1 SCALE
1/8" = 1'0"

- General Notes:**
- Inspect all connector points at existing structural floor to preceeding to insure that connectors are into solid material.
 - Awning attachment to brick shall be based on the examination masonry is attached to.
 - Steel in accordance with standard fire performance of masonry furniture.
 - Inspect behind areas of awning placement to verify that the building has been constructed as per the approved plans and industry standards.
 - All brick veneer termination verify that there are brick sets away third course.
 - All connectors shall be minimum 1/2" diameter (unless larger) called for, galvanized or stainless steel.
 - Maximum spacing of connectors to be 32' o.c.

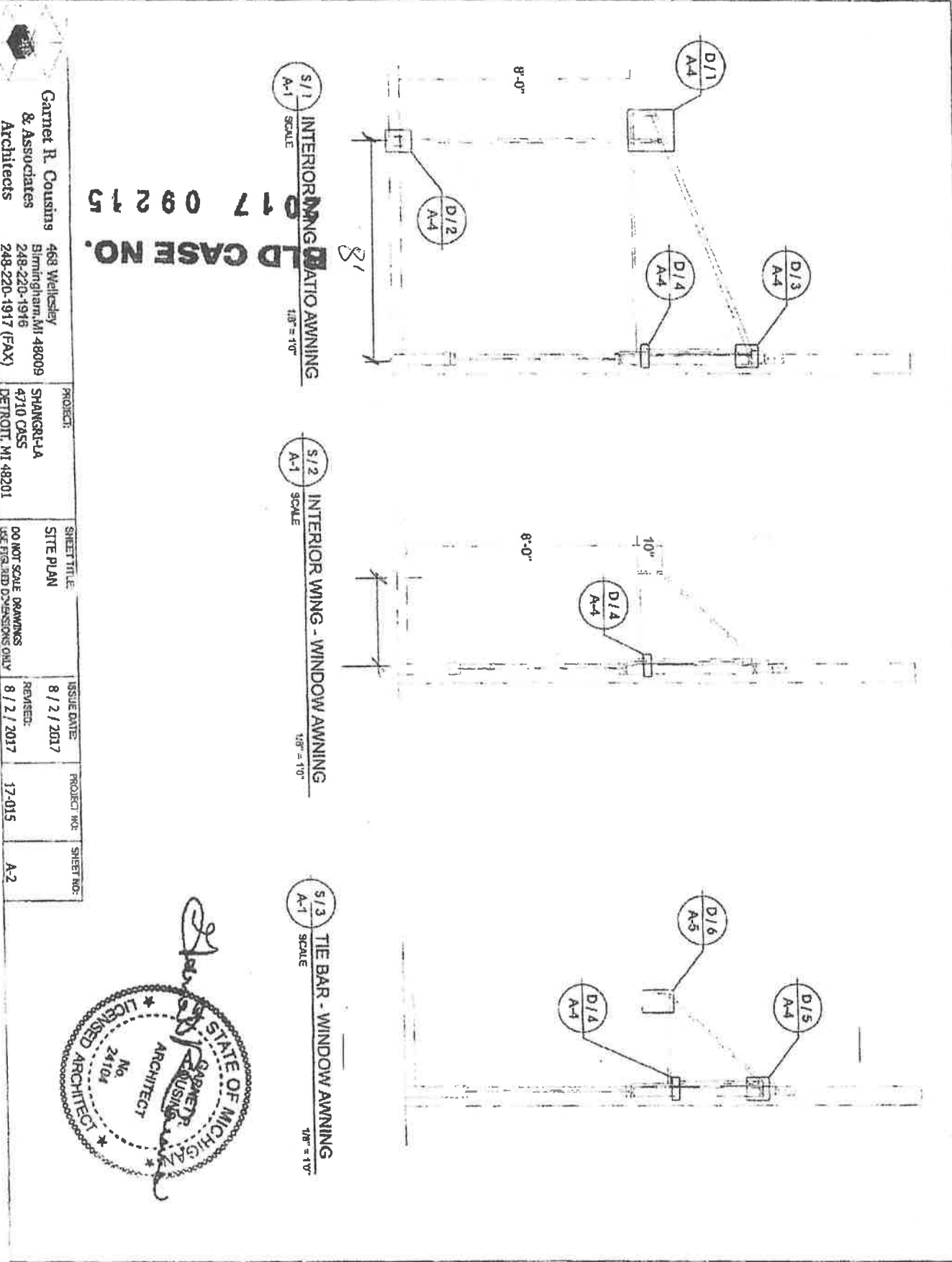
- Provide minimum of 2" penetration when connecting into solid material. Provide minimum of 3/4" penetration beyond connection substrate for connectors receiving weather and nut. Weathers to have lock washers.
- Provide lead anchors or equal when connecting into masonry or similar material.
- Provide machine bolts or equal for connection to steel substrate.
- Provide lag bolts or equal for connection into wood or similar materials.
- Provide steel spacers at connectors when tightening the connectors may cause collapse of adjacent materials.
- Provide washers, steel angles or 5/8" thick plywood backers at miterable that are in/outdoors to withstand outdoor.

Handwritten initials/signature



Garnet R. Cousins
& Associates
Architects
468 Welfesley
Birmingham, MI 48009
248-220-1916
248-220-1917 (FAX)

PROJECT:	SHANGRELA 4710 CASS DETROIT, MI 48201
SHEET TITLE:	SITE PLAN
ISSUE DATE:	9 / 2 / 2017
REVISIONS:	DO NOT SCALE DRAWINGS USE PLOT AND DIMENSIONS ONLY 9 / 5 / 2017
PROJECT NO.:	17-015
SHEET NO.:	A-1



S/1 INTERIOR WING - WINDOW AWNING
 A-1 SCALE 1/8" = 1'-0"

S/2 INTERIOR WING - WINDOW AWNING
 A-1 SCALE 1/8" = 1'-0"

S/3 TIE BAR - WINDOW AWNING
 A-1 SCALE 1/8" = 1'-0"

OLD CASE NO. 017 09215

Garnet R. Cousins
 & Associates
 Architects
 468 Wellesley
 Birmingham, MI 48009
 248-220-1916
 248-220-1917 (FAX)

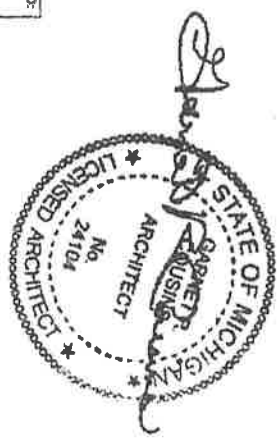
PROJECT:
 SHANGRI-LA
 4710 CASS
 DETROIT, MI 48201

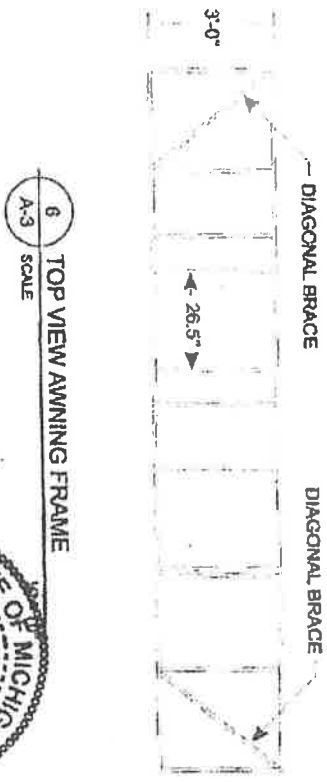
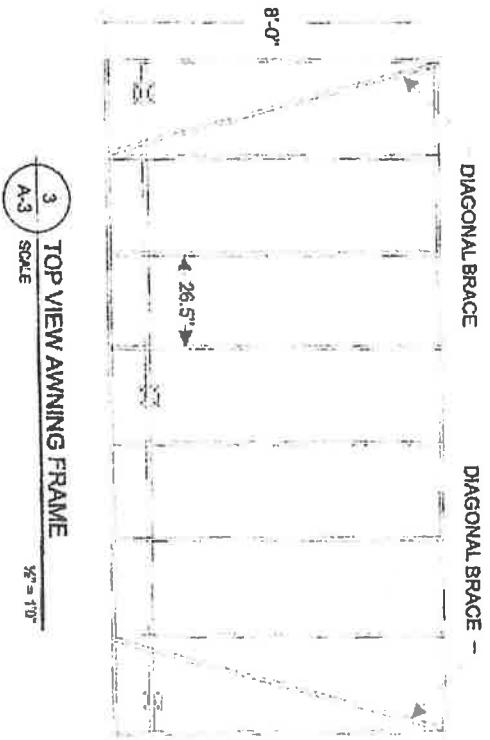
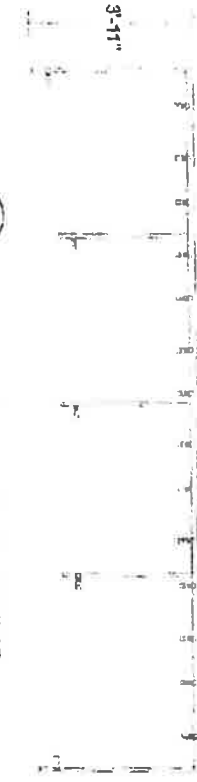
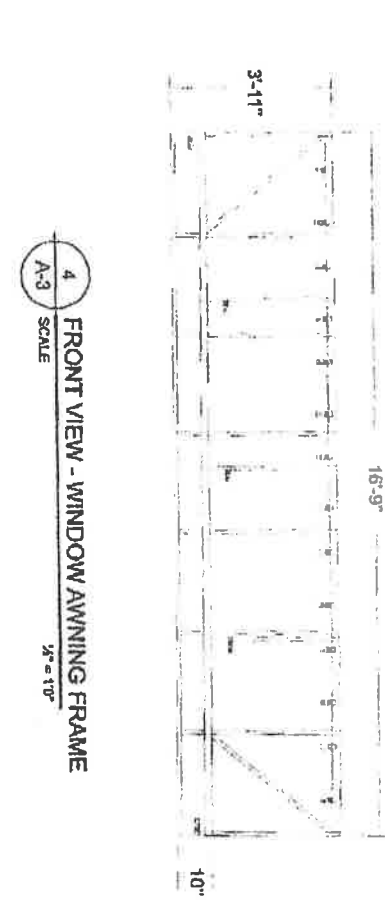
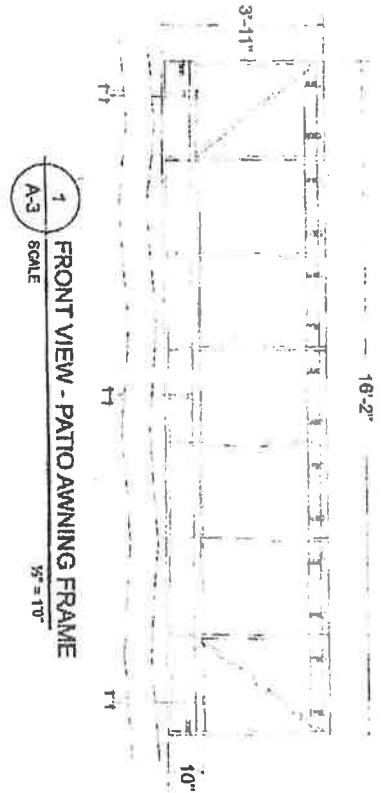
SHEET TITLE:
 SITE PLAN
 DO NOT SCALE DRAWINGS
 USE FIGURED DIMENSIONS ONLY

ISSUE DATE:
 8 / 2 / 2017
 REVISIONS:
 8 / 2 / 2017

PROJECT NO.:
 17-015

SHEET NO.:
 A-2





Garnet R. Cousins
 & Associates Architects
 469 Wellesley
 Birmingham, MI 48009
 248-220-1918
 248-220-1917 (FAX)

PROJECT: SHANGRI-LA
 4710 CASS
 DETROIT, MI 48201

SHEET TITLE: SITE PLAN

ISSUE DATE: 8/2/2017
 REVISED: 9/5/2017

PROJECT NO: 17-015
 SHEET NO: A-3



2017 09 215
BFD CASE NO.
 3/8" WEDGE
 ANCHORE

Garnet R. Cousins
 & Associates
 Architects

469 Wellcley
 Birmingham, MI 48009
 248-220-1916
 248-220-1917 (FAX)

PROJECT:
 SHANGRI-LA
 4710 CASS
 DETROIT, MI 48201

SHEET TITLE:
 SITE PLAN
 DO NOT SCALE DRAWINGS
 USE FIGURED DIMENSIONS ONLY

ISSUE DATE:
 8/2/2017
 REVISED:
 8/2/2017

PROJECT NO:
 17-015

SHEET NO:
 A-1

D/12 DETAIL
 A-4 SCALE
 1/4" = 1'

D/21 TOP VIEW D/2
 A-4 SCALE
 1/4" = 1'

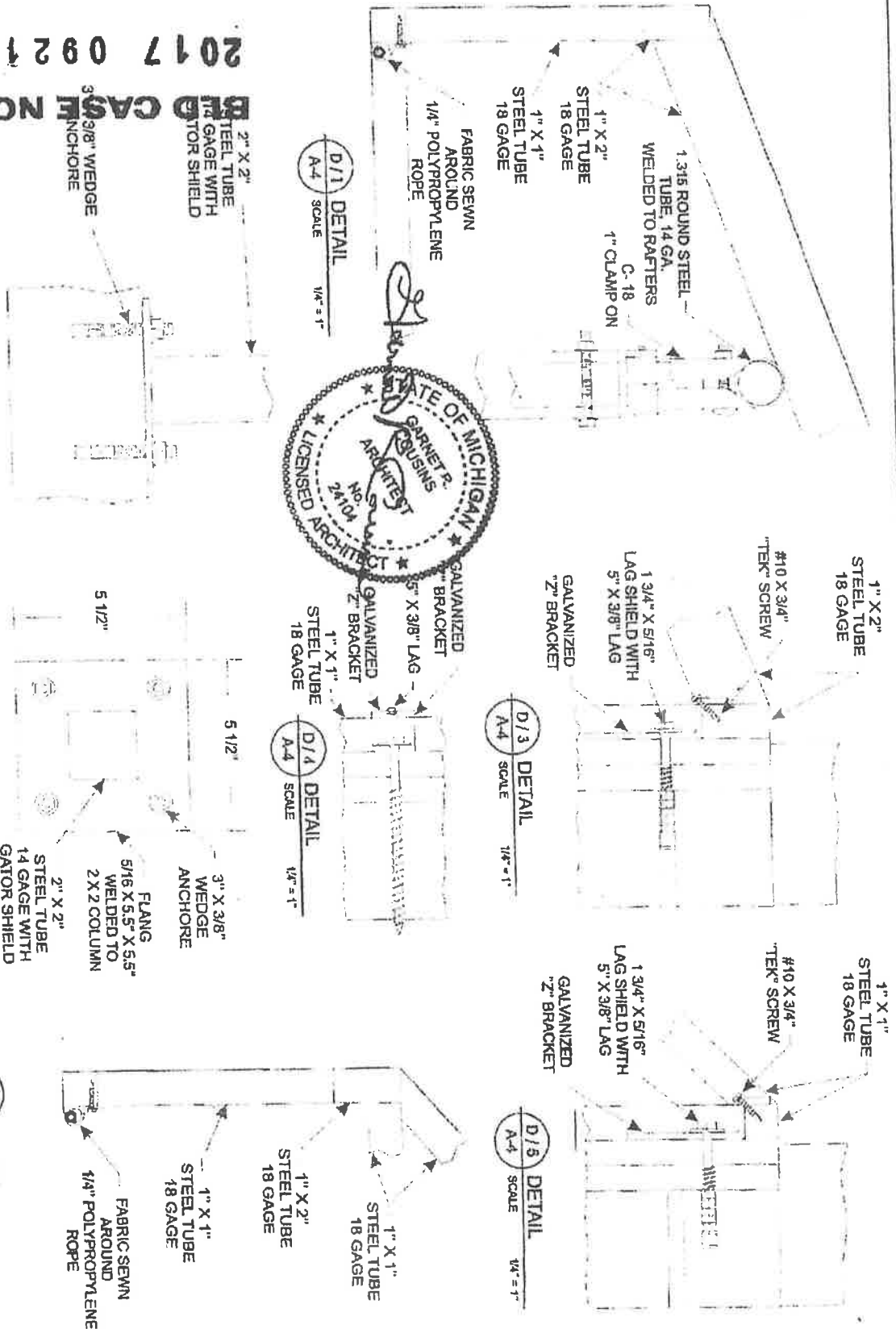
D/6 DETAIL
 A-5 SCALE
 1/4" = 1'

D/1 DETAIL
 A-4 SCALE
 1/4" = 1'

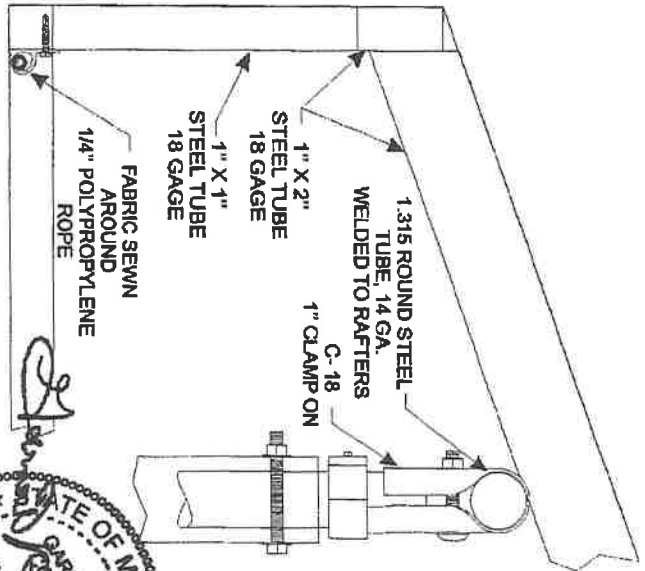
D/4 DETAIL
 A-4 SCALE
 1/4" = 1'

D/3 DETAIL
 A-4 SCALE
 1/4" = 1'

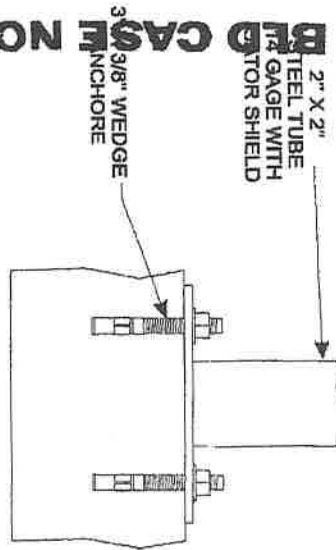
D/5 DETAIL
 A-4 SCALE
 1/4" = 1'



