

# OFFICE REVIEW OF ANNUAL REPORT

APPROVAL DATE

7-1-2015

CITY OR VILLAGE

Detroit

ITEM

RECEIVED

PROCESSED

STREET SYSTEM MAP

4-6-15

6-25-15

PLACE CODE/COUNTY

Wayne Co.

ADDITIONS & DELETIONS

Yes  No

REQUEST FOR RECLASSIFICATION

Yes  No

MAJOR STREETS

674

ANNEXATION/J.T.

LOCAL STREETS

1882.65

CHANGES

MAJOR

LOCAL

-0.29

+0.07

4-6-15

Item: they have several name changes ✓  
~~ok~~

~~Address to~~

5 local deletions - approved  
1 local add - approved

3 major deletions  
1 major change (little bit add)

8/3/15 Made many



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
**DEPARTMENT OF TRANSPORTATION**  
LANSING

KIRK T. STEUDLE  
DIRECTOR

August 12, 2015

Mr. Ron Brundidge  
City of Detroit  
200 Coleman A. Young Municipal Center  
Detroit, Michigan 48226

Dear Mr. Brundidge:

Your request to reclassify to major the new Oakwood Street, from Dix Avenue 1944 feet to Old Oakwood, into your major street system has been approved.

Your request to decertify the following streets out of your major street system has been approved.

- -Civic Center Drive from Washington Boulevard 237 feet to the cul-de-sac
- -Sanders (old) from South Colonial Street 1357 feet to Dix Avenue
- -Old Oakwood from Dix Avenue 1876 feet to the Northeast

These changes has resulted in a deduction of 0.29 miles out of your major street total.

Your request to add the new Sanders from Oakwood 1567 feet to the end of the street into your local street total has been approved.

Your request to decertify the following local streets out of your local street system has been approved.

- -Norcross from Wade 358 feet to Camden
- -Martindale from Grand River 150 feet to the Jeffries Freeway
- -Sunset from Nancy Street 205 feet north to the dead end
- -Dean from Nancy Street 206 feet north to the dead end
- -Gerisch from Dearborn Street 292 feet to the south

These changes has resulted in the addition of 0.07 feet added to your local street total.

# ADDITIONS AND DELETIONS TO CITY OR VILLAGE LOCAL STREET SYSTEM DURING CALENDAR YEAR 2014

**INSTRUCTIONS:** Complete form and mail to Michigan Department of Transportation, Bureau of Transportation Planning, P.O. Box 30050, Lansing, MI 48909.

CITY/VILLAGE	PREPARED BY	PHONE NUMBER	DATE	
Detroit	Jim Knoll	313 224-3970	March 24, 2015	
NAME OF STREET	TERMINI		LENGTH IN FEET + ADDED - DELETED	IF AN ADDITION, NAME OF APPROVED PLAT
	FROM	TO		
✓ Norcross	Wade	Camden	-358	Petition 2656 JCC 1/20/15
✓ Martindale	Grand River	Jeffries Fwy.	-150	Petition 2937 JCC 7/29/14
✓ Sunset	Nancy	N. to Dead End	-205	Petition 2570 JCC 9/16/14
✓ Dean	Nancy	N. to Dead End	-206	Petition 2570 JCC 9/16/14
✓ Gerisch	Dearborn	C&O Railroad	-292	Petition 2778 JCC 9/23/14
✓ Sanders (new)	Oakwood	Rouge River (Powel)	+1567	Petition 354 JCC 10/28/14
			+356	
			+07	

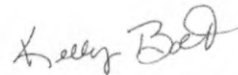
181

The annual mileage certification for Act 51, Public Acts of 1951, as amended, for the certification period of July 1, 2014 to June 30, 2015 has been completed. Your certified mileage as of July 1, 2015 is as follows:

Major: 674.3  
Local: 1882.65

If you have any questions or need further assistance, please feel free to contact me at 517-241-4486 or by e-mail at [boltk1@michigan.gov](mailto:boltk1@michigan.gov).

Sincerely,

A handwritten signature in cursive script that reads "Kelly Bolt".

Kelly Bolt  
Act 51 Certification Specialist  
Data Oversight & Geospatial Mngt Section  
Data Inventory & Integration Division  
Bureau of Transportation Planning

cc: Joyce Newell

# REQUEST FOR CHANGE IN THE MAJOR STREET SYSTEM

## ACT 51, PUBLIC ACT OF 1951, AS AMENDED DURING CALENDAR YEAR 2014

MAIL TO: Michigan Department of Transportation, Bureau of Transportation Planning, P.O. Box 30050, Lansing, MI 48909.

NOTE: Refer to the "UNIFORM CRITERIA for MAJOR STREETS."

CITY OR VILLAGE <i>Detroit</i>	PREPARED BY <i>Jim Knoll</i>	PHONE NUMBER <i>313 224 3970</i>	DATE <i>March 24, 2015</i>	
NAME OF STREET	TERMINI		LENGTH (FT.)	SURFACE TYPE
	FROM	TO		
<input checked="" type="checkbox"/> Civic Center Drive	<i>Washington Blvd.</i>	<i>E. to Cul-de-sac</i>	<i>237</i>	<i>Petition 2549 JCC 7/22/14</i>
<input checked="" type="checkbox"/> Sanders (old)	<i>Colonial</i>	<i>Dix</i>	<i>1357</i>	<i>Petition 354</i>
<input checked="" type="checkbox"/> Old Oakwood	<i>Dix</i>	<i>Wabash Railroad</i>	<i>1876</i>	<i>JCC 10/28/14</i>
<input checked="" type="checkbox"/> Oakwood (new)	<i>Dix</i>	<i>Old Oakwood</i>	<i>1944</i>	<i>Concrete</i>
			<i>1526</i>	
			<i>29</i>	

**JUSTIFICATION**

*The Oakwood Boulevard reroute will handle the substantial traffic volume of Old Oakwood and Sanders. This will be a major connection to Dix Avenue. The Resolution by Detroit City Council (Petition 354 approved 10/28/14) contains the street names in the area of Oakwood, Dix and Sanders.*

*\* Note: Moran Street from Alexandrine to Leland was reported in 2013, but still appears on the map (Marked X in red).*



March 26, 2015

Ms. Kelly Bolt  
Act 51 Certification Specialist  
Michigan Department of Transportation  
Asset Management Division  
425 West Ottawa  
P O Box 30050  
Lansing, MI 48909

Re: Act 51- Annual Mileage Certification Report  
January 01, 2014 through December 31, 2014

Dear Ms.Bolt:

In accordance with the requirements of Act 51, Public Acts of 1951, as amended, and your instruction letter pertaining to the provisions of the Act, the City of Detroit is submitting the following:

- 1) Street system map signed by the Street Administrator for the certification period of July 01, 2014 to June 30, 2015
- 2) Form 2008 A: Changes in the Major Street System
- 3) Form 2008 B: Additions and deletions to the City's Local Street System

Since the changes reported last year were not reflected in the approved mileage, it is reported again

Please call me at (313) 224-3932 for any additional information

Very Truly Yours,

Jose Abraham  
Deputy Director- DPW



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
ADMINISTRATION DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER  
2 WOODWARD AVENUE, SUITE 513  
DETROIT, MICHIGAN 48226  
PHONE: 313-224-3901 TTY: 311  
FAX: 313-224-1464  
WWW.DETROITMI.GOV

May 19, 2015

Ms. Kelly Bolt  
Act 51 Certification Specialist  
Michigan Department of Transportation  
Asset Management Division  
425 West Ottawa  
PO Box 30050  
Lansing, Michigan 48909

Re: Act 51-Annual Mileage Certification Report – Corrected  
January 01, 2014 through December 31, 2014

Dear Ms. Bolt:

Attached herewith is the corrected street system map (that reflects the changes, in calendar year 2013 and 2014) signed by the Street Administrator for the certification period of July 01, 2014 to June 30, 2015.

Please call me at (313) 224-3932 for any additional information.

Very Truly Yours,

Jose Abraham  
Deputy Director-DPW

TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

CITY CLERK'S OFFICE, DETROIT

I, *Janice M. Winfrey*, City Clerk of the City of Detroit, in said

State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION

adopted (passed) by the City Council at session of

October 28, 20 14

and approved by Mayor

November 4, 20 14

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 18<sup>th</sup>

day of March A.D. 20 15

*Janice M. Winfrey*  
CITY CLERK





CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

~~55~~

55

~~7~~

18

65 CADILLAC SQUARE, SUITE 200  
DETROIT, MICHIGAN 48226  
PHONE 313•224•3939  
FAX 313•224•3471  
WWW.DETROITMI.GOV

11 SEP 24 P 12:39

DETROIT  
CITY CLERK

September 23, 2014

Honorable City Council:

**RE: Petition No. 354 – Marathon Petroleum Company request permission to vacate a section of Oakwood from the intersection of Dix and Oakwood to the north for 1,872.82 ft and alleys between Sanders and Oakwood.**

Petition No. 354 Mannik Smith Group on behalf of Marathon Petroleum LP request City Council to accept the dedication of certain lands for public street purposes being the Oakwood Avenue reroute, also requesting the vacation and conversion to easement of part of Oakwood Avenue and two public alleys, all in the area of Dix Avenue, Oakwood Avenue, and Sanders Avenue. Additionally the Department of Public Works is requesting to convert an existing greenbelt into public right-of-way from the Oakwood Avenue reroute to the Rouge River near Powell Avenue.

The dedication and conversion to easement requested by Mannik Smith Group on behalf of Marathon Petroleum LP is being proposed in order to integrate a planned new administration campus into the existing refinery and for the benefit of creating a larger buffer between the traveling public and the existing refinery.

The Department of Public Works request to convert the existing greenbelt to public right-of-way is being made to allow for a future bike path from relocated Oakwood to the Rouge River near Fordson Island.

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

The request was approved by the Solid Waste Division – DPW and City Engineering Division – DPW. The Traffic Engineering Division – DPW (TED) has approved the request based on the extensive traffic investigation and analysis.

The Detroit Water and Sewerage Department (DWSD) and the Public Lighting Department (PLD) have responded with specific easement provisions that are included in the following resolution.

All 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.

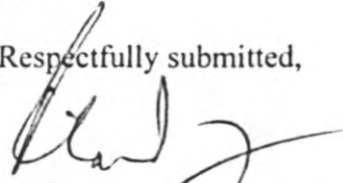
ENTERED OCT 06 2014 *BB in 2 weeks*

ENTERED OCT 20 2014 *Move to Formal Custanada = Lopez (2-0)*

---

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Richard Doherty', with a long horizontal flourish extending to the right.

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

BENSON

**RESOLVED**, That your Honorable Body authorize the acceptance of the following described properties owned by Marathon Petroleum Company and/or the City of Detroit for public street purposes:

**LEGAL DESCRIPTION OF DEDICATION AREA "A"**

A part of Private Claim 667, 37 and 50; also Lots 86-96 inclusive, Lots 134-136 inclusive, Lot 307, part of lots 93-97, part of Lots 130-133 and part of Lot 309 of "G.W. Zanger Oakwood Sub." as recorded in Liber 43, Page 40 Wayne County records; also a part of Lots 66 and 67 of "G.W. Zanger Dix Avenue Sub." as recorded in Liber 58, Page 25 of Wayne County Records; Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan being more particularly described as:

BEGINNING at the intersection of Easterly right-of-way line of South Dix Avenue (66 feet wide) and Southerly right-of-way line of Sanders Avenue (66 feet wide); thence along the Southerly right-of-way line of Sanders Avenue South  $58^{\circ}51'06''$  East, 753.88 feet to a point on the line between Private Claim 37 and 50; thence continuing along said southerly right-of-way line South  $59^{\circ}19'06''$  East, 367.29 feet to a point on a curve; thence along a non-tangent curve to the right 224.22 feet, said curve having a radius of 893.50 feet, a central angle of  $14^{\circ}22'42''$  and a long chord bearing North  $66^{\circ}02'28''$  West, 223.63 feet; thence North  $58^{\circ}51'07''$  West, 460.32 feet to a point of curvature; thence along a tangent curve to the left 350.19 feet, said curve having a radius of 506.50 feet, a central angle of  $39^{\circ}36'50''$  and a long chord bearing North  $78^{\circ}39'32''$  West, 343.26 feet; thence South  $81^{\circ}32'03''$  West, 150.59 feet to a point on the Easterly right-of-way line of South Dix Avenue; thence along said Easterly right-of-way line North  $31^{\circ}08'53''$  East 237.33 feet to the POINT OF BEGINNING. Containing 1.319 acres of land, more or less. Being subject to any easements, right-of-ways or restrictions as recorded, if any.

