



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

147

COLEMAN A. YOUNG MUNICIPAL CENTER  
2 WOODWARD AVE. SUITE 601  
DETROIT, MICHIGAN 48226  
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WWW.DETROITMI.GOV

November 28, 2018

Honorable City Council:

**RE: Petition No. 140 — PVS Chemicals, Inc. request to vacate various streets and alleys surrounding its headquarters located at 10900 Harper.**

Petition No. 140 — PVS Chemicals, Inc. requesting the vacation and conversion to easement of Athens Avenue, 50 feet wide, from Harper Avenue, 86 feet wide, to Devine Avenue, 50 feet wide; and Venice Avenue, 50 feet wide, from Harper Avenue to Devine Avenue; and Montclair Avenue, 60 feet wide, from Ford Freeway West Bound Service Drive to Harper Avenue; and east-west alleys, 15 and 20 feet wide, and north-south alley, 15 feet wide, all in the block of Harper Avenue, Devine Avenue, Athens Avenue, and Venice Avenue. The request has been amended to include the dedication of land as street right-of-way for a turnaround on Devine Avenue.

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 consolidate the PVS properties in the area of their World Headquarters. At the present site, in addition to their World Headquarters, PVS has extensive facilities including: Water-Treatment Chemical Manufacturing Facility, Transportation Terminal, Warehouse Facility and a Landscaped Park area. PVS has acquired the properties adjoining the streets and alleys, and maintains the properties. The street closures will help prevent illegal dumping and other illicit activities in the area.

The request was approved by the Solid Waste Division – DPW, and Traffic Engineering Division – DPW (TED), and City Engineering - DPW. TED has approved the petition as amended to include the turnaround on Devine Avenue measuring 20 feet by 40 feet to provide a sufficient area for vehicles to turn around, and preventing any issues with dead-ending Devine Avenue at Athens Avenue.

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.

DTE Energy – Electric reports having facilities in the subject streets. Provisions for DTE to have unimpeded access to maintain their facilities are a part of the resolution.



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

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty".

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 of Athens Avenue, 50 feet wide, from Harper Avenue, 86 feet wide, to Devine Avenue, 50 feet wide; and Venice Avenue, 50 feet wide, from Harper Avenue to Devine Avenue; and Montclair Avenue, 60 feet wide, from Ford Freeway West Bound Service Drive to Harper Avenue; and east-west alleys, 15 and 20 feet wide, and north-south alley, 15 feet wide, all in the block of Harper Avenue, Devine Avenue, Athens Avenue, and Venice Avenue. All of the above being land in the City of Detroit, Wayne County, Michigan described as:

- 1) Athens Avenue, 50 feet wide, lying easterly of and adjoining the easterly line of Lots 17 through 28, both inclusive, and the alleys adjoining said Lots 17, 18, 27, and 28 "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records; also lying easterly of and adjoining the easterly line of Lots 122 through 129, both inclusive "Bessenger & Moore's Gratiot Avenue, Subdivision No. 2 of Part of P.C. 12 and Fractional Sections 22 and 23 T.1S.,R.12E., Gratiot Township, Wayne County, Michigan" as recorded in Liber 28, Page 30 of Plats, Wayne County Records; also, lying westerly of and adjoining the westerly line of part of Conner Parkway further described as: lying westerly of and adjoining the westerly line of Lots 7 through 16, both inclusive, being part of the vacated portion of: "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records; also lying westerly of and adjoining the westerly line of Lots 130 through 137, both inclusive, being part of the vacated portion of: "Bessenger & Moore's Gratiot Avenue, Subdivision No. 2 of Part of P.C. 12 and Fractional Sections 22 and 23 T.1S.,R.12E., Gratiot Township, Wayne County, Michigan" as recorded in Liber 28, Page 30 of Plats, Wayne County Records.
- 2) Venice Avenue, 50 feet wide, lying easterly of and adjoining the easterly line of Lots 50 through 64, both inclusive, also, lying westerly of and adjoining the westerly line of Lots 37 through 49, both inclusive "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records; also lying easterly of and adjoining the easterly line of Lots 106 through 113, both inclusive, also lying westerly of and adjoining the westerly line of Lots 114 through 121, both inclusive "Bessenger & Moore's Gratiot Avenue, Subdivision No. 2 of Part of P.C. 12 and Fractional Sections 22 and 23 T.1S.,R.12E., Gratiot Township, Wayne County, Michigan" as recorded in Liber 28, Page 30 of Plats, Wayne County Records.
- 3) Montclair Avenue, 60 feet wide, lying easterly of and adjoining the easterly line of Lots 256 through 281, both inclusive, also, lying westerly of and adjoining the westerly line of Lots 229 through 255, both inclusive, and vacated Harper adjoining said Lot 255 "St. Clair Heights', Eugene Sloman's Subdivision of that part of P.C. 387 lying North of Center of Mack Avenue, Grosse Pointe Twp., Wayne County, Michigan" as recorded in Liber 18, Page 50 of Plats, Wayne County Records; said part of Montclair Avenue, bounded on the North by the South line of Harper Avenue, and bounded on the South by the North line of the Ford Freeway West Bound Service Drive.

- 4) East-west public alley, 15 feet wide, lying northerly of and adjoining the northerly line of Lots 28 through 37, both inclusive, and lying southerly of and adjoining the southerly line of Lots 27, and 38 and alley adjoining "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records.
- 5) North-south public alley, 15 feet wide, lying easterly of and adjoining the easterly line of Lots 38 through 49, both inclusive, and lying westerly of and adjoining the westerly line of Lots 17 through 27, both inclusive "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records.
- 6) East-west public alley, 20 feet wide, dedicated on May 13, 1981 in J.C.C. pages 1086-1087, and described as: the southerly 20 feet of Lot 17 "Good's Subdivision of part of Fractional Sections 22 and 23, T.1S.,R.12E., known as Private Claim 12, Gratiot Township, Wayne County, Michigan" as recorded in Liber 31, Page 51 of Plats, Wayne County Records.

Be and the same are hereby vacated as a public rights-of-way and converted into a private easements for public utilities of the full width of the rights-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 streets and 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 right-of-way 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 streets and 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 streets and 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 maintain Fire Department vehicle access to all buildings, structures, fire hydrants, and fire department connections, 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 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 street 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 any of the paved street or alley returns at the entrances (into Harper Avenue, and/or Devine Avenue and/or Ford Freeway Service Drive) 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, owned by PVS Inc. for public street (turn-around) purposes: The East 20 feet of Lot 106 and the East 20 feet of the North 10 feet of Lot 107 “Bessenger & Moore’s Gratiot Avenue, Subdivision No. 2 of Part of P.C. 12 and Fractional Sections 22 and 23 T.1S.,R.12E., Gratiot Township, Wayne County, Michigan” as recorded in Liber 28, Page 30 of Plats, Wayne County Records.

Provided, that the petitioner shall design and construct the new street turn-around 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 street turn-around 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

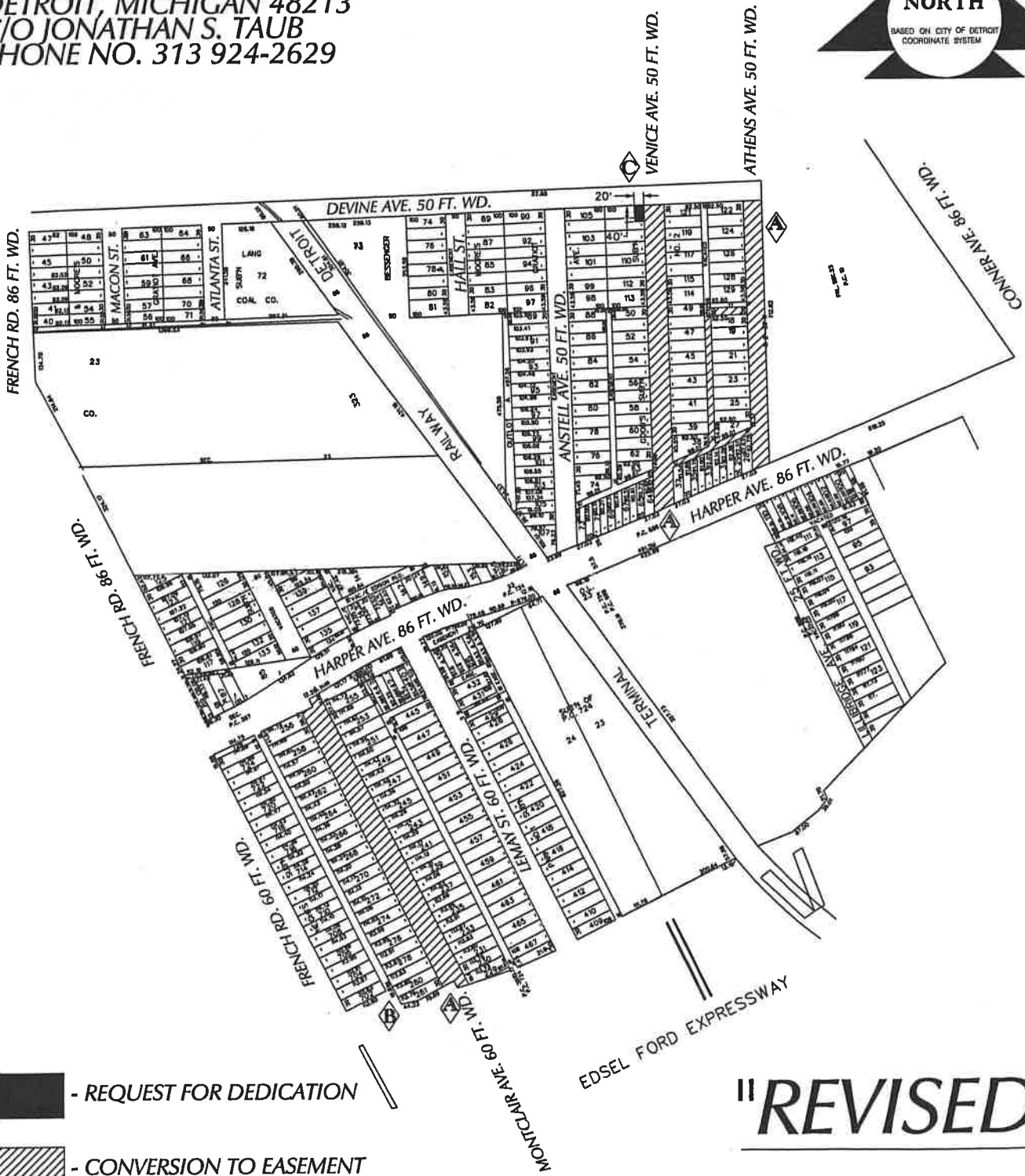
Provided, that all taxes with respect to property of which the Dedication Area is a part of shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division – DPW; and further



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

PETITION NO. 140  
 PVS CHEMICALS, INC  
 10900 HARPER AVE.  
 DETROIT, MICHIGAN 48213  
 C/O JONATHAN S. TAUB  
 PHONE NO. 313 924-2629



 - REQUEST FOR DEDICATION  
 - CONVERSION TO EASEMENT

**"REVISED"**

<b>C</b>	20' X 40' DEDICATED AREA FOR VEHICLE MANEUVERING.	WLW	KSM	KSM	7/25/18
<b>B</b>	REMOVING CONVERSION TO EASEMENT FROM ALLEYWAY	WLW	KSM	KSM	6/01/18
<b>A</b>	CHANGING FROM OUTRIGHT VACATION TO CONVERSION TO EASEMENT	WLW	KSM	KSM	3/20/18
<b>REVISIONS</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>
<b>DRAWN BY</b>	WLW	<b>CHECKED</b>	KSM		
<b>DATE</b>	03-15-18	<b>APPROVED</b>			

(FOR OFFICE USE ONLY)

**CONVERSION TO EASEMENT  
 VARIOUS PUBLIC STREETS AND ALLEYS  
 VARIOUS WIDTHS AND  
 REQUEST FOR DEDICATION  
 IN THE AREA BOUND BY  
 FRENCH RD, DEVINE AND CONNER AVE.  
 AND EDESEL FORD FWY.**

CARTO 57 B & E

<b>CITY OF DETROIT    CITY ENGINEERING DEPARTMENT    SURVEY BUREAU</b>	
<b>JOB NO.</b>	01-01
<b>DRWG. NO.</b>	X 140





CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

148

COLEMAN A. YOUNG MUNICIPAL CENTER  
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DETROIT, MICHIGAN 48226  
PHONE: (313) 224-3949 • TTY: 711  
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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

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 “permittee” 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 “permittee”; 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

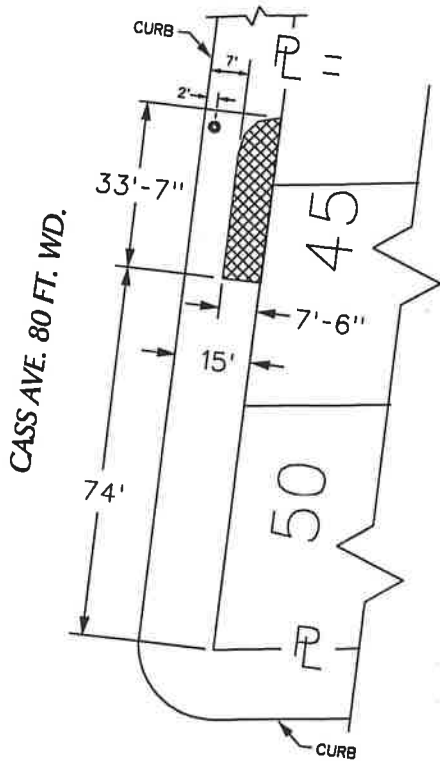
PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