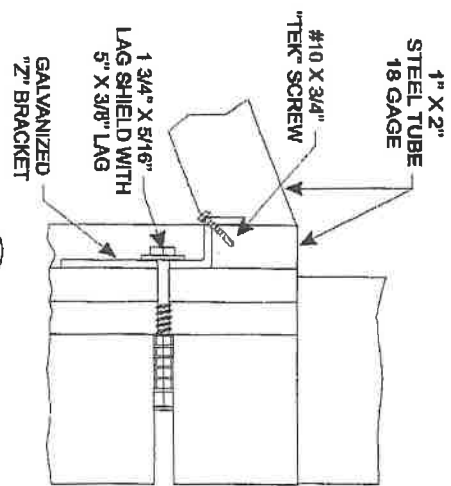
3" BRACKET



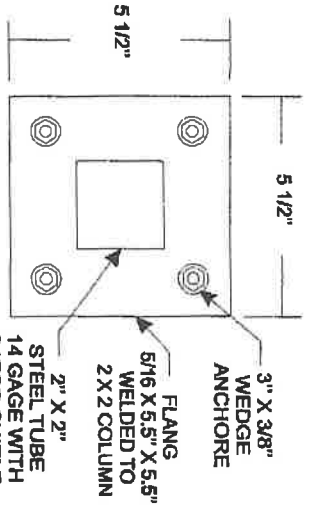
D/1 DETAIL
 A-4 SCALE 1/4" = 1"



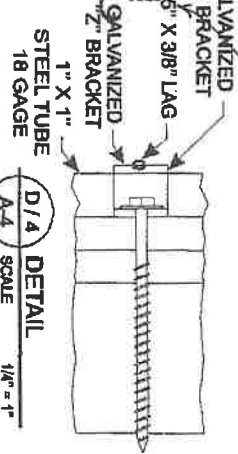
D/2 DETAIL
 A-4 SCALE 1/4" = 1"



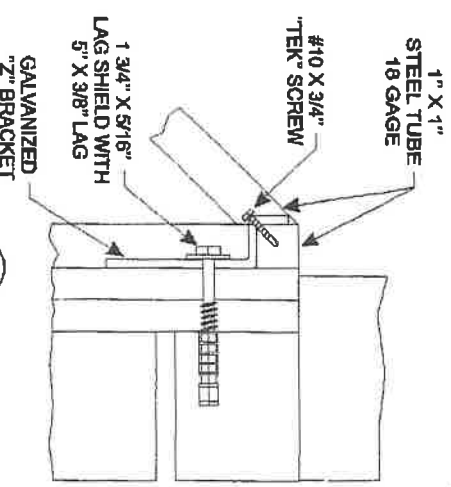
D/3 DETAIL
 A-4 SCALE 1/4" = 1"



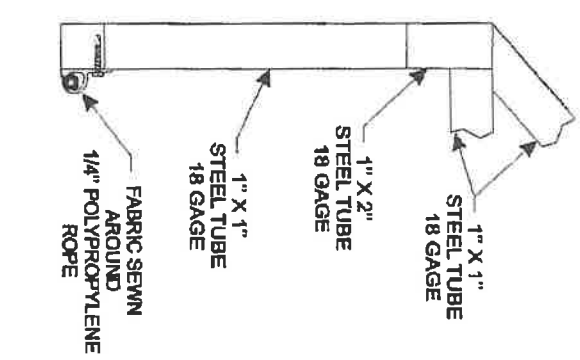
D/2.1 TOP VIEW D/2
 A-4 SCALE 1/4" = 1"



D/4 DETAIL
 A-4 SCALE 1/4" = 1"

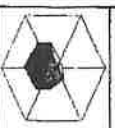


D/5 DETAIL
 A-4 SCALE 1/4" = 1"



D/6 DETAIL
 A-5 SCALE 1/4" = 1"

2017 09215
 BID CASE NO.



Garnet R. Cousins & Associates Architects
 468 Wellesley Birmingham, MI 48009
 248-220-1918 248-220-1917 (FAX)

PROJECT: SHANGRI-LA 4710 CASS DETROIT, MI 48201

SHEET TITLE: SITE PLAN
 DO NOT SCALE DRAWINGS USE FIGURED DIMENSIONS ONLY

ISSUE DATE: 8/2/2017
 REVISION: 8/2/2017

PROJECT NO: 17-015
 SHEET NO: A-4



4110

WAYNE STATE

NO PARKING

WAYNE STATE

Third year.

WRITTEN ACCEPTANCE OF THE TERMS AND CONDITIONS OF
DETROIT CITY COUNCIL RESOLUTION
PETITION NUMBER 1068, ADOPTED 5/18/2016

MIDTOWN SHANGRI-LA, whose
address is 4710 CASS AVE, DETROIT, MI 48201

(hereinafter referred to as the "Permittee") do hereby accept the terms and conditions of the City Council Resolution granting Petition Number 1068, and agrees to comply with its requirements; and further, that pursuant to the said Resolution, Permittee does hereby agree to defend, indemnify and save harmless the City of Detroit from any and all claims, liabilities, obligations, penalties, costs, charges, demands, losses, damages, or expenses (including without limitation, fees, and expenses of attorneys, expert witness and other consultants) that may be imposed upon, incurred by or asserted against the City of Detroit or its departments, officers, employees, or agents by reason of the issuance of said permit(s), or the performance or non-performance by the Permittee of the terms of the permit(s) hereof, or that may rise out of its activities described in said Resolution by Permittee and its personnel, agents, representatives and employees.

Permittee agrees to waive, release and discharge the City of Detroit or its departments, officers, employees, or agents from any and all liability, claims, demands, and causes of action whatsoever, legal and equitable, because of damages, losses, or injuries to Permittee or Permittee's property or both, arising from or related to Permittee's activities described in said Resolution. Permittee agrees and covenants not to sue the City of Detroit or its departments, officers, employees, or agents, and to refrain from instituting,

CK # 6071
2018.

continuing, presenting, subrogating, collecting or in any way aiding or proceeding upon any claims, judgments, debts, causes of action, suits and proceedings of any kind at law or in equity arising from or related to Permittee's activities described in said Resolution.

Wherefore, we have hereunto set our hands on this 4th day of May, 2018

Witnessed By: Jill Grix - Jill Grix

Permittee: Cholada Chan

STATE OF MICHIGAN
COUNTY OF WAYNE

On this 4th day of May, 2018, before me, a Notary Public in and for said County, appeared Cholada Chan to me known personally, who being duly sworn, did say that he is the owner of Michigan Shangri-La and that the Written Acceptance of the Term and Conditions of the City of Council Resolution Approving Petition No. 1068, adopted on 5/18/16, was signed on behalf of said corporation by authority of its Board of Directors.

VERONICA R WARD
NOTARY PUBLIC - MICHIGAN
OAKLAND COUNTY
MY COMMISSION EXPIRES 10/22/2021
ACTING IN Oakland COUNTY

Veronica R Ward
Notary Public

AMENDED

148
22

2018-05-21

349

349 . *Petition of Cholada Chan, request for
a Seasonal Outdoor Cafe permit for
Midtown Shangri-Ia at 4710 Cass Ave.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND
DEVELOPMENT DEPARTMENT



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

23 98 ~~119~~

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 12, 2018

Honorable City Council:

RE: Petition No. 401 – Wayne County, request to vacate sewer easements for County Jail Project.

Petition No. 401 – Wayne County request to vacate sewer easements in Fredrick Avenue, 60 feet wide, from Chrysler Freeway Service Drive to Russell Street, 80 feet wide; also Kirby Avenue, 60 and 80 feet wide, from Chrysler Freeway Service Drive to Russell Street; Rivard Street, 50 feet wide from 12.5 feet south of Frederick Avenue, to Ferry Street, 75 feet wide; also the east-west alley, 20 feet wide, in the block of Frederick Avenue, Kirby Avenue, Chrysler Freeway Service Drive, and Rivard Street; also the east-west alley, 20 feet wide, and north south alley, 18 feet wide, in the block of Frederick Avenue, Kirby Avenue, Rivard Street and Russell Street; also the east-west, 31.29 feet wide in the block of Kirby Avenue, Ferry Avenue, Chrysler Freeway Service Drive, and Rivard Street; also two (2) north-south alleys, 20 feet wide, and the north-south alley, 18 feet wide, and the two (2) east-west alleys, 20 feet wide, all in the block of Kirby Avenue, Ferry Avenue, Rivard Street and Russell Street; also the north 12.5 feet of the north-south alley, 18 feet wide, in the block of Farnsworth Avenue, Frederick Avenue, Kirby Avenue, Chrysler Freeway Service Drive.

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

Your Honorable Body has previously vacated the streets and alleys in the area including an alley on December 17, 1912 in J.C.C. pages 1810-11; and streets and alleys on March 16, 1971, on J.C.C. pages 548-553; and an alley per petition number 114 on April 2, 2018.

The request is being made to facilitate construction of the new Wayne County Criminal Justice Complex. The request is only to vacate and abandon any sewers in the vacated streets and alleys; and no other utilities or City Departments are involved.

Detroit Water and Sewerage Department (DWSD) has no objection to the vacations provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

ENTERED JAN 14 2019 MTNB AS (301)
CITY CLERK 2019 DEC 17 PM 1:23



I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty". The signature is fluid and cursive, with a long, sweeping tail that loops back under the name.

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JMK

Cc: Ron Brundidge, Director – DPW
Mayor's Office – City Council Liaison

BY COUNCIL MEMBER _____

RESOLVED, that all sewer easements in Fredrick Avenue, 60 feet wide, from Chrysler Freeway Service Drive to Russell Street, 80 feet wide; also Kirby Avenue, 60 and 80 feet wide, from Chrysler Freeway Service Drive to Russell Street; also Rivard Street, 50 feet wide, from 12.5 feet south of Frederick Avenue, to Ferry Avenue, 75 feet wide; also the east-west alley, 20 feet wide, in the block of Frederick Avenue, Kirby Avenue, Chrysler Freeway Service Drive, and Rivard Street; also the east-west alley, 20 feet wide, and north south alley, 18 feet wide, in the block of Frederick Avenue, Kirby Avenue, Rivard Street and Russell Street; also the east-west alley, 31.29 feet wide in the block of Kirby Avenue, Ferry Avenue, Chrysler Freeway Service Drive, and Rivard Street; also two (2) north-south alleys, 20 feet wide, and the north-south alley, 18 feet wide, and the two (2) east-west alleys, 20 feet wide, all in the block of Kirby Avenue, Ferry Avenue, Rivard Street and Russell Street; also the north 12.5 feet of the north-south alley, 18 feet wide, in the block of Farnsworth Avenue, Frederick Avenue, Kirby Avenue, Chrysler Freeway Service Drive. Also described as land in the City of Detroit, Wayne County, Michigan, being all of the vacated streets and alleys, from the following Subdivisions (A); and lying within the Boundary (B) described below:

(A) Subdivisions:

- 1) "Hunt and Leggett's Subdivision of Lots 1&2 of the subdivision of Out Lot 2 Rivard Farm" as recorded in Liber 10, Page 33 of Plats, Wayne County Records.
- 2) "George Hendrie's Subdivision of Out Lot 191 and North 452.32 Ft. of Out Lot 190, Rivard Farm" as recorded in Liber 10, Page 91 of Plats, Wayne County Records.
- 3) "Ryan's Subdivision of the northerly 219.32 Ft. of the southerly 459.32 Ft. of Out Lot No. 9 and the northerly 141.98 of said Out Lot 9; also Lots 1 and 2 of Desnoyer's subdivision of the Out Lot and part of Out Lot 1, Mullett Farm" as recorded in Liber 16, Page 9, Wayne County Records.
- 4) "Standish and Dickinson Subdivision of the South 237.67 Ft. of the West half of Out Lot 9 of the Subdivision of the Rear Concession of Claim No. 7, Mullett Farm" as recorded in Liber 25, Page 50 of Plats, Wayne County Records.
- 5) (part of Out Lot 9) "Plat of the Subdivision of the Rear Concession of Claim No. 7 for the Widow and Heirs of Charles Larned" as recorded in Liber 21, Page 10 of Deeds, Wayne County Records.
- 6) "C. K. Gunn's Subdivision of that part of Lot #8, Mullett Farm, Rear Concession Private Claim No.7, North of Farnsworth Street" as recorded in Liber 8, Page 88 of Plats, Wayne County Records.

(B) Boundary: Beginning at the intersection of the south right-of-way line of Ferry Avenue, 60 feet wide, and the west right-of-way line of Russell Street, 80 feet wide, thence along said west right-of-way line S27°03'27"E 806.14 feet to a point that is 12.50 feet south of as measured at a right angle to the south right-of-way line of vacated Frederick Avenue, 60 feet wide; thence along a line that is 12.50 feet south of and parallel to the south right-of-way line of said vacated Frederick Avenue, S63°01'10"W 626.63 feet to the east right-of-way line of the Walter P. Chrysler north-bound service drive; thence the following nine (9) courses along said east right-of-way line; (1) N15°10'55"W 12.77 feet; thence (2) N17°37'10"W 60.81 feet; thence (3) N22°44'55"W 145.49 feet; thence (4) N32°47'39"W 20.10 feet; thence (5) N26°39'38"W 135.09 feet; thence (6) N27°15'50"W 80.00 feet; thence (7) N27°05'05"W 182.82 feet; thence (8) S62°54'55"W

3.75 feet; thence (9) N27°05'05"W 160.45 feet to a point on the South right-of-way line of Ferry Avenue, 80 feet wide; thence along said South right-of-way line N63°00'05"E 245.16 feet; thence N26°59'55"W to the South right-of-way line of Ferry Avenue, 60 feet wide; thence along said South right-of-way line, N63°00'05"E 363.21 feet to the west right-of-way line of Russell Street, and the Point of Beginning and containing 11.184 acres, more or less.

Be and the same are hereby vacated (outright) to become part and parcel of the abutting property, subject to the following provisions:

PROVIDED, that the petitioner shall design and construct proposed sewers and to make connections to the existing public sewers as required by the Detroit Water and Sewerage Department (DWSD) prior to the construction of the proposed sewers; and further

PROVIDED, that the plans for the sewers shall be prepared by a registered engineer; and further

PROVIDED, that DWSD be and is hereby authorized to review the drawings for the proposed sewers and to issue permits for the construction of the sewers; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

PROVIDED, that the entire cost of the proposed sewers construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

PROVIDED, that the petitioner shall grant to the City a satisfactory easement for the sewers; and further

PROVIDED, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

PROVIDED, that the petitioner/property owner shall provide DWSD with as-built drawings on the proposed sewers; and further

PROVIDED, that the petitioner shall provide a (1) one year warranty for the proposed sewers; and further

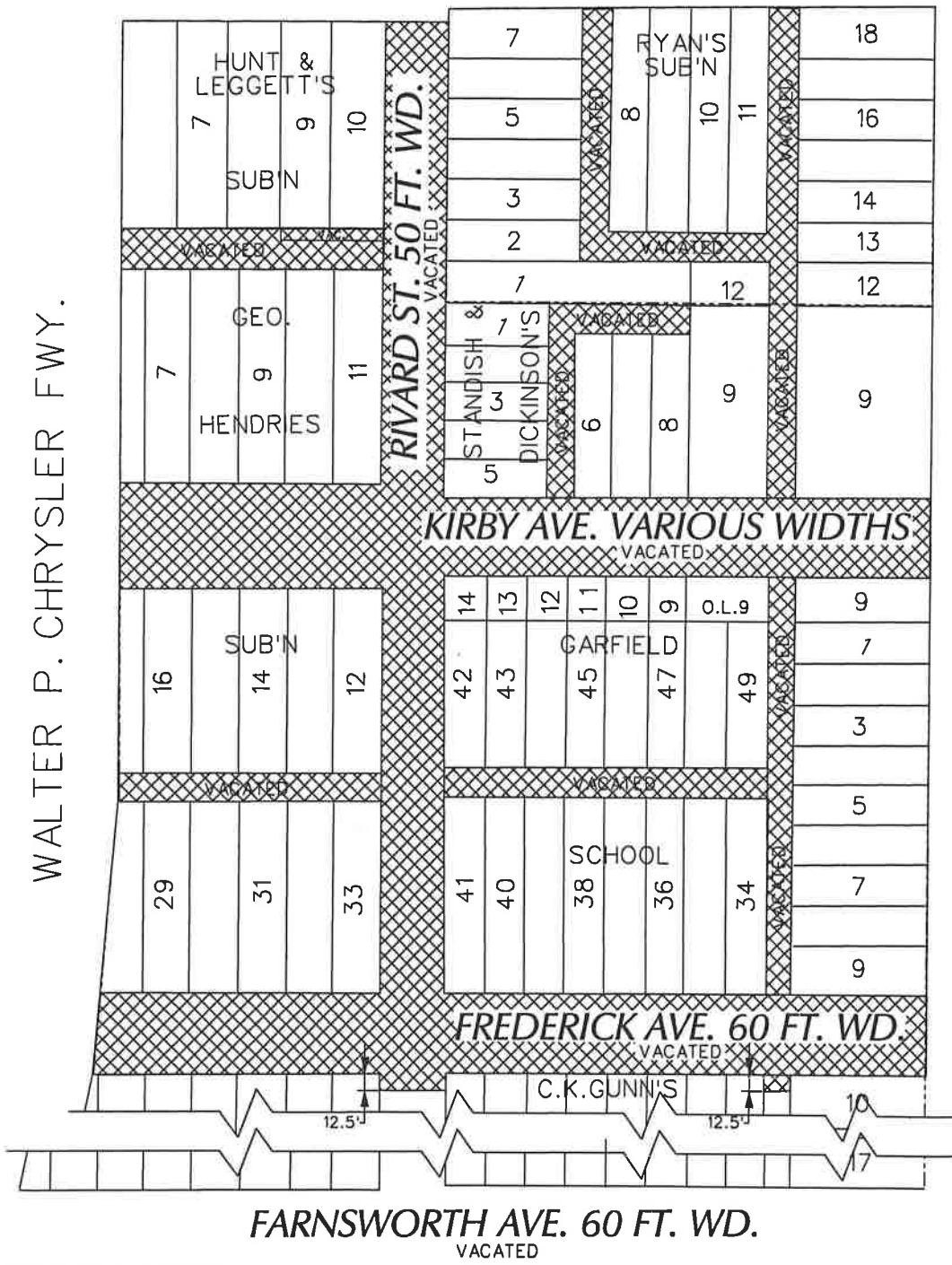
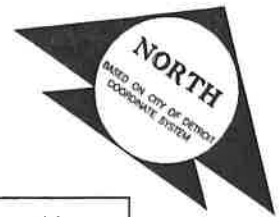
PROVIDED, that upon satisfactory completion, the sewers shall become City property and become part of the City system. Any exiting sewers that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

PROVIDED, that any work in the public right-of-way 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. 401
 WAYNE COUNTY
 500 GRISWOLD, 30TH FLOOR
 DETROIT, MICHIGAN 48226
 C/O HAARIS AHMAD, ESQ.
 PHONE NO. 313 224-5030

FERRY AVE. 60 FT. WD.