**LEGAL DESCRIPTION OF DEDICATION AREA "B"**

A part of Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the easterly right-of-way line of South Dix Avenue (66' wide) and the Northerly right-of-way line of Sanders Avenue (66' wide); thence along said Northerly right-of-way line of Sanders Avenue South 59°19'06" East, 949.84 feet to a point on a curve and also the POINT OF BEGINNING; thence along a non-tangent curve to the left 198.05' feet, said curve having a radius of 802.50 feet, a central angle of 14°08'23" and a long chord of South 69°32'03" East, 197.54 feet; thence South 76°36'15" East, 184.48 feet to a point on the Westerly line of a public alley (18 feet wide); thence along said Westerly line South 30°54'26" West, 89.85 feet to a point on the Northerly right-of-way line of Sanders Avenue; thence along said Northerly right-of-way line North 59°19'06" West, 370.21 feet to the POINT OF BEGINNING. Containing 0.312 acre of land, more or less. Subject to any easements, right-of-ways or restrictions as recorded, if any.

#### LEGAL DESCRIPTION OF DEDICATION AREA "C"

A part of Lot 397, 398 and 399 "Oakwood Sub.", Liber 13, Page 36, Wayne County records, a part of Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

BEGINNING at the intersection of the Easterly right-of-way line of a Public alley (18 feet wide) and the Northerly right-of-way line of Colonial Avenue (66 feet wide), said point also being the southerly corner of Lot 397 of "Oakwood Sub."; thence along said Easterly right-of-way line North 30°54'26" East, 70.44 feet; thence South 76°36'15" East, 62.78 feet to a point on the Northerly right-of-way line of Colonial Avenue; thence along said Northerly right-of-way line South 64°44'10" West, 107.54 feet to the POINT OF BEGINNING. Containing 0.048 acre of land, more or less. Being subject to any easements, right-of-ways or restrictions as recorded, if any.

#### LEGAL DESCRIPTION OF DEDICATION AREA "D"

A part of Lots 382-391 of "Oakwood Sub.", Liber 13, Page 36, Wayne County records, Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the Westerly right-of-way line of Sanders Avenue (66 feet wide) and the Southerly right-of-way line of Colonial Avenue (66 feet wide), said point also being the Northwesterly corner of Lot 393 of "Oakwood Sub"; thence along said Southerly right-of-way line North  $64^{\circ}44'10''$  East, 60.81 feet to the POINT OF BEGINNING; thence continuing along said Southerly right-of-way line North  $64^{\circ}44'10''$  East, 145.67 feet; thence South  $76^{\circ}36'15''$  East, 160.08 feet to a point on the Northerly right-of-way line of a public alley (20 feet wide); thence along said Northerly right-of-way line South  $64^{\circ}44'10''$  West, 145.67 feet; thence North  $76^{\circ}36'15''$  West, 160.08 feet to the POINT OF BEGINNING. Containing 0.334 acre of land, more or less. Subject to any easements, right-of-ways or restrictions of record, if any.

#### LEGAL DESCRIPTION OF DEDICATION AREA "E"

Lot 268 and part of Lots 265-267 and part of Lots 269-279 of "Oakwood Sub.", Liber 13, Page 36, Wayne County records, Private Claim 50, Town 2 South, Range 11 East, City of Detroit, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the Westerly right-of-way line of Ormond Avenue (66 feet wide) and the Northerly right-of-way line of Oakwood Avenue (100 feet wide) also being the Southeasterly corner of Lot 283 of "Oakwood Sub."; thence along said Northerly right-of-way line South  $64^{\circ}44'10''$  West, 143.77 feet to the POINT OF BEGINNING; thence continuing along said Northerly right-of-way line South  $64^{\circ}44'10''$  West, 408.69 feet to a point on a curve; thence along a non-tangent curve to the left 25.50 feet, said curve having a radius of 161.50 feet, a central angle of  $09^{\circ}42'09''$  and a long chord bearing North  $42^{\circ}51'42''$  East, 25.47 feet to a point of compound curvature; thence along a tangent curve to the left 28.59 feet, said curve having a radius of 212.50 feet, a central angle of  $07^{\circ}42'36''$  and a long chord bearing North  $34^{\circ}29'00''$  East, 28.57 feet to a point of compound curvature; thence along a tangent curve to the left 50.03 feet, said curve having a radius of 26.50 feet, a central angle of  $108^{\circ}45'51''$  and a long chord bearing North  $22^{\circ}13'19''$  West, 43.08 feet; thence North  $76^{\circ}24'38''$  West, 23.88 feet; thence North  $76^{\circ}36'15''$  West, 61.72 feet to a point on the Southerly right-of-way line of a public alley (20 feet wide); thence along said Southerly right-of-way line North  $64^{\circ}44'10''$  East, 145.67 feet; thence South  $76^{\circ}36'15''$  East, 11.01 feet to a point of curvature; thence along a tangent curve to the left 297.63 feet, said curve having a radius of 532.50 feet, a central angle of  $32^{\circ}01'28''$  and a long chord bearing North  $87^{\circ}23'01''$  East, 293.77 feet to the POINT OF BEGINNING. Containing 0.546 acre of land, more or less. Subject to any easements, right-of-ways or restrictions as recorded, if any.

## DEDICATION AREA F: PLEASANT AVENUE CUL-DE-SAC AT OAKWOOD AVENUE

Part of Lot 107 and part of vacated Rouge Avenue (60 feet wide) of "G.W. Zanger Dix Avenue Subn.", as recorded on Liber 58, Page 25, Wayne County Records, of part of Private Claims 37 and 667, City of Detroit, Town 2 South, Range 11 East, Wayne County, Michigan, being more particularly described as:

Commencing at the intersection of the easterly 33 foot right-of-way line of South Dix Avenue (93' wide) and the northerly 25 foot right-of-way line of Pleasant Avenue (50 feet wide); Thence South  $58^{\circ}51'06''$  East along said northerly right-of-way line of Pleasant Avenue, 445.93 feet to the POINT OF BEGINNING; Thence South  $80^{\circ}20'42''$  East, 68.22 feet; Thence South  $58^{\circ}51'07''$  East, 42.26 feet; Thence South  $18^{\circ}13'07''$  East, 38.38 feet to a point on the northerly 25 foot right-of-way line of Pleasant Street, said point being North  $58^{\circ}51'06''$  West, 32.39 feet from the intersection of said northerly right-of-way line of Pleasant Street and the westerly 50 foot right-of-way line of Oakwood Boulevard (83' wide); Thence North  $58^{\circ}51'06''$  West along said northerly right-of-way line of Pleasant Street, 134.86 feet to the POINT OF BEGINNING. Containing 0.051 acre of land, more or less, subject to any easements, right-of-ways or restrictions, recorded or unrecorded.

PROVIDED, That the petitioner shall design and construct the proposed Oakwood reroute 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 construction, including inspection, survey and engineering; and further

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

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

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

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

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

PROVIDED, That Marathon Petroleum agrees to maintain the "green space" (non-pavement areas) contained within the new public right-of-way at the intersection of the

newly rerouted Oakwood Avenue with the existing Oakwood Avenue and also at the intersection of the newly rerouted Oakwood Avenue and South Dix Avenue. Also,

**RESOLVED**, The following public street and two (2) public alleys described as:

**Oakwood Avenue from the easterly line of South Dix Avenue, to a point near the Wabash Railroad Right-of-way being easterly 1,872.82 feet.**

Land in the City of Detroit, Wayne County, Michigan being all that part of Oakwood Avenue, variable width, within the following described boundaries: Beginning at the northeasterly corner of Oakwood Avenue and South Dix Avenue said point also being the southwesterly corner of Lot 1 "G.W. Zanger Dix Avenue Subdivision of part of P.C.'s 37 & 667, City of Detroit, Wayne County, Michigan" as recorded in Liber 58, Page 25 of Plats, Wayne County Records; thence N72°37'E, along the northerly line of Oakwood Avenue, 1109.99 feet; thence S31°51'46"W continuing along the northerly line of Oakwood Avenue, 26.04 feet; thence N72°37'E, continuing along the northerly line of Oakwood Avenue 710.87 feet; thence S17°23'E 83.00 feet to the southerly line of Oakwood Avenue also being the northerly limit of property owned by Marathon Petroleum; thence S72°37'W along the southerly line of Oakwood Avenue 321.05 feet; thence N40°29'38"W continuing along the southerly line of Oakwood Avenue 18.50 feet; thence S72°37'W continuing along the southerly line of Oakwood Avenue 1544.47 feet to the southerly limit of property owned by Marathon Petroleum; thence N32°01'W 21.56 feet to the southerly line of South Dix Avenue; thence N32°01'W along the easterly line of South Dix Avenue 91.41 feet to the northerly line of Oakwood Avenue and the Point of Beginning.

**East-West Alley, 20 feet wide in the block of Oakwood Avenue, Sanders Avenue and vacated Rouge Avenue.**

Land in the City of Detroit, Wayne County Michigan being all of the East-West alley, 20 feet wide, lying northerly of and adjoining the northerly line of Lots 251 thru 257, both inclusive; also lying southerly of and adjoining the southerly line of Lot 394 "Oakwood Subdivision on the P.C.'s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan" as recorded in Liber 13, Page 36, Plats, Wayne County Records.

**North-South Alley, 20 feet wide in the block of Oakwood Avenue, Sanders Avenue and vacated Rouge Avenue.**

Land in the City of Detroit, Wayne County Michigan being all of the North-South alley, 20 feet wide, lying westerly of and adjoining the westerly line of Lots 247 thru 251, both inclusive; also lying westerly of and adjoining the westerly line of Lots 394, 395 and 396 "Oakwood Subdivision on the P.C.'s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan" as recorded in Liber 13, Page 36, Plats, Wayne County Records; also including the westerly part of the alley "allocated from the Oakwood Playfield to make the North-South alley between Oakwood and Sanders a uniform width

of 20 feet” action taken by Common Council of the City of Detroit, as recorded in the Journal of Common Council on February 13, 1957 on pages 240 and 241, including the so-called 1 foot wide “spite strip” originally platted as a surplus strip in the “Oakwood Subdivision on the P.C.’s 50, 524 and 241, River Rouge, (Now Detroit), T2S, R11E, Wayne County, Michigan” as recorded in Liber 13, Page 36, Plats, Wayne County Records.