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

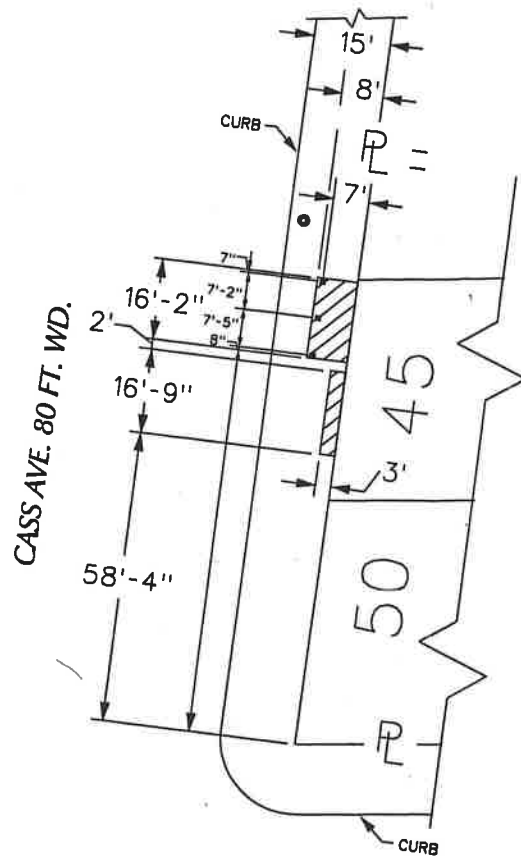
PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

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

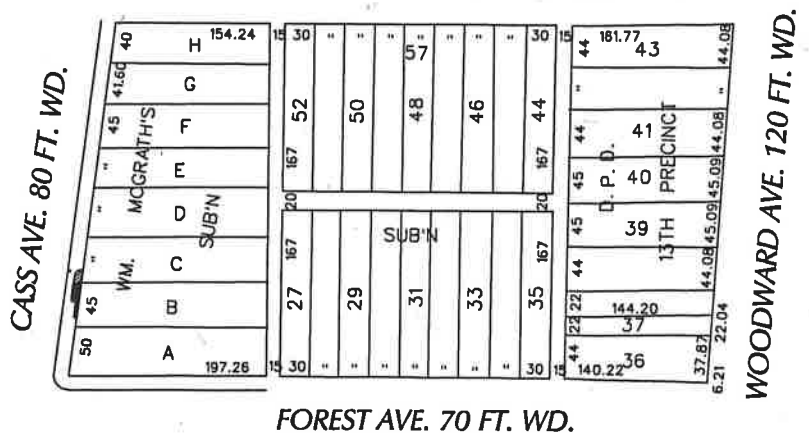


FOREST AVE. 70 FT. WD.



FOREST AVE. 70 FT. WD.

HANCOCK AVE. 70 FT. WD.



FOREST AVE. 70 FT. WD.

WOODWARD AVE. 120 FT. WD.

- Steel Tube
- ⊙ Light pole

- REQUEST ENCROACHMENT (At Grade to 8 Feet)

- REQUEST ENCROACHMENT (With Outdoor Seating)

(FOR OFFICE USE ONLY)

CARTO 30 E

<b>B</b>						<b>REQUEST ENCROACHMENT          INTO CASS          AT 4710 CASS AVE.          (With Outdoor Seating and Canopies)</b>	<b>CITY OF DETROIT          CITY ENGINEERING DEPARTMENT          SURVEY BUREAU</b>
<b>A</b>							<b>JOB NO. 01-01</b>
<b>DESCRIPTION</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>		<b>DRWG. NO. X 349</b>
<b>REVISIONS</b>							
<b>DRAWN BY</b>	<b>WLW</b>	<b>CHECKED</b>		<b>KSM</b>			
<b>DATE</b>	<b>07-30-18</b>		<b>APPROVED</b>				



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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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.



I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty".

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

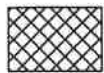
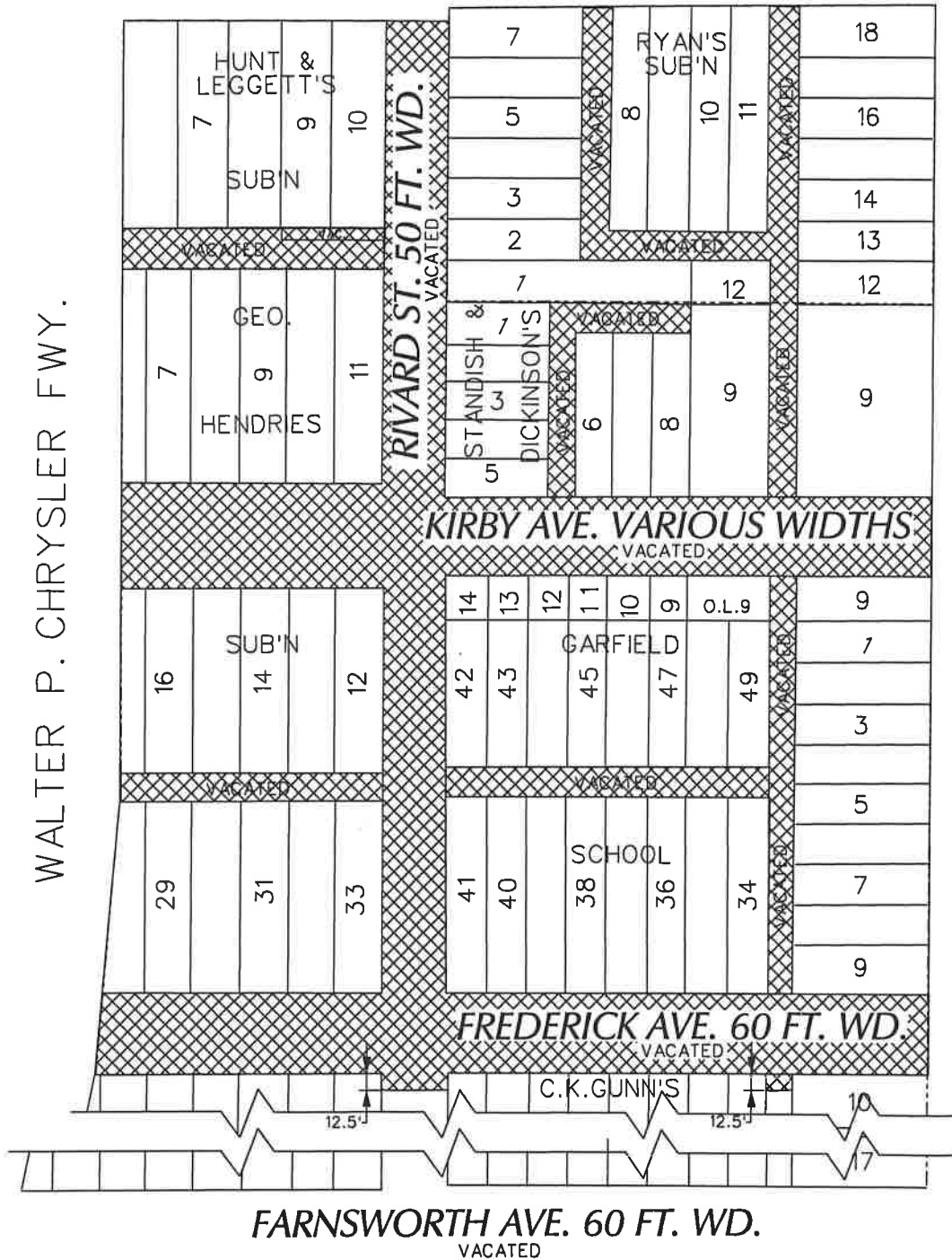
PROVIDED, that upon satisfactory completion, the sewers shall become City property and become part of the City system. Any exiting sewers that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

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.**

<b>CITY OF DETROIT</b>	
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

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:

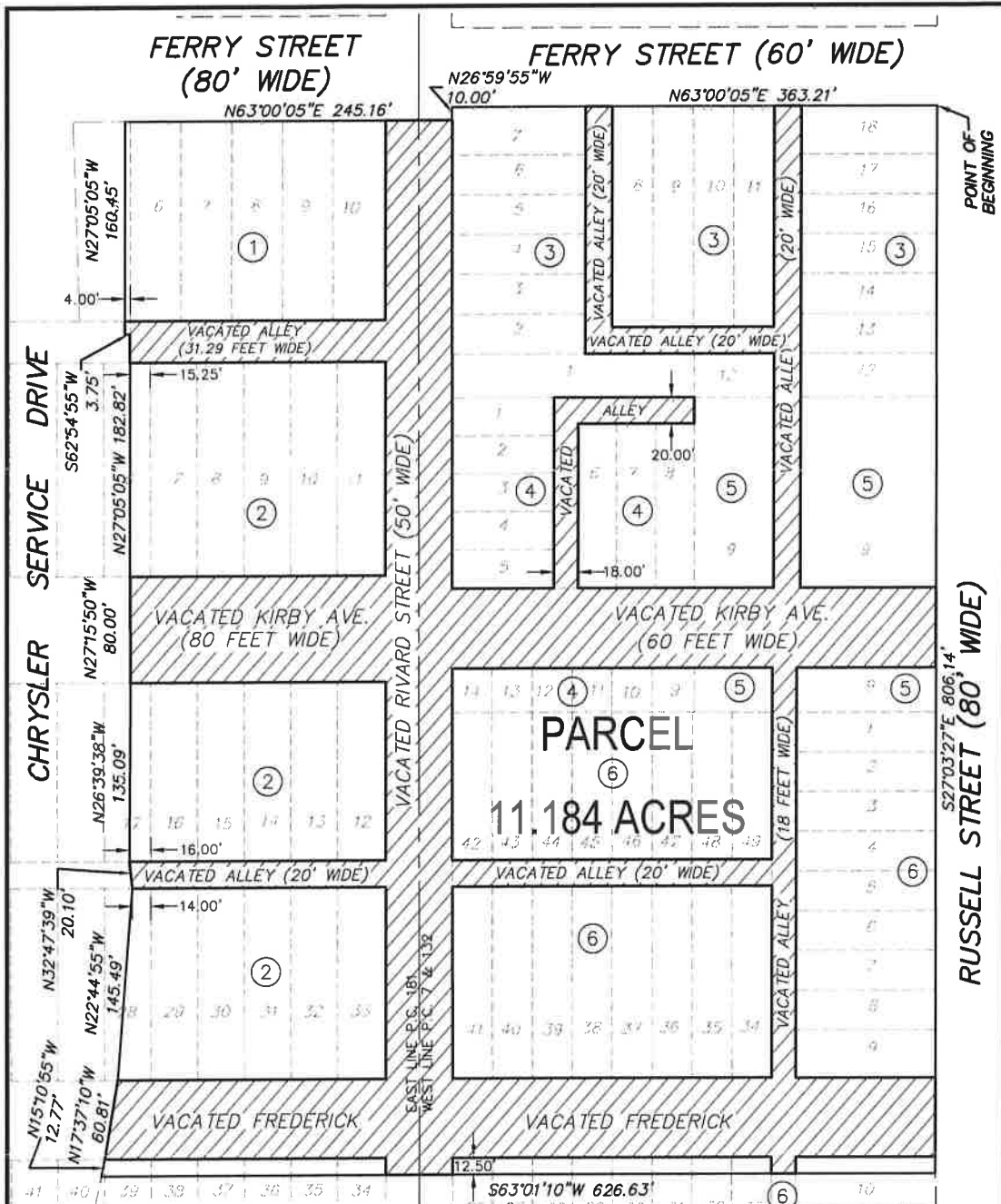
Wayne County respectfully requests that you vacate and abandon the sewers running within the boundaries of Russell Street, Ferry Street, Chrysler Service Drive, and Warren Avenue as specifically depicted in the attachment to this letter. The sewer lines running under the property currently will be cut 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,

---

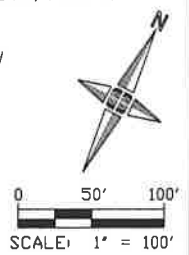
Haaris Ahmad, Esq.  
Principal Attorney, Tax and Real Estate  
Wayne County Corporation Counsel

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



WAYNE COUNTY JUSTICE COMPLEX City of Detroit, Wayne County, Michigan SKETCH OF DESCRIPTION

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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

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

DATE		ISSUE
Date	Issue	

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.

WAYNE COUNTY JUSTICE COMPLEX

City of Detroit, Wayne County, Michigan

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Project: 19752.03D

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Giffels Webster.



2018-06-19

**401**

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

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REFERRED TO THE FOLLOWING DEPARTMENT(S)

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



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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

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

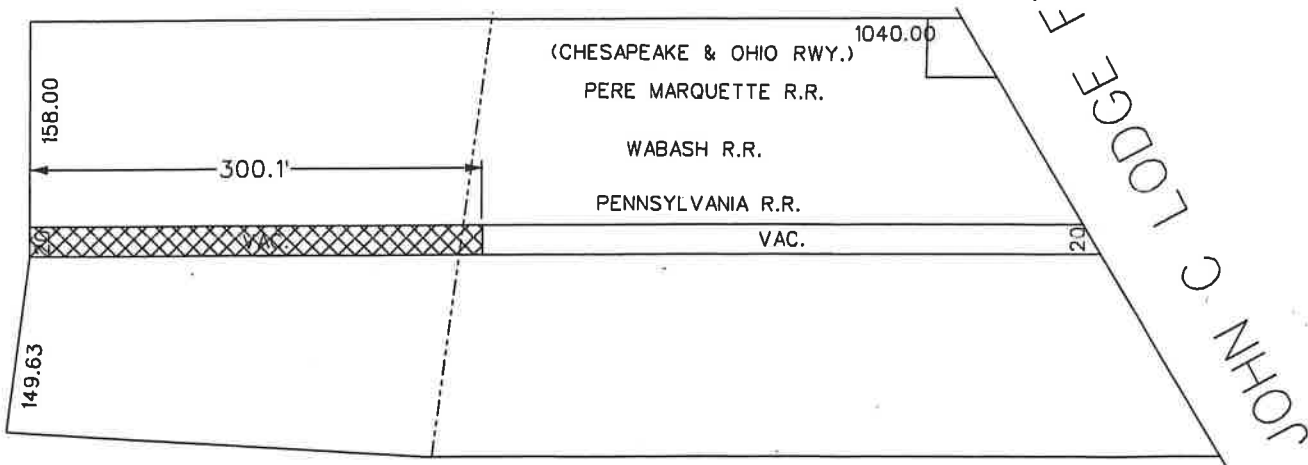
PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

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					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY	WLW	CHECKED		KSM	
DATE	09-07-18	APPROVED			

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	
JOB NO.	01-01
DRWG. NO.	X 491

## DEPARTMENTAL REFERENCE COMMUNICATION

*Tuesday, August 07, 2018*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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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.