- OUTRIGHT VACATION

(FOR OFFICE USE ONLY)

CARTO 40 C

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY	WLW	CHECKED	KSM		
DATE	07-03-18	APPROVED			

**REQUEST TO OUTRIGHT VACATE
 VARIOUS PUBLIC STREETS AND ALLEYS
 VARIOUS WIDTHS
 IN THE AREA BOUND BY
 RUSSELL ST, FERRY, FARNSWORTH AVE.
 AND WALTER P. CHRYSLER FWY.**

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 401

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, June 19, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

CITY PLANNING COMMISSION LEGISLATIVE POLICY DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT DPW - CITY ENGINEERING DIVISION

401 *Wayne County, request to vacate sewer easements for County Jail Project.*



Warren C. Evans
County Executive

401
OFFICE OF THE
DETROIT CITY CLERK
2018 JUN 18 P 2: 25

June 11, 2018

Sent via US Mail and Facsimile

Honorable City Council
c/o City Clerk
200 Coleman A. Young Municipal Center
2 Woodward Avenue
Detroit, Michigan 48226

RE: Request to vacate sewer easements for County Jail Project

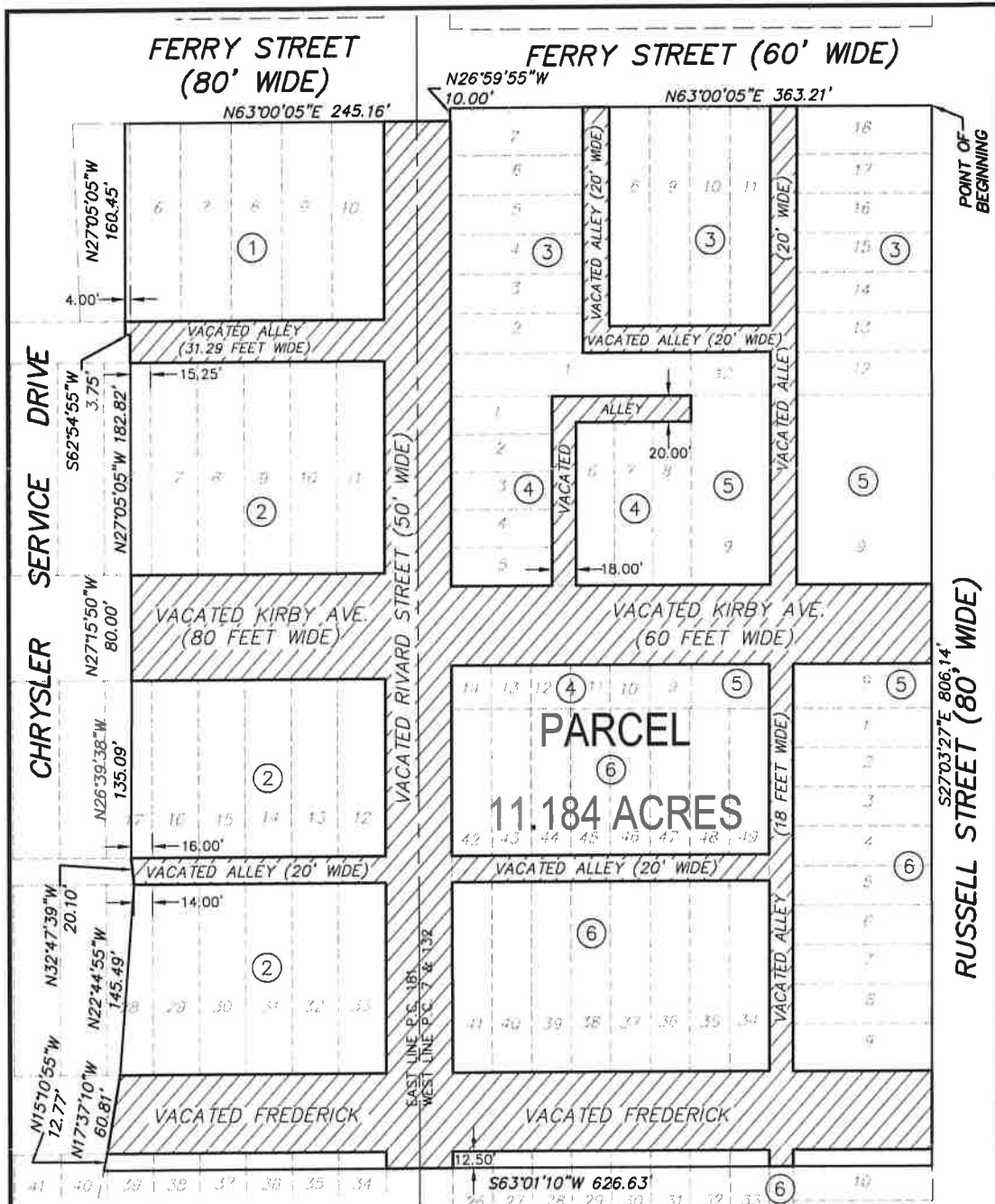
Honorable Council:

Wayne County respectfully requests that you vacate and abandon the sewers running within the boundaries of Russell Street, Ferry Street, Chrysler Service Drive, and Warren Avenue as specifically depicted in the attachment to this letter. The sewer lines running under the property currently will be cut off at the property line when the County takes over the parcel, and the full vacation of the sewer easements will facilitate the County's Jail Project in the area. The City (DDOT) controls all of the surrounding parcels and is scheduled to transfer those parcels to the County as part of a Land Swap Agreement authorized by City Council Resolution.

With Thanks,

Haaris Ahmad, Esq.
Principal Attorney, Tax and Real Estate
Wayne County Corporation Counsel

HA/ses
#316055



SUBDIVISIONS

- ① HUNT & LEGGETT'S SUBDIVISION OF LOTS 1 AND 2 LIBER 10 OF PLATS, PAGE 33
- ② GEO. HENDRIES SUBDIVISION OF O.L. 191 & NORTH 452.32 FT. OF O.L. 190 RIVARD FARM LIBER 10 OF PLATS, PAGE 91
- ③ RYANS SUBDIVISION OF THE NORTHERLY 219.32 FEET OF THE SOUTHERLY 459.32 FEET OF OUT LOT 9, AND THE NORTHERLY 141.98 FEET OF SAID OUT LOT 9, ALSO LOTS 1 AND 2 OF DESNOYER'S SUBDIVISION OF OUT LOT 10, AND PART OF OUT LOT 11, MULLET FARM, LIBER 16, PAGE 9 OF PLATS
- ④ STANDISH AND DICKINSON'S SUB LIBER 25 OF PLATS, PAGE 50
- ⑤ OUT LOT 9 OF THE PLAT OF THE SUBDIVISION OF THE REAR CONCESSION OF CLAIM NO. 7 FOR THE WIDOW AND HEIRS OF CHARLES LARNED L.21, P. 10 OF DEEDS
- ⑥ C.K. GUNN'S SUBDIVISION OF THAT PART OF OUT LOT NO. 8, MULLET FARM, REAR CONCESSION C.L. P.C. NO. 7 NORTH OF FARNSWORTH RD., LIBER 8, PAGE 88, PLATS

AREA TO BE OUTRIGHT VACATED AND ABANDONED



0 50' 100'
SCALE: 1" = 100'

WAYNE COUNTY JUSTICE COMPLEX

City of Detroit, Wayne County, Michigan

SKETCH OF DESCRIPTION

giffels webster
Engineers Surveyors Planners
Landscape Architects
28 West Adams Road
Suite 1700
Detroit, MI 48226
p (313) 962-4442
f (313) 962-5088
www.giffelswebster.com

Executive: JNR
Manager: JNR
Designer: ALG
Quality Control: MPM
Private Claims:
181, 7 & 132

DATE:		ISSUE:	
Date	Issue	Date	Issue

Date: 06.08.18
Scale: 1"=100'
Sheet: 1 of 3
Project: 19252.03D

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PROPERTY DESCRIPTION

PART OF PRIVATE CLAIMS 181, 7, AND 132 IN THE CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, BEING ALL OF LOTS 7 THROUGH 16, 29 THROUGH 33, PART OF LOTS 6, 17, 28, AND 34 THROUGH 39 OF GEO. HENDRIE'S SUBDIVISION OF OUT LOT 191 AND THE NORTH 452.32 FEET OF OUT LOT 190, RIVARD FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 10, PAGE 91, PLATS, WAYNE COUNTY RECORDS; ALL OF LOTS 6 THROUGH 10, AND PART OF LOT 5 OF HUNT AND LEGGETT'S SUBDIVISION OF LOTS 1 AND 2 OF THE SUBDIVISION OF OUT LOT 192, RIVARD FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 10, PAGE 33, PLATS, WAYNE COUNTY RECORDS; ALL OF LOTS 1 THROUGH 18 OF RYANS SUBDIVISION OF THE NORTHERLY 219.32 FEET OF THE SOUTHERLY 459.32 FEET OF OUT LOT 9, AND THE NORTHERLY 141.98 FEET OF SAID OUT LOT 9, ALSO LOTS 1 AND 2 OF DESNOYER'S SUBDIVISION OF OUT LOT 10, AND PART OF OUT LOT 11, MULLET FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 16, PAGE 9, PLATS, WAYNE COUNTY RECORDS; ALL OF LOTS 1 THROUGH 14 OF STANDISH AND DICKINSON'S SUBDIVISION OF THE SOUTH 237.67 FEET OF THE WEST 1/2 OF OUT LOT 9, OF THE SUBDIVISION OF THE REAR CONCESSION OF CLAIM NO. 7, MULLET FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 25, PAGE 50, PLATS, WAYNE COUNTY RECORDS; PART OF OUT LOT 9 OF THE PLAT OF THE SUBDIVISION OF THE REAR CONCESSION OF CLAIM NO. 7 FOR THE HEIRS OF CHARLES LARNED, RECORDED IN LIBER 21, PAGE 10 OF DEEDS, WAYNE COUNTY RECORDS; ALL OF LOTS 1 THROUGH 9, AND 34 THROUGH 49 OF C.K. GUNN'S SUBDIVISION OF THAT PART OF OUT LOT NO. 8, MULLET FARM, REAR CONCESSION P.C. NO. 7 NORTH OF FARNSWORTH RD., CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 8, PAGE 88, PLATS, WAYNE COUNTY RECORDS; INCLUDING VACATED RIVARD STREET (50 FEET WIDE), VACATED KIRBY AVENUE (60 FEET & 80 FEET WIDE), VACATED FREDERICK AVENUE (60 FEET WIDE) AND VACATED ALLEYS ADJACENT TO SAID LOTS, BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF FERRY STREET (60 FEET WIDE) AND THE WEST RIGHT OF WAY LINE OF RUSSELL STREET (80 FEET WIDE); THENCE ALONG SAID WEST RIGHT OF WAY LINE S.27°03'27"E., 806.14 FEET TO A POINT THAT IS 12.50 FEET SOUTH OF AND PERPENDICULAR TO THE SOUTH RIGHT OF WAY LINE OF VACATED FREDERICK AVENUE (60 FEET WIDE); THENCE ALONG A LINE PARALLEL WITH SAID SOUTH LINE OF VACATED FREDERICK AVENUE S.63°01'10"W., 626.63 FEET TO THE EAST RIGHT OF WAY LINE OF THE CHRYSLER FREEWAY SERVICE DRIVE; THENCE THE FOLLOWING NINE (9) COURSES ALONG SAID EAST RIGHT OF WAY LINE; (1) N.15°10'55"W., 12.77 FEET, (2) N.17°37'10"W., 60.81 FEET, (3) N.22°44'55"W., 145.49 FEET, (4) N.32°47'39"W., 20.10 FEET, (5) N.26°39'38"W., 135.09 FEET, (6) N.27°15'50"W., 80.00 FEET, (7) N.27°05'05"W., 182.82 FEET, (8) S.62°54'55"W., 3.75 FEET, (9) N.27°05'05"W., 160.45 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF FERRY STREET (80 FEET WIDE); THENCE THE FOLLOWING THREE (3) COURSES ALONG SAID SOUTH RIGHT OF WAY LINE OF FERRY STREET (80 FEET AND 60 FEET WIDE); (1) N.63°00'05"E., 245.16 FEET, (2) N.26°59'55"W., 10.00 FEET, (3) N.63°00'05"E., 363.21 FEET TO THE POINT OF BEGINNING AND CONTAINING 11.184 ACRES.

NOTE: ALL THE STREETS AND ALLEYS WITHIN THE ABOVE DESCRIBED PARCEL HAVE BEEN VACATED PER J.C.C. PAGES 548 TO 553, MARCH 16, 1971; J.C.C. D & V BOOK 12, PAGE 2, DECEMBER 17, 1912; AND PER PETITION 114, APRIL 2, 2018.

VACATION DESCRIPTIONS

ALL THOSE PORTIONS OF STREET AND ALLEYS WITHIN THE ABOVE DESCRIBED PARCEL, BEING MORE PARTICULARLY DESCRIBED AS:

ALL THAT PART OF RIVARD STREET (VACATED), 50 FEET WIDE LYING BETWEEN THE SOUTH LINE OF FERRY STREET, 80 FEET WIDE AND A LINE BEING 12.50 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF FREDERICK AVENUE (VACATED), 60 FEET WIDE;

ALSO, ALL THAT PART OF KIRBY AVENUE (VACATED), 80 FEET WIDE LYING BETWEEN THE EAST LINE OF THE CHRYSLER SERVICE DRIVE, VARIABLE WIDTH AND THE WEST LINE OF RIVARD STREET (VACATED), 50 FEET WIDE;

ALSO ALL THAT PART OF KIRBY AVENUE (VACATED), 60 FEET WIDE LYING BETWEEN THE EAST LINE OF RIVARD STREET (VACATED), 50 FEET WIDE AND THE WEST LINE OF RUSSELL STREET, 80 FEET WIDE;

ALSO, ALL THAT PART OF FREDERICK AVENUE (VACATED), 60 FEET WIDE LYING BETWEEN THE EAST LINE OF THE CHRYSLER SERVICE DRIVE, VARIABLE WIDTH AND THE WEST LINE OF RIVARD STREET (VACATED), 50 FEET WIDE;

ALSO, ALL THAT PART OF FREDERICK AVENUE (VACATED), 60 FEET WIDE LYING BETWEEN THE EAST LINE OF RIVARD STREET (VACATED), 50 FEET WIDE AND THE WEST LINE OF RUSSELL AVENUE, 80 FEET WIDE;

ALSO, ALL THAT PART OF THE EAST-WEST ALLEY (VACATED), 31.29 FEET WIDE IN THE BLOCK BOUNDED BY THE THE CHRYSLER SERVICE DRIVE-VARIABLE WIDTH, RIVARD STREET-50 FEET WIDE, KIRBY AVENUE-80 FEET WIDE, AND FERRY STREET-80 FEET WIDE, IN GEORGE HENDRIE'S SUBDIVISION OF OUT LOT 191 AND THE NORTH 452.32 FEET OF OUT LOT 190, RIVARD FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 10, PAGE 91, PLATS, WAYNE COUNTY RECORDS AND AS PLATTED IN HUNT AND LEGGETT'S SUBDIVISION OF LOTS 1 AND 2, LIBER 10, PAGE 33 OF PLATS, WAYNE COUNTY RECORDS;

WAYNE COUNTY JUSTICE COMPLEX

City of Detroit, Wayne County, Michigan

SKETCH OF DESCRIPTION

**giffels
webster**

Engineers Surveyors
Planners
Landscape Architects

28 West Adams Road
Suite 1200
Detroit, MI 48226
p (313) 962-4442
f (313) 962-5068
www.giffelswebster.com

Executive: JNR
Manager: JNR
Designer: ALG
Quality Control: MPM
Private Claims:
181, 7 & 132

DATE		ISSUE	
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Date: 06.08.18
Scale: N/A
Sheet: 2 OF 3
Project: 19252.03D

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VACATION DESCRIPTIONS CONTINUED

ALSO, ALL THAT PART OF THE EAST-WEST ALLEY (VACATED), 20 FEET WIDE IN THE BLOCK BOUNDED BY THE CHRYSLER SERVICE DRIVE-VARIABLE WIDTH, RIVARD STREET-50 FEET WIDE, FREDERICK AVENUE-60 FEET WIDE AND KIRBY AVENUE-80 FEET WIDE AS PLATTED IN GEORGE HENDRIE'S SUBDIVISION OF OUT LOT 191 AND THE NORTH 452.32 FEET OF OUT LOT 190, RIVARD FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 10, PAGE 91, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE NORTH-SOUTH ALLEY (VACATED), 20 FEET WIDE, EAST OF RIVARD STREET-50 FEET WIDE, BEING ADJACENT TO LOTS 2 THROUGH 8, BETWEEN KIRBY AVENUE-60 FEET WIDE, AND FERRY STREET-60 FEET WIDE, AS PLATTED IN RYAN'S SUBDIVISION OF THE NORTHERLY 219.32 FEET OF THE SOUTHERLY 459.32 FEET OF OUT LOT 9, AND THE NORTHERLY 141.98 FEET OF SAID OUT LOT 9, ALSO LOTS 1 AND 2 OF DESNOYER'S SUBDIVISION OF OUT LOT 10, AND PART OF OUT LOT 11, MULLET FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 16, PAGE 9, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE EAST-WEST ALLEY (VACATED), 20 FEET WIDE, SOUTH OF FERRY STREET-60 FEET WIDE, BETWEEN RIVARD STREET-50 FEET WIDE AND RUSSELL STREET-80 FEET WIDE, ADJACENT TO LOTS 1, 2, AND 8 THROUGH 12 AS PLATTED IN RYAN'S SUBDIVISION OF THE NORTHERLY 219.32 FEET OF THE SOUTHERLY 459.32 FEET OF OUT LOT 9, AND THE NORTHERLY 141.98 FEET OF SAID OUT LOT 9, ALSO LOTS 1 AND 2 OF DESNOYER'S SUBDIVISION OF OUT LOT 10, AND PART OF OUT LOT 11, MULLET FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 16, PAGE 9, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE NORTH-SOUTH ALLEY (VACATED) 20 FEET WIDE, WEST OF RUSSELL STREET-80 FEET WIDE BETWEEN KIRBY AVENUE-60 FEET WIDE, AND FERRY STREET-50 FEET WIDE, ADJACENT TO LOTS 11 THROUGH 18 AS PLATTED IN RYAN'S SUBDIVISION OF THE NORTHERLY 219.32 FEET OF THE SOUTHERLY 459.32 FEET OF OUT LOT 9, AND THE NORTHERLY 141.98 FEET OF SAID OUT LOT 9, ALSO LOTS 1 AND 2 OF DESNOYER'S SUBDIVISION OF OUT LOT 10, AND PART OF OUT LOT 11, MULLET FARM, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 16, PAGE 9, PLATS, WAYNE COUNTY RECORDS AND THE NORTH-SOUTH ALLEY (VACATED), 20 FEET WIDE, ADJACENT TO OUTLOT 9 OF THE PLAT OF THE SUBDIVISION OF THE REAR CONCESSION OF PRIVATE CLAIM 7, LIBER 21, PAGE 10, DEEDS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE NORTH-SOUTH ALLEY (VACATED), 18 FEET WIDE, EAST OF RIVARD STREET-50 FEET WIDE, BETWEEN KIRBY AVENUE-60 FEET WIDE, AND FERRY STREET 60 FEET WIDE, AND ALL THAT PART OF THE EAST-WEST ALLEY (VACATED), 20 FEET WIDE NORTH OF KIRBY STREET, BETWEEN RIVARD STREET AND RUSSELL AVENUE-80 FEET WIDE, ADJACENT TO LOTS 1 THROUGH 9 AS PLATTED IN STANDISH AND DICKINSON'S SUBDIVISION, LIBER 25, PAGE 50, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE NORTH-SOUTH ALLEY (VACATED), 18 FEET WIDE IN THE BLOCK BOUNDED BY RIVARD STREET-50 FEET WIDE, RUSSELL AVENUE-80 FEET WIDE, FREDERICK AVENUE-60 FEET WIDE, AND KIRBY AVENUE-60 FEET WIDE, ADJACENT TO OUTLOT 9 OF THE PLAT OF THE SUBDIVISION OF THE REAR CONCESSION OF PRIVATE CLAIM 7, LIBER 21, PAGE 10, DEEDS, WAYNE COUNTY RECORDS AND AS PLATTED IN C.K. GUNN'S SUBDIVISION OF THAT PART OF OUT LOT NO. 8, MULLET FARM, REAR CONCESSION P.C. NO. 7 NORTH OF FARNSWORTH RD., CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 8, PAGE 88, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE EAST-WEST ALLEY (VACATED), 20 FEET WIDE IN THE BLOCK BOUNDED BY KIRBY STREET-60 FEET WIDE, RUSSELL AVENUE-80 FEET WIDE, FREDERICK AVENUE-60 FEET WIDE, AND RIVARD STREET-50 FEET WIDE AS PLATTED IN C.K. GUNN'S SUBDIVISION OF THAT PART OF OUT LOT NO. 8, MULLET FARM, REAR CONCESSION P.C. NO. 7 NORTH OF FARNSWORTH RD., CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 8, PAGE 88, PLATS, WAYNE COUNTY RECORDS;