Be and the same are hereby vacated as public rights-of-way and are hereby 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 street and by their heirs, executors, administrators and assigns, forever to wit:

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

PROVIDED, that if any time in the future, the owners of any lots abutting on said vacated street or alleys shall request the removal and/or relocation of the aforementioned utilities in said easements, such owners shall pay all costs incidental to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs 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 the City of Detroit retains a temporary easement for vehicular and pedestrian traffic on that part of Oakwood Avenue vacated and converted to easement; this easement shall remain in effect until the new Oakwood reroute described in the dedication portion of this resolution is fully open to vehicular and pedestrian traffic. At the opening of the rerouted Oakwood Avenue this temporary easement shall be extinguished and the full closure of the Old Oakwood to vehicular and pedestrian traffic will take effect subject to easement rights contained herein; and be it further

PROVIDED, That if it becomes necessary to remove the paved alley returns at the entrances (into Oakwood Avenue or Sanders 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; Also,

WHEREAS, The City of Detroit is planning to develop a dedicated bicycle path from Oakwood Avenue at Sanders Avenue along an existing greenbelt to the Rouge River near Fordson Island; and

WHEREAS, The City of Detroit has retained ownership of greenbelt property with sales of the adjoining land; and, the proposed bicycle path may be funded using sources restricted for improvements in the public right-of-way; Therefore be it,

**RESOLVED**, That your Honorable Body authorize the conversion of the following described City of Detroit owned greenbelt properties into dedicated public right-of way:

**Legal Description of “Sanders Colonial Greenbelt” to be converted into dedicated public right-of-way.**

Land in the City of Detroit, Wayne County, Michigan being a continuous strip of land, 30 feet wide, originally set aside as a greenbelt by acts of City Council; and being part of Private Claim Number 50 and beginning at Sanders Avenue, 60 feet wide, near its intersection with Colonial Avenue, 60 feet wide and extending northeasterly to the Rouge River at a point northeasterly of Powell Avenue, 50 feet wide, and being more particularly described as follows:

1) All that part of the land retained for greenbelt purposes, 30 feet wide, per resolution of the Detroit Common Council on January 20, 1953 and recorded in J.C.C. pages 138 and 139: “Resolved, That the 4.15 acre parcel of land extending 363 feet north of Sanders Avenue, excepting a strip 39 feet in width along the east side reserved for greenbelt and alley purposes be here and the same released for sale.” Also,

2) All that part of the land reserved for greenbelt purposes, 30 feet wide, as described in the Journal of Common Council, on August 28, 1951 J.C.C. pages 1996 and 1997: “Resolved that the southerly 9 feet of the 9.38 acre site lying north of Oakwood Avenue and east of the Wabash Railroad be and the same is hereby allocated for alley purposes

and the 30 foot strip of land immediately adjoining this 9 foot strip is hereby assigned to the Department of Parks and Recreation for development of a greenbelt” Also,

3) All that part of the land reserved for greenbelt purposes, 30 feet wide, as described in a deed accepted by Detroit Common Council and described in the Journal Of Common Council, October 16, 1951 on J.C.C. page 2396: “All that part of the West ½ of Private Claim 50, City of Detroit, Wayne County Michigan described as follows: Beginning at a point in the intersection of the north line extended easterly of Ormond Avenue, 66 feet wide as platted in the G. W. Zanger Oakwood Subdivision, as recorded in Liber 43, of Plats, Page 40, Wayne County Records, with the West line of Oakwood Subdivision as recorded in Liber 13 of Plats, Page 36 Wayne County Records, said point of beginning being distant South 57 degrees, 58 minutes, 24 seconds East 576.72 feet from the intersection of the west line of said Private Claim 50 with the north line, extended of said Ormond Avenue; thence along the west line of said Oakwood Subdivision North 31 Degrees, 47 minutes, 34 seconds East 477.75 feet to a point in the south bank of the River Rouge; thence along the south bank of the River Rouge North 43 degrees, 28 minutes, 53 seconds West, 40.33 feet; thence along a line 39 feet west of and parallel to the west line of Oakwood Subdivision, South 31 degrees, 47 minutes, 34 seconds West 487.84 feet to a point in the extended north line of Ormond Avenue as platted in the G. W. Zanger Oakwood Subdivision; thence along a line South 57 degrees, 58 minutes, 24 seconds East, 39.00 feet to the point of beginning”

Also,

WHEREAS, The rerouting of Oakwood Avenue and the dedication of the greenbelt into public rights-of-way require the naming of these rights-of-way. And,

WHEREAS, in considering the naming it is desirable to take into account the continuity of the streets in the area; and so existing names are being adopted for use in the newly configured rights-of-way. Therefore be it,

RESOLVED, The New Streets shall be named as follows:

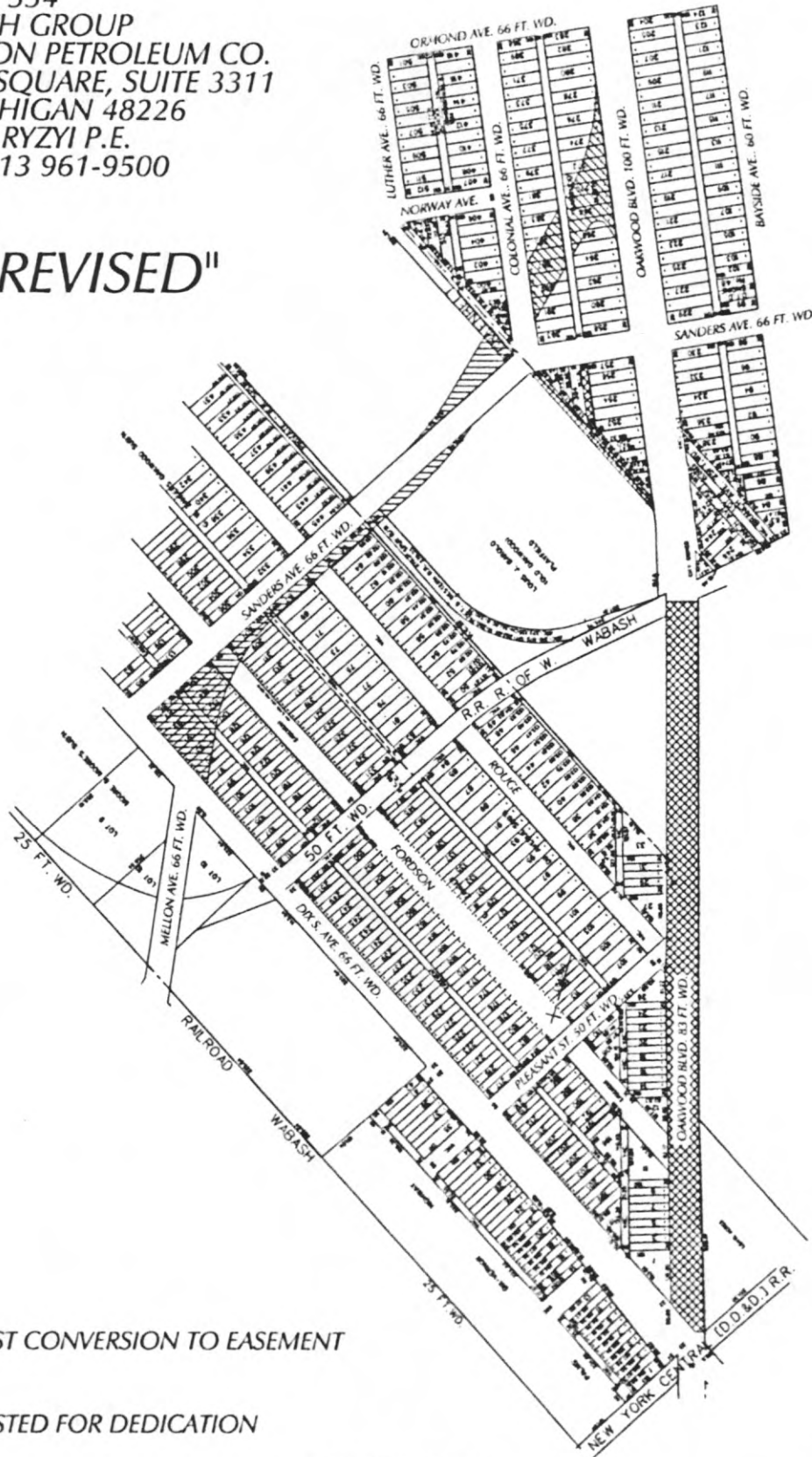
The newly dedicated areas of the Oakwood Avenue reroute, together with Sanders Avenue from the North line of Colonial Avenue to Dix Avenue shall be named: **Oakwood Avenue**. The remaining portion of Oakwood Avenue from the newly rerouted portion of said Oakwood Avenue westerly past Sanders Avenue and up to the vacated part of Oakwood Avenue shall be named: **Old Oakwood Avenue**. The newly converted greenbelt from the Oakwood Avenue reroute to the Rouge River shall be named **Sanders Avenue**.

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. 354  
 MANNIK SMITH GROUP  
 C/O MARATHON PETROLEUM CO.  
 65 CADILLAC SQUARE, SUITE 3311  
 DETROIT, MICHIGAN 48226  
 C/O DAVID A. RYZYI P.E.  
 PHONE NO. 313 961-9500



"REVISED"



- REQUEST CONVERSION TO EASEMENT

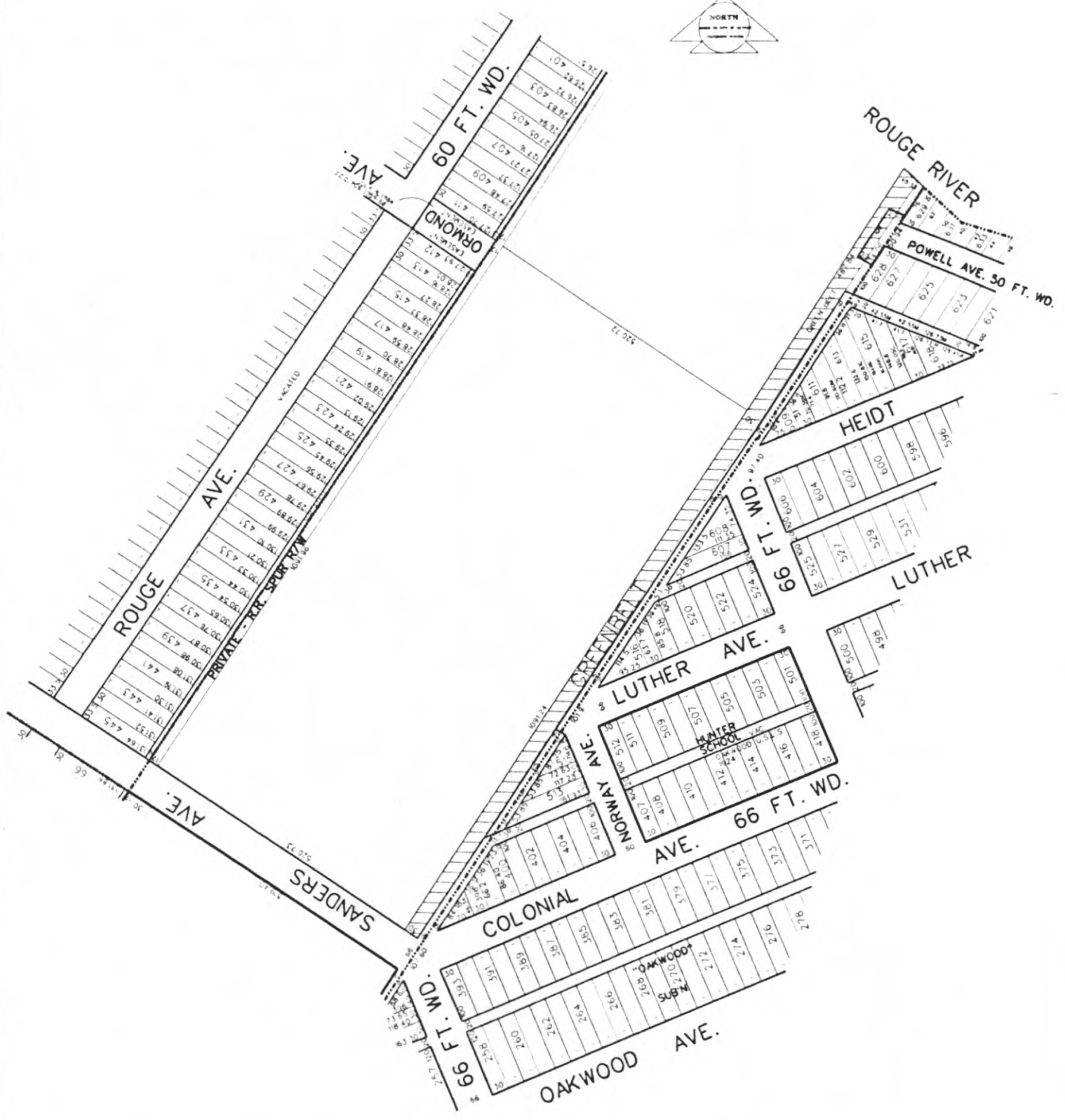


- REQUESTED FOR DEDICATION

(FOR OFFICE USE ONLY)