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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.

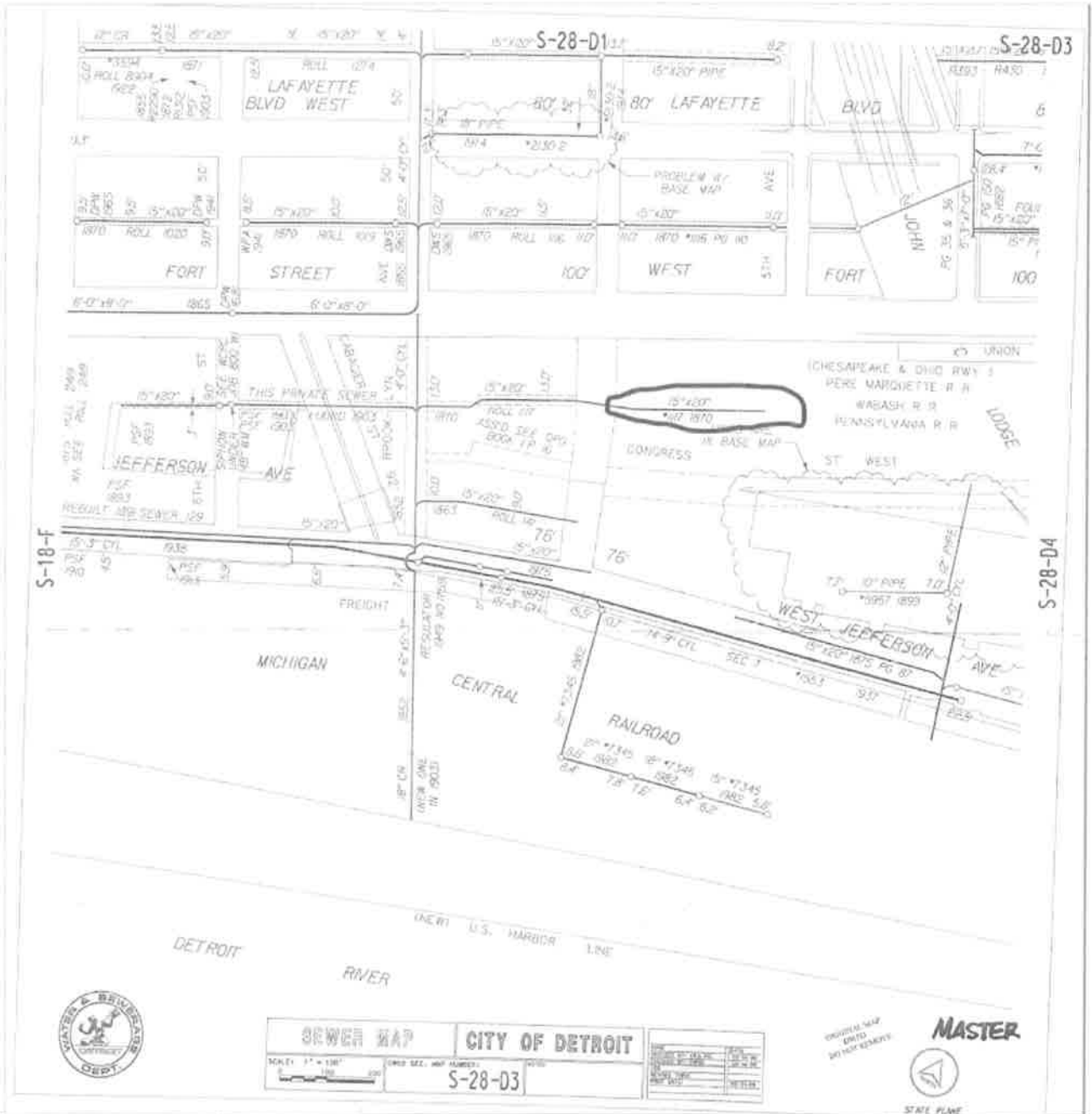
If you should have any questions, please do not hesitate to contact Michael Darga by phone, at 313.962.4442, or by email, at [mdarga@giffelswebster.com](mailto:mdarga@giffelswebster.com).

Respectfully,

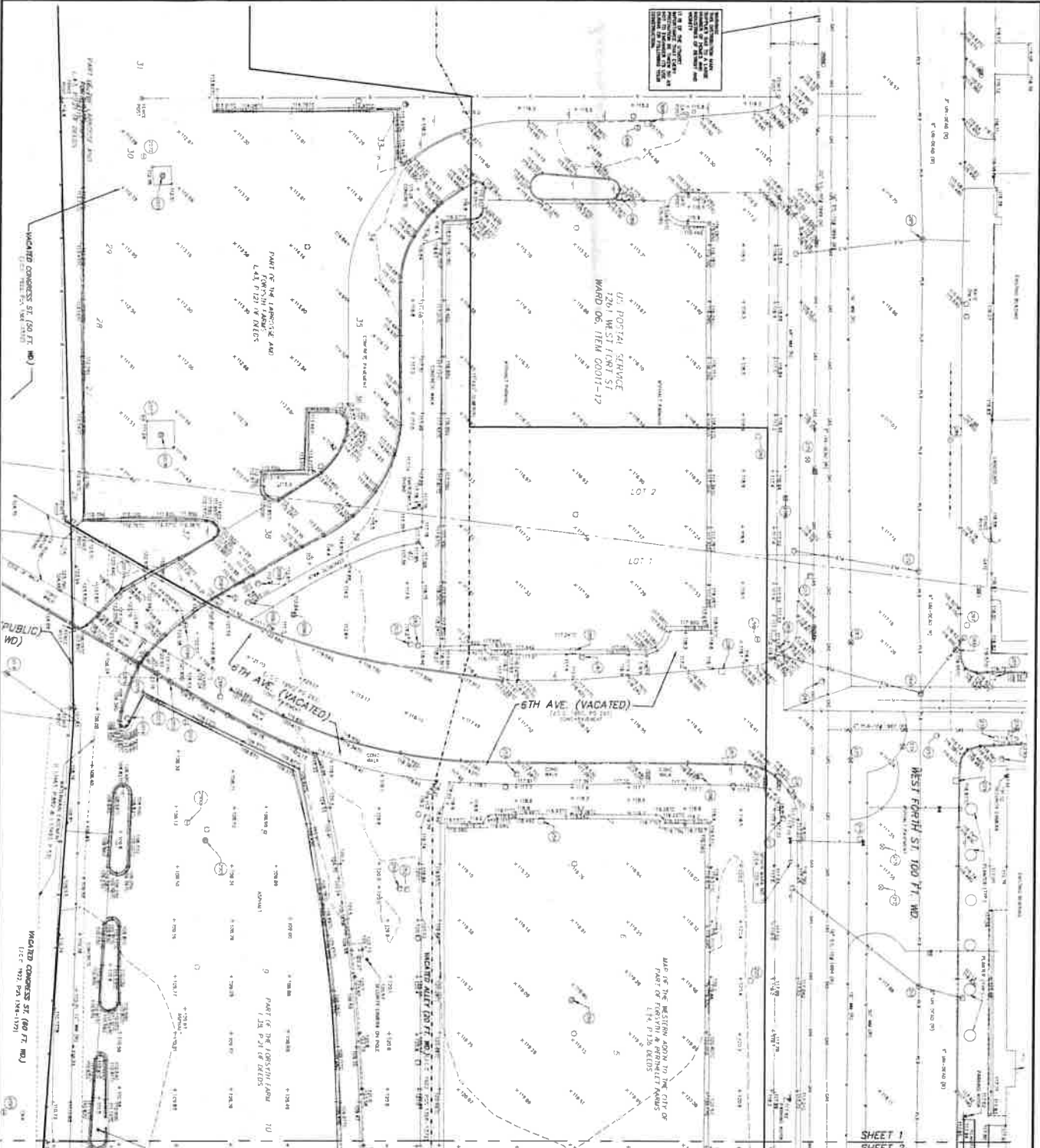
A handwritten signature in blue ink that reads "Michael G. Darga".

Michael G. Darga, PE  
Senior Project Manager  
Giffels Webster

CITY CLERK 7 AUG 2018 AM 9:44







**LEGEND - EXISTING**

(Symbol)	Description
(Circle with dot)	Sanitary Sewer
(Circle with X)	Water Main
(Circle with dot)	Gas Main
(Circle with X)	Electric
(Circle with dot)	Telephone
(Circle with X)	Storm Sewer
(Circle with dot)	Public Water
(Circle with X)	Public Sewer
(Circle with dot)	Public Gas
(Circle with X)	Public Electric
(Circle with dot)	Public Telephone
(Circle with X)	Public Storm Sewer
(Circle with dot)	Public Water
(Circle with X)	Public Sewer
(Circle with dot)	Public Gas
(Circle with X)	Public Electric
(Circle with dot)	Public Telephone
(Circle with X)	Public Storm Sewer

**SCALE** 1" = 100'

**LOCATION MAP** (NOT TO SCALE)

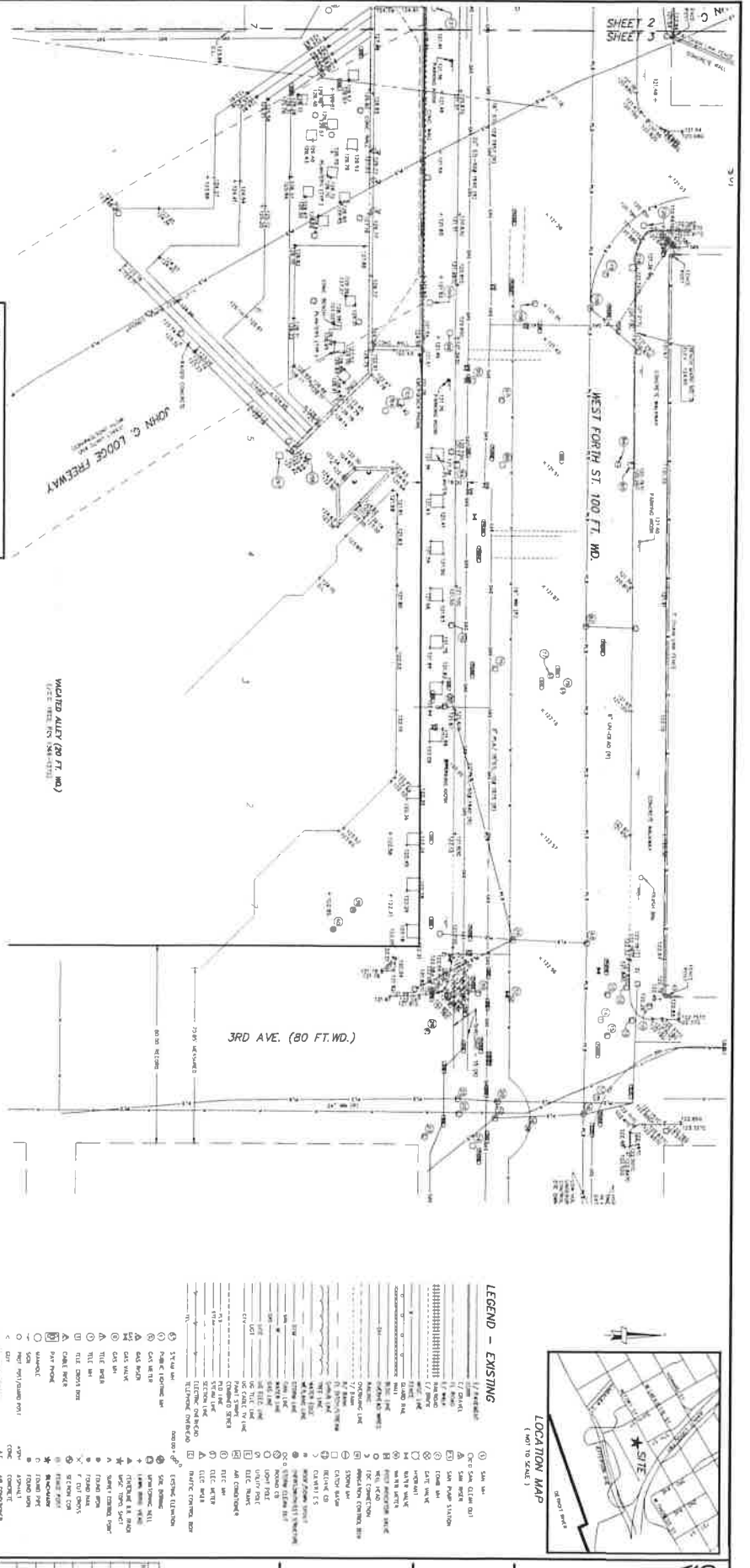
**WOOD COUNTY**  
 HEALTH AND HUMAN SERVICES  
 EDUCATION CENTER  
 1000 W. WOOD ST  
 WOOD COUNTY, OH 43081

**WAYNE COUNTY**  
 COMMUNITY COLLEGE  
 DISTRICT  
 801 W. FERRY STREET  
 WOOD COUNTY, OH 43081

**giffels webster**  
 Engineers  
 Surveyors  
 Planners  
 Landscape Architects

26 West Main Road  
 Suite 100  
 Columbus, OH 43215  
 614.261.4422  
 614.261.5988  
 www.giffelswebster.com





**WEST NORTH ST (100 FT. WD.)**  
 LOT 100  
 LOT 101  
 LOT 102  
 LOT 103  
 LOT 104  
 LOT 105  
 LOT 106  
 LOT 107  
 LOT 108  
 LOT 109  
 LOT 110  
 LOT 111  
 LOT 112  
 LOT 113  
 LOT 114  
 LOT 115  
 LOT 116  
 LOT 117  
 LOT 118  
 LOT 119  
 LOT 120  
 LOT 121  
 LOT 122  
 LOT 123  
 LOT 124  
 LOT 125  
 LOT 126  
 LOT 127  
 LOT 128  
 LOT 129  
 LOT 130

**3RD AVE. (80 FT. WD.)**  
 LOT 131  
 LOT 132  
 LOT 133  
 LOT 134  
 LOT 135  
 LOT 136  
 LOT 137  
 LOT 138  
 LOT 139  
 LOT 140  
 LOT 141  
 LOT 142  
 LOT 143  
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 LOT 149  
 LOT 150  
 LOT 151  
 LOT 152  
 LOT 153  
 LOT 154  
 LOT 155  
 LOT 156  
 LOT 157  
 LOT 158  
 LOT 159  
 LOT 160

**NOTES:**  
 1. ALL DIMENSIONS SHOWN ON THIS PLAN ARE IN FEET AND INCHES.  
 2. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO CENTERLINE UNLESS OTHERWISE NOTED.  
 3. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING PROPERTY UNLESS OTHERWISE NOTED.  
 4. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING STREET UNLESS OTHERWISE NOTED.  
 5. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING ALLEY UNLESS OTHERWISE NOTED.  
 6. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING LOT UNLESS OTHERWISE NOTED.  
 7. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING PROPERTY UNLESS OTHERWISE NOTED.  
 8. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING STREET UNLESS OTHERWISE NOTED.  
 9. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING ALLEY UNLESS OTHERWISE NOTED.  
 10. ALL DIMENSIONS SHOWN ON THIS PLAN ARE TO THE CENTERLINE OF THE ADJOINING LOT UNLESS OTHERWISE NOTED.