ALSO, ALL THAT PART OF THE NORTH-SOUTH ALLEY (VACATED), 18 FEET WIDE, SOUTH OF FREDERICK AVENUE-60 FEET WIDE, BETWEEN RIVARD STREET-50 FEET WIDE, AND RUSSELL STREET-80 FEET WIDE, LYING BETWEEN THE SOUTH LINE OF FREDERICK AVENUE AND A LINE 12.50 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF FREDERICK AVENUE AS PLATTED IN C.K. GUNN'S SUBDIVISION OF THAT PART OF OUT LOT NO. 8, MULLET FARM, REAR CONCESSION P.C. NO. 7 NORTH OF FARNSWORTH RD., CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, RECORDED IN LIBER 8, PAGE 88, PLATS, WAYNE COUNTY RECORDS.

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WAYNE COUNTY JUSTICE COMPLEX

City of Detroit, Wayne County, Michigan

SKETCH OF DESCRIPTION

**giffels
webster**

Engineers Surveyors Planners
Landscape Architects

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Suite 1200
Detroit, MI 48226
p (313) 962-4442
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2018-06-19

401

401 *Petition of Wayne County, request
to vacate sewer easements for County
Jail Project.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

CITY PLANNING COMMISSION LEGISLATIVE POLICY
DIVISION
PLANNING AND DEVELOPMENT DEPARTMENT DPW -
CITY ENGINEERING DIVISION

149
23



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

2499 ~~150~~
COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 17, 2018

Honorable City Council:

RE: Petition No. 491 – Wayne County Community College District request to outright vacate utility easement on the block bounded by Fort, Sixth, John C. Lodge, and Congress.

Petition No. 491 of Wayne County Community College District (WCCCD), request for the outright vacation of utility easement in the vacated west part of the east-west public alley, 20 feet wide, in the block bounded by West Congress Street, 50 feet wide, West Fort Street, 100 feet wide, Sixth Street, 50 feet wide and John C. Lodge Freeway.

The request is being made to consolidate parcels of land and to accommodate a new development consisting WCCCD Health and Wellness Education Center. The alley was vacated by your Honorable Body on July 23, 1922, J.C.C. pages 1366-1372.

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

Detroit Water and Sewerage Department (DWSD) has no objection to the vacation provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

All other involved City departments and privately owned utility companies have reported no objections to the vacation. Provisions protecting the rights of the utilities and the City are a part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JMK

Cc: Ron Brundidge, Director – DPW
Mayor's Office – City Council Liaison

ENTERED JAN 14 2019 MTNB AS (310)

BY COUNCIL MEMBER _____

RESOLVED, that all of the vacated (on July 23, 1922, in J.C.C. pages 1366-1372) west part of the east-west public alley, 20 feet wide, inclusive of any remaining easements, in the block bounded by West Congress Street, 50 feet wide, West Fort Street, 100 feet wide, Sixth Street, 50 feet wide and John C. Lodge Freeway, said (vacated) alley being land in the City of Detroit, Wayne County, Michigan and more particularly described as: vacated alley, 20 feet wide, lying northerly of and adjoining the northerly line of Lots 8 through 13, both inclusive, and lying southerly of and adjoining Lots 2 through 7, both inclusive, all in Block 17 "Map of the Western Addition to the City of part of Forsyth and Berthelet Farms" as recorded in Liber 14, Page 136 Deeds, Wayne County Records; also lying northerly of and adjoining the northerly line of Lot 11 and southerly of and adjoining the southerly line of Lot 12, both west of Fifth Street "Plat of the Subdivision of that part of Private Claim 247 between the northerly line of Woodbridge and Larned Streets and the southerly line of Michigan Avenue or Chicago Road by Mrs. Catherine H. Jones 1851 Note, showing also the Subdivision of Lots 1 and 12 and fractional Lot 2 and 11, Block 10 of the Subdivision of Cass Farm" as recorded in Liber 44, Page 1 of Deeds, Wayne County Records; all of the above being more particularly described as: Beginning at the southwesterly corner of said Lot 7, Block 17 "Map of the Western Addition to the City of part of Forsyth and Berthelet Farms" as recorded in Liber 14, Page 136 Deeds, Wayne County Records; thence N60°E along the northerly line of the above said alley, 300.1 feet; thence, S30°E 20.00 feet to the southerly line of the above said alley; thence S60°W along the southerly line of the above said alley, 300.1 feet; thence, N30°W 20.00 feet to the northerly line of the above said alley and the southwesterly corner of said Lot 7, Block 17 "Map of the Western Addition to the City of part of Forsyth and Berthelet Farms" as recorded in Liber 14, Page 136 Deeds, Wayne County Records and the Point of Beginning. The basis for bearings from the above said plats.

Be and the same is hereby vacated (outright) to become part and parcel of the abutting property, subject to the following provisions:

PROVIDED, that petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services, and further

PROVIDED, that the petitioner shall design and construct proposed sewers and or water mains and to make the connections to the existing public sewers and or water mains as required by Detroit Water and Sewerage Department (DWSD) prior to construction of the proposed sewers and or water mains, and further

PROVIDED, that the plans for the sewers and or water mains shall be prepared by a registered engineer; and further

PROVIDED, that DWSD be and is hereby authorized to review the drawings for the proposed sewers and or water mains and to issue permits for the construction of the sewers; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

PROVIDED, that the entire cost of the proposed sewers and or water mains construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

PROVIDED, that the petitioner shall grant to the City a satisfactory easement for the sewers and or water mains, and further

PROVIDED, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City, and further

PROVIDED, that the petitioner shall provide a one (1) year warranty for the proposed sewers and or water mains, and further

PROVIDED, that upon satisfactory completion, the sewers and or water mains shall become City property and become part of the City system. And any existing sewers and or water mains that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

PROVIDED, that any construction in the public rights-of-way such as removal and construction of new alley pavement, driveways, curbs and sidewalks 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

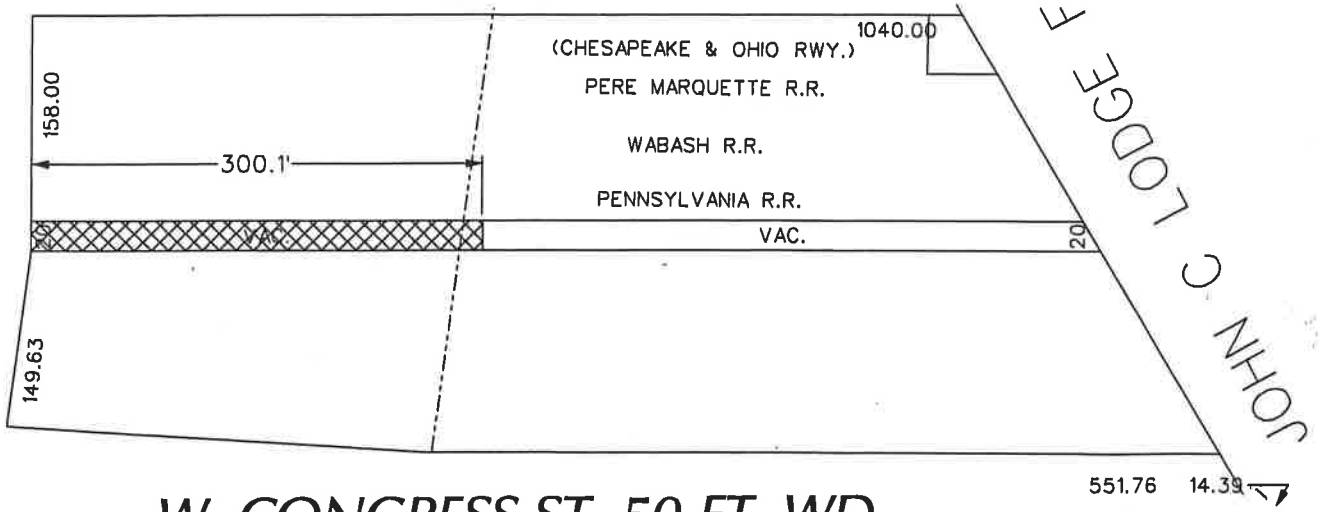
PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 491
 WAYNE COUNTY COMMUNITY COLLEGE DISTRICT
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O MICHAEL G. DARGA P.E.
 PHONE NO. 313 962-4442



6TH ST. 87.5 FT. WD.

W. FORT ST. 100 FT. WD.



W. CONGRESS ST. 50 FT. WD.
 VAC.

551.76 14.39
 LAND TRANSFERRED TO W.C.C.C.
 MAY 16, 1984 J.C.C. PGS. 936-37



- OUTRIGHT VACATION

(FOR OFFICE USE ONLY)

CARTO 28 D

B						REQUEST TO OUTRIGHT VACATE THE EAST/WEST PRIVATE EASEMENT, 20 FT. WD. IN THE BLOCK BOUND BY W. CONGRESS, 6TH, W. FORT ST. AND JOHN C. LODGE FWY.	CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
A					JOB NO. 01-01			
DESCRIPTION		DRWN	CHKD	APPD	DATE			DRWG. NO. X 491
DRAWN BY		REVISIONS						
DATE		CHECKED	APPROVED					

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, August 07, 2018

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

491 *Wayne County Community College District, request to Outright Vacate Utility Easement on the block bounded by Fort, Sixth, John C. Lodge, and Congress.*



August 6, 2018

Honorable Detroit City Council
C/o Detroit City Clerk
2 Woodward Avenue
200 Coleman A. Young Municipal Center
Detroit, Michigan 48226

RE: Request to Outright Vacate Utility Easement Project: Wayne County Community
On the Block Bounded by College District
Fort, Sixth, John C. Lodge, and Congress
Project Number: 19160.00D

Wayne County Community College District (WCCCD), as owner of the property located at 971 W Fort Street, has authorized Giffels Webster to request and facilitate the vacation of an utility easement on the subject property. Giffels Webster, headquartered at 28 W. Adams, Suite 1200, Detroit, Michigan 48226, therefore respectfully requests the City of Detroit outright vacate the following utility easement:

- Outright vacation of an 20' wide utility easement within the previously vacated [with easement] alley extending east from Sixth St, adjacent to the proposed WCCCD Health and Wellness Education Center. . Approximate limits of the vacation can be found in Exhibit 1, enclosed herein.

Giffels Webster has been authorized to facilitate the requested vacation. We will be working with the City of Detroit's Department of Public Works–City Engineering Division and all stakeholders to achieve vacations that are satisfactory to all interested parties.

The requested vacation will neither impede pedestrian and vehicular traffic, nor will it interfere with the maintenance of the public rights-of-way, including utility company and Fire and Police Departments access. Furthermore, the existing sewer located within this easement does not service other properties and can be removed without negative impact on the community. Please refer to the supplemental information enclosed for details.

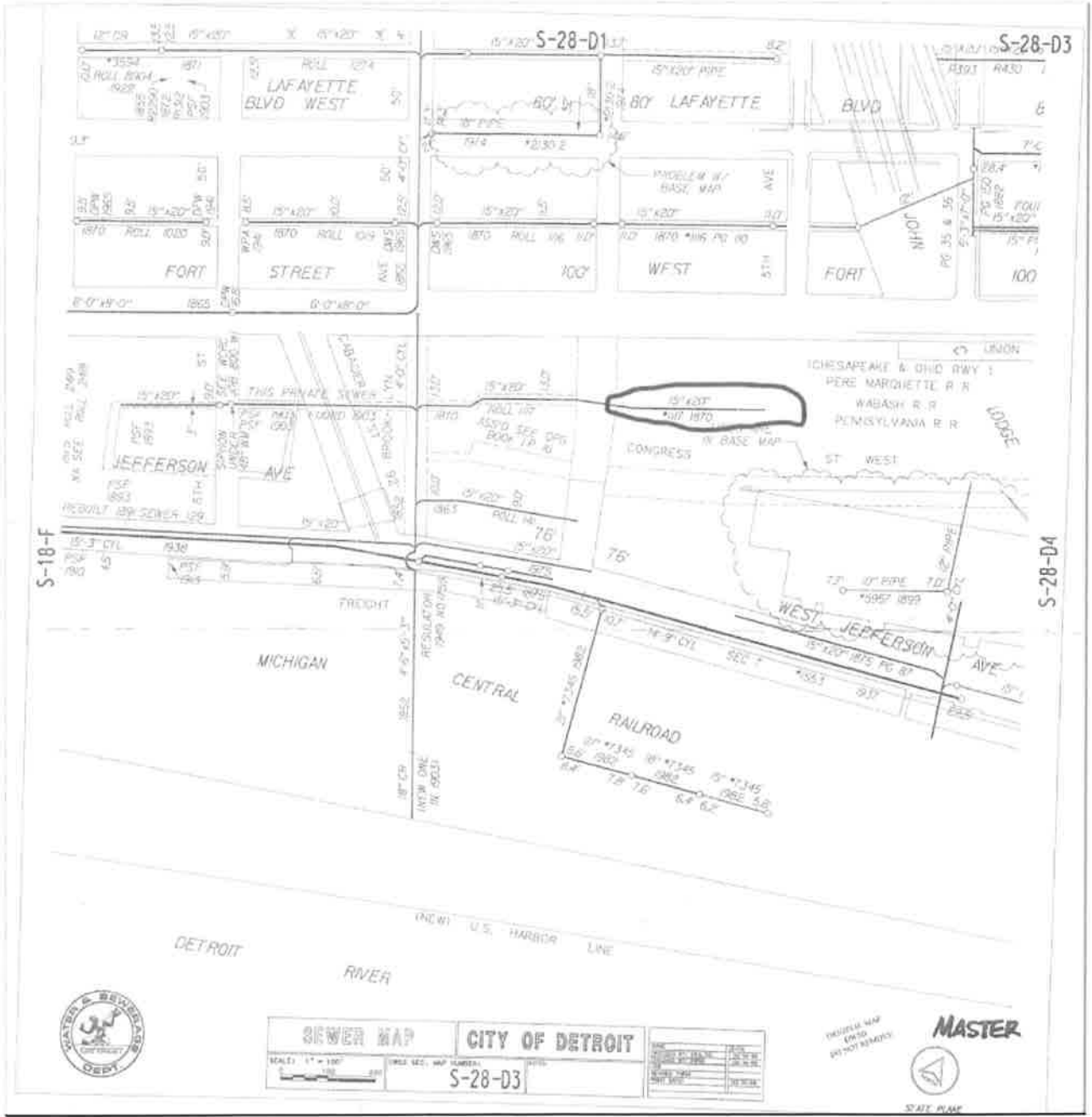
If you should have any questions, please do not hesitate to contact Michael Darga by phone, at 313.962.4442, or by email, at mdarga@giffelswebster.com.

Respectfully,

A handwritten signature in blue ink that reads "Michael G. Darga".