CARTO 71 D & E

<b>B</b>						REQUEST TO CONVERT TO EASEMENT A PORTION OF OAKWOOD BLVD. 1872.82 FT. 83 FT. WD. A NORTH/SOUTH 20 FT. WD. AND A EAST/WEST 20 FT. WD. PUBLIC ALLEY BETWEEN SANDERS AVE. & OAKWOOD BLVD. REQUEST FOR DEDICATION IN AREA BOUND BY OAKWOOD BLVD., WABASH R.R., DIX S. AND ORMOND AVE.	<b>CITY OF DETROIT</b> CITY ENGINEERING DEPARTMENT SURVEY BUREAU JOB NO. 01-01 DRWG. NO. X 354
<b>A</b>	CHANGING VACATION TO EASEMENT	WLW			9/18/14		
<b>DESCRIPTION</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>		
<b>REVISIONS</b>							
<b>DRAWN BY</b>	WLW	<b>CHECKED</b>					
<b>DATE</b>	08-19-14	<b>APPROVED</b>					



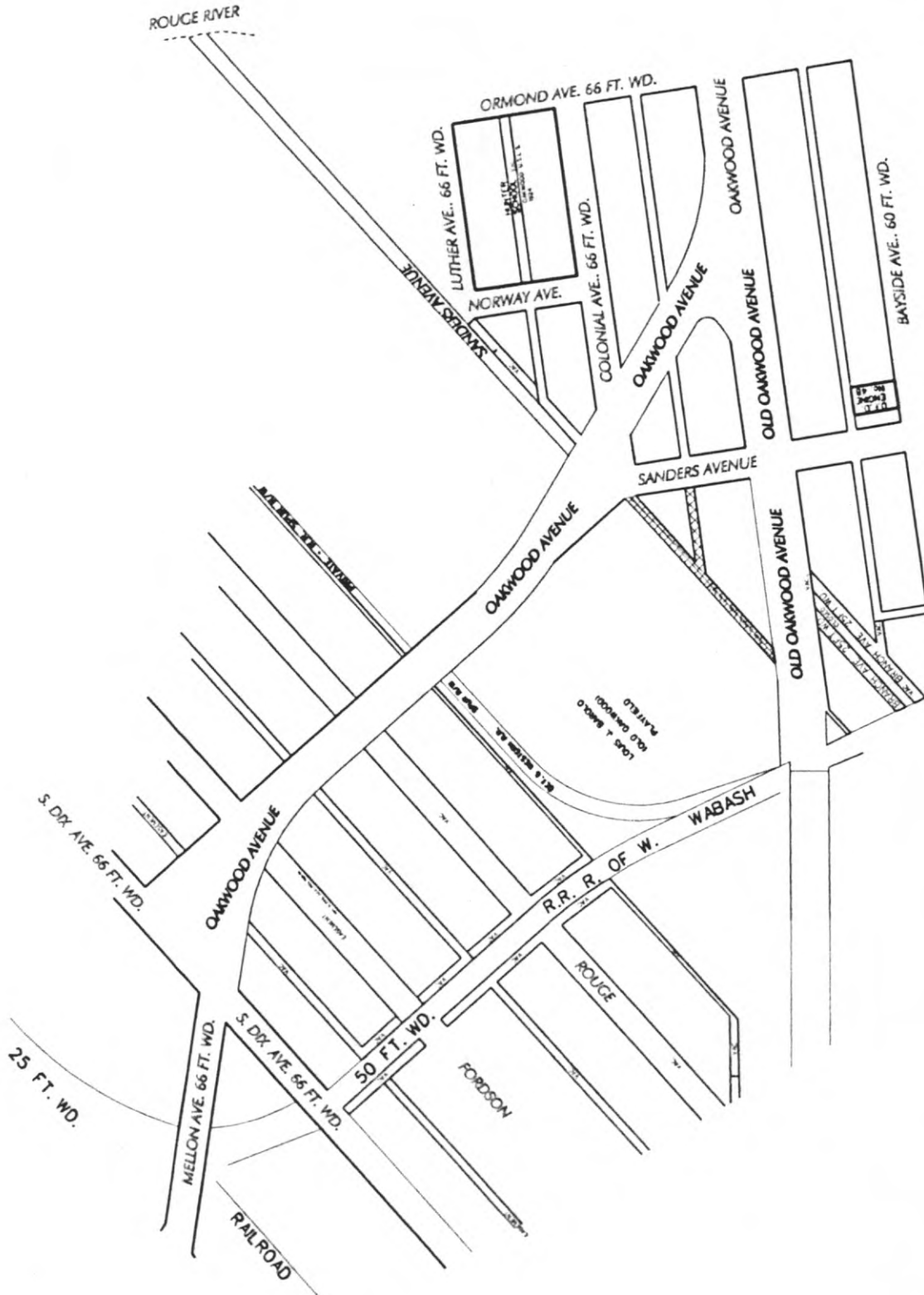
GREENBELT TO BE CONVERTED TO PUBLIC RIGHT-OF-WAY SHOWN BY HATCHED AREA

NO SCALE  
CARTO 71 D E F

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY J. KNOLL			CHECKED		
DATE SEPTEMBER 2014			APPROVED		

**SKETCH OF GREENBELT  
COMMONLY KNOWN AS  
"COLONIAL SANDERS GREENBELT"  
TO BE CONVERTED TO PUBLIC  
RIGHT-OF-WAY**

<b>CITY OF DETROIT</b>	
CITY ENGINEERING - DPW	
SURVEY BUREAU	
JOB NO.	GREENBELT
DRWG. NO.	OAKWOOD.DGN



(FOR OFFICE USE ONLY)

CARTO 71 D & E

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY J KNOLL		CHECKED			
DATE SEPTEMBER 2014		APPROVED			

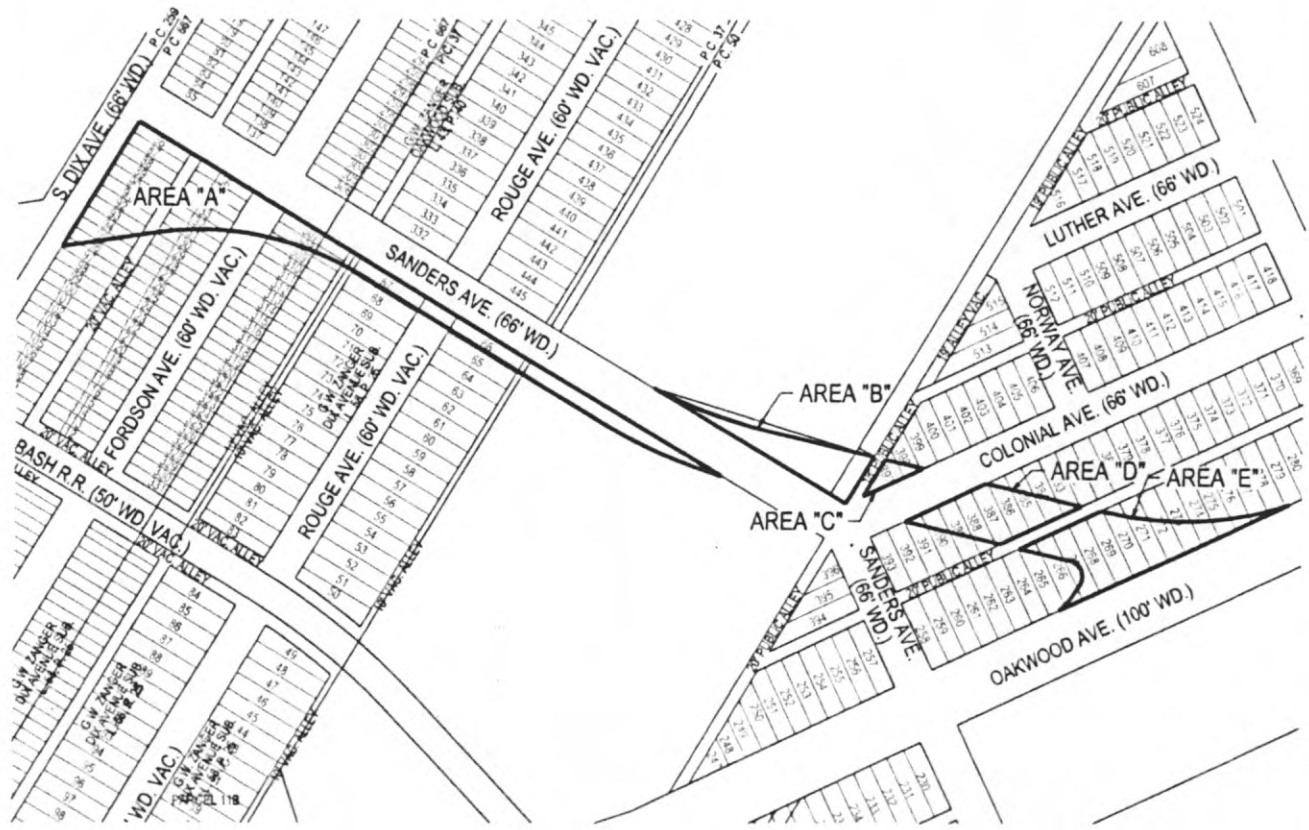
SKETCH OF OAKWOOD REROUTE  
SHOWING STREET NAME CHANGES:  
OAKWOOD AVENUE  
OLD OAKWOOD AVENUE  
AND SANDERS AVENUE

CITY OF DETROIT  
CITY ENGINEERING DEPARTMENT  
SURVEY BUREAU

JOB NO. OAKWOOD REROUTE  
DRWG. NO. OAKNAMES.DGN

# EXHIBIT "A" RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE PLANE  
COORDINATES SOUTH ZONE (2113)

SEE PAGES 2-11 FOR DETAIL AND LEGAL  
DESCRIPTION OF EACH AREA

	PREPARED FOR: <b>MARATHON PETROLEUM                  COMPANY, L.P.</b> 3100 S. FORT ST. DETROIT, MI	
	DRAWN BY: KFB	
CHECKED BY: DAR	JOB No.: M2070180	PAGE 1 OF 11
		65 CADILLAC SQUARE SUITE 3311 DETROIT, MICHIGAN 48226 TEL: (313) 961-9500 FAX: (313) 961-9509
<a href="http://www.MannikSmithGroup.com">www.MannikSmithGroup.com</a>		