**NOTES:**  
 1. THE GENERAL LOCATION OF THE PROPOSED IMPROVEMENTS IS SHOWN ON THIS PLAN.  
 2. THE EXISTING UTILITIES SHOWN ON THIS PLAN ARE TO BE MAINTAINED AND PROTECTED.  
 3. THE PROPOSED UTILITIES SHOWN ON THIS PLAN ARE TO BE INSTALLED AS SHOWN.  
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**BENCH MARK DATA**  
 CITY OF DENVER BENCH MARK  
 1. BENCH MARK NO. 1000  
 2. BENCH MARK NO. 1001  
 3. BENCH MARK NO. 1002  
 4. BENCH MARK NO. 1003  
 5. BENCH MARK NO. 1004  
 6. BENCH MARK NO. 1005  
 7. BENCH MARK NO. 1006  
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 17. BENCH MARK NO. 1016  
 18. BENCH MARK NO. 1017  
 19. BENCH MARK NO. 1018  
 20. BENCH MARK NO. 1019  
 21. BENCH MARK NO. 1020

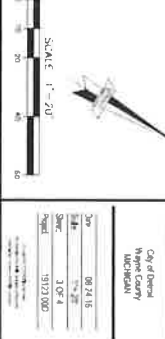
**PROPERTY DESCRIPTION**  
 5.1001 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1002 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1003 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1004 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1005 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1006 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1007 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1008 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1009 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21  
 5.1010 N. 17th St. and the Alley and N. 17th St. adjacent to the lot 5.1001 and the lot 5.1002 in the Western Addition Sub 17 of the City of Denver, W.C. 8-17-21



**giffels webster**  
 ENGINEERS  
 SURVEYORS  
 PLANNERS  
 LANDSCAPE ARCHITECTS  
 2149 North Holly Blvd.  
 Suite 1100  
 Denver, CO 80202  
 P: 303.867.4448  
 F: 303.867.9988  
 www.giffelswebster.com

**LEGEND - EXISTING**

1/2" DIA. CIRCLE	3" DIA. CIRCLE	6" DIA. CIRCLE	12" DIA. CIRCLE	18" DIA. CIRCLE	24" DIA. CIRCLE	36" DIA. CIRCLE	48" DIA. CIRCLE	60" DIA. CIRCLE	72" DIA. CIRCLE	84" DIA. CIRCLE	96" DIA. CIRCLE	108" DIA. CIRCLE	120" DIA. CIRCLE
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**WYANNE COUNTY COMMUNITY COLLEGE**  
 HEALTH AND WELLNESS EDUCATION CENTER  
 TEMPORARY SURVEY

**City of Denver**  
 Mayor Corydon Orrison  
 City of Denver  
 1001 E. Colfax Ave.  
 Denver, CO 80202  
 P: 303.733.3000  
 F: 303.733.3000  
 www.denver.org

SCHEDULE OF STRUCTURES

NO.	NAME OF STRUCTURE	DATE	TYPE	CLASSIFICATION	DESCRIPTION	REMARKS
1	1 - 12345 Main St	12/15/2018	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
2	2 - 5678 Elm St	01/20/2019	3.50	100	PAINT WORK	PAINT WORK
3	3 - 9101 Oak St	02/10/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
4	4 - 2345 Pine St	03/05/2019	3.00	100	PAINT WORK	PAINT WORK
5	5 - 6789 Maple St	03/15/2019	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
6	6 - 1011 Cedar St	04/01/2019	3.50	100	PAINT WORK	PAINT WORK
7	7 - 1234 Birch St	04/10/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
8	8 - 5678 Spruce St	05/01/2019	3.00	100	PAINT WORK	PAINT WORK
9	9 - 9101 Fir St	05/15/2019	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
10	10 - 2345 Redwood St	06/01/2019	3.50	100	PAINT WORK	PAINT WORK
11	11 - 6789 Cypress St	06/15/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
12	12 - 1011 Juniper St	07/01/2019	3.00	100	PAINT WORK	PAINT WORK
13	13 - 1234 Willow St	07/15/2019	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
14	14 - 5678 Ash St	08/01/2019	3.50	100	PAINT WORK	PAINT WORK
15	15 - 9101 Hickory St	08/15/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
16	16 - 2345 Walnut St	09/01/2019	3.00	100	PAINT WORK	PAINT WORK
17	17 - 6789 Cherry St	09/15/2019	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
18	18 - 1011 Plum St	10/01/2019	3.50	100	PAINT WORK	PAINT WORK
19	19 - 1234 Peach St	10/15/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
20	20 - 5678 Orange St	11/01/2019	3.00	100	PAINT WORK	PAINT WORK
21	21 - 9101 Lemon St	11/15/2019	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
22	22 - 2345 Lime St	12/01/2019	3.50	100	PAINT WORK	PAINT WORK
23	23 - 6789 Apple St	12/15/2019	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
24	24 - 1011 Pear St	01/01/2020	3.00	100	PAINT WORK	PAINT WORK
25	25 - 1234 Banana St	01/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
26	26 - 5678 Mango St	02/01/2020	3.50	100	PAINT WORK	PAINT WORK
27	27 - 9101 Papaya St	02/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
28	28 - 2345 Guava St	03/01/2020	3.00	100	PAINT WORK	PAINT WORK
29	29 - 6789 Pineapple St	03/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
30	30 - 1011 Strawberry St	04/01/2020	3.50	100	PAINT WORK	PAINT WORK
31	31 - 1234 Blueberry St	04/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
32	32 - 5678 Raspberry St	05/01/2020	3.00	100	PAINT WORK	PAINT WORK
33	33 - 9101 Blackberry St	05/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
34	34 - 2345 Elderberry St	06/01/2020	3.50	100	PAINT WORK	PAINT WORK
35	35 - 6789 Mulberry St	06/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
36	36 - 1011 Goosberry St	07/01/2020	3.00	100	PAINT WORK	PAINT WORK
37	37 - 1234 Currant St	07/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
38	38 - 5678 Kiwifruit St	08/01/2020	3.50	100	PAINT WORK	PAINT WORK
39	39 - 9101 Passionfruit St	08/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
40	40 - 2345 Starfruit St	09/01/2020	3.00	100	PAINT WORK	PAINT WORK
41	41 - 6789 Custard Apple St	09/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
42	42 - 1011 Breadfruit St	10/01/2020	3.50	100	PAINT WORK	PAINT WORK
43	43 - 1234 Soursop St	10/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
44	44 - 5678 Guava St	11/01/2020	3.00	100	PAINT WORK	PAINT WORK
45	45 - 9101 Mango St	11/15/2020	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
46	46 - 2345 Pineapple St	12/01/2020	3.50	100	PAINT WORK	PAINT WORK
47	47 - 6789 Strawberry St	12/15/2020	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
48	48 - 1011 Blueberry St	01/01/2021	3.00	100	PAINT WORK	PAINT WORK
49	49 - 1234 Raspberry St	01/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
50	50 - 5678 Blackberry St	02/01/2021	3.50	100	PAINT WORK	PAINT WORK
51	51 - 9101 Elderberry St	02/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
52	52 - 2345 Mulberry St	03/01/2021	3.00	100	PAINT WORK	PAINT WORK
53	53 - 6789 Goosberry St	03/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
54	54 - 1011 Currant St	04/01/2021	3.50	100	PAINT WORK	PAINT WORK
55	55 - 1234 Kiwifruit St	04/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
56	56 - 5678 Passionfruit St	05/01/2021	3.00	100	PAINT WORK	PAINT WORK
57	57 - 9101 Guava St	05/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
58	58 - 2345 Mango St	06/01/2021	3.50	100	PAINT WORK	PAINT WORK
59	59 - 6789 Pineapple St	06/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
60	60 - 1011 Strawberry St	07/01/2021	3.00	100	PAINT WORK	PAINT WORK
61	61 - 1234 Blueberry St	07/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
62	62 - 5678 Raspberry St	08/01/2021	3.50	100	PAINT WORK	PAINT WORK
63	63 - 9101 Blackberry St	08/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
64	64 - 2345 Elderberry St	09/01/2021	3.00	100	PAINT WORK	PAINT WORK
65	65 - 6789 Mulberry St	09/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
66	66 - 1011 Goosberry St	10/01/2021	3.50	100	PAINT WORK	PAINT WORK
67	67 - 1234 Currant St	10/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
68	68 - 5678 Kiwifruit St	11/01/2021	3.00	100	PAINT WORK	PAINT WORK
69	69 - 9101 Passionfruit St	11/15/2021	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
70	70 - 2345 Guava St	12/01/2021	3.50	100	PAINT WORK	PAINT WORK
71	71 - 6789 Mango St	12/15/2021	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
72	72 - 1011 Pineapple St	01/01/2022	3.00	100	PAINT WORK	PAINT WORK
73	73 - 1234 Strawberry St	01/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
74	74 - 5678 Blueberry St	02/01/2022	3.50	100	PAINT WORK	PAINT WORK
75	75 - 9101 Raspberry St	02/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
76	76 - 2345 Blackberry St	03/01/2022	3.00	100	PAINT WORK	PAINT WORK
77	77 - 6789 Elderberry St	03/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
78	78 - 1011 Mulberry St	04/01/2022	3.50	100	PAINT WORK	PAINT WORK
79	79 - 1234 Goosberry St	04/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
80	80 - 5678 Currant St	05/01/2022	3.00	100	PAINT WORK	PAINT WORK
81	81 - 9101 Kiwifruit St	05/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
82	82 - 2345 Passionfruit St	06/01/2022	3.50	100	PAINT WORK	PAINT WORK
83	83 - 6789 Guava St	06/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
84	84 - 1011 Mango St	07/01/2022	3.00	100	PAINT WORK	PAINT WORK
85	85 - 1234 Pineapple St	07/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
86	86 - 5678 Strawberry St	08/01/2022	3.50	100	PAINT WORK	PAINT WORK
87	87 - 9101 Blueberry St	08/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
88	88 - 2345 Raspberry St	09/01/2022	3.00	100	PAINT WORK	PAINT WORK
89	89 - 6789 Blackberry St	09/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
90	90 - 1011 Elderberry St	10/01/2022	3.50	100	PAINT WORK	PAINT WORK
91	91 - 1234 Mulberry St	10/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
92	92 - 5678 Goosberry St	11/01/2022	3.00	100	PAINT WORK	PAINT WORK
93	93 - 9101 Currant St	11/15/2022	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
94	94 - 2345 Kiwifruit St	12/01/2022	3.50	100	PAINT WORK	PAINT WORK
95	95 - 6789 Passionfruit St	12/15/2022	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
96	96 - 1011 Guava St	01/01/2023	3.00	100	PAINT WORK	PAINT WORK
97	97 - 1234 Mango St	01/15/2023	4.00	100	REPAIR OF ROOF	REPAIR OF ROOF
98	98 - 5678 Pineapple St	02/01/2023	3.50	100	PAINT WORK	PAINT WORK
99	99 - 9101 Strawberry St	02/15/2023	4.50	100	REPAIR OF ROOF	REPAIR OF ROOF
100	100 - 2345 Blueberry St	03/01/2023	3.00	100	PAINT WORK	PAINT WORK

**giffels webster**

Accountants  
CPAs  
Chartered Accountants  
Certified Public Accountants

11000 Woodward Ave.  
Suite 1100  
Oak Ridge  
Birmingham, AL 35203  
205.988.1100

**811**  
Call before you dig.  
Call before you dig.

WYOMING COUNTY  
COMMUNITY COLLEGE  
DISTRICT  
801 W. FORT STREET  
DETROIT, MI 48205

WYCCCD  
HEALTH AND WELLNESS  
EDUCATION CENTER  
Troy, MI

Contractor:  
Name: [Blank]  
Address: [Blank]  
City: [Blank]  
State: [Blank]  
Zip: [Blank]

Owner:  
Name: [Blank]  
Address: [Blank]  
City: [Blank]  
State: [Blank]  
Zip: [Blank]

10000 Woodward Ave.  
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Corporation Council .....	000.00	
Fire Department .....	400.00	
Public Library .....	430.00	
Parks and Boulevards .....	0,500.00	
Police Department .....	1,000.00	
Recreation Commission .....	200.00	
City Clerk .....	50.00	
Board of Education .....	4,000.00	
Public Lighting .....	100.00	
Election Comm. .....	100.00	
Dept. Bldg. and S. E. .....	225.00	
Welfare Department .....	200.00	
Receiving Hospital .....	200.00	
Clafar Hospital .....	41,000.00	
Water Board .....	200.00	
Board of Health .....	200.00	
Art Institute .....	14,500.00	
Street Railway Commission .....	5,000.00	
House of Correction .....	50.00	
Bureau of Markets .....	25.00	
City Controller .....	15.00	
Psychopathic Clinic .....	50,000.00	
House of Correction (Revolving Fund) .....	500.00	
Motor Transportation .....	200.00	
Tuberculosis Sanatorium (Northville) .....		117,040.00

Cash in City Depositories—		
Bank of Detroit Checking Account .....	\$ 639,262.85	
Bank of Detroit Reserve Account .....	1,051,000.00	
Bank of Detroit (Sinking Fund) .....	635,619.34	
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 Savs. Bank Reserve	1,000.00	
Commonwealth Fed. Savs. Bank (Street		330,000.00
Railway Purchase Account) .....		
Commonwealth Fed. Savs. Bank (Street		1,354,500.00
Railway Operation and Maintenance Acc.)		
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 Bel. Nat'l Bank (Board of		25,000.00
Education F. B. Reserve) .....		
Wayne County and Home Savings Bank (P.		25,000.00
R. Reserve) .....		
		5,854,384.09
		\$ 37,083,328.01

Accepted and placed on file.