Michael G. Darga, PE
Senior Project Manager
Giffels Webster

CITY CLERK 7 AUG 2018 AM 9:41



S-18-F

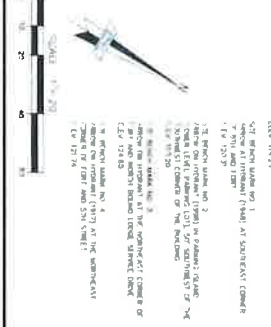
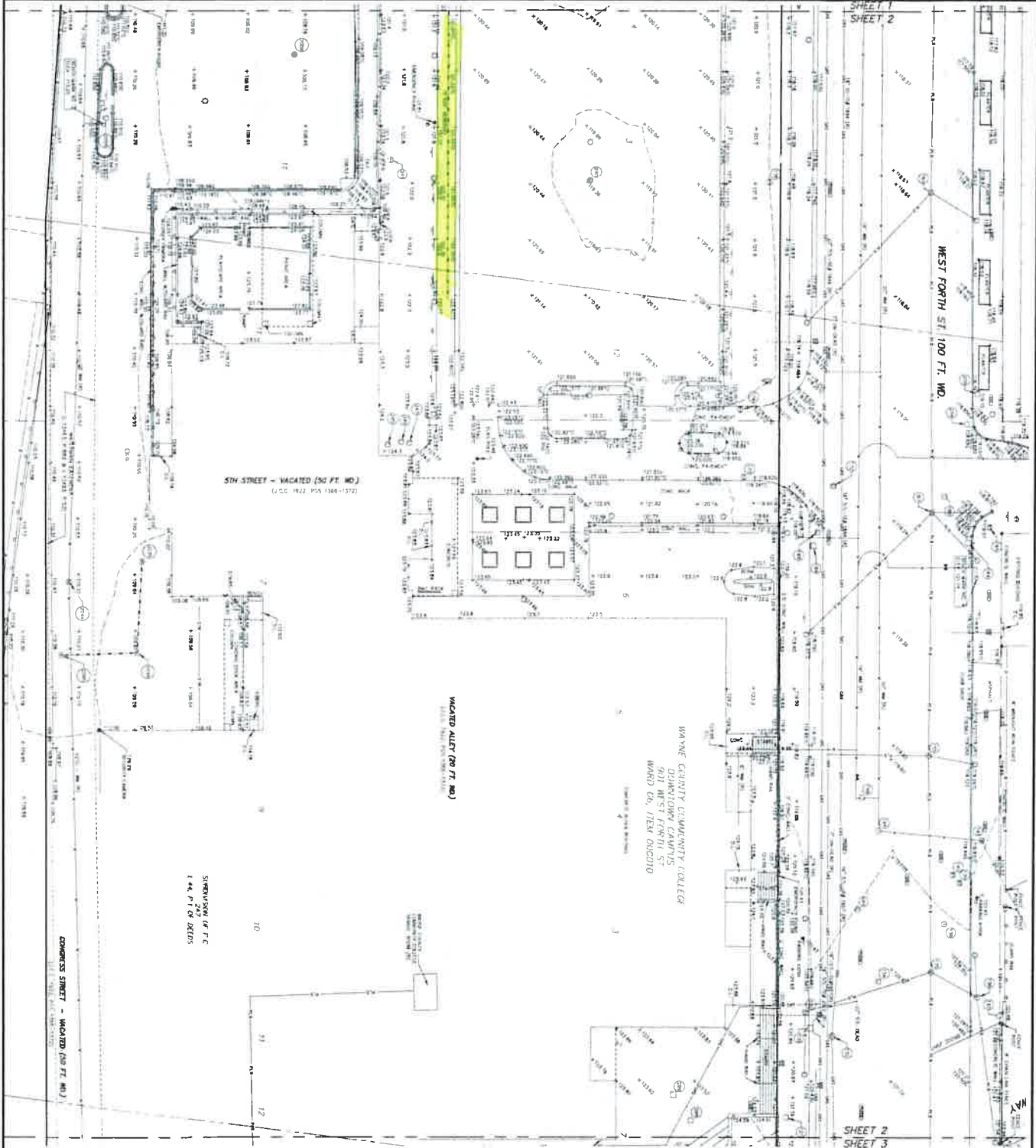
S-28-D1

S-28-D3

S-28-D4

SEWER MAP CITY OF DETROIT
 SCALE: 1" = 100'
 SHEET NO. S-28-D3





LEGEND - EXISTING

Clearance

- 5' min. clear
- 10' min. clear
- 15' min. clear
- 20' min. clear
- 25' min. clear
- 30' min. clear
- 35' min. clear
- 40' min. clear
- 45' min. clear
- 50' min. clear
- 55' min. clear
- 60' min. clear
- 65' min. clear
- 70' min. clear
- 75' min. clear
- 80' min. clear
- 85' min. clear
- 90' min. clear
- 95' min. clear
- 100' min. clear

Other

- 1" dia. pipe
- 2" dia. pipe
- 3" dia. pipe
- 4" dia. pipe
- 6" dia. pipe
- 8" dia. pipe
- 10" dia. pipe
- 12" dia. pipe
- 15" dia. pipe
- 18" dia. pipe
- 21" dia. pipe
- 24" dia. pipe
- 30" dia. pipe
- 36" dia. pipe
- 42" dia. pipe
- 48" dia. pipe
- 54" dia. pipe
- 60" dia. pipe
- 66" dia. pipe
- 72" dia. pipe
- 78" dia. pipe
- 84" dia. pipe
- 90" dia. pipe
- 96" dia. pipe
- 102" dia. pipe
- 108" dia. pipe
- 114" dia. pipe
- 120" dia. pipe
- 126" dia. pipe
- 132" dia. pipe
- 138" dia. pipe
- 144" dia. pipe
- 150" dia. pipe

BENCH MARK DATA

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100.

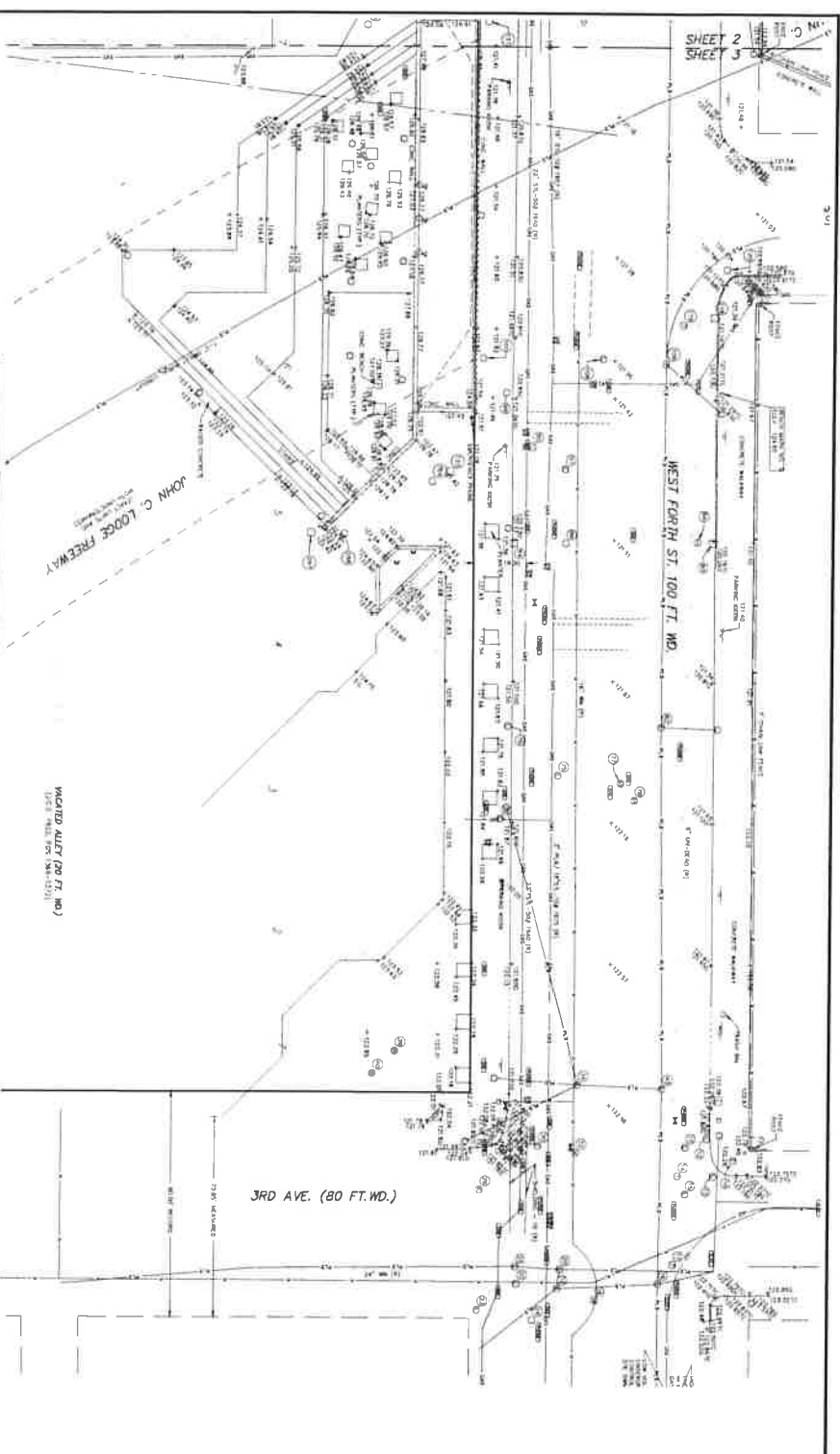
WCCOD
 WAYNE COUNTY COMMUNITY COLLEGE DISTRICT
 801 W. FIRST STREET
 DETROIT, MI 48226

811
 Michigan's 811
 Call before you dig

giffels webster
 Engineers
 20000 E. Warren
 Farmington Hills, MI 48334

20 West Adams Blvd
 Suite 2000
 Detroit, MI 48226
 5-313-850-4400
 1-212-850-8888
 www.giffelswebster.com





SHEET 2
SHEET 3

NOTES:

- 1. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 2. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 3. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 4. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 5. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 6. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 7. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 8. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 9. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:
- 10. THE COMMUNITY PROJECT WAS PROVIDED THROUGH EXISTING UTILITIES WITH UNDERGROUND UTILITIES, EXCEPT FOR THE FOLLOWING UTILITIES:

BENCHMARK DATA

ONE OF THE BENCH MARK DATA IS LOCATED AT THE INTERSECTION OF WEST FOURTH STREET AND JOHN C. LODGE FREEWAY. THE BENCHMARK DATA IS LOCATED AT THE INTERSECTION OF WEST FOURTH STREET AND JOHN C. LODGE FREEWAY. THE BENCHMARK DATA IS LOCATED AT THE INTERSECTION OF WEST FOURTH STREET AND JOHN C. LODGE FREEWAY.

PROPERTY DESCRIPTION

SECTION 14, T14N, R12E, S14. The property is located in the northeast corner of the intersection of West Fourth Street and John C. Lodge Freeway. The property is located in the northeast corner of the intersection of West Fourth Street and John C. Lodge Freeway. The property is located in the northeast corner of the intersection of West Fourth Street and John C. Lodge Freeway.



LOCATION MAP
1" = 500' SCALE

giffels webster
21100 Adams Road
Suite 720
Detroit, MI 48226
313.962.8442
www.giffelswebster.com

LEGEND - EXISTING

| | | | |
|------------------------------------|------------------------------------|------------------------------------|------------------------------------|
| 1/2" GRADE | 1/2" GRADE | 1/2" GRADE | 1/2" GRADE |
| 1/4" GRADE | 1/4" GRADE | 1/4" GRADE | 1/4" GRADE |
| 1/8" GRADE | 1/8" GRADE | 1/8" GRADE | 1/8" GRADE |
| 1/16" GRADE | 1/16" GRADE | 1/16" GRADE | 1/16" GRADE |
| 1/32" GRADE | 1/32" GRADE | 1/32" GRADE | 1/32" GRADE |
| 1/64" GRADE | 1/64" GRADE | 1/64" GRADE | 1/64" GRADE |
| 1/128" GRADE | 1/128" GRADE | 1/128" GRADE | 1/128" GRADE |
| 1/256" GRADE | 1/256" GRADE | 1/256" GRADE | 1/256" GRADE |
| 1/512" GRADE | 1/512" GRADE | 1/512" GRADE | 1/512" GRADE |
| 1/1024" GRADE | 1/1024" GRADE | 1/1024" GRADE | 1/1024" GRADE |
| 1/2048" GRADE | 1/2048" GRADE | 1/2048" GRADE | 1/2048" GRADE |
| 1/4096" GRADE | 1/4096" GRADE | 1/4096" GRADE | 1/4096" GRADE |
| 1/8192" GRADE | 1/8192" GRADE | 1/8192" GRADE | 1/8192" GRADE |
| 1/16384" GRADE | 1/16384" GRADE | 1/16384" GRADE | 1/16384" GRADE |
| 1/32768" GRADE | 1/32768" GRADE | 1/32768" GRADE | 1/32768" GRADE |
| 1/65536" GRADE | 1/65536" GRADE | 1/65536" GRADE | 1/65536" GRADE |
| 1/131072" GRADE | 1/131072" GRADE | 1/131072" GRADE | 1/131072" GRADE |
| 1/262144" GRADE | 1/262144" GRADE | 1/262144" GRADE | 1/262144" GRADE |
| 1/524288" GRADE | 1/524288" GRADE | 1/524288" GRADE | 1/524288" GRADE |
| 1/1048576" GRADE | 1/1048576" GRADE | 1/1048576" GRADE | 1/1048576" GRADE |
| 1/2097152" GRADE | 1/2097152" GRADE | 1/2097152" GRADE | 1/2097152" GRADE |
| 1/4194304" GRADE | 1/4194304" GRADE | 1/4194304" GRADE | 1/4194304" GRADE |
| 1/8388608" GRADE | 1/8388608" GRADE | 1/8388608" GRADE | 1/8388608" GRADE |
| 1/16777216" GRADE | 1/16777216" GRADE | 1/16777216" GRADE | 1/16777216" GRADE |
| 1/33554432" GRADE | 1/33554432" GRADE | 1/33554432" GRADE | 1/33554432" GRADE |
| 1/67108864" GRADE | 1/67108864" GRADE | 1/67108864" GRADE | 1/67108864" GRADE |
| 1/134217728" GRADE | 1/134217728" GRADE | 1/134217728" GRADE | 1/134217728" GRADE |
| 1/268435456" GRADE | 1/268435456" GRADE | 1/268435456" GRADE | 1/268435456" GRADE |
| 1/536870912" GRADE | 1/536870912" GRADE | 1/536870912" GRADE | 1/536870912" GRADE |
| 1/1073741824" GRADE | 1/1073741824" GRADE | 1/1073741824" GRADE | 1/1073741824" GRADE |
| 1/2147483648" GRADE | 1/2147483648" GRADE | 1/2147483648" GRADE | 1/2147483648" GRADE |
| 1/4294967296" GRADE | 1/4294967296" GRADE | 1/4294967296" GRADE | 1/4294967296" GRADE |
| 1/8589934592" GRADE | 1/8589934592" GRADE | 1/8589934592" GRADE | 1/8589934592" GRADE |
| 1/17179869184" GRADE | 1/17179869184" GRADE | 1/17179869184" GRADE | 1/17179869184" GRADE |
| 1/34359738368" GRADE | 1/34359738368" GRADE | 1/34359738368" GRADE | 1/34359738368" GRADE |
| 1/68719476736" GRADE | 1/68719476736" GRADE | 1/68719476736" GRADE | 1/68719476736" GRADE |
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| 1/274877907344" GRADE | 1/274877907344" GRADE | 1/274877907344" GRADE | 1/274877907344" GRADE |
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| 1/507060240865104612977888" GRADE | 1/507060240865104612977888" GRADE | 1/507060240865104612977888" GRADE | 1/507060240865104612977888" GRADE |
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| | | |
|--|-----------|------------|
| Corporation Council | 500.00 | |
| Fire Department | 500.00 | |
| Public Library | 500.00 | |
| Parks and Boulevards | 2,500.00 | |
| Police Department | 1,000.00 | |
| Recreation Commission | 500.00 | |
| City Clerk | 4,000.00 | |
| Board of Education | 500.00 | |
| Public Lighting | 100.00 | |
| Election Comm. | 225.00 | |
| Dept. Bldg. and S. E. | 200.00 | |
| Welfare Department | 500.00 | |
| Receiving Hospital | 500.00 | |
| Clafar Hospital | 11,000.00 | |
| Water Board | 500.00 | |
| Board of Health | 500.00 | |
| Art Institute | 11,500.00 | |
| Street Railway Commission | 5,000.00 | |
| House of Correction | 50.00 | |
| Bureau of Markets | 45.00 | |
| City Controller | 15.00 | |
| Psychopathic Clinic | 50,000.00 | |
| House of Correction (Revolving Fund) | 500.00 | |
| Motor Transportation | 200.00 | |
| Tuberculosis Sanatorium (Northville) | | 117,840.00 |

| | | |
|--|---------------|--------------|
| Cash in City Depositories— | | |
| Bank of Detroit Checking Account | \$ 339,262.89 | |
| Bank of Detroit Reserve Account | 1,851,000.00 | |
| Bank of Detroit (Sinking Fund) | 835,613.34 | |
| Peninsular State Bank | 1,000.00 | |
| First National Bank | 1,000.00 | |
| Dime Savings Bank | 1,000.00 | |
| Peoples' State Bank | 1,000.00 | |
| Merchants' National Bank | 1,000.00 | |
| Wayne County and Home Savings Bank | 1,000.00 | |
| First State Bank of Detroit | 1,000.00 | |
| Detroit Savings Bank | 1,000.00 | |
| Central Savings Bank | 1,000.00 | |
| American State Bank | 1,000.00 | |
| Commonwealth Federal Sava. Bank Reserve | | |
| Commonwealth Fed. Sava. Bank (Street | | |
| Railway Purchase Account) | 530,000.00 | |
| Commonwealth Fed. Sava. Bank (Street | | |
| Railway Operation and Maintenance Acc.) | 1,354,500.00 | |
| National Bank of Commerce | 1,000.00 | |
| Michigan State Bank | 1,000.00 | |
| Continental Bank | 1,000.00 | |
| Guaranty Trust Co., N. Y. | 630,000.00 | |
| First and Old Det. Nat'l Bank (Board of | | |
| Education P. R. Reserve) | 15,000.00 | |
| Wayne County and Home Savings Bank (P. | | |
| R. Reserve) | 25,000.00 | |
| | | 5,264,384.00 |

\$ 37,083,328.01

Accepted and placed on file.

From the Corporation Counsel,
Hon. Richard Lindsay, City Clerk:
Dear Sir—I enclose herewith pro-
posed ordinance granting to the
Pennsylvania-Detroit Railroad Com-
pany, The Pere Marquette Railway
Company, the Wabash Railway Com-
pany, the Fort Street Union Depot
Company and the Detroit Union
Railroad Depot & Station Company,
certain privileges.

This ordinance has been consider-
ed informally by the Common Coun-
cil sitting as a Committee of the
Whole and should be formally intro-
duced at the Council proceedings,
Tuesday evening, July 25th, receive
first and second readings by title
and laid on the table for des) pas-
sage Tuesday evening, August 1st,
1922.

Very truly yours,
CLARENCE E. WILCOX,
Corporation Counsel

By Councilman Littlefield:

AN ORDINANCE to enable the Penn-
sylvania-Detroit Railroad Com-
pany, an extension of the railroad
lines of the Pennsylvania Railroad
from Toledo, Ohio, to Detroit,
Michigan, to secure adequate fu-
cilities, and to use the Fort Street
Union Depot located at the south-
west corner of Third street and
Fort street west, in the City of
Detroit, jointly with other rail-
road companies; and to enable it
to secure adequate and convenient
freight terminals suitably located
to serve the interests of the city;
and to authorize The Fort Street
Union Depot Company to construct
new or additional viaducts; to
cross certain streets at grade; to
close certain streets and alleys;
and to provide for and authorize
other facilities as in this ordi-
nance described.

1922 JCC Pgs. 1366-1372

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

Section 1. The Fort Street Union Depot Company is hereby granted permission and authority, at such time as it shall deem necessary, to rebuild or reconstruct its elevated structure on West Jefferson avenue of such dimensions as will be required for a four (4) track elevated railroad, and to maintain and operate the same, provided that the clearance over the street and any tracks located thereon shall be not less than now exists under the present viaduct, and the supporting posts, where relocated, shall be so located as to meet the approval of the Commissioner of Public Works. Plan No. D-210.