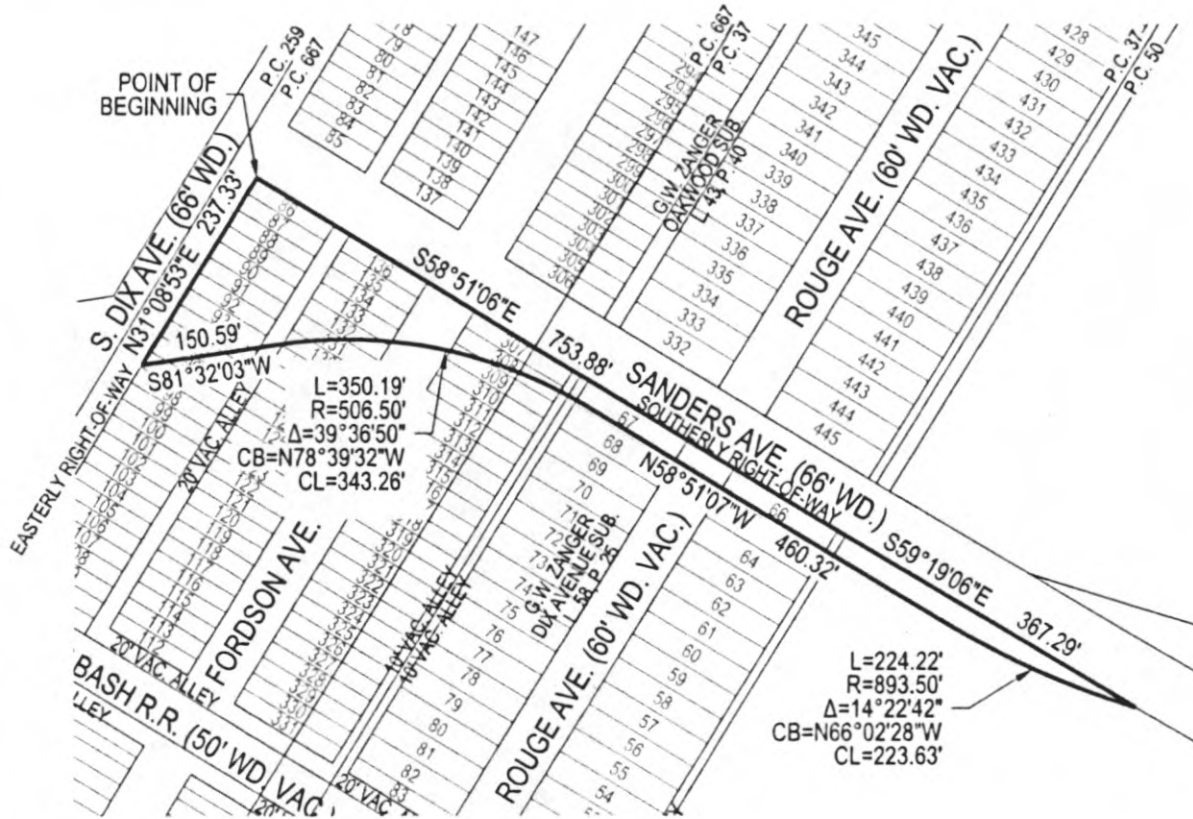
9/23/2014 09:28:11 AM  
 W:\Projects\Projects K-OM\2070180\CAD\SURVEY\Exhibit M2070180.ManMS Sanders All EX01.dgn

# EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN



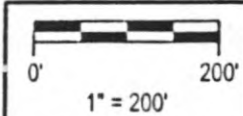
## DEDICATION AREA "A" (1.319 ACRES)



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE PLANE  
COORDINATES SOUTH ZONE (2113)

SEE PAGE 3 FOR LEGAL DESCRIPTION



PREPARED FOR:  
**MARATHON PETROLEUM  
COMPANY, L.P.**  
3100 S. FORT ST.  
DETROIT, MI

DRAWN BY: KFB

CHECKED BY: DAR

JOB No.: M2070180

PAGE 2 OF 11



2365 HAGGERTY ROAD S.  
CANTON, MICHIGAN 48188  
TEL: (734) 397-3100  
FAX: (734) 397-3131



# EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN

## DEDICATION AREA "B" (0.312 ACRES)



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE  
PLANE COORDINATES SOUTH ZONE (2113)  
SEE PAGE 5 FOR LEGAL DESCRIPTION

	PREPARED FOR: <b>MARATHON PETROLEUM                  COMPANY, L.P.</b> 3100 S. FORT ST. DETROIT, MI		
	DRAWN BY: <b>KFB</b>	CHECKED BY: <b>DAR</b>	
CHECKED BY: <b>DAR</b>		JOB No.: <b>M2070180</b>	PAGE <b>4 OF 11</b>
 www.MannikSmithGroup.com		65 CADILLAC SQUARE SUITE 3311 DETROIT, MICHIGAN 48226 TEL: (313) 961-9500 FAX: (313) 961-9509	

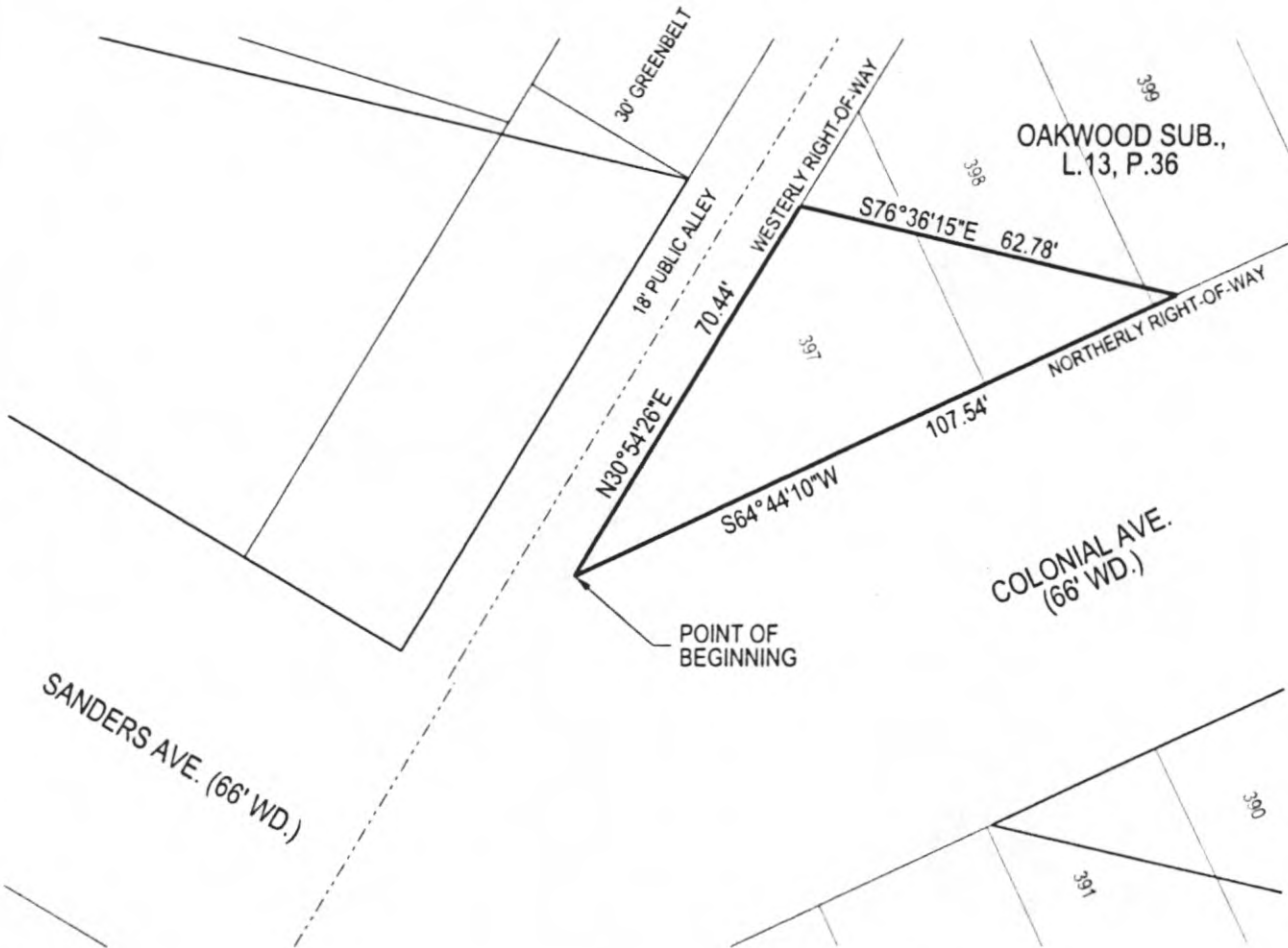
9/23/2014 09:30:03 AM  
 W:\Projects\Projects K-O\M2070180\CAD\SURVEY\Exhibits\M2070180\_MarMS\_Sanders\_Alt\_EX01.dgn

# EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WAYNE COUNTY, MICHIGAN



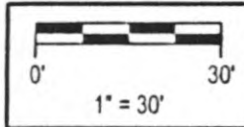
## DEDICATION AREA "C" (0.048 ACRE)



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE  
PLANE COORDINATES SOUTH ZONE (2113)

SEE PAGE 7 FOR LEGAL DESCRIPTION



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:  
**MARATHON PETROLEUM  
COMPANY, L.P.**  
3100 S. FORT ST.  
DETROIT, MI

JOB No.: M2070180    PAGE 6 OF 11



65 CADILLAC SQUARE  
SUITE 3311  
DETROIT, MICHIGAN 48226  
TEL: (313) 961-9500  
FAX: (313) 961-9509

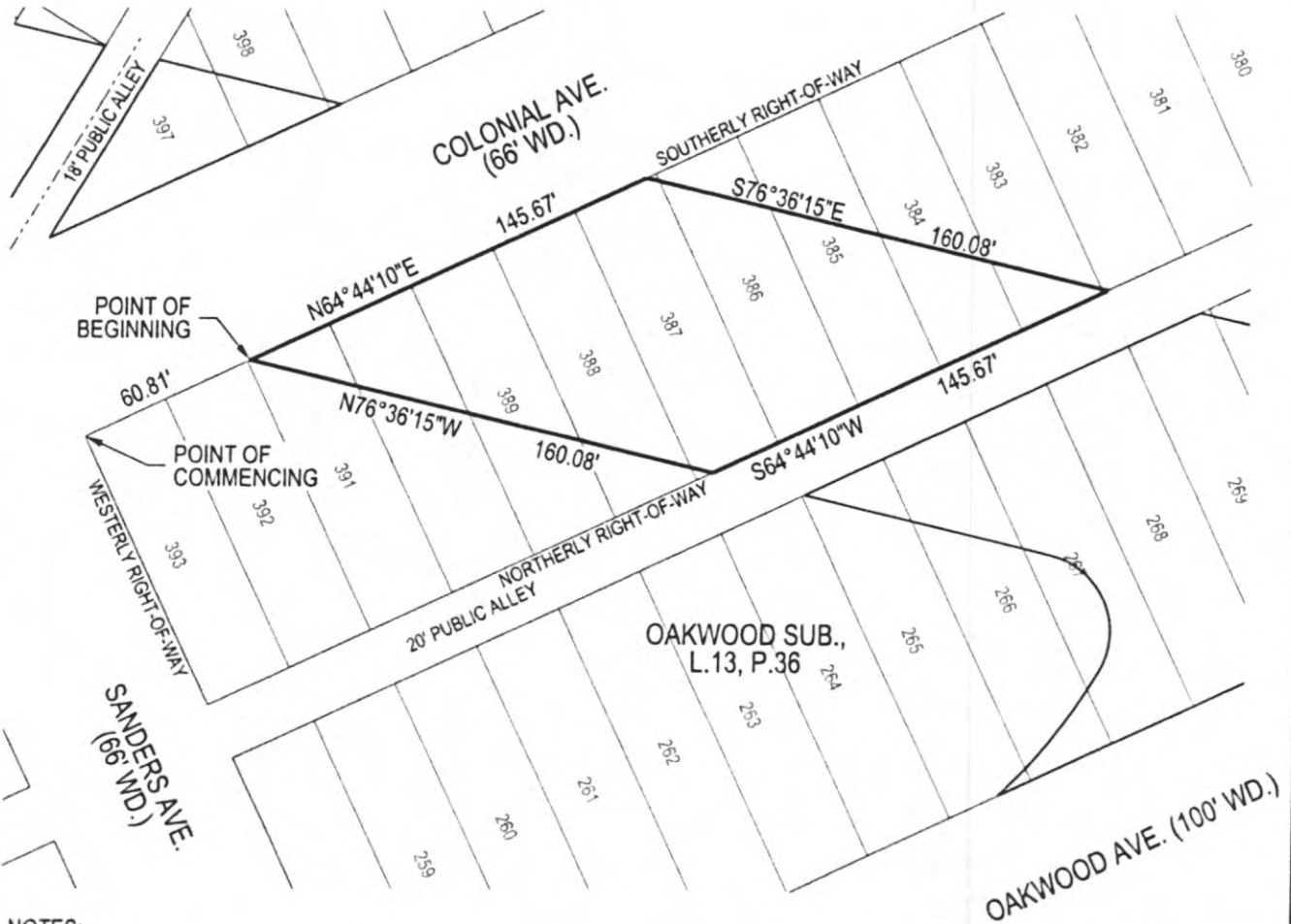
9/23/2014 09:30:51 AM W:\Projects\Projects\_K-CAM2070180\CAD\SURVEY\EXHIBIT\M2070180 Mannik Sanders Alt EX01.dgn

# EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WANYE COUNTY, MICHIGAN



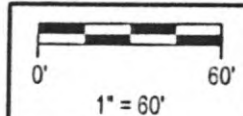
## DEDICATION AREA "D" (0.334 ACRE)



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE PLANE  
COORDINATES SOUTH ZONE (2113)

SEE PAGE 9 FOR LEGAL DESCRIPTION



PREPARED FOR:  
**MARATHON PETROLEUM  
COMPANY, L.P.**  
3100 S. FORT ST.  
DETROIT, MI

DRAWN BY: KFB

CHECKED BY: DAR

JOB No.: M2070180

PAGE 8 OF 11



65 CADILLAC SQUARE  
SUITE 3311  
DETROIT, MICHIGAN 48226  
TEL: (313) 961-9500  
FAX: (313) 961-9509

9/23/2014 06:31:33 AM W:\Projects\Projects K-O\M2070180\CAD\SURVEY\Exhibits\M2070180 MarMS Sanders Alt EX01.dgn

TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

CITY CLERK'S OFFICE, DETROIT

*Janice M. Winfrey*

I, \_\_\_\_\_, City Clerk of the City of Detroit, in said  
**RESOLUTION**

State, do hereby certify that the annexed paper is a TRUE COPY OF \_\_\_\_\_

Approved by the Emergency Manager for the City of Detroit on

July 22, \_\_\_\_\_ 20 14

In accordance with EM Order No. 3 dated April 11, 2013

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this \_\_\_\_\_ 5<sup>th</sup>

day of March \_\_\_\_\_ A.D. 20 15

*Janice M. Winfrey*  
CITY CLERK



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

65 CADILLAC SQUARE, SUITE 900  
DETROIT, MICHIGAN 48226  
PHONE 313•224•3949  
FAX 313•224•3471  
WWW.DETROITMI.GOV

15

May 15, 2014

Honorable City Council:

RE: Petition No. 2549 SGD on behalf of Detroit Regional Convention Facility/Cobo Center, requesting right-of-way vacation and dedication changes to realign Civic Center Drive to connect Jefferson Avenue without turning over and passing through Cobo Center's Atwater Parking.

Petition No. 2549 of SGD on behalf of Detroit Regional Convention Facility/Cobo Center whose address is 615 Griswold, Ford Bldg. Suite 103, Detroit, Michigan 48226 originally requested the outright vacation of a portion of Civic Center Drive, variable width; also three dedications of land to provide a realigned connection to Jefferson Avenue and to widen two sections of Civic Center Drive. The request was revised due to the elevation differences between Jefferson Avenue and Civic Center Drive. The new configuration will create a cul-de-sac on Civic Center Drive below the grade of Jefferson Avenue. This request is to facilitate traffic access around Cobo Center and to the new service area being constructed east of Cobo Arena there are also other enhancements being made to the COBO frontage on Washington Boulevard and on Jefferson Avenue. This will be phase 1 of petition 2549; phase 2 of the project for minor encroachments with traffic islands, directional signs and landscaping is under review and will be reported to your Honorable Body in the near future.

On July 19, 2011 your Honorable Body approved a special district review for major modifications to Cobo Center. These changes are consistent with that approval and are required to implement the Cobo Center Capitol Improvements Program.

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

The Detroit Water and Sewerage Department (DWSD) reports there is an existing DWSD water main in the area of the outright vacation. DWSD has no objection to the requested outright vacation provided the water main is relocated in accordance with plans approved by DWSD. Also, the work must be done at the petitioners expense and at no cost to DWSD and in accordance with the attached provisions, which are to become a part of the City Council's resolution.

The Public Lighting Department (PLD) reports an underground fed street lighting circuit and a high voltage duct run in the area. PLD will reroute these facilities at project expense. The



petitioner is responsible for all PLD utility relocation cost. A provision for relocation of PLD facilities is included in the resolution.

AT&T Telecommunication reports there is a cost for the removing and/or rerouting of such services, however, the petitioner must contact their Customer Growth Group at 1-888-901-2779 to initiate cost determination process.

Comcast Cable Television reports being involved. The petitioner will be responsible for any costs associated with relocating their services.

City Council is requested to accept the dedication of the land for Street and public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94; Detroit Code Sections 2-1-11 through 2-1-15 also known as the "Environmental Review Guidelines". The new public rights-of-way must be constructed to City Engineering Division – DPW specifications.

All other city departments and privately owned utility companies have no objections to the requested vacation and dedication of the public rights-of-way.

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty", is written over the typed name.

Richard Doherty, City Engineer  
City Engineering Division – DPW

JMK/

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

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

*Benson*

RESOLVED, all that part of Civic Center Drive, variable width (established September 19, 1972 JCC pages 2320-2321 also June 14, 2011 JCC pages 1367-1375), lying between Washington Boulevard, variable width (established June 14, 2011 JCC pages 1367-1375), and the new Civic Center Drive dedication (cul-de-sac) found later in this resolution; all being more particularly described as follows:

Land in the City of Detroit, Wayne County, Michigan, being a part of Civic Center Drive (variable width) as established by the City Council, J.C.C. 1972, Page 2320 and also as established by the City Council at session of June 14, 2011; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 808.54 feet to the south line of said Washington Boulevard;

Thence along said south line North 59°50'26" East 92.67 feet to the POINT OF BEGINNING;

Thence along the east line of said Washington Boulevard and the west line of said Civic Center Drive North 30°31'44" West 45.93 feet to a point of curvature;

Thence along the north line of said Civic Center drive the following two (2) courses:

(1) along a non-tangent curve to the left 15.64 feet, said curve having a radius of 10.00 feet, a central angle of 89°37'50", and a long chord bearing South 75°20'39" East 14.10 feet,

- And (2) North 59°50'26" East 179.93 feet;

Thence South 30°13'33" East 34.91 feet to a point on the south line of said Civic Center Drive;

Thence along said south line South 59°50'26" West 190.77 feet to the POINT OF BEGINNING. Containing 6682 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

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

Provided, that the petitioner agrees to relocate water main; and further

Provided, that the plans for the water main shall be prepared by a registered engineer; and further

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

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

Provided, that the entire cost of the proposed water main 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 new water main; 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 DWSD with as-built drawings of the proposed water main; and further

Provided, that the petitioner shall provide a one (1) year warranty for the proposed water main; and further

Provided, that upon satisfactory completion, the proposed water main shall become City property and become part of the City system and the existing water main that was abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

Provided, that the petitioner is responsible for all PLD utility relocation costs. PLD has underground fed street lighting circuit and a high voltage duct run in the area. All necessary arrangements for facility relocation shall be made with PLD.

Provided, that all satisfactory arrangements are made with the necessary utility companies; and be it further

RESOLVED, That your Honorable Body authorize the acceptance of the following three described properties (A, B and C) owned by the City of Detroit, Michigan and under the jurisdiction of the Detroit Regional Convention Facility:

**DEDICATION AREA "A"**

Land in the City of Detroit, Wayne County, Michigan, being a part of a portion of Vacated Woodbridge Street, (50 feet wide); also a part of "Conant's Exchange" and " J.S. Roby Claim" of part of Section 3 of the



Governor and Judges Plan of the City of Detroit, as recorded in Liber 34, Page 548 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 731.29 feet to the south line of Jefferson Avenue (210 feet wide) extended;

Thence along said south line North 59°50'26" East 318.52 feet to a point of curvature;

Thence along a non-tangent curve to the right 36.07 feet, said curve having a radius of 32.00 feet, a central angle of 64°35'08" and a long chord bearing South 65°11'10" East 34.19 feet to a point of reverse curvature; thence along a curve to the left 13.35 feet, said curve having a radius of 103.00 feet, a central angle of 07°25'37" and a long chord bearing South 36°36'22" East 13.34 feet to the POINT OF BEGINNING;

— Thence continuing along said curve to the left 76.61 feet said curve having a radius of 103 feet, a central angle of 42°37'45" and a long chord bearing South 61°37'45" East 74.86 feet to a point of reverse curvature; Thence along said curve to the right 21.54 feet, said curve having a radius of 22.00 feet, a central angle of 56°06'14" and a long chord bearing South 54°53'09" East 20.69 feet; Thence South 26°50'02" East 30.94 feet; Thence South 56°39'35" West 10.47 feet; Thence South 30°09'34" East 100.34 feet; Thence South 73°41'12" West 25.38 feet; Thence North 70°13'33" West 105.69 feet; Thence North 30°13'33" West 127.48 feet; Thence North 59°50'26" East 57.34 feet to the POINT OF BEGINNING. Containing 0.363 acre (15,810.44 sq. ft.) of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

#### **DEDICATION AREA "B"**

Land in the City of Detroit, Wayne County, Michigan, being a part of Shelby Street (46.70 feet wide) vacated by action of Common Council on June 10, 1958, J.C.C. Page 1224; also a part of vacated Woodbridge Street (50 feet wide); also a part of "Conant's Exchange", of part of Section 3 of the Governor and Judges Plan of the City of Detroit, as recorded in Liber 34, Page 548 of Plats, Wayne County Records; also a part of Lot A, of 'Plat of the Jones Property Known as the Beard and Greely Claims, Section 3, Governor and Judges Plan of the City of Detroit', as recorded in Liber 1, Page 290 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 808.54 feet to the south line of said Washington Boulevard;

Thence partially along said south line of Washington Boulevard and also the south line of Civic Center Drive (variable width) as established by City Council, J.C.C. 1972, Page 2320 North 59°50'26" East 339.46 feet to a point of curvature;

Thence continuing along said south line of Civic Center Drive on a tangent curve to the right 15.51 feet, said curve having a radius of 56.17 feet, a central angle of 15°49'26", and a long chord bearing North 67°45'10" East 15.46 feet to the POINT OF BEGINNING;

Thence continuing along said south line the following two (2) courses:

(1) along a tangent curve to the right 72.72 feet, said curve having a radius of 56.17 feet, a central angle of 74°10'34", and a long chord bearing South 67°14'51" East 67.75 feet,

And (2) South 30°09'34" East 56.58 feet;

Thence partially along the north line of Civic Center Drive as established by the City Council at session of June 14, 2011, South 59°50'28" West 20.50 feet;

Thence North 30°08'58" West 34.63 feet;

Thence North 56°39'36" East 10.47 feet;

Thence North 26°50'02" West 30.94 feet to a point of curvature;

Thence along a tangent curve to the left 21.54 feet, said curve having a radius of 22.00 feet, a central angle of 56°06'14", and a long chord bearing North 54°53'09" West 20.69 feet to a point of reverse curvature;

Thence along a tangent curve to the right 35.32 feet, said curve having a radius of 103.00 feet, a central angle of 19°38'58", and a long chord bearing North 73°06'47" West 35.15 feet to the POINT OF BEGINNING. Containing 1400.44 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

#### **DEDICATION AREA "C"**

Land in the City of Detroit, Wayne County, Michigan, being a part of the "J.S. Roby Claim", of part of "Section 3 of the Governor and Judges Plan of the City of Detroit", as recorded in Liber 34, Page 548 of Plats, Wayne County Records; also a part of Lot A, of 'Plat of the Jones Property Known as the Beard and Greely Claims, Section 3, Governor and Judges Plan of the City of Detroit', as recorded in Liber 1, Page 290 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 808.54 feet to the south line of said Washington Boulevard;

Thence partially along said south line of Washington Boulevard and also the south line of Civic Center Drive (variable width) as established by City Council, J.C.C. 1972, Page 2320 North 59°50'26" East 339.46 feet to a point of curvature;