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

This ordinance has been considered informally by the Common Council sitting as a Committee of the Whole and should be formally introduced at the Council proceedings, Tuesday evening, July 25th, receive first and second readings by title and laid on the table for final passage Tuesday evening, August 1st, 1922.

Very truly yours,  
 CLARENCE E. WILCOX,  
 Corporation Counsel

By Councilman Littlefield:

AN ORDINANCE to enable the Pennsylvania-Detroit Railroad Company, an extension of the railroad lines of the Pennsylvania Railroad from Toledo, Ohio, to Detroit, Michigan, to secure adequate facilities, and to use the Fort Street Union Depot located at the southwest corner of Third street and Fort street west, in the City of Detroit, jointly with other railroad 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 ordinance described.

1922 JCC Pgs. 1366-1372



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

Section 1. The Port Street Union Depot Company is hereby granted permission and authority, in 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-259.

Sec. 3. To enable the Pennsylvania-Detroit Railroad Company, The Port Street Union Depot Company, W. Bush 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 1/2% 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. 5 (a) In consideration of the vacancies 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 Port Street Union Depot Company under ordinance of January 23rd, 1893. Plan No. D-210.

(1) 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.

(2) Permission and authority are also granted to the Pennsylvania-Detroit Railroad Company, the Port 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 approval  
 80 of the Commissioner of Pub-  
 81 lic Works, Plan D-219.

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 corporation, 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 lessees, 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 Sum-  
 13 mit avenues, an unopened alley  
 14 between lots Nos. 1 and 2 on  
 15 the north and lot 1 on the  
 16 south, in Outlot No. 14, of Sub-  
 17 division of Outlot No. 14, also  
 18 15 Private Claim No. 18, also  
 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 lessees, 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-224.

Sec. 7. Sewers, water mains,  
 2 gas pipes, underground con-  
 3 dulta, 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 corporation 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 Delray, 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 Giles street;  
 18 an unnamed alley south of Bar-  
 19 ron street, Barton street west  
 20 of its junction with Giles  
 21 street, Norman street, Fort

22 street, and Dearborn avenue,  
 23 immediately west of and ad-  
 24 joining the tracks of the Pere  
 25 Marquette Railway Company,  
 26 as shown on a map and survey  
 27 filed in the office of the Com-  
 28 missioner of Public Works  
 29 Plan No. D-23, Sheet 4.

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Sec. 9. Permission and au-  
 thority are further granted to  
 the Pennsylvania-Detroit Rail-  
 road Company to construct,  
 maintain and operate one or  
 two main tracks on right of  
 way recently acquired by it  
 south of and adjacent to the  
 right of way of the Detroit  
 Terminal Railroad and crossing  
 at grade, Livernois avenue, Lin-  
 wood avenue, Twelfth street  
 and Oakman avenue. Plan No.  
 D-25, Sheet 4.

Sec. 10. In compliance with  
 the terms and provisions of an  
 ordinance passed February 15th,  
 1892, regarding the construc-  
 tion of sidetracks, spur tracks,  
 etc., duplicates of all plans re-  
 ferred to herein and attached  
 hereto have been filed in the  
 office of the Commissioner of  
 Public Works.

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

In all streets which are pav-  
 ed the railroad company or  
 companies owning the said  
 tracks across the same shall  
 pay the cost of paving and re-  
 paving the portion of the said  
 streets between the rails of  
 said tracks and one foot on  
 each side thereof. The grantees  
 in this ordinance named shall  
 respectively indemnify and save  
 harmless the City of Detroit  
 from all damages or claims for  
 which the City of Detroit shall  
 be made or become liable by  
 reason of the grants herein  
 made to the respective grantees  
 for the construction, mainten-  
 ance and operation of tracks  
 across said streets and alleys.

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

the Commissioner of Public  
 Works and the grantees are  
 also hereby authorized, when-  
 ever the same shall become  
 necessary, to erect and main-  
 tain temporary structures and  
 false work in any of the said  
 streets and alleys during the  
 rebuilding of the elevated  
 structure, freight terminal or  
 other facilities herein provid-  
 ed for, subject to the approval  
 of the said Commissioner of  
 Public Works.

Sec. 13. Whenever permission  
 and authority are granted by  
 this ordinance to the Pennsylv-  
 ania-Detroit Railroad Com-  
 pany, the Detroit Union Rail-  
 road Depot & Station Company,  
 the Port Street Union Depot  
 Company, the Pere Marquette  
 Railway Company or the Wa-  
 bash Railway Company, the  
 same shall inure to the benefit  
 of, and the terms and condi-  
 tions herein imposed shall be  
 binding upon the respective  
 lessees, successors and assigns.

Sec. 14. Wherever railroad  
 tracks are authorized to be con-  
 structed under this ordinance,  
 the grantees whose tracks are  
 crossed at any time shall, at  
 request of the City, install at  
 their own cost, crossings for  
 street car tracks at the inter-  
 section of such railroad tracks,  
 and such other safeguards and  
 appliances, incidental to such  
 crossings, as shall be required  
 by law, whether such street car  
 tracks are now existing or are  
 authorized to be constructed  
 under Ordinance No. 768-A.

Sec. 15. This ordinance is  
 passed upon the express condi-  
 tion that the necessity for any  
 grade separation affecting the  
 intersecting streets, boulevards  
 and alleys shall be in nowise  
 waived. As to the trackage  
 permitted in Sections 3 and 4  
 of this ordinance to be con-  
 structed, the said Pennsyl-  
 vania-Detroit Railroad Com-  
 pany, by its acceptance of the  
 terms hereof, agrees to such  
 method of grade separation as  
 may be determined upon when  
 a plan of such separation is  
 imposed upon or is the result of  
 a contract between the City of  
 Detroit and any other railroad  
 company whose track is so lo-  
 cated that the plan adopted as  
 to it will apply to the Pennsylv-  
 ania-Detroit Railroad Com-  
 pany.

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



1 Delray Crossing, so-called,  
 2 which is of sufficient width for  
 3 a maximum of four main  
 4 tracks, of which right of way  
 5 the Pere Marquette Railway  
 6 Company and the Wabash Rail-  
 7 way Company are lessees. Said  
 8 lessees have contemplated the  
 9 construction of four main  
 10 tracks of railroad requiring  
 11 the construction of additional  
 12 tracks on said portion of said  
 13 right of way, so that said  
 14 tracks would occupy the whole  
 15 width of such right of way. If  
 16 permission is hereafter obtain-  
 17 ed to construct additional  
 18 tracks at grade, and such  
 19 tracks shall be constructed  
 20 across any street, boulevard or  
 21 alley between Nineteenth street  
 22 and Delray Crossing, so-called,  
 23 and thereafter the grades are  
 24 separated, the grantee agrees,  
 25 in consideration of the grants  
 26 herein contained that the entire  
 27 extra cost of construction of  
 28 such grade separation within  
 29 the limits of the intersections,  
 30 but only within such intersec-  
 31 tions, of the said right of way  
 32 and the streets, boulevards and  
 33 alleys due to the laying of such  
 34 additional tracks at grade  
 35 across said streets, boulevards  
 36 and alleys as compared with  
 37 the cost of separating the  
 38 grades of the tracks now laid  
 39 across said streets, boulevards  
 40 and alleys, shall be borne by  
 41 the grantee.

42 Sec. 17. The grantee shall  
 43 indemnify and save harmless  
 44 the City of Detroit against any  
 45 and all liability on account of  
 46 or growing out of any grant of  
 47 authority to them, or any of  
 48 them, made in this ordinance,  
 49 or on account of or growing  
 50 out of anything which the said  
 51 grantee, or any of them, may  
 52 do under the authority thereof.

53 Sec. 18. This ordinance shall  
 54 take effect upon filing a writ-  
 55 ten acceptance thereof by the  
 56 Pennsylvania-Detroit Railroad  
 57 Company, The Port Street Uni-  
 58 on Depot Company, the Detroit  
 59 Union Railroad Depot & Sta-  
 60 tion Company, the Pere Mar-  
 61 quette Railway Company and  
 62 the Wabash Railway Company  
 63 with the Clerk of the City of  
 64 Detroit within two months  
 65 from and after its approval.  
 66 Read twice by title, ordered print-  
 67 ed and laid on the table.

68 From the Corporation Council,  
 69 Hon. Richard Lindsay, City Clerk.  
 70 Dear Sir—I enclose herewith pro-  
 71 posed ordinance granting to the  
 72 Michigan Central Railroad Company  
 73 the right to construct, operate and

maintain a spur track on Jefferson  
 avenue west within the City of De-  
 troit.

This ordinance has been consid-  
 ered by the Common Council sitting  
 as a Committee of the Whole in con-  
 nection with the Pennsylvania Rail-  
 road Company ordinance, so-called.  
 It should be formally introduced in  
 the Council meeting Tuesday eve-  
 ning, 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 Counsel

By Councilman Littlefield.

**AN ORDINANCE granting the Mich-  
 igan 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 Rail-  
 road Company, a corporation of  
 the State of Michigan, and its  
 successors and assigns, to ex-  
 tend its "Mills Track," so-called,  
 as now located in Jefferson ave-  
 nue 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 Jef-  
 ferson avenue west to a point  
 where the southerly line of  
 Larned street, if extended wester-  
 erly, 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 De-  
 partment 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 in-  
 spection of the Department of  
 Public Works, and shall conform  
 to the grade of the street as  
 now is or may be hereafter es-  
 tablished 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 there-  
 of, if necessary to cover the  
 approaches, shall be done by the  
 Department of Public Works  
 when the grantee has deposited  
 a sufficient sum to cover the

19 cost,  
 20 the  
 21 of pa  
 22 the D  
 23 only  
 24 (5) l  
 25 times  
 26 ordina  
 27 ing or  
 28 track  
 29 track  
 30 track  
 31 night  
 32 outside  
 33 such  
 34 rected  
 35 Public  
 36 said  
 37 Works  
 38 granted  
 39 Public  
 40 Public  
 41 face of  
 42 shall be  
 43 of the  
 44 manner  
 45 ordinary  
 46 wheel  
 47 success  
 48 keep th  
 49 between  
 50 track is

Sec. 3.  
 1 good an  
 2 indemnif  
 3 the City  
 4 all claim  
 5 which w  
 6 or becom  
 7 son of t  
 8 tenance  
 9 spur trac  
 10 lowing of  
 11 and privi

Sec. 4.  
 1 thORIZED  
 2 track for  
 3 lawful b  
 4 other form  
 5 be employ  
 6 to be us  
 7 and cars  
 8 lar hours  
 9 said grant  
 10 receive a  
 11 thereon, an  
 12 public in  
 13 vided that  
 14 standing b  
 15 6:30 a. m.  
 16 upon the  
 17 between th  
 18 street and  
 19 (100) feet  
 20 line of Thi

Sec. 5. Th  
 1 cars on said  
 2 all times b  
 3 dence there  
 4 all other ve  
 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 expense 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.

1 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 killing or al-  
 11 lowing of the permission, right  
 12 and privileges hereby granted.

1 Sec. 3. 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 5:00 a. m. and 5:00 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.

1 Sec. 4. 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.

1 Sec. 5. 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 rescission at the will  
 15 of the Common Council or elec-  
 16 tors of the City of Detroit.

1 Sec. 6. 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.

1 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.

1 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.

1 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.

1 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, 1916; to  
 9 the National Grocer Company,  
 10 by resolution dated April 13th,  
 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 LaBelle Avenue to  
 Bourke Avenue, where not already  
 open, as a public street and high-  
 way.

Respectfully submitted,

CLARENCE E. WILCOX,

Corporation Counsel

By Counsellor Watson:

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

Opening Dexter Avenue from La-

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 3,  
 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 80  
 Acres of Quarter Section 3, and all  
 of that part of Quarter Section 9,  
 10,000 Acre Tract as recorded in  
 Liber 26, Page 2 of Plats of Wayne  
 County Records, and the north line  
 of said Subdivision. Thence along  
 said line North 66 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  
 87.15 feet to a point on the north  
 line of Lot 4. Thence along said  
 line South 66 degrees 54 minutes  
 West 100.34 feet to a point on the  
 proposed west line of Dexter Ave-  
 nue. Thence along said line South  
 15 degrees 40 minutes East 87.15  
 feet to a point on the north line of  
 said Robert Oakman's Livernois and  
 Ford Highway Subdivision. Thence  
 along said line North 66 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 66  
 degrees 54 minutes East 100.34 feet  
 to a point on the proposed east  
 line of Dexter Avenue. Thence  
 along said line North 15 degrees 40  
 minutes West 336.29 feet to a point  
 on the north line of said lot 8.  
 Thence along said line South 66 de-  
 grees 54 minutes West 100.34 feet  
 to a point on the proposed west line  
 of Dexter Avenue. Thence along  
 said line South 15 degrees 40 min-  
 utes East 336.29 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 8. Thence  
 along said south line of Lot 8,

2018-08-07

**491**

**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.*

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REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT

150





CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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

BY COUNCIL MEMBER \_\_\_\_\_

**RESOLVED**, that all of 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, 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 ½ of SE ¼ 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.**

**PENNINGTON DR. 75 FT. WD.**

24	100	564	20	566	568	570	572	574	20	24
31.4	357	125	32.4	18	31.6	125	236	32.6	34	35
33	355						238			
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"	345						248		"	
35	344	125	18	125	249	35				

**THATCHER AVE. 50 FT. WD.**



- VACATE TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 89 F

<b>B</b>						<b>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.</b>	<b>CITY OF DETROIT          CITY ENGINEERING DEPARTMENT          SURVEY BUREAU</b>	
<b>A</b>								
<b>DESCRIPTION</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>			<b>JOB NO.</b> 01-01
<b>REVISIONS</b>								<b>DRWG. NO.</b> X 1644
<b>DRAWN BY</b>	WLW	<b>CHECKED</b>						
<b>DATE</b>	08-01-17	<b>APPROVED</b>						



**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.

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DPW - CITY ENGINEERING DIVISION    PLANNING AND DEVELOPMENT DEPARTMENT

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

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 existin 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 Peterson (18011 Santa Barbara) (213) 614 4458  
 (Name) (Address) (Phone No.)