Sec 2. To enable the Pennsylvania-Detroit Railroad Company, The Fort Street Union Depot Company, Wabash Railway Company and Pere Marquette Railway Company to construct, maintain and operate a freight and passenger terminal and other railroad facilities convenient to the retail business center of the City of Detroit, and to meet the requirements of the said business center:

(1) Portions of the following streets and alleys shall be and are hereby vacated: Fourth street, between Congress street and Larned street; Fifth street, between Congress street and West Jefferson avenue; Brooklyn avenue, between Fort street west and West Jefferson avenue; Congress street, between Third street and Brooklyn avenue; all alleys in blocks bounded by Fort street west, Third street, Larned street, West Jefferson avenue and Brooklyn avenue; the east and west alley one hundred and thirty-eight feet south of Fort street from Brooklyn avenue westwardly to the east line of an intersecting alley. Plan No. D-210.

(2) The grade of Larned street shall be changed beginning at the present grade at the intersection of the center line of Larned street with the center line of West Jefferson avenue; thence eastwardly along the center line of Larned street ascending at the rate of 0.45 per cent to a point in the present street grade, 75 feet west of the west line of Third street. Plan D-210.

(3) Permission and authority are further granted to the

Pennsylvania-Detroit Railroad Company so to construct its terminal along West Jefferson avenue and Larned street between Third street and Sixth street, that the second story of the structure may extend over the said avenue and street not to exceed ten (10) feet and with a clear headroom of not less than thirteen (13) feet; provided the said extension shall not be supported by means of posts or other obstructions placed in said avenue and street. Plan D-210.

Sec. 3 (a) In consideration of the vacations prescribed in Section 2, the Pennsylvania-Detroit Railroad Company shall at its own expense (a) widen Third street twenty (20) feet on the west side thereof between Congress street and Larned street, making said street eighty (80) feet wide, as it is at present between Congress street and Fort street; (b) widen Sixth street thirty (30) feet on the west side thereof, between Congress street and West Jefferson avenue and extend it on a uniform width of eighty (80) feet northwardly to join that part of said Sixth street widened by the Fort Street Union Depot Company under ordinance of January 22nd, 1893. Plan No. D-210.

(2) Permission and authority are also granted to the Pennsylvania-Detroit Railroad Company to construct, maintain and renew a bridge for the passage of vehicles and pedestrians over and across Third street, as widened, from property acquired by it on the east side of Third street, immediately north of the alley midway between Congress street and Larned street, to the second floor of its freight terminal on the west side of Third street, the said bridge to be supported outside of the street lines and on bents constructed on the curb lines and to provide a clearance of at least fifteen (15) feet between the street railway tracks on Third street and the lowest projection of the bridge over the said street railway tracks. The design, material and construction of the said bridge shall be subject to the approval of the Commissioner of Public Works. Plan No. D-210.

(3) Permission and authority are also granted to the Pennsylvania-Detroit Railroad Company, the Fort Street Union Depot Company, or to any

59 all of the railroad companies
60 using the Fort Street Union De-
61 pot jointly or severally to con-
62 struct, maintain and renew a
63 bridge or bridges over and
64 across Sixth street, as relocat-
65 ed and widened, between Fort
66 street west and West Jefferson
67 avenue; the said bridge or
68 bridges to be supported by
69 three lines of posts, one in the
70 center and one on each curb
71 line of the said street. A clear-
72 ance of not less than thirteen
73 (13) feet shall be maintained
74 between the lowest point of the
75 said bridge and the established
76 grade of the said street. The
77 design, construction and ma-
78 terial of said bridge or bridges
79 shall be subject to the approv-
80 al of the Commissioner of Pub-
81 lic Works, Plan D-214.

Sec. 4. Railroad tracks now
2 located on the surface of West
3 Jefferson avenue and Larned
4 street, between Third street
5 and Eighth street laid for the
6 purpose of serving industries
7 located on property now owned
8 by the Pennsylvania-Detroit
9 Railroad Company and which
10 will be used for its said freight
11 terminal, shall be moved by the
12 corporations, parties or individ-
13 uals owning or controlling the
14 said tracks, on the completion
15 by the Pennsylvania-Detroit
16 Railroad Company of its freight
17 terminal along the north side of
18 West Jefferson avenue and
19 Larned street, and shall be re-
20 located as provided in an ordi-
21 nance of even date herewith,
22 giving the Michigan Central
23 Railroad Company the right to
24 construct, maintain and oper-
25 ate a separate track in West
26 Jefferson avenue and Larned
27 street, Plan No. D-210.

Sec. 5. To permit the en-
2 largement of the engine house
3 and coach yard facilities now
4 located adjacent to Eighteenth
5 and Nineteenth streets, south
6 of West Jefferson avenue, to a
7 size adequate to accommodate
8 the increased passenger traf-
9 fic to the Fort Street Union De-
10 pot, permission is hereby
11 granted to cross at grade
12 Nineteenth street between West
13 Jefferson avenue and the De-
14 troit River with as many tracks
15 as the grantee herein shall
16 deem necessary. Plan D-337.

Sec. 6. To enable the Penn-
2 sylvania-Detroit Railroad Com-
3 pany and the Detroit Union
4 Railroad Depot and Station
5 Company, or its lessee, to de-
6 velop fully the property for
7 freight terminals and other
8 railroad facilities between Fort

9 street west and the tracks of
10 the Detroit Union Railroad De-
11 pot & Station Company, and
12 between McKinstry and Sam-
13 mit avenues, an unopened alley
14 between lots Nos. 1 and 2 on
15 the north and lot 3 on the
16 south, in Outlot No. 14, of Sub-
17 division of Outlot No. 20, and
18 15 Private Chalk No. 20, and
19 an unopened alley being the
20 north fifteen (15) feet of Lot
21 No. 17, in Outlot No. 14, of the
22 same subdivision, are hereby
23 vacated, and permission and
24 authority are hereby granted to
25 the said railroad companies to
26 connect the tracks to be laid
27 on said property with the
28 tracks of the Detroit Union
29 Railroad Depot & Station Com-
30 pany, and its lessee, crossing
31 Ferdinand street with one lead
32 or connecting track and cross-
33 ing Summit avenue with seven
34 lead or connecting tracks, Plan
35 No. D-174.

Sec. 7. Sewers, water mains,
2 gas pipes, underground con-
3 duita, telephone or electric
4 light wires, street railway
5 tracks or other property own-
6 ed by the City of Detroit or lo-
7 cated by its authority in any
8 of the streets or alleys provid-
9 ed to be vacated by this ordi-
10 nance, shall be changed, alter-
11 ed, reconstructed or removed
12 and replaced in such location or
13 locations as shall be determined
14 by the City. All work in con-
15 nection therewith shall be done
16 either by the Pennsylvania-Det-
17 roit Railroad Company, or by
18 the corporations or individuals
19 maintaining the same, or by
20 the City itself, as the Commis-
21 sioner of Public Works may de-
22 termine to the satisfaction of
23 the Commissioner of Public
24 Works, at the sole cost and ex-
25 pense of the Pennsylvania-Det-
26 roit Railroad Company.

Sec. 8. Permission and au-
2 thority are further granted to
3 the Pennsylvania-Detroit Rail-
4 road Company to construct,
5 maintain and operate a double
6 track connection between the
7 tracks of the Wabash Railway
8 Company and the Pere Mar-
9 quette Railway Company west
10 of their junction at Detroit in
11 said city, crossing the follow-
12 ing streets and alleys at grade:
13 Forman street north of and ad-
14 jacent to the right of way of
15 the Wabash Railway Company;
16 an unopened alley between
17 Forman street and Gates street;
18 an unnamed alley south of Bar-
19 ron street, Barron street west
20 of its junction with Gates
21 street, Norcross street, Fort

22 street and Dearborn Avenue
 23 immediately west of and ad-
 24 joining the tracks of the Pen-
 25 nnsylvania Railway Company
 26 as shown on a plan and survey
 27 filed in the office of the Com-
 28 missioner of Public Works
 29 Plan No. D-24, Sheet 1.

30 Sec. 9. Permission and au-
 31 thority are further granted to
 32 the Pennsylvania-Detroit Rail-
 33 road Company to construct,
 34 maintain and operate one or
 35 two main tracks on right of
 36 way recently acquired by it
 37 south of and adjacent to the
 38 right of way of the Detroit
 39 Terminal Railroad and crossing
 40 at grade, Livernois Avenue, Lin-
 41 wood Avenue, Twelfth Street
 42 and Oakman Avenue. Plan No.
 43 D-25 Sheet 1.

44 Sec. 10. In compliance with
 45 the terms and provisions of an
 46 ordinance passed February 18th,
 47 1882, concerning the construc-
 48 tion of sidetracks, spur tracks,
 49 etc., Specifications of all plans re-
 50 ferred to herein and attached
 51 hereto have been filed in the
 52 office of the Commissioner of
 53 Public Works.

54 Sec. 11. In all streets not
 55 paved the tracks herein au-
 56 thorized shall be laid in such
 57 manner as shall least interfere
 58 with public travel, and subject
 59 to the approval of the Commis-
 60 sioner of Public Works, and
 61 the railroad company or com-
 62 panies owning said tracks shall
 63 keep the surface of the streets
 64 between the rails of said tracks
 65 in good order.

66 In all streets which are pav-
 67 ed the railroad company or
 68 companies owning the said
 69 tracks across the same shall
 70 pay the cost of paving and re-
 71 paving the portion of the said
 72 streets between the rails of
 73 said tracks and one foot on
 74 each side thereof. The grantees
 75 in this ordinance named shall
 76 respectively indemnify and save
 77 harmless the City of Detroit
 78 from all damages or claims for
 79 which the City of Detroit shall
 80 be made or become liable by
 81 reason of the grants herein
 82 made to the respective grantees
 83 for the construction, mainten-
 84 ance and operation of tracks
 85 across said streets and alleys.

86 Sec. 12. Permission and au-
 87 thority are hereby given the
 88 grantees herein named when-
 89 ever the same shall be neces-
 90 sary for the prosecution of the
 91 work herein authorized, to ob-
 92 struct temporarily any street,
 93 avenue or alley to such an ex-
 94 tent and for such length of
 95 time as may be approved by

96 the Commissioner of Public
 97 Works; and the grantees are
 98 also hereby authorized, when-
 99 ever the same shall become
 100 necessary, to erect and main-
 101 tain temporary structures and
 102 false work in any of the said
 103 streets and alleys during the
 104 rebuilding of the aforesaid
 105 structure, freight terminal or
 106 other facilities herein provid-
 107 ed for, subject to the approval
 108 of the said Commissioner of
 109 Public Works.

110 Sec. 13. Whenever permission
 111 and authority are granted by
 112 this ordinance to the Pennsylv-
 113 ania-Detroit Railroad Com-
 114 pany, the Detroit Union Rail-
 115 road Depot & Station Company,
 116 the Port Street Union Depot
 117 Company, the Pere Marquette
 118 Railway Company or the Wa-
 119 bash Railway Company, the
 120 same shall inure to the benefit
 121 of, and the terms and condi-
 122 tions herein imposed shall be
 123 binding upon the respective
 124 lessees, successors and assigns.

125 Sec. 14. Wherever railroad
 126 tracks are authorized to be con-
 127 structed under this ordinance,
 128 the grantees whose tracks are
 129 crossed at any time shall, at
 130 request of the City, install at
 131 their own cost, crossings for
 132 street car tracks at the inter-
 133 section of such railroad tracks
 134 and such other safeguards and
 135 appliances, incidental to such
 136 crossings, as shall be required
 137 by law, whether such street car
 138 tracks are now existing or are
 139 authorized to be constructed
 140 under Ordinance No. 788-A.

141 Sec. 15. This ordinance is
 142 passed upon the express condi-
 143 tion that the necessity for any
 144 grade separation affecting the
 145 intersecting streets, boulevards
 146 and alleys shall be in nowise
 147 waived. As to the trackage
 148 permitted in Sections 9 and 10
 149 of this ordinance to be con-
 150 structed, the said Pennsyl-
 151 vania-Detroit Railroad Com-
 152 pany, by its acceptance of the
 153 terms hereof, agrees to such
 154 method of grade separation as
 155 may be determined upon when
 156 a plan of such separation is
 157 imposed upon or is the result of
 158 a contract between the City of
 159 Detroit and any other railroad
 160 company whose track is so lo-
 161 cated that the plan adopted as
 162 to it will apply to the Pennsylv-
 163 ania-Detroit Railroad Com-
 164 pany.

165 Sec. 16. The Detroit Union
 166 Railroad Depot & Station Com-
 167 pany has a right of way of a
 168 minimum width of sixty feet
 169 between Nineteenth street and

Delray Crossing, so-called, which is of sufficient width for a maximum of four main tracks, of which right of way the Pere Marquette Railway Company and the Wabash Railway Company are lessees. Said lessees have contemplated the construction of four main tracks of railroad requiring the construction of additional tracks on said portion of said right of way, so that said tracks would occupy the whole width of such right of way. If permission be hereafter obtained to construct additional tracks at grade, and such tracks shall be constructed across any street, boulevard or alley between Nineteenth street and Delray Crossing, so-called, and thereafter the grades are separated, the grantees agree, in consideration of the grants herein contained that the entire extra cost of construction of such grade separation within the limits of the intersections, but only within such intersections of the said right of way and the streets, boulevards and alleys due to the laying of such additional tracks at grade across said streets, boulevards and alleys as compared with the cost of separating the grades of the tracks now laid across said streets, boulevards and alleys, shall be borne by the grantees.

Sec. 17. The grantees shall indemnify and save harmless the City of Detroit against any and all liability on account of or growing out of any grant of authority to them, or any of them, made in this ordinance, or on account of or growing out of anything which the said grantees, or any of them, may do under the authority thereof.

Sec. 18. This ordinance shall take effect upon filing a written acceptance thereof by the Pennsylvania-Detroit Railroad Company, The Fort Street Union Depot Company, the Detroit Union Railroad Depot & Station Company, the Pere Marquette Railway Company and the Wabash Railway Company with the Clerk of the City of Detroit within two months from and after its approval.

Read twice by title, ordered printed and laid on the table.

From the Corporation Council,
Hon. Richard Lindsay, City Clerk.
Dear Sir—I enclose herewith proposed ordinance granting to the Michigan Central Railroad Company the right to construct, operate and

maintain a spur track on Jefferson avenue west within the City of Detroit.

This ordinance has been considered by the Common Council sitting as a Committee of the Whole in connection with the Pennsylvania Railroad Company ordinance, so-called. It should be formally introduced in the Council meeting Tuesday evening, July 25th, receiving first and second readings and laid on the table for final passage on Tuesday evening, August 1st, 1922.

Very truly yours,
CLARENCE E. WILCOX,
Corporation Council.

By Councilman Littlefield.

AN ORDINANCE granting the Michigan Central Railroad Company the right to construct, operate and maintain a spur track in Jefferson avenue west, within the City of Detroit.

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

Section 1. Consent, permission and authority is hereby granted to The Michigan Central Railroad Company, a corporation of the State of Michigan, and its successors and assigns, to extend its "Mills Track," so-called, as now located in Jefferson avenue west, in the City of Detroit, and to construct, maintain and operate such extension from a point ninety (90) feet easterly of the east line of Eighth street, thence easterly substantially along the center line of said Jefferson avenue west to a point where the southerly line of Larned street, if extended westerly, would intersect said center line of Jefferson avenue west, and thence easterly along the south side of Larned street to the west line of Third street. A map and survey of the route and track shall be filed with the Department of Public Works, and City Engineer, within thirty (30) days from the taking effect of this ordinance.

Sec. 2. Said track shall be of standard gauge and shall be laid under the supervision and inspection of the Department of Public Works, and shall conform to the grade of the street as now is or may be hereafter established in such manner as to least interfere with the ordinary travel on said street; all paving or replacing of paving between the rails and eighteen (18) inches, or farther outside thereof, if necessary to cover the approaches, shall be done by the Department of Public Works when the grantees has deposited a sufficient sum to cover the

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Sec. 3.
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Sec. 4.
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11 thereon, an
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17 between th
18 street and
19 (200) feet
20 line of Th

Sec. 5. Th
1 cars on said
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3 dence there
4 all other va
5 be required
6 unobstructe
7 same on th
8 train engine

19 cost of the same and installing
20 the necessary drainage, the kind
21 of pavement to be determined by
22 the Department of Public Works
23 only T rails not less than five
24 (5) inches in height and sawed
25 ties are to be used and at all
26 times during the life of this
27 ordinance the expenses of repair-
28 ing or repaving the roadway be-
29 tween the rails of said spur
30 track, and for a distance of
31 eighteen (18) inches or farther
32 outside if necessary, whenever
33 such repairing or repaving is di-
34 rected by the Department of
35 Public Works, shall be done by
36 said Department of Public
37 Works at the expense of the
38 grantee and after notice to the
39 grantee by said Department of
40 Public Works. The upper sur-
41 face of the rails of said track
42 shall be flush with the surface
43 of the street and laid in such
44 manner as not to interfere with
45 ordinary traffic, and particularly
46 wheel vehicles. The grantee, its
47 successors and assigns shall
48 keep the surface of the streets
49 between the rails of said spur
50 track in good order and repair.

Sec. 2. The grantee shall by
2 good and sufficient bond fully
3 indemnify and save harmless
4 the City of Detroit from any and
5 all claims for damages for
6 which said City shall be made
7 or become liable to pay by rea-
8 son of the construction, main-
9 tenance and operation of said
10 spur track, or the giving or al-
11 lowing of the permission, right
12 and privileges hereby granted.

Sec. 4. Said grantee is au-
2 thorized to use said railroad
3 track for the purposes of its
4 lawful business. Steam or
5 other form of motive power may
6 be employed to propel the cars
7 to be used on said spur track,
8 and cars may be run at irregu-
9 lar hours, the design of the
10 said grantee being to transport,
11 receive and deliver freight
12 thereon, and to accommodate the
13 public in respect thereto, pro-
14 vided that cars shall not be left
15 standing between the hours of
16 5:05 a. m. and 5:05 o'clock p. m.
17 upon the portion of said track
18 between the west line of Sixth
19 Street and a point three hundred
20 (300) feet westerly of the west
21 line of Third street.

Sec. 5. The trains, engines and
2 cars on said spur track shall at
3 all times be entitled to prece-
4 dence thereon over vehicles, and
5 all other vehicles thereon shall
6 be required to leave the same
7 unobstructed, and to leave the
8 same on the approach of an
9 train, engine or cars.

Sec. 6. The powers and privi-
2 leges hereby granted shall be
3 limited to thirty (30) years from
4 and after the date of the pas-
5 sage of the ordinance, and shall
6 in no wise restrict or alter the
7 right of the City of Detroit, or
8 any of its authorized municipal
9 boards or officers, to enter upon
10 said street and occupy the same
11 in building public works for
12 general purposes of any kind
13 whatsoever. This ordinance is
14 subject to revocation at the will
15 of the Common Council or elec-
16 tors of the City of Detroit.