Thence continuing along said south line of Civic Center Drive on a tangent curve to the right 88.23 feet, said curve having a radius of 56.17 feet, a central angle of 90°00'00", and a long chord bearing South 75°09'34" East 79.44 feet;

Thence continuing along said south line South 30°09'34" East 56.58 feet;

Thence along the north and west line of Civic Center Drive as established by the City Council at session of June 14, 2011, the following three (3) courses:

(1) South 59°50'28" West 20.50 feet,  
And (2) South 30°09'42" East 164.29 feet to a point of curvature,  
And (3) along a tangent curve to the right 7.69 feet, said curve having a radius of 91.65 feet, a central angle of 04°48'36", and a long chord bearing South 27°45'14" East 7.69 feet to the POINT OF BEGINNING;  
Thence along the west and north line of said Civic Center Drive the following four (4) courses:  
(1) along a tangent curve to the right 51.23 feet, said curve having a radius of 91.65 feet, a central angle of 32°01'41", and a long chord bearing South 09°20'05" East 50.57 feet,  
And (2) South 06°40'45" West 55.35 feet to a point of curvature,  
And (3) along a tangent curve to the left 72.38 feet, said curve having a radius of 174.00 feet, a central angle of 23°49'55", and a long chord bearing South 05°14'12" East 71.85 feet to a point of curvature,  
And (4) along a non-tangent curve to the right 8.51 feet, said curve having a radius of 590.00 feet, a central angle of 00°49'36", and a long chord bearing South 61°35'35" West 8.51 feet;  
Thence North 32°58'55" West 1.58 feet to a point of curvature;  
Thence along a non-tangent curve to the left 10.68 feet, said curve having a radius of 9.81 feet, a central angle of 62°22'22", and a long chord bearing North 26°04'29" East 10.16 feet to a point of curvature;  
Thence along a non-tangent curve to the right 30.35 feet, said curve having a radius of 329.51 feet, a central angle of 05°16'38", and a long chord bearing North 09°04'04" West 30.34 feet;  
Thence North 23°24'30" West 28.23 feet;  
Thence North 06°34'08" East 72.83 feet to a point of curvature;  
Thence along a tangent curve to the left 17.34 feet, said curve having a radius of 51.00 feet, a central angle of 19°28'56", and a long chord bearing North 03°15'15" West 17.26 feet to a point of reverse curvature;  
Thence along a tangent curve to the right 11.90 feet, said curve having a radius of 23.00 feet, a central angle of 29°38'17", and a long chord bearing North 01°49'26" East 11.77 feet;  
Thence North 16°38'34" East 13.38 feet to the POINT OF BEGINNING. Containing 1536.02 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

Provided, that the petitioner shall design and construct the proposed Civic Center Drive as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW specifications; 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 the entire cost of the proposed Civic Center Drive construction, including inspection, survey and engineering shall be borne by the petitioner; 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

**Be It Also RESOLVED,**

That the City of Detroit does hereby grant to Detroit Regional Convention Facility/Cobo Center An encroachment easement for an underground parking structure, an elevated deck, and a future roof structure over Civic Center Drive, City of Detroit, Wayne County Michigan being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 731.29 feet to the south line of Jefferson Avenue (210 feet wide) extended;

Thence along said south line North 59°50'26" East 431.24 feet; Thence South 30°09'34" East 118.87 feet to a point on the easterly line of Civic Center Drive (variable width) said point also being the POINT OF BEGINNING; Thence continuing along said Civic Center Drive South 30°09'34" East 36.50 feet; Thence South 59°50'26" West 88.05 feet; Thence South 24°41'06" East 77.20 feet to the westerly line of Civic Center Drive; Thence along said westerly line North 70°13'33" West 82.93 feet; Thence continuing along said westerly line North 30°13'33" West 127.48 feet to the northerly line of Civic Center Drive; Thence along said northerly line North 59°50'26" East 58.36 feet to a point on a curve on the easterly line of Civic Center Drive; Thence along said curve to the right 126.49 feet, said curve having a radius of 85.66 feet, a central angle of 84°36'25" and a long chord bearing South 77°51'21" East 115.31 feet to the POINT OF BEGINNING, containing 0.416 acre (18,134.85 sq. ft.) of land more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

Provided, The maintenance of the encroachments shall be subject to the rules, regulations, permits and annual inspection of the Building, Safety Engineering and Environmental Department as required by the Building Code. Also the maintenance of the public street (Civic Center Drive) above and below the encroachments shall be according to the permits, specifications, and inspection of the Department of Public Works – City Engineering Division as required by Detroit Code Section 50-4-24; and further

Provided, The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities within the public rights-of-way; and further

Provided, 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 time, 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 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, That if at any time in the future the petitioner shall request removal and/or relocation of DWSD's facilities in the right-of-way being encroached upon the petitioner agrees to pay all costs for such removal and/or relocation; and be it further

Provided, That the contractor call MISS DIG 72 hours prior to starting any underground construction where they plan the underground encroachment; and be it further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Detroit Regional Convention Facility/Cobo Center; 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 Detroit Regional Convention Facility/Cobo Center or its assigns. Should damages to utilities occur, Detroit Regional Convention Facility/Cobo Center or its assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

Provided, That Detroit Regional Convention Facility/Cobo Center shall file with the Finance Department and/or City Engineering Division – DPW an indemnity 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 by Detroit Regional Convention Facility/Cobo Center of the terms thereof. Further, Detroit Regional Convention Facility/Cobo Center shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the proposed encroachments; 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 said permits issued by the Department of Public Works – City Engineering Division and/or Building, Safety Engineering and Environmental Department are granted with the distinct understanding that in the event that the City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies (governing the maintenance of encroachments within the public rights-of-way) are amended to provide for the levying thereafter, of a fee, charge, or rental, to be hereinafter determined upon, for the occupancy of the public streets, alleys or other public places, that the permittee will pay said fee, charge, or rental provided for in said City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies; also said permittee does hereby bind itself thereunto, and to accept said permits on the conditions hereby imposed, and in the event said permittee shall contest the validity of said City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies of said fee, charge or rental, or upon refusal to pay same, these permits shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the City Council, and Detroit Regional Convention Facility/Cobo Center 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 further

Provided, The filing of the Indemnity Agreement and the securing of the necessary permit(s) referred to herein shall be construed as acceptance of this resolution by the permittee; and further

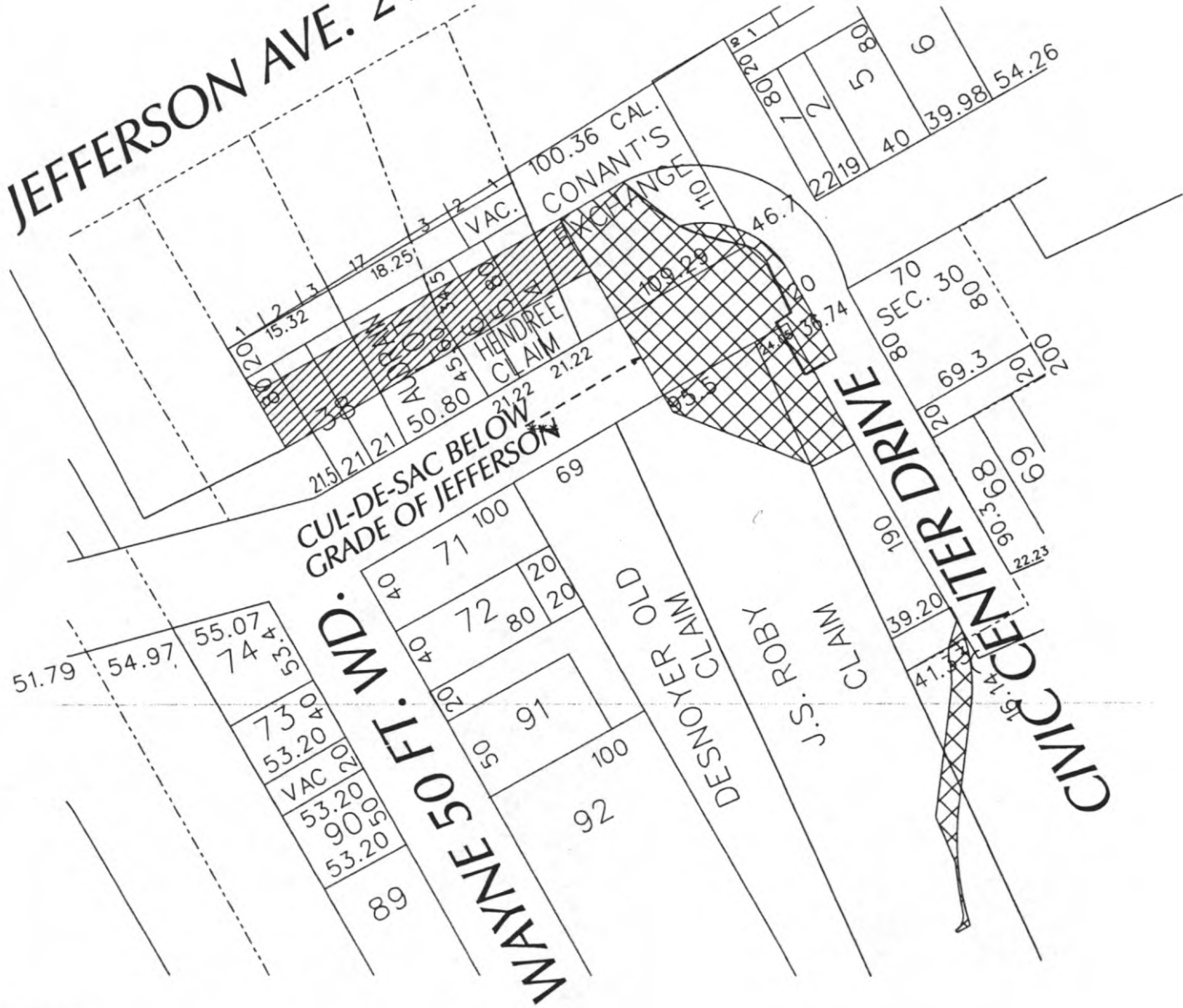
Provided, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

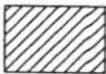

PETITION NO. 2549  
 SDG  
 615 GRISWOLD  
 SUITE 103  
 DETROIT, MICHIGAN 48226  
 PHONE NO. 313 961 9000 EXT. 109  
 C/O GEOFFREY HARRISON

REVISED!  
 PHASE 1



JEFFERSON AVE. 210 FT. WD.