Lot No.	Signature of Deed Holder	Signature of Wife or Other Co-Owner	Address	Date
	<i>Chris for CMBLT, LLC</i>		7645 CURNS Det 48221	10-2-14
	<i>Dwayne Woodard</i>		18088 Santa Barbara	4/16/16
	<i>Meritta 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.*

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REFERRED TO THE FOLLOWING DEPARTMENT(S)

DPW - CITY ENGINEERING DIVISION PLANNING AND  
DEVELOPMENT DEPARTMENT

151



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

152

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: Petition No. 368 — Marathon Petroleum Company LP, request to vacate a portion of Colonial between Norway and Oakwood.**

Petition No. 368 — Marathon Petroleum Company LP, request to vacate and convert to easement part of Colonial Avenue, 66 feet wide, between Oakwood Boulevard, 100 feet wide and Norway Avenue, 60 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 consolidate property. This section of Colonial Avenue was physically closed when Oakwood Boulevard was rerouted: and there is an existing guardrail at Norway Avenue, and no connection to Oakwood Boulevard. The Colonial Avenue pavement has been removed and the right-of-way is now unimproved.

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

BY COUNCIL MEMBER \_\_\_\_\_

**RESOLVED**, that all of Colonial Avenue, 66 feet wide, between Oakwood Boulevard, 100 feet wide and Norway Avenue, 60 feet wide, and further described as: land in the City of Detroit, Wayne County, Michigan, being that part Colonial Avenue, 66 feet wide, lying north of and adjoining the north line of Lots 382 through 386, both inclusive, also lying south of and adjoining the south line of Lots 399 through 406, both inclusive “Oakwood on P.C’s 50, 524, and 119 River Rouge (Now Detroit) T2S.,R.11E. Wayne County, Michigan” as recorded in Liber 13, Page 36 of Plats, Wayne County Records; and further bounded on the east by the west line of Norway Avenue, 60 feet wide; and bounded on the southwest by the northeasterly line of Oakwood Boulevard, 100 feet wide.

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 street 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 street 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 street 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 street 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

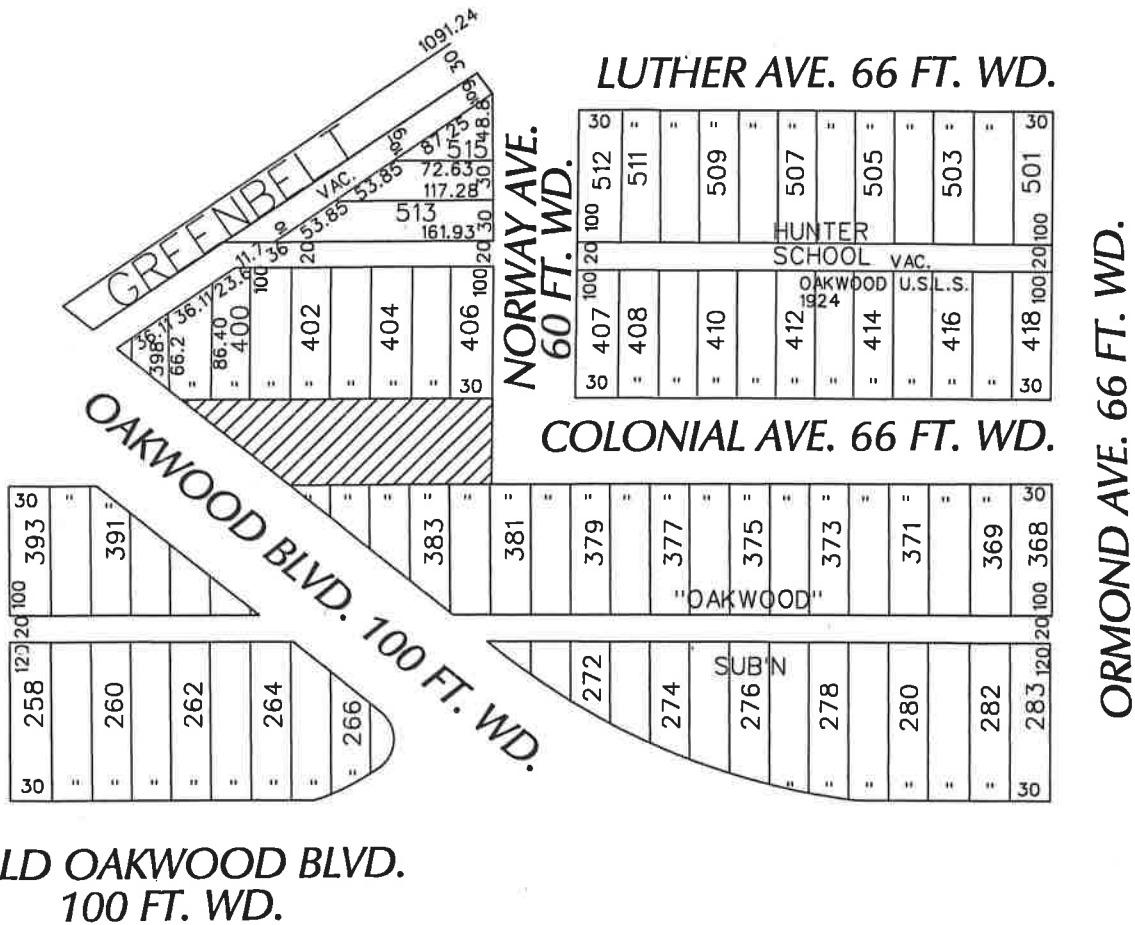
Provided, that said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be 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 street 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 incidental 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 street return at the entrances (into Oakwood Boulevard and/or Norway 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. 368  
 MARATHON PETROLEUM COMPANY LP.  
 C/O MANNIK SMITH GROUP  
 65 CADILLAC SQUARE, SUITE 3311  
 DETROIT, MICHIGAN 48226  
 C/O DAVID A. RYZYI P.E.  
 PHONE NO. 313 961-9500



 - CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 71 E

B					REQUEST CONVERSION TO EASEMENT COLONIAL AVE. 66 FT. WD. IN AREA BOUND BY GREENBELT, NORWAY, COLONIAL, ORMOND AVE. AND OAKWOOD BLVD	CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU
	A					
DESCRIPTION		DRWN	CHKD	APPD	DATE	JOB NO. 01-01
DRAWN BY		CHECKED		APPROVED		
DATE						DRWG. NO. X 368

**City of Detroit**  
**OFFICE OF THE CITY CLERK**

Janice M. Winfrey  
City Clerk

Vivian A. Hudson  
Deputy City Clerk

**DEPARTMENTAL REFERENCE COMMUNICATION**

*Thursday, May 31, 2018*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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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.

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PLANNING AND DEVELOPMENT DEPARTMENT    DPW - CITY ENGINEERING DIVISION

**368**    *Marathon Petroleum Company LP, request to vacate a portion of Colonial between Norway and Oakwood.*





May 25, 2018

**The Honorable City Council**

Attn: Office of the City Clerk  
200 Colman A. Young Municipal Center  
2 Woodward Avenue  
Detroit, Michigan 48226

**Re: Vacation of Colonial between Norway and Oakwood**

The Honorable City Council:

On behalf of Marathon Petroleum Company LP, we are petitioning the City of Detroit to vacate a section of Colonial between Norway and Oakwood for 194.78 feet as shown on attached exhibit 1.

This request on behalf of Marathon for the vacation of this section of Colonial is being proposed in order to eliminate the existing ROW between proposed new parcels being combined and due to no existing or future needs for the ROW.

This section of Colonial was closed when Oakwood was re-routed. There is an existing guardrail at Norway on the north end and it is not connected to Oakwood at the south end. The pavement has been removed and is considered un-improved ROW.

Marathon is the sole owner of all the property on both sides of Colonial within the limits of this vacation petition.

This petition is not for an outright vacation. There are existing utilities that will require utility easements for the current Right-of-Way area petitioned to be vacated.

Respectfully Submitted,

A handwritten signature in blue ink that reads "David A. Rzyzi".

David A. Rzyzi, PE  
The Mannik & Smith Group, Inc.

c: J. Knoll

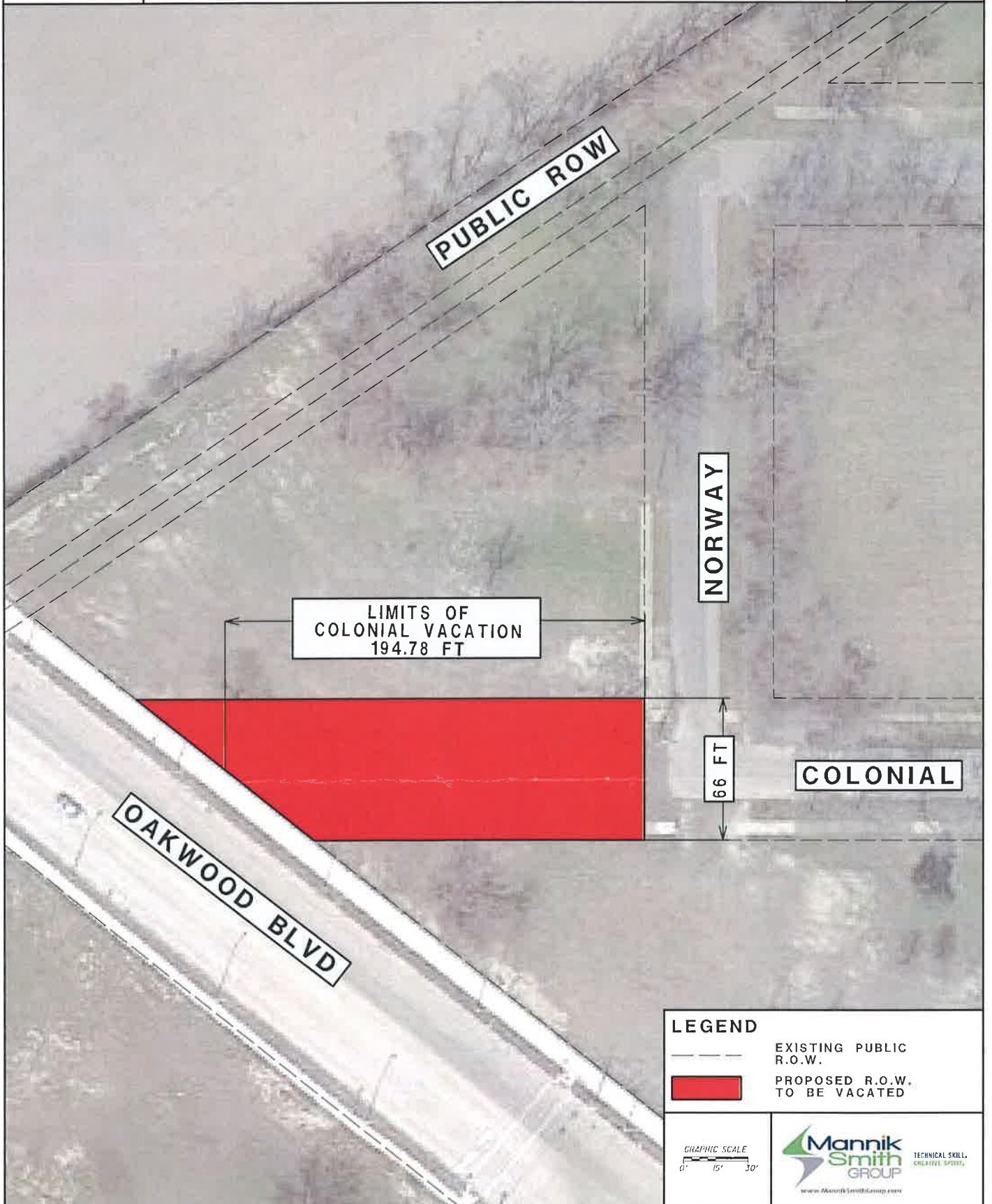
Attachments: Exhibit 1

TECHNICAL SKILL.  
CREATIVE SPIRIT.



# LIMITS OF COLONIAL TO BE VACATED BETWEEN NORWAY & OAKWOOD

EXHIBIT 1



LIMITS OF COLONIAL VACATION  
194.78 FT



NORWAY

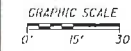
66 FT

COLONIAL

OAKWOOD BLVD

### LEGEND

-  EXISTING PUBLIC R.O.W.
-  PROPOSED R.O.W. TO BE VACATED



2018-05-31

**368**

**368** *Petition of Marathon Petroleum Company LP, request to vacate a portion of Colonial between Norway and Oakwood.*

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REFERRED TO THE FOLLOWING DEPARTMENT(S)

PLANNING AND DEVELOPMENT DEPARTMENT    DPW -  
CITY ENGINEERING DIVISION

152.



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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.



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,

A handwritten signature in blue ink, appearing to read "Richard Doherty".