Sec. 7. No car or the engine
2 attached thereto shall be allow-
3 ed to stop or remain in front of
4 any intersecting street so as to
5 obstruct the free and ordinary
6 use thereof.

Sec. 8. Any willful violation
2 of or failure to comply with the
3 provisions of this ordinance by
4 said The Michigan Central Rail-
5 road Company, or its successors
6 or assigns, or by its or their
7 agents, or any person in the
8 employ of said grantee, or if the
9 driver of any vehicle shall ob-
10 struct said track or refuse to
11 turn out, as required by Section
12 5 hereof, the same shall be pun-
13 ished by a fine not exceeding
14 One Hundred Dollars (\$100.00),
15 or, (except as to the grantee)
16 imprisonment in the Detroit
17 House of Correction for a period
18 not exceeding ninety (90) days,
19 or both such fine and imprison-
20 ment in the discretion of the
21 Court.

Sec. 9. This ordinance shall
2 be void and of no effect unless
3 the grantee or its successors or
4 assigns shall within one (1)
5 month from the date of approval
6 thereof, notify the Common
7 Council of the City of Detroit,
8 in writing, of its or their ac-
9 ceptance of the same.

Sec. 10. The right to alter,
2 amend or repeal this ordinance
3 is hereby reserved, and the Com-
4 mon Council may by resolution
5 rescind the rights and privileges
6 herein or hereby or by any reso-
7 lution of the Common Council
8 granted, and may make such
9 regulations and rules and or-
10 ders in relation to the main-
11 tenance and operation of said
12 spur tracks as said Common
13 Council may deem necessary to
14 protect the interest, safety and
15 welfare of the City and public
16 in relation thereto.

Sec. 11. In the event of the
2 repeal of this ordinance or the
3 rescission of any of the rights
4 and privileges hereby or by any
5 resolution of the Common Coun-
6 cil granted, such rights and

7 privileges shall cease and be at
 8 an end, and said grantees shall
 9 at his, their or its own expense,
 10 remove the track laid under the
 11 authority of this ordinance or
 12 any resolution of the Common
 13 Council from the said street, and
 14 restore the roadbed thereof to a
 15 condition equal to that in which
 16 the same may be at the time
 17 of laying said spur tracks.

Sec. 12. That all of the rights,
 2 powers and privileges granted
 3 by the Common Council of the
 4 City of Detroit to A. Booth &
 5 Company, by resolution dated
 6 October 10th, 1905; to the Buhl
 7 Stamping Company, by resolu-
 8 tion dated June 28th, 1915; to
 9 the National Grocer Company,
 10 by resolution dated April 18th,
 11 1915; respectively, to maintain
 12 and operate certain side or spur
 13 tracks, be and the same hereby
 14 are revoked, effective thirty (30)
 15 days from and after the passage
 16 of this ordinance and such
 17 rights, powers and privileges
 18 shall cease and be at an end at
 19 the time aforesaid, and said
 20 grantees, and each of them, or
 21 their successors or assigns, shall
 22 at his, their or its own expense
 23 remove from the said street the
 24 tracks laid under authority of
 25 said resolutions or any resolu-
 26 tions of the Common Council.

Sec. 13. In consideration of
 2 this permit the grantee agrees
 3 to remove at its own expense
 4 only so much of the existing
 5 street railway tracks on said
 6 street and upon such terms as
 7 may be agreed upon with the
 8 Board of Street Railway Com-
 9 missioners.

Read twice by title, ordered print-
 ed and laid on the table.

From the Corporation Counsel,
 To the Honorable the Common
 Council:

Gentlemen—As per your request
 I herewith enclose the proper reso-
 lution for the opening of Dexter
 Boulevard from LaBoile Avenue to
 Bourke Avenue, where not already
 open, as a public street and high-
 way.

Respectfully submitted,

CLARENCE E. WILCOX,

Corporation Counsel.

By Councilman Watson.

Resolved, That it be and it is here-
 by declared by the Common Coun-
 cil of the City of Detroit, necessary
 to make in said city the following
 public street improvement and that the
 same is for the use or benefit of
 the public, viz:

Opening Dexter Avenue from
 LaBoile Avenue to Bourke Avenue

take private property for the pur-
 pose of making such improvement,
 which said property is situated in
 said City of Detroit and is bounded
 and described as follows:

All that part of Lot 4 of Plat of
 Henry Walker's Plat of the west-
 erly 80 Acres of Quarter Section 8,
 and all of that portion of Quarter
 Section 9 of the 10,000 Acre Tract
 as recorded in Liber 1, Page 264 of
 Plats of Wayne County Records,
 described as follows: Beginning at
 the intersection of the center line
 of Dexter Avenue as platted in Rob-
 ert Oakman's Livernois and Ford
 Highway Subdivision of part of Lots
 4 and 7, and Lots 5 and 6, Henry
 Walker's Plat of the westerly 50
 Acres of Quarter Section 8, and all
 of that part of Quarter Section 9,
 10,000 Acre Tract as recorded in
 Liber 35, Page 2 of Plats of Wayne
 County Records, and the north line
 of said Subdivision. Thence along
 said line North 65 degrees 54 min-
 utes East 51.59 feet to a point on
 the proposed east line of Dexter
 Avenue. Thence along said line
 North 15 degrees 40 minutes West
 37.15 feet to a point on the north
 line of Lot 4. Thence along said
 line South 66 degrees 54 minutes
 West 100.84 feet to a point on the
 proposed west line of Dexter Ave-
 nue. Thence along said line South
 15 degrees 40 minutes East 37.15
 feet to a point on the north line of
 said Robert Oakman's Livernois and
 Ford Highway Subdivision. Thence
 along said line North 65 degrees 54
 minutes East 49.25 feet to the place
 of beginning.

Also all that part of Lot 8 of
 last mentioned subdivision described
 as follows: Beginning at the inter-
 section of the proposed west line
 of Dexter Avenue and the south
 line of said Lot 8. Thence along
 said south line of Lot 8, North 65
 degrees 54 minutes East 100.84 feet
 to a point on the proposed east
 line of Dexter Avenue. Thence
 along said line North 15 degrees 40
 minutes West 389.29 feet to a point
 on the north line of said lot 8.
 Thence along said line South 65 de-
 grees 54 minutes West 100.84 feet
 to a point on the proposed west line
 of Dexter Avenue. Thence along
 said line South 15 degrees 40 min-
 utes East 389.29 feet to the place
 of beginning.

Also all that part of Lot 3 of
 last mentioned subdivision de-
 scribed as follows: Beginning at
 the intersection of the proposed
 west line of Dexter Avenue and
 the south line of said lot 3. Thence
 along said south line of lot 3

2018-08-07

491

Petition of Wayne County Community College District, request to Outright Vacate Utility Easement on the block bounded by Fort, Sixth, John C. Lodge, and Congress.

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

150
24



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

~~25-100-151~~

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 10, 2018

Honorable City Council:

RE: Petition No. 1644 — Angel Roberson request to vacate an alley located on Santa Barbara through Pennington Street.

Petition No. 1644 — Angel Roberson request to vacate and convert to easement the west ½ of the east-west public alley, 16 feet wide, in the block bounded by Thatcher Avenue, 50 feet wide, Curtis Avenue, 66 feet wide, Santa Barbara Avenue, 75 feet wide and Pennington Avenue, 75 feet wide.

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

The request is being made in order to close off an unused alley in the block and for the resident's security.

The request was approved by the Solid Waste Division – DPW, and Traffic Engineering Division – DPW, and City Engineering - DPW.

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.

All other involved 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. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JK

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

ENTERED JAN 14 2019 MTNB AS (310)

BY COUNCIL MEMBER _____

RESOLVED, that all of the west $\frac{1}{2}$ of the east-west public alley, 16 feet wide, in the block bounded by Thatcher Avenue, 50 feet wide, Curtis Avenue, 66 feet wide, Santa Barbara Avenue, 75 feet wide and Pennington Avenue, 75 feet wide, and further described as: land in the City of Detroit, Wayne County, Michigan, being that part of the public alley, 16 feet wide, lying north of and adjoining the north line of Lot 357, also lying south of and adjoining the south line of Lots 564 through 569, both inclusive and the west 1.00 foot of Lot 570 "Palmer Boulevard Estates Subdivision of W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 9, T.1S.,R.11E. Greenfield Twp., Wayne County, Michigan" as recorded in Liber 35, Page 42 of Plats, Wayne County Records.

Be and the same is hereby vacated as a public right-of-way and converted into a private easement for public utilities of the full width of the right-of-way, 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 right-of-way and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public an 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 (except necessary line fences), 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 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 easement without prior written approval and agreement with the Detroit Water and Sewerage Department; 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 Santa Barbara 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. 1644
 ANGEL ROBERSON
 18094 SANTA BARBARA DR.
 DETROIT, MICHIGAN 48239
 PHONE NO. 313 614-4458



CURTIS AVE. 66 FT. WD.

SANTA BARBARA DR. 75 FT. WD.

| | | | | | | | | | | |
|------|-----|-------|------|-----|------|-----|-----|---|-----|------|
| 24 | 20 | = | = | = | = | = | = | = | 20 | 24 |
| 564 | 566 | = | 568 | = | 570 | = | 572 | = | 574 | 576 |
| 100 | | | | | | | | | | 100 |
| 31.4 | 357 | 125.4 | 32.4 | 18 | 31.6 | 125 | 236 | | 34 | 32.6 |
| 33 | | | | | | | | | 35 | |
| 35 | 355 | | | | | | 238 | | " | |
| " | | | | | | | | | " | |
| " | 353 | | | | | | 240 | | " | |
| " | | | | | | | | | " | |
| " | 351 | | | | | | 242 | | " | |
| " | | | | | | | | | " | |
| " | 349 | | | | | | 244 | | " | |
| " | | | | | | | | | " | |
| " | 347 | | | | | | 246 | | " | |
| " | | | | | | | | | " | |
| " | 345 | | | | | | 248 | | " | |
| 35 | 344 | 125 | 18 | 125 | 249 | | | | 35 | |

PENNINGTON DR. 75 FT. WD.

THATCHER AVE. 50 FT. WD.



- VACATE TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 89 F

| | | | | | |
|-------------|--|----------|------|------|------|
| B | | | | | |
| A | | | | | |
| DESCRIPTION | | DRWN | CHKD | APPD | DATE |
| REVISIONS | | | | | |
| DRAWN BY | | CHECKED | | | |
| DATE | | APPROVED | | | |
| 08-01-17 | | | | | |

REQUEST TO VACATE TO EASEMENT
 THE WEST PORTION OF THE
 EAST/WEST PUBLIC ALLEY, 16 FT. WD.
 IN THE BLOCK BOUND BY
 SANTA BARBARA, PENNINGTON DR., THATCHER
 AND CURTIS AVE.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU
 JOB NO. 01-01
 DRWG. NO. X 1644

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Friday, June 16, 2017

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

1644 *Angel Roberson, request to vacate an alley located on Santa Barbara through Pennington Street.*

1 PENNINGTON
 Location of Alley

able Body to vacate said alley and convert same

igned representing not less than two-thirds (66-2/3%) ownership
 alley hereby agree that all existing utilities in said alley are to remain in
 their pre on, and that if at any time in the future a request is made to remove or relocate
 any existi poles or other utilities in the easement, the property owners making such request and
 upon whose property the pole or other utilities are located will pay all costs incurred in such
 removal or relocation unless such charges are waived by the utility owners.

We do further agree that no buildings or structures of any nature whatsoever (except
 necessary line fences) shall be built upon the easement or any part thereof, so that said easement
 shall be forever accessible for maintenance of utilities.

SPONSORING PETITIONER Alice Robertson (Name) 18011 Santa Barbara (Address) (213) 614 4458 (Phone No.)
 Def. MI 4824

| Lot No. | Signature of Deed Holder | Signature of Wife or Other Co-Owner | Address | Date |
|---------|-----------------------------|-------------------------------------|--------------------------|---------|
| | <i>Chris for CMBLT, LLC</i> | | 7645 CURTIS
Def 48221 | 10-7-14 |
| | <i>Dwayne Woodard</i> | | 18088 Santa Barbara | 4/16/16 |
| | <i>Alicia Gardner</i> | | 18066
Santa Barbara | 6/13/16 |
| | <i>[Signature]</i> | | 18080
Santa Barbara | 7/9/16 |
| | <i>[Signature]</i> | | 18087 Pennington | 5/6/17 |
| | <i>[Signature]</i> | | 18095
Pennington | 5/16/17 |
| | | | | |
| | | | | |

(Over)

2016-06-16

1644

1644 *Petition of Angel Roberson, request to vacate an alley located on Santa Barbara through Pennington Street.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND
DEVELOPMENT DEPARTMENT

154
257



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

26 ~~102-153~~
COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 6, 2018

Honorable City Council:

RE: Petition No. 1458 — Huntington Bank request to vacate east-west and north-south public alley, 18 feet wide, in the area bounded by Mack, Goethe, Alter, and Wayburn.

Petition No. 1458 — Huntington Bank request to vacate and convert to easement the west part of the east-west public alley, 18 feet wide, and the north part of the north-south public alley, 18 feet wide, all in the block bounded by Goethe Avenue, 60 feet wide, Mack Avenue, 120 feet wide, Alter Road, 66 feet wide and Wayburn Avenue, 60 feet wide. The request will also dedicate a new alley outlet to prevent creating a dead-end of the remaining north-south alley.

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

The request is being made in order to consolidate properties for commercial development consisting of a new bank building.

The request was approved by the Solid Waste Division – DPW, and Traffic Engineering Division – DPW, and City Engineering - DPW.

The location of the request is adjacent to the Detroit and Grosse Pointe Park boundary line. The petitioner is aware that the east-west alley lies partially within the two cities. The attached resolution will address the part of the alley under Detroit jurisdiction; and the petitioner is working with Grosse Pointe Park to address the part of the alley under their jurisdiction.

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.

Comcast reports having a relocation cost (\$3,488.69) associated with the request; and the petitioner has made arrangements with Comcast for their relocation. A provision for Comcast is a part of the resolution.

DTE Energy Electric Company reports involvement and provisions for DTE have been made a part of the attached resolution.

ENTERED JAN 14 2019 MTNB AS (30)



All other involved 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. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JK

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

BY COUNCIL MEMBER _____

RESOLVED, that all that part of the west part of the east-west public alley, 18 feet wide, and the north part of the north-south public alley, 18 feet wide, all in the block bounded by Goethe Avenue, 60 feet wide, Mack Avenue, 120 feet wide, Alter Road, 66 feet wide and Wayburn Avenue, 60 feet wide and further described as land in the City of Detroit, Wayne County, Michigan, being:

- 1) All that part of the east-west public alley, 18 feet wide, lying northerly of and adjoining the northerly line of Lot 70 and the westerly 61.68 feet of Lot 58 and the alley adjoining said Lots, all in "Maryland Park Subdivision of Lot 1 of Plat of Lot No. 2 of Alter's Plat of the West part of P.C. 570, Grosse Pointe Township, Wayne County, Michigan" as recorded in Liber 34, Page 95 of Plats, Wayne County Records; and bounded on the west by the westerly line of Alter Road, 66 feet wide; and bounded on the east by the easterly line of the City of Detroit, as established September 17, 1986 in J.C.C. pages 1780-1782.
- 2) All that part of the north-south public alley, 18 feet wide, lying easterly of and adjoining the easterly line of Lots 70, 71 and the northerly 15 feet of Lot 72; also lying westerly of and adjoining the westerly line of Lot 58 and the northerly 15 feet of Lot 57 "Maryland Park Subdivision of Lot 1 of Plat of Lot No. 2 of Alter's Plat of the West part of P.C. 570, Grosse Pointe Township, Wayne County, Michigan" as recorded in Liber 34, Page 95 of Plats, Wayne County Records.

Be and the same are hereby vacated as a public rights-of-way and converted into private easements for public utilities of the full width of the rights-of-way, which easements 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 right-of-way and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alleys 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 alleys 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 (except necessary line fences), 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 alleys 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 the petitioner make the necessary arrangements with Comcast for the relocation of their services in the area at an estimated cost of \$3,488.69, and further

Provided, that an easement, the full width of the existing right-of-way is reserved for DTE Electric Company (DTE) for the purpose of installing, maintaining, repairing, removing, or replacing any overhead and underground utilities facilities which may consist of underground vaults, pipelines, poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers, and accessories (collectively DTE facilities) with the right of ingress/egress at any time to, and over said easement for the purpose above set forth, and further

Provided, that free and easy access (i.e. gated access with DTE locks at all ends of the easement) to the DTE facilities and within the easement is reserved for DTE 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 facilities, and further

Provided, said owners of the adjoining property for themselves, 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 changes or storage of materials, shall be made within said easement without prior written approval of DTE, 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 of 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 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 Alter Road) 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

Be it also RESOLVED, that that your Honorable Body authorize the acceptance of the following described property being land in the City of Detroit, Wayne County, Michigan, for public alley purposes: The southerly 20 feet of Lot 72 “Maryland Park Subdivision of Lot 1 of Plat of Lot No. 2 of Alter’s Plat of the West part of P.C. 570, Grosse Pointe Township, Wayne County, Michigan” as recorded in Liber 34, Page 95 of Plats, Wayne County Records.