-  - AREA OF OUTRIGHT VACATION
-  - AREA OF DEDICATION

(FOR OFFICE USE ONLY)

CARTO 28 E

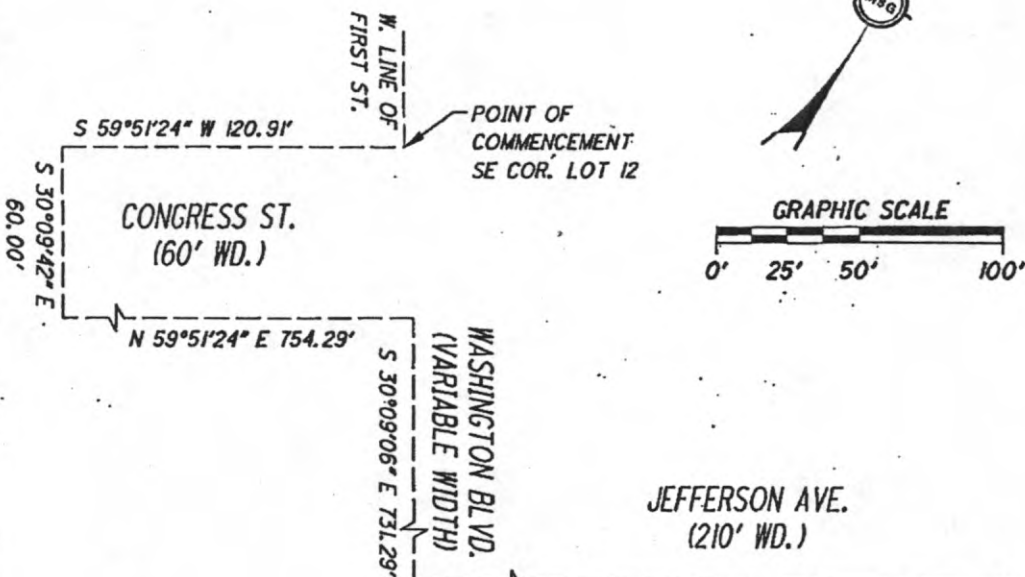
B					
A	V & D CHANGED	JK	5/14/14		
	DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS					
	DRAWN BY	CHECKED			
	KSM				
	DATE	APPROVED			
	11-14-12				

REQUEST OUTRIGHT VACATION  
 AND DEDICATION FOR  
 WIDENING AND CUL-DE-SAC  
 OF CIVIC CENTER DRIVE

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X2549.dgn

# CIVIC CENTER DRIVE DEDICATION AREA 'A'

12/19/2013 04:45:11 PM

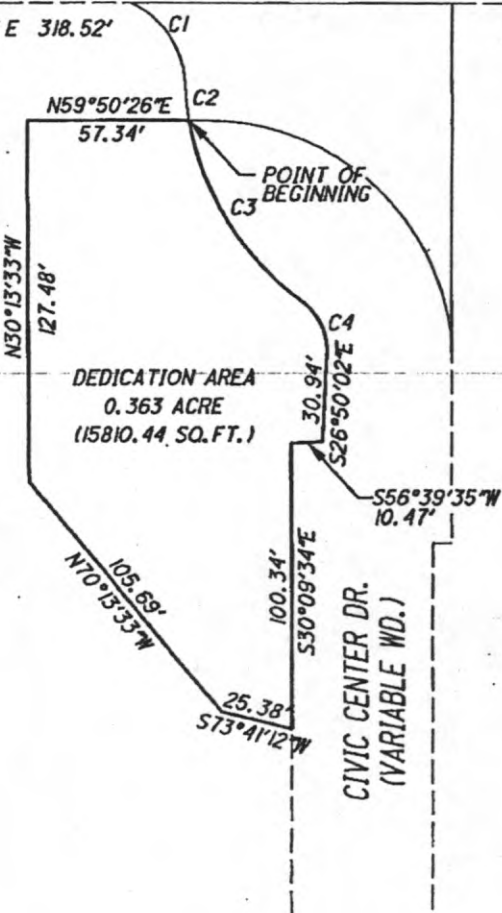


C1  
 ARC= 36.07'  
 RADIUS= 32.00'  
 DELTA= 64°35'08"  
 CHD BRG= S 65°11'10" E  
 CHORD= 34.19'

C2  
 ARC= 13.35'  
 RADIUS= 103.00'  
 DELTA= 07°25'37"  
 CHD BRG= S 36°36'22" E  
 CHORD= 13.34'

C3  
 ARC= 78.61'  
 RADIUS= 103.00'  
 DELTA= 42°37'45"  
 CHD BRG= S 61°37'45" E  
 CHORD= 74.86'

C4  
 ARC= 21.54'  
 RADIUS= 22.00'  
 DELTA= 56°06'14"  
 CHD BRG= S 54°53'09" E  
 CHORD= 20.69'



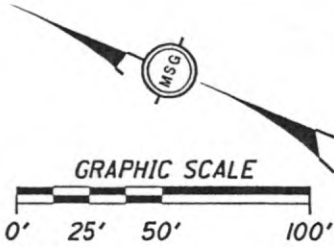
W:\Projects\Projects P-T\S2160003\CAD\SURVEY\Exhibits\Civic Center Drive\S2160003\_Metric\_BPG\_2d\_CCDrive\_ex01.dgn



85 CADILLAC SQUARE  
 SUITE 3311  
 DETROIT, MICHIGAN 48226  
 TEL: (313) 981-9500  
 FAX: (313) 981-8500



# CIVIC CENTER DRIVE DEDICATION AREA 'B'



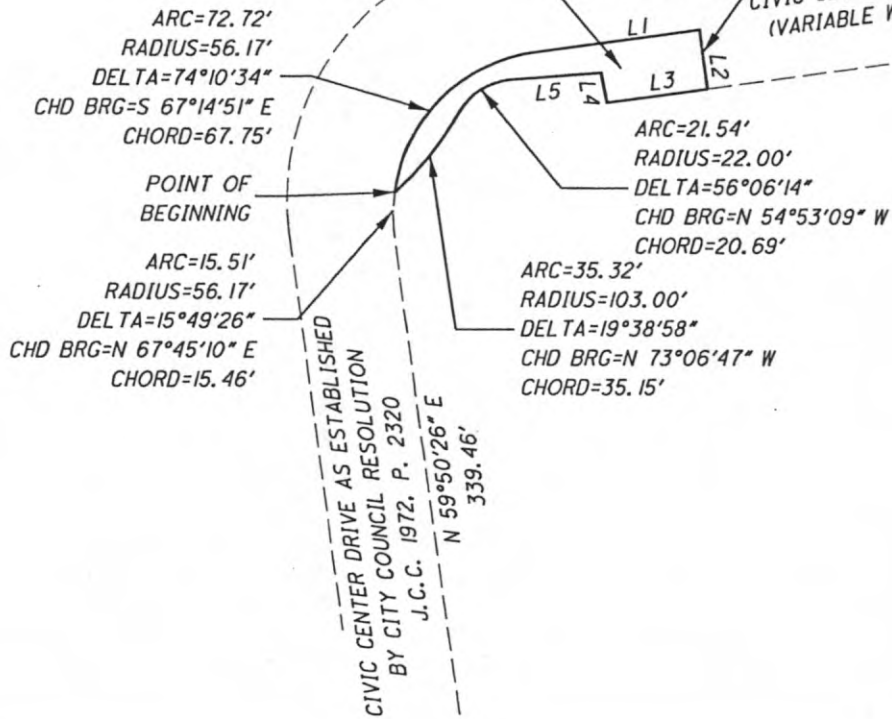
7/26/2012 10:33:17 PM

W:\Projects\Projects P-T\52160003\CAD\SURVEY\Exhibits\Civic Center Drive\52160003\_MichF\_spc\_2d\_CcDrive\_ex01.dgn

N. LINE OF CIVIC CENTER DR  
ESTABLISHED BY CITY COUNCIL  
SESSION OF JUNE 14, 2011

DEDICATION  
AREA 'B'  
1400.44 S.F.

CIVIC CENTER DRIVE  
(VARIABLE WIDTH)



POINT OF COMMENCEMENT  
SE COR. LOT 12

W. LINE OF  
FIRST ST.

WASHINGTON ST.  
(VARIABLE WIDTH)

S 30°09'06" E 808.54'

CONGRESS ST.  
(60' WD.)

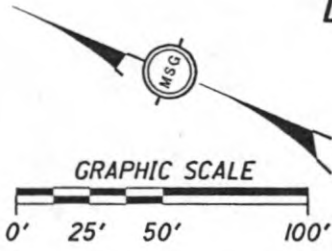
S 59°51'24" W 120.91'

S 30°09'42" E  
60.00'

## LINE TABLE

LINE	BEARING	DISTANCE
L1	S 30°09'34" E	56.58'
L2	S 59°50'28" W	20.50'
L3	N 30°08'58" W	34.63'
L4	N 56°39'36" E	10.47'
L5	N 26°50'02" W	30.94'

# CIVIC CENTER DRIVE DEDICATION AREA 'C'

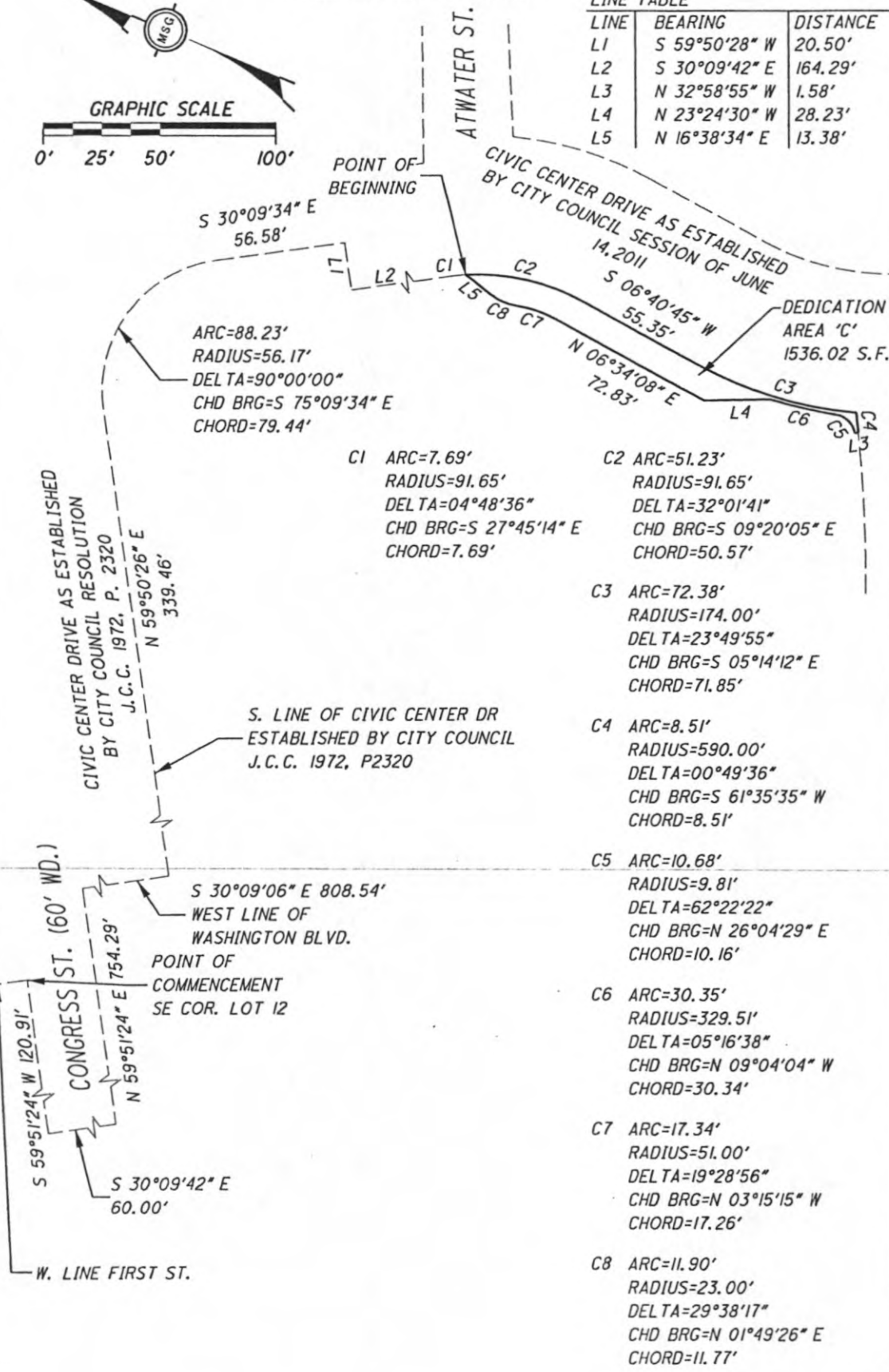


## LINE TABLE

LINE	BEARING	DISTANCE
L1	S 59°50'28" W	20.50'
L2	S 30°09'42" E	164.29'
L3	N 32°58'55" W	1.58'
L4	N 23°24'30" W	28.23'
L5	N 16°38'34" E	13.38'

7/26/2012 10:34:09 PM

W:\Projects\Projects P-TAS2160003\CAD\SURVEY\Exhibits\Civic Center Drive\S2160003\_MchNF\_spc\_2d\_CCDrive\_ex01.dgn