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 STÖGNER  
 PHONE NO. 614 480-5020

**"REVISED"**

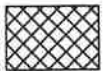
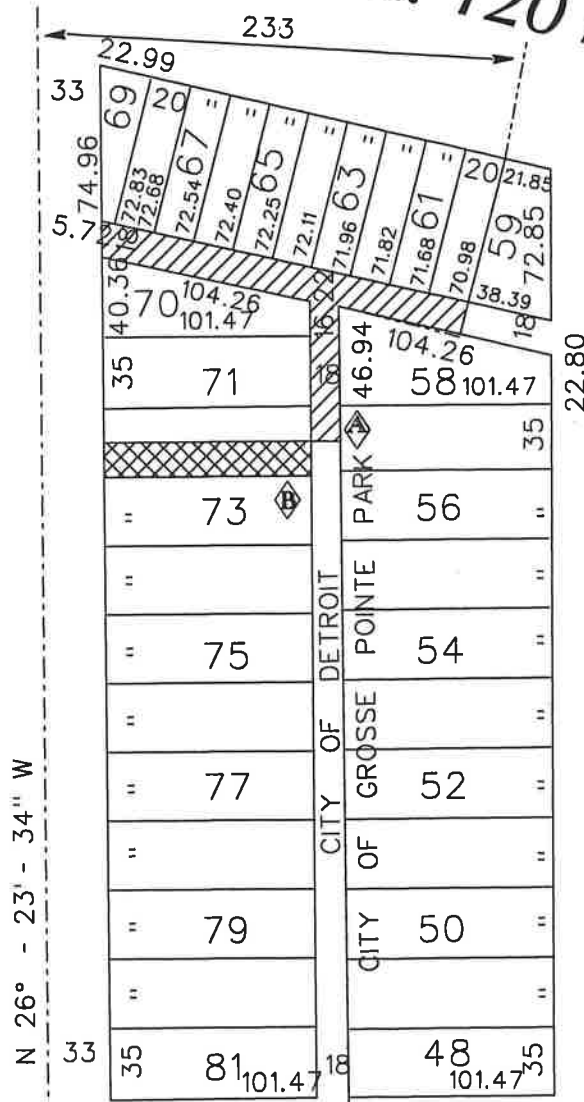


**MACK AVE. 120 FT. WD.**

**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>B</b>	30 FT. WD. DEDICATED AREA FOR VEHICLE ACCESS	WLW	KSM	KSM	7/25/18
<b>A</b>	CONVERSION TO EASEMENT ON THE NORTH/SOUTH PUBLIC ALLEY IS REDUCED	WLW	KSM	KSM	7/25/18
<b>DESCRIPTION</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>
<b>REVISIONS</b>					
<b>DRAWN BY</b>	<b>WLW</b>	<b>CHECKED</b>			
<b>DATE</b>	<b>03-22-17</b>	<b>APPROVED</b>			

**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**

**JOB NO. 01-01**

**DRWG. NO. X 1458**

# City of Detroit

OFFICE OF THE CITY CLERK

Janice M. Winfrey  
City Clerk

Vivian A. Hulston  
Deputy City Clerk

## DEPARTMENTAL REFERENCE COMMUNICATION

*Thursday, March 02, 2017*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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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.

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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](mailto:jeff.stogner@huntington.com)

Respectfully submitted,

Huntington National Bank

Jeff Stogner  
Sr. Project Manager

CITY CLERK 24 FEB 2017 PM 3:02





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

25 Parking Spaces  
 14 February 2017



**Carlson Walbridge**  
 A Walbridge Group Company

153

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 Waburn.*

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**REFERRED TO THE FOLLOWING DEPARTMENT(S)**

DPW - CITY ENGINEERING DIVISION PLANNING AND DEVELOPMENT DEPARTMENT





CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

154

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. 205 – Bedrock Management LLC, request to encroach into the public right-of-way at 600 Woodward Avenue which is bounded by Woodward Avenue, Cadillac Square, the north-south alley east of Woodward and Congress Street.**

Petition No. 205 – Bedrock Management Services LLC, request for an encroachment with sidewalk café, existing areaways (basements) below the sidewalk, existing steel ventilation grating flush with sidewalk grade, and architectural elements above grade on the east side of Woodward Avenue, 190 feet wide, between Congress Street, 60 feet wide and Cadillac Square, 200 feet wide; also on the north side of Congress Street between Bates Street, 50 feet wide, and Woodward Avenue.

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 a new restaurant and to transfer responsibility for the existing basement under the sidewalk, ventilation grates, and for various architectural elements.

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

COUNCIL MEMBER \_\_\_\_\_

**RESOLVED**, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Bedrock Management LLC or their assigns to install and maintain encroachments with sidewalk café, existing areaways (basements) below the sidewalk, ventilation grates flush with the sidewalk grade, and architectural elements above grade on the east side of Woodward Avenue, 190 feet wide, between Congress Street, 60 feet wide and Cadillac Square, 200 feet wide; also on the north side of Congress Street between Bates Street, 50 feet wide, and Woodward Avenue and being land in the City of Detroit, Wayne County, Michigan: Woodward Avenue and Congress Street adjoining Lot 57 “Plan of Section numbered One of the City of Detroit, in the territory of Michigan confirmed by the Governor and Judges on the 27<sup>th</sup> day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board” as recorded in Liber 34, Page 550 of Deeds, Wayne County Records. Encroachments are further described as follows:

- 1) Outdoor café seating area including barriers, planters, etcetera being 8.5 feet wide and 38 feet in length along Woodward Avenue, and being 6.5 feet wide and 72 feet in length along Congress Street and lying west of and adjoining the west line of the North 38 feet of the South 40 feet of said Lot 57 and lying south of and adjoining the east 72 feet of the west 82 feet of said Lot 57.
- 2) Areaways (Basements below sidewalk grade) lying up to 11.5 feet below grade and being 17 feet wide and 40 feet in length along Woodward Avenue, and being 7.3 feet wide and 100 feet in length along Congress Street and lying west of and adjoining the west line of the South 40 feet of said Lot 57 and lying south of and adjoining the south line of said Lot 57.
- 3) Ventilation grates flush with sidewalk grade extending into Congress Street: 1<sup>st</sup> grate being 3.58 feet long and extending 6.33 feet from building face (property line) adjoining the westerly 3.58 feet of the easterly 4.33 feet of said Lot 57; also 2<sup>nd</sup> grate being 9.25 feet long and extending 5.00 feet from building face (property line) adjoining the westerly 9.25 feet of the easterly 27.41 feet of said Lot 57; also 3<sup>rd</sup> grate being 7.00 feet in length and extending 5.00 feet from the building face (property line) adjoining the westerly 7.00 feet of the easterly 36.92 feet of said Lot 57.
- 4) Architectural elements lying from 8.5 feet above grade to 172 feet above grade (top of building) and extending no more than 5 feet into the right-of-way and lying westerly of and adjoining the westerly line of the southerly 40 feet said Lot 57 and lying southerly of and adjoining the southerly line of said Lot 57 and including extending up to 5 feet from the southwesterly corner of said Lot 57.

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, Bedrock Management LLC 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 Bedrock Management LLC 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 Bedrock Management LLC or their assigns. Should damages to utilities occur Bedrock Management LLC 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 Bedrock Management LLC 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 Bedrock Management LLC or their assigns of the terms thereof. Further, Bedrock Management LLC 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 Bedrock Management LLC, 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 or part thereof is revocable at the will, whim or caprice of the City Council, and Bedrock Management LLC 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

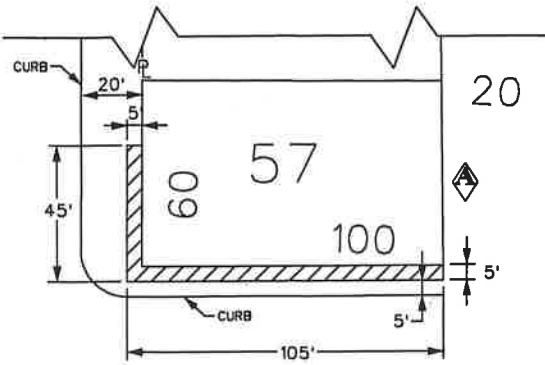
PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 205  
 BEDROCK MANAGEMENT LLC  
 C/O GIFFELS WEBSTER  
 28 W. ADAMS, SUITE 1200  
 DETROIT, MICHIGAN 48226  
 C/O MICHAEL MARKS P.E.  
 PHONE NO. 313 962-4442

**"REVISED"**

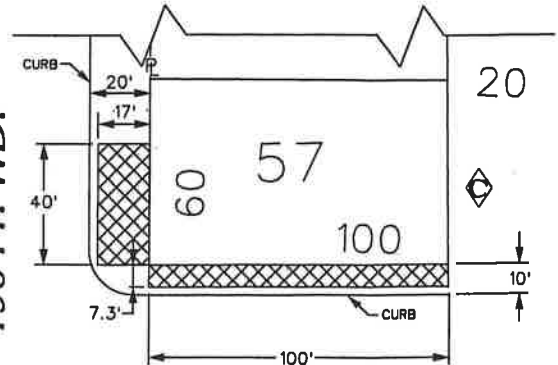


WOODWARD AVE.  
190 FT. WD.



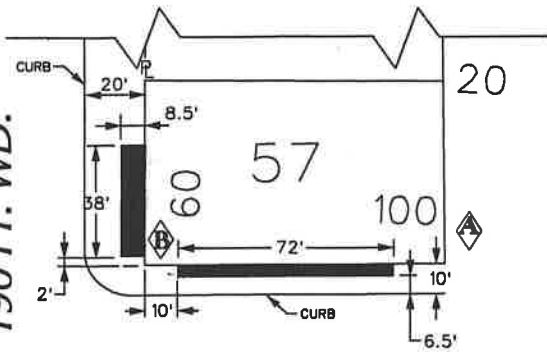
CONGRESS ST. 60 FT. WD.

WOODWARD AVE.  
190 FT. WD.

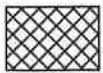


CONGRESS ST. 60 FT. WD.

WOODWARD AVE.  
190 FT. WD.



CONGRESS ST. 60 FT. WD.



- REQUEST ENCROACHMENT  
(Below Ground 0' to -11.5')

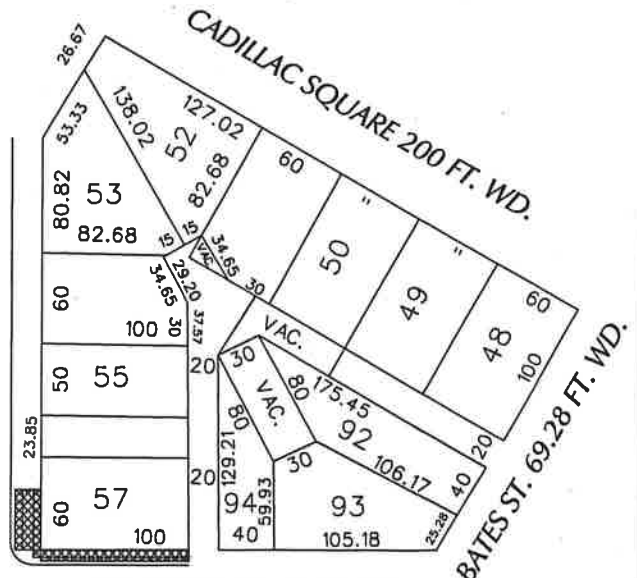


- REQUEST ENCROACHMENT  
(Above Ground 8.5' to 172')



- REQUEST ENCROACHMENT  
(At Ground Level 0' to 8.5')

WOODWARD AVE. 190 FT. WD.



CONGRESS ST. 60 FT. WD.

CARTO 28 F

DESCRIPTION	DRWN	CHKD	APPD	DATE
C REMOVING ENCROACHMENT IN THE ALLEYWAY	WLW	KSM	KSM	11/01/18
B RETROFITTING ENCROACHMENT (IN WOODWARD FROM 42' TO 31', AND ON CONGRESS FROM 82' TO 78')	WLW	KSM	KSM	10/19/18
A REQUESTING ENCROACHMENT ON WOODWARD FROM 17' TO 8.5', REMOVING ENCROACHMENT IN THE ALLEYWAY, REQUESTING ENCROACHMENT ON CONGRESS FROM 8' TO 3.5'	WLW	KSM	KSM	8/31/18
REVISIONS				
DRAWN BY	WLW	CHECKED	KSM	
DATE	04-19-18	APPROVED		

(FOR OFFICE USE ONLY)

REQUEST ENCROACHMENT  
 INTO WOODWARD AND CONGRESS  
 AT 600 WOODWARD AVE.

<b>CITY OF DETROIT</b>	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 205



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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



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



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
TRAFFIC ENGINEERING DIVISION

156

2633 MICHIGAN AVE.  
DETROIT, MICHIGAN 48216  
(313) 224-1610 • TTY:711  
(313) 224-1304  
WWW.DETROITMI.GOV

November 27, 2018

THE HONORABLE CITY COUNCIL:

**RE: Traffic Control Devices  
Installed and Discontinued**

We are submitting a list of traffic control devices dated **August 16, 2018 – September 15, 2018**, to your Honorable Body for approval.

The attached list shows traffic control devices installed, and those discontinued during the period of **August 16, 2018 – September 15, 2018**.

Respectfully submitted,

Ron Brundidge  
Director  
Department of Public Works

RB/AP/tfj

Xc: Mayor's Office  
Municipal Parking Department  
Ashok Patel, City Traffic Engineer

CITY CLERK 2018 DEC 4 10:09 AM



BY COUNCIL MEMBER \_\_\_\_\_

RESOLVED, That the traffic regulations, as listed in Communications from the Department of Public Works dated

**August 16, 2018 - September 15, 2018,** and the discontinuance of restrictions as listed therein, be and the same are hereby approved and confirmed and further, RESOLVED, That any regulation or restriction in conflict with the foregoing be and the same is hereby rescinded.

Provided, That the traffic regulations adopted pursuant to the Ordinance provisions of **Section 55-1-8, 55-1-9, and 55-1-11 of Chapter 55, Article 1, of the Code of Detroit** and properly indicated by signs, signals, markings, or other devices as authorized by the ordinance provisions, and further, Provided, The traffic regulations listed in the communication above referred to shall be kept on file by the City Clerk in his office for reference and for inspection.