Provided, that the petitioner shall design and construct the new alley outlet as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW; and further

Provided, that the petitioner or their assigns shall be responsible for arranging the financing of the entire cost of the proposed alley outlet construction, including inspection, survey and engineering; and further

Provided, that the entire work is to be performed in accordance with plans and specifications approved by CED and constructed under the inspection and approval of CED; and further

Provided, that all taxes with respect to property of which the Dedication Area is a part of shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division – DPW; and further

Provided, that proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division – DPW; and further

Provided, that the fee owner submit a properly executed deed acceptable to the Law Department and/or City Engineering Division – DPW; 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. 1458
 HUNTINGTON BANK
 37 W. BROAD ST.
 COLUMBUS, OH. 43137
 C/O JEFF STOGNER
 PHONE NO. 614 480-5020

"REVISED"

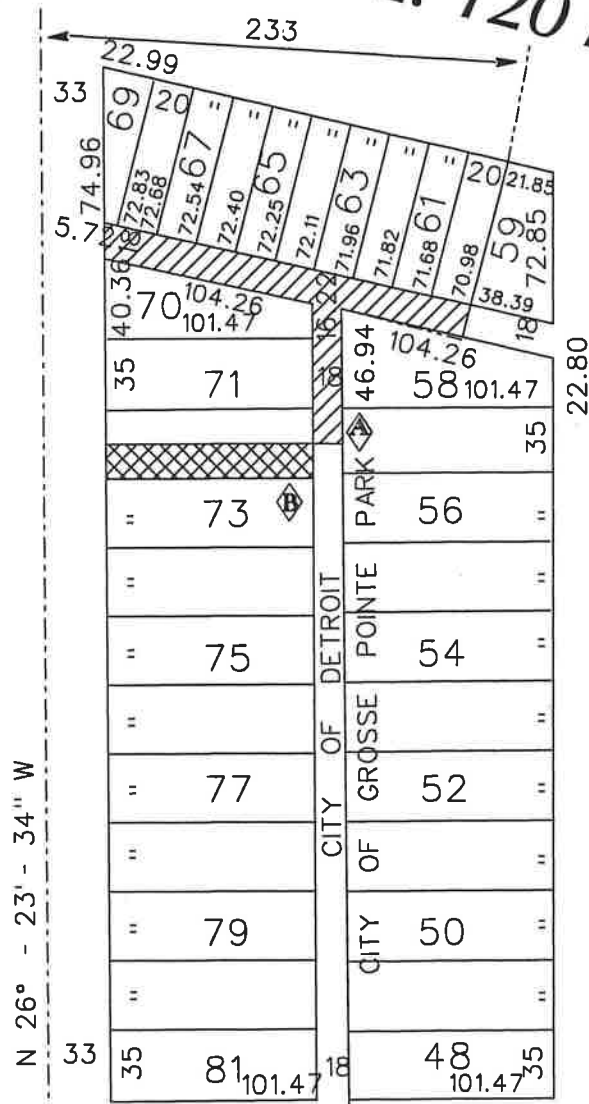


MACK AVE. 120 FT. WD.

ALTER RD. 66 FT. WD.

WAYBURN AVE. 60 FT. WD.

GOETHE AVE. 60 FT. WD.



- REQUESTED FOR DEDICATION



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 63 A

| | | | | | | | |
|--------------------|---|-----------------|-------------|-------------|-------------|---|--|
| B | 30 FT. WD. DEDICATED AREA FOR VEHICLE ACCESS | WLW | KSM | KSM | 7/25/18 | REQUEST TO CONVERT TO EASEMENT
 THE EAST/WEST AND A PORTION OF NORTH/SOUTH
 PUBLIC ALLEYS 18 FT. WD. AND
 REQUEST FOR DEDICATION
 IN THE BLOCK BOUND BY
 MACK, WAYBURN, GOETHE AVE.
 AND ALTER RD. | CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU |
| A | CONVERSION TO EASEMENT ON THE NORTH/SOUTH PUBLIC ALLEY IF REDUCED | WLW | KSM | KSM | 7/25/18 | | |
| DESCRIPTION | | DRWN | CHKD | APPD | DATE | | |
| REVISIONS | | | | | | | |
| DRAWN BY | WLW | CHECKED | | | | | |
| DATE | 03-22-17 | APPROVED | | | | JOB NO. | 01-01 |
| | | | | | | DRWG. NO. | X 1458 |

City of Detroit

OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Victor A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Thursday, March 02, 2017

To: The Department or Commission Listed Below

From: Janice M. Winfrey, Detroit City Clerk

The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

1458 *Huntington National Bank, request to vacate east-west and north-south public alley, 18 ft. wd, in the area bounded by Mack, Goethe, Alter, and Wayburn.*



February 13, 2017

Honorable City Council
C/o City Clerk
200 Coleman A. Young Municipal Center
2 Woodward Avenue
Detroit, Michigan 48226

RE: Huntington National Bank - Branch Building, request to vacate east-west and north-south public alley, 18 ft. wd., in the area bounded by Mack, Goethe, Alter and Wayburn.

Huntington National Bank at 37 West Broad Street, Columbus, OH, 43137, respectfully request to vacate 18 ft. wide east-west and north-south public alleys in the area bounded by Mack Avenue, 120 feet wide, Goethe, 60 feet wide, Alter Road, 66 feet wide and Wayburn Avenue, 60 feet wide. The requested change in public rights-of-way is necessary in order to facilitate the development of a freestanding retail bank project.

The project will be owned and operated by Huntington National Bank, 37 West Broad Street, Columbus, OH, 43137. The proposed site plan will include an approximately 1,900 sf freestanding bank building with 24 parking spaces, an attached canopy for drive-thru lanes and a separate drive up ATM kiosk.

Drawings depicting the alleys to be vacated and the conceptual Site Plan are attached for your use and information. If you should have any questions, please do not hesitate to contact me at (614) 480-5020 or by email at jeff.stogner@huntington.com

Respectfully submitted,

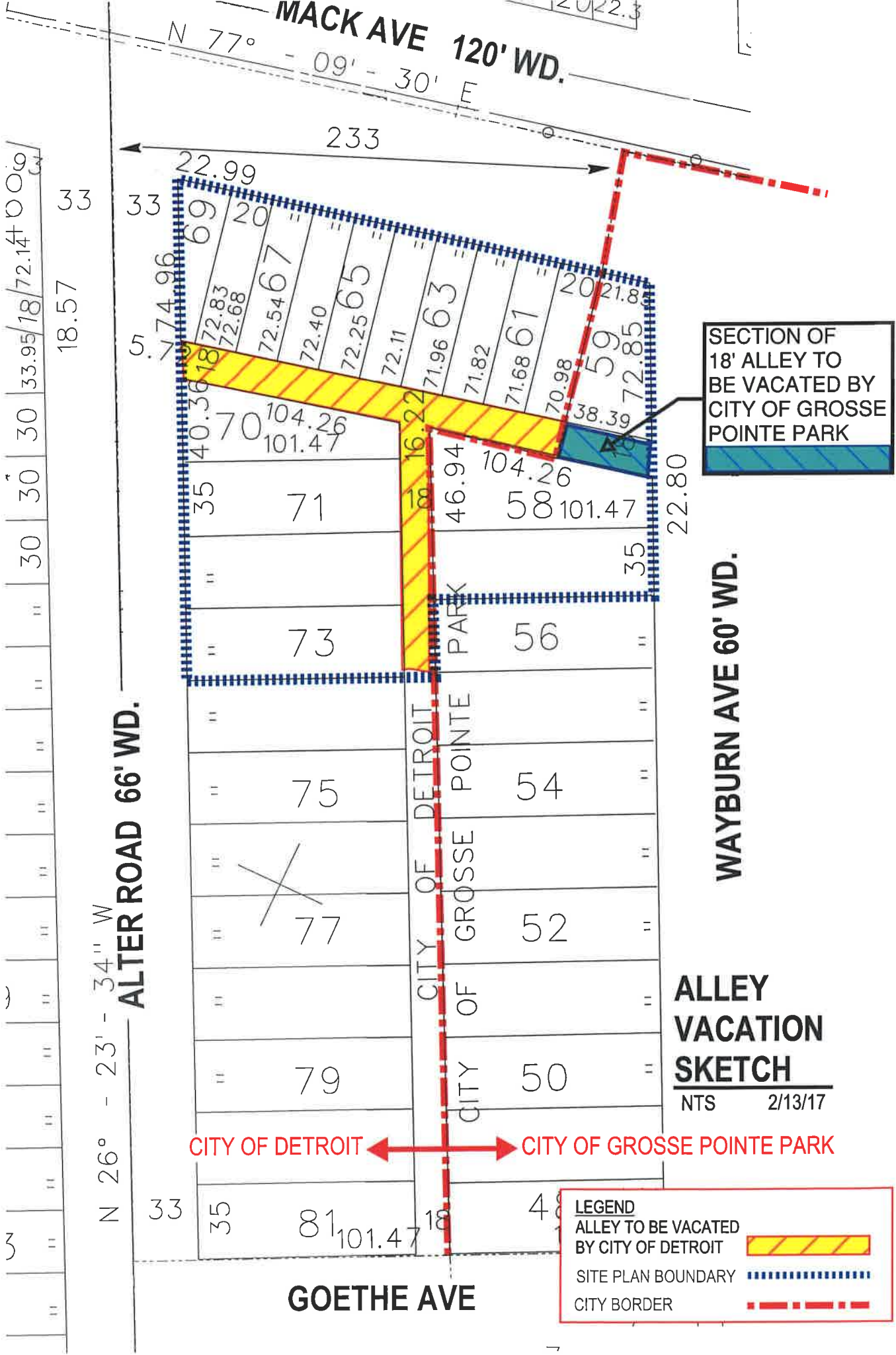
Huntington National Bank

Jeff Stogner
Sr. Project Manager

CITY CLERK 21 FEB 2017 4M3812

NORTH

MACK AVE 120' WD.
N 77° - 09' - 30" E



SECTION OF
18' ALLEY TO
BE VACATED BY
CITY OF GROSSE
POINTE PARK

**ALLEY
VACATION
SKETCH**

NTS 2/13/17

CITY OF DETROIT ← → CITY OF GROSSE POINTE PARK

LEGEND
 ALLEY TO BE VACATED BY CITY OF DETROIT 
 SITE PLAN BOUNDARY 
 CITY BORDER 

ALTER ROAD 66' WD.
N 26° - 23' - 34" W

WAYBURN AVE 60' WD.

GOETHE AVE



Mack & Alter - Detroit, MI
 Site Plan Scheme 4a

25 Parking Spaces
 14 February 2017



Carlson Walbridge
 A Walbridge Group Company

52
26

2017-03-02

1458

1458 *Petition of Huntington National Bank, request to vacate east-west and north-south public alley, 18 ft. wd, in the area bounded by Mack, Goethe, Alter, and Wayburn.*

REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

27104 ~~155~~
COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

December 11, 2018

Honorable City Council:

RE: Wayne County Annual Special Events Permit

An Annual Permit granting permission to temporarily close a County road for a reasonable length of time for a parade, marathon, celebration, festival or similar activity, or to use a County road as a detour for traffic around such activity taking place on a non-County road may be issued by the Wayne County Permit Office to the City of Detroit.

As a condition of the annual permit, the County requires that the governing body pass a blanket resolution, effective for all permitted road closures for special events and installation of banners planned throughout the year which:

- 1) Agrees to fulfil all permit obligations and conditions for the current year.
- 2) To the extent allowed by law, hold harmless and defends Wayne County and its officials and employees against any and all damage claims, suits or judgments of any kind or nature arising as a result of the permitted activity.
- 3) Designates and authorizes an appropriate official of the requesting municipality to sign the permit on its behalf.

A resolution based on the Model Community Resolution Authorizing Execution of Wayne County Permits for the year of 2019 is attached.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

/JK

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

CITY CLERK 2019 JAN 2 AM 7:29

ENTERED JAN 14 2019

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BY COUNCIL MEMBER _____

WHEREAS, the City of Detroit (hereinafter the "City") periodically applies to the County of Wayne Department of Public Services Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs, annual maintenance work, and for other purposes on local and County roads located entirely within the boundaries of the City, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 *et seq.*, the County permits and regulates such activities noted above and related temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the "Permit"), the City agrees and resolves that:

Any work performed for the City by a contractor or subcontractor will be solely as a contractor for the City and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the City. The County shall not be subject to any obligations or liabilities by vendors and contractors of the City, or their subcontractors.

The City shall take no unlawful action or conduct which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the City requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting City shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulates that the requesting City shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the City or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the City with regard to any Permit which has already been issued or activity which has already been undertaken.

The City stipulates that it agrees to the terms of the County of Wayne permit at the time a permit is signed by the City's authorized representative.

BE IT FURTHER RESOLVED, that the following individual(s) is/are authorized in their official capacity as the City's authorized representative to sign and so bind the City to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County road right-of-way or local roads on behalf of the City.

Name: Richard Doherty, P.E.

Title: City Engineer

A RESOLUTION CREATING THE DETROIT CITY COUNCIL RETURNING CITIZENS TASK FORCE

PRESENTED BY: COUNCIL MEMBER AYERS

WHEREAS A returning citizen's success outside of prison is dependent on the quality and quantity of support received in the first few months after being released. Often times, especially in low-income urban areas such as Detroit, an individual's family and community do not have the means or desire to provide this support. This leaves returning citizens in hopeless economic and social situations that quickly lead to criminal activity out of necessity; **and**

WHEREAS Every year, between 3,000 and 5,000 returning citizens are released back into Detroit communities. The Returning Citizens Task will work to help these men and women adjust to the numerous aspects of life necessary to be successful, both personally and professionally. The task force will bring together entities that are already helping returning citizens, ensuring that quality services are offered and fostering collaboration between service providers. **NOW THEREFORE BE IT**

RESOLVED That the Detroit City Council hereby creates the Detroit City Returning Citizens Task Force until January 1, 2020. The task force will provide a central governing body and location for willing service providers to collaborate and provide returning citizens easy access to a wide range of services; **AND BE IT FURTHER**

RESOLVED That the Returning Citizens Task Force will be chaired by Council Member Ayers; **AND BE IT FINALLY**

RESOLVED That the Returning Citizens Task Force meetings are open to the public, with dates, times, and locations to be noticed by the Detroit City Clerk.

MISSION STATEMENT:

It is the mission of the Returning Citizens Task Force to provide a variety of services to people returning to their communities after serving time in prison. These services will help them adjust to numerous aspects of life necessary to be successful, both personally and professionally. Offering a diversity of services at one location will make it easier and more efficient for our citizens to get a majority of their often neglected needs met. Bringing together entities that are already helping returning citizens will ensure that the task force offers quality service and will allow these entities to collaborate to provide more effective service.

Resolution Authorizing the Continuation of the Detroit City Council Airport Task Force

By Council Member Scott Benson

Whereas, The Coleman A. Young International Municipal Airport (hereinafter "City Airport") is a potentially dynamic and valuable driver of economic development and its improved operation could significantly add to the quality of life for residents on the east side of the City of Detroit; and

Whereas, The objective of the Airport Task Force is to advocate for the City Airport to reach its maximum potential by focusing on providing world class operations as a General Aviation/ Business Aviation Airport, as well as to educate our youth in the various facets in aviation to prepare them for potential careers; and

Whereas, The Airport Task Force will work with current stakeholders of City Airport to investigate strategies for airport development and make recommendations for a long-term strategy for the sustainability of the City Airport. It will also identify potential funding sources to implement these strategies, Now Be It

Resolved, That the Detroit City Council will hereby continue the Airport Task Force effective immediately and continuing through December 31, 2019 and Be It Finally

Resolved, That Council Member Scott Benson will be chairman of the Airport Task Force.

**Resolution Authorizing the Continuation of the Detroit City
Council Green Task Force
By Council Member Scott Benson**

Whereas, The federal government has published an extensive report, the National Climate Assessment, that concluded human activity is the cause of global warming; **and**

Whereas, The New York Times reported that America's carbon emission rose by 3.4% in 2018, the biggest increase in eight years; **and**

Whereas, A strong, vibrant Green Task Force is needed more than ever to assist the administration in setting policies for a more sustainable city; **and**

Whereas, The Green Task Force is made up of a diverse group of practitioners that are derived from advocacy groups, government officials, industry representatives, foundations, and residents who are all interested in making Detroit a sustainable and resilient city; **and**

Whereas, The Green Task Force has five active subcommittees; Water, Organic Recycling (Composting), Renewable Energy, Recycling and Waste Reduction, and Climate Action whose roles will be to advise the administration on sustainable principles and practices that will better serve the City of Detroit; **and**

Whereas, The mission of the Green Task Force is to create and advocate for policies that will reflect a sustainable city; **Now Therefore Be It**

Resolved, That the Detroit City Council will hereby continue the Green Task Force effective immediately and continuing through December 31, 2019; **and Be It Finally**

Resolved, That Council Member Scott Benson will be chairman of the Green Task Force.

BY COUNCIL MEMBER _____ :

**RESOLUTION ADOPTING A MEETING SCHEDULE
FOR THE DETROIT CITY COUNCIL**

RESOLVED, That in accordance with Article 5, Chapter 1, Section 4-102 of the 2012 Detroit City Charter, the Detroit City Council hereby amends the previously adopted Detroit City Council meeting schedule for calendar year 2019. The dates contained therein are in addition to the Body's regularly scheduled meetings noticed separately by the City Clerk; **AND BE IT FINALLY**

RESOLVED, That the Detroit City Clerk is directed to post notice of this resolution.

January 7, 2019

DETROIT CITY COUNCIL CALENDAR 2019 (AMENDED - 1/8/19)



| JANUARY | FEBRUARY | MARCH | APRIL | MAY | JUNE |
|--|---|---|---|---|---|
| <p>1 NEW YEARS DAY</p> <p>1-7 RECESS</p> <p>21 MARTIN LUTHER KING DAY</p> <p>28 CDBG/NOF OVERVIEW Hearing at 1:30 pm Appeals at 3:30 pm</p> <p>30-31 CDBG/NOF Deliberations</p> | <p>1 CDBG/NOF Deliberations</p> <p>5 City Council vote on CDBG/NOF</p> <p>19 Evening Community Meeting – District 6</p> | <p>7 Mayor’s Budget Address</p> <p>26 Evening Community Meeting – At-Large</p> <p>11-29 City Council Budget Hearings</p> | <p>1-4 City Council Budget Hearings</p> <p>5 Public Hearing—Budget</p> <p>8 City Council Vote on Budget</p> <p>13 Mayor’s Veto, if applicable</p> <p>16 City Council Veto Override, if applicable</p> <p>19 GOOD FRIDAY</p> <p>22 –26 RECESS</p> | <p>21 Evening Community Meeting – District 5</p> <p>27 MEMORIAL DAY</p> <p>28-31 2019 Mackinac Policy Conference</p> | <p>18 Evening Community Meeting – District 2</p> <p>24 FORD Fireworks</p> |
| JULY | AUGUST | SEPTEMBER | OCTOBER | NOVEMBER | DECEMBER |
| <p>4 INDEPENDENCE DAY</p> <p>16 Evening Community Meeting – District 1</p> <p>24-31 RECESS</p> | <p>1-31 RECESS</p> | <p>2 LABOR DAY</p> <p>24 Evening Community Meeting – District 7</p> <p>TBD 2019 Congressional Black Caucus 49th Annual Legislative Conf.</p> | <p>15 Evening Community Meeting – District 3</p> | <p>11 VETERAN’S DAY</p> <p>19 Evening Community Meeting – District 4</p> <p>27-30 RECESS</p> <p>28 THANKSGIVING DAY</p> <p>29 DAY AFTER THANKSGIVING</p> | <p>1-31 RECESS</p> <p>24 CHRISTMAS EVE</p> <p>25 CHRISTMAS DAY</p> <p>TBD CAYMC CLOSED</p> |

COUNCIL MEMBER _____

**RESOLUTION CONFIRMING THE APPOINTMENT OF A MEMBER TO
DOWNTOWN DEVELOPMENT AUTHORITY BOARD**

RESOLVED The Detroit City Council hereby confirms the appointment of Charity Dean to serve as a member on the Downtown Development Authority Board with a term ending date of January 18, 2021

January 14, 2019

CITY CLERK 2019 JAN 14 PM 1:43