**TRAFFIC CONTROL DEVICES  
INSTALLED AND DISCONTINUED**

**August 16, 2018 - September 15, 2018**

<u><b>HANDICAPPED PARKING SIGNS</b></u>	<u><b>DATE INSTALLED</b></u>
Bristow SS in front of 3844 Bristow	09/14/2018
Cheyenne WS in front of 12243 Cheyenne	08/29/2018
Gallagher ES in front of 20418 Gallagher	08/16/2018
Goulburn WS in front of 18933 Goulburn	08/29/2018
Harold NS in front of 5619 Harold	08/29/2018
Holbrook SS btw 197' & 229' E/O Brush C/L	08/24/2018
Lane NS in front of 8880 Lane	08/28/2018
Lawndale WS in front of 2365 Lawndale	08/22/2018
Longfellow NS in front of 2544 Longfellow	09/04/2018
Riverview WS in front of 18189 Riverview	09/17/2018
Trenton ES in front of 4928 Trenton	09/12/2018
Twenty fifth WS in front of 1517 Twenty	08/16/2018
Wisconsin in front of 8151 Wisconsin	08/29/2018

<u><b>PARKING PROHIBITION SIGNS</b></u>	<u><b>DATE INSTALLED</b></u>
Canfield E SS btw 168' to 342' E/O Woodward "No Parking"	09/14/2018
Griswold WS btw 173 & 225' S/O Clifford "No Parking"	09/13/2018
Putnam NS btw 266' & 297' E/O Cass "No Parking"	09/06/2018
Putnam SS btw Cass & 430' E/O Cass "NO Parking No Standing No Stopping"	08/22/2018

**PARKING REGULATIONS SIGNS**

**DATE  
INSTALLED**

Porter SS btw Sixth & End of Block  
"No Parking 8AM-6PM Mon thru Fri"

08/28/2018

**TRAFFIC CONTROL SIGNS**

**DATE  
INSTALLED**

None

**TURN CONTROL SIGNS**

**DATE  
INSTALLED**

Dix to govern Northbound Stair at Dix  
"Right Turn Only"

08/22/2018

**STOP SIGNS**

**DATE  
INSTALLED**

Casino to govern North and Southbound  
Somerset at Casino  
"Stop"

08/30/2018

Elmira to govern East & Westbound Elmira at  
Robson  
"Stop"

09/12/2018

Elmira to govern North & Southbound Robson  
at Elmira  
"Stop"

09/12/2018

Riverview to govern North & Southbound  
Riverview at Vassar  
"Stop"

08/21/2018

YEILD SIGNS

None

DATE  
INSTALLED

ONE WAY SIGNS

None

DATE  
INSTALLED

SPEED LIMIT SIGNS

None

DATE  
INSTALLED



## DISCONTINUED

<u>HANDICAPPED PARKING SIGNS</u>	<u>DATE DISCONTINUED</u>
Coventry WS from in front of 19729 Coventry	08/22/2018
Devonshire WS from in front of 4319 Devonshire	08/17/2018
Livernois WS from in front of 3455 Livernois	08/20/2018
Livernois WS from in front of 3469 Livernois	08/20/2018
Trenton ES from in front of 4934 Trenton	09/12/2018

<u>PARKING PROHIBITION SIGNS</u>	<u>DATE DISCONTINUED</u>
Cass WS btw 408' S/O Baltimore & Amsterdam "No Standing (w/symbol)"	08/29/2018
Stair ES btw 476' N/O Pitt to Dix "No Standing (w/symbol)"	08/21/2018
Vernor Hwy NS btw 360' Vinewood to Hubbard "No Standing Here to Corner"	09/04/2018

<u>PARKING REGULATIONS SIGNS</u>	<u>DATE DISCONTINUED</u>
Vernor Hwy NS btw 274' & 360' W/O Vinewood "Parking One Hour 7AM-6PM"	09/04/2018
Vernor W NS btw 162' & 205' W/O Clarkdale "Parking 30 Minutes 7AM-9PM"	09/04/2018

<u>PARKING REGULATIONS SIGNS Con't</u>	<u>DATE DISCONTINUED</u>
None	

<u>TRAFFIC CONTROL SIGNS</u>	<u>DATE DISCONTINUED</u>
None	

TURN CONTROL SIGNS

None

DATE DIS-  
CONTINUED

STOP SIGNS

None

DATE DIS-  
CONTINUED

YIELD SIGNS

None

DATE DIS-  
CONTINUED

ONE WAY SIGNS

None

DATE DIS-  
CONTINUED

SPEED LIMIT SIGNS

None

DATE DIS-  
CONTINUED



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
TRAFFIC ENGINEERING DIVISION

157

2633 MICHIGAN AVE.  
DETROIT, MICHIGAN 48216  
(313) 224-1610 • TTY:711  
(313) 224-1304  
WWW.DETROITMI.GOV

November 27, 2018


THE HONORABLE CITY COUNCIL:

**RE: Traffic Control Devices  
Installed and Discontinued**

We are submitting a list of traffic control devices dated **September 16, 2018 – October 15, 2018**, to your Honorable Body for approval.

The attached list shows traffic control devices installed, and those discontinued during the period of **September 16, 2018 – October 15, 2018**.

Respectfully submitted,

  
Ron Brundidge  
Director  
Department of Public Works

RB/AP/tfj

Xc: Mayor's Office  
Municipal Parking Department  
Ashok Patel, City Traffic Engineer

CITY OF DETROIT RECEIVED



BY COUNCIL MEMBER \_\_\_\_\_

RESOLVED, That the traffic regulations, as listed in Communications from the Department of Public Works dated

**September 16, 2018 - October 15, 2018,** and the discontinuance of restrictions as listed therein, be and the same are hereby approved and confirmed and further, RESOLVED, That any regulation or restriction in conflict with the foregoing be and the same is hereby rescinded.

Provided, That the traffic regulations adopted pursuant to the Ordinance provisions of **Section 55-1-8, 55-1-9, and 55-1-11 of Chapter 55, Article 1, of the Code of Detroit** and properly indicated by signs, signals, markings, or other devices as authorized by the ordinance provisions, and further, Provided, The traffic regulations listed in the communication above referred to shall be kept on file by the City Clerk in his office for reference and for inspection.

**TRAFFIC CONTROL DEVICES  
INSTALLED AND DISCONTINUED**

September 16, 2018 - October 15, 2018

**HANDICAPPED PARKING SIGNS**

**DATE  
INSTALLED**

Burns WS in front of 5349 Burns	09/25/2018
Chatsworth ES in front of 5306 Chatsworth	10/07/2018
Clayton SS in front of 6913 Clayton	09/28/2018
Devonshire WS in front of 4119 Devonshire	10/12/2018
Edinborough WS in front of 19197 Edinborough	09/24/2018
Gallagher WS in front of 12577 Gallagher	10/08/2018
Littlefield WS in front of 18091 Littlefield	10/11/2018
Livernois WS in front of 1025 Livernois	10/12/2018
Manor WS in front of 12705 Manor	10/09/2018
Merrick SS in front of 2921 Merrick	09/28/2018
Ohio WS in front of 18013 Ohio	09/28/2018
Porter NS in front of 5610 Porter	09/28/2018
Spencer ES in front of 19450 Spencer	09/21/2018
Trenton ES in front of 4934 Trenton	09/28/2018

**PARKING PROHIBITION SIGNS**

**DATE  
INSTALLED**

State Fair W SS btw 592' E/O Woodward to 667'	10/07/2018
"No Standing Here to Corner"	
Watson NS btw 359' & 485' W/O Brush 09/27/2018	
"No Standing"	
Washington BLVD ES btw 190' & Park "No Standing"	10/09/2018

**PARKING REGULATIONS SIGNS**

**DATE  
INSTALLED**

Washington BLVD ES btw Clifford & 147' N/O Clifford "Parking Two Hours"	10/09/2018
Jefferson E SS btw Manistique & 75' E/O Ashland "Parking One Hour 7AM-7PM"	09/24/2018
Jefferson E SS btw 75' & 99' E/O Manisitique "Parking 30 minutes 7AM-7PM"	09/24/2018
Griswold ES btw Congress & 219' N/O Congress "Parking Two Hours 7AM-10PM"	10/11/2018
Griswold ES btw 219' & 266' N/O Congress "Loading Zone Trucks Only 7AM-6PM"	10/11/2018

**TRAFFIC CONTROL SIGNS**

**DATE  
INSTALLED**

Northrop WS btw Fargo & Pembroke "Student Drop-off & Pick-up 7:00-9:00AM 3:00-5:00PM School Days"	10/01/2018
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**TURN CONTROL SIGNS**

**DATE  
INSTALLED**

Pembroke SS btw Redfern & Houghton "No Left Turn 7AM-9AM, 3PM-5PM"	10/08/2018
---	------------

**STOP SIGNS**

**DATE  
INSTALLED**

Brandon to govern EB Brandon @ Hubbard "Stop"	10/07/2018
Cambridge to govern EB & WB Cambridge @ Pinehurst "Stop"	09/21/2018
Curtis to govern EB & WB Curtis @ Marlowe "Stop"	09/28/2018

**STOP SIGNS**

**DATE  
INSTALLED**

Jos Campau to govern NB & SB Jos Campau @ Wight "Stop"	10/09/2018
Northrop to govern East & WB Pembroke @ Northrop "Stop"	09/27/2018
Randall to govern WB Randall @ Twenty Fourth "Stop"	10/07/2018
Third to govern SB Third @ Edison "Stop"	09/28/2018

**YEILD SIGNS**

**DATE  
INSTALLED**

None

**ONE WAY SIGNS**

**DATE  
INSTALLED**

None

**SPEED LIMIT SIGNS**

**DATE  
INSTALLED**

None



## DISCONTINUED

### HANDICAPPED PARKING SIGNS

### DATE DIS CONTINUED

Fenmore ES in front of 18032 Fenmore	10/03/2018
Philadelphia W SS in front of 2725 Philadelphia	09/18/2018
Rosa Parks BLVD ES in front of 2996 Rosa Parks BLVD	10/09/2018
Wetherby WS in front of 8217 Wetherby	10/08/2018

### PARKING PROHIBITION SIGNS

### DATE DIS- CONTINUED

Burnette WS from Alaska to Garden "Parking Allowed"	10/09/2018
Fenkell NS btw 285' & 704' W/O Schaefer W C/L "No Stopping"	09/28/2018
Fenkell NS btw 704' & Stansbury "No Stopping"	09/28/2018
Grand River W NS btw Redford & 44' W/O Redford "No Standing Here to Corner"	09/24/2018
Canfield E SS btw St Aubin & Dubois "No Parking"	10/09/2018
Monroe NS btw 258' & 321' W/O Farmer "Taxicab Stand Vehicles"	10/01/2018
Canfield E SS btw Grandy to Jos Campau "No Parking"	10/08/2018
Canfield E SS btw Jos Campau to Mitchell "No Parking"	10/08/2018
Canfield E SS btw Chene & Grandy "No Parking"	10/08/2018
Canfield E SS btw Dubois & Chene "No Parking"	10/09/2018
Canfield E SS btw Mitchell & McDougall "No Parking"	10/08/2018
Canfield E SS btw Jos Campau to Mitchell "No Parking"	10/09/2018

**PARKING REGULATIONS SIGNS**

**DATE DIS-  
CONTINUED**

Burnette WS from Alaska to Garden "No Parking School Days 8AM-4PM"	10/09/2018
Grand River W NS btw Redford & Cooley "Parking One Hour 7AM-9PM"	09/24/2018
Grand River W NS btw 116 & 211 W/O Lahser "Parking Two Hours 7AM-6PM"	09/20/2018
Grand River W NS btw 104' & 282' W/O Chapel "Parking Two Hours 7AM-6PM"	09/28/2018

**TRAFFIC CONTROL SIGNS**

**DATE DIS-  
CONTINUED**

None

**TURN CONTROL SIGNS**

**DATE DIS-  
CONTINUED**

None

**STOP SIGNS**

**DATE DIS-  
CONTINUED**

None

**YIELD SIGNS**

**DATE DIS-  
CONTINUED**

None

**ONE WAY SIGNS**

**DATE DIS-  
CONTINUED**

None

**SPEED LIMIT SIGNS**

**DATE DIS-  
CONTINUED**

None



COUNCIL MEMBER AT-LARGE  
**JANEÉ L. AYERS**

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Coleman A. Young Municipal Center  
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Detroit, Michigan 48226

Phone 313-224-4248  
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## MEMORANDUM

**TO:** David Whitaker, Director  
Legislative Policy Division

**THRU:** Scott Benson, Chair  
Public Health and Safety Standing Committee

**FROM:** Janee' Ayers, Vice Chair  
Public Health and Safety Standing Committee 

**DATE:** November 26, 2018

**RE:** Request for a Report on State/ Nation practices for Small Watercrafts

I am requesting the Legislative Policy Division to please provide an analysis of the best practices used within the state or nationwide, to regulate owners/operators of small watercrafts (i.e. boats, canoes, and especially kayaks) in canals and rivers.

Thank you in advance for your time and effort,

Janeé' Ayers  
Detroit City Council

cc: Colleagues  
City Clerk

CITY CLERK 2018 NOV 26 AM 10:42



**MEMORANDUM**

**TO:** David Whitaker, Legislative Policy Division  
**FROM:** Scott Benson, City Council District 3

**CC:** Hon. Warren Evans, Wayne County Executive  
Hon. Janice Winfrey, City Clerk  
Ron Brundidge, Director, DPW  
Lawrence Garcia, Corporation Counsel  
Stephanie Washington, Mayor's Liaison

**VIA:** Council President Brenda Jones

**DATE:** 10 December 2018

**RE:** CANADIAN NATIONAL RAIL LINE MAINTENANCE LETTER

On 20 Mar 2018 a train derailed at E. Outer Drive, just north of E. Seven Mile Road causing significant traffic delays and negatively impacting the health, safety and welfare of Detroit residents by stopping the ability of emergency vehicles to transit east or west in that area of the City. On 10 Dec 2018 it was brought to the attention of this office that the same tracks now have a pot hole so large that it poses a hazard and impediment to the traffic flow of automobiles. Please prepare a strongly worded letter to CN Rail demanding action. I have attached photos of the pot hole.

In addition, please research the tools available to the City of Detroit to compel action for a resolution to this problem, as it seems CN Rail is unwilling or unable to maintain their railroad tracks. Please reach out to my office at 313-224-1198 with any questions.

SRB



City of Detroit  
COUNCILMAN SCOTT R. BENSON



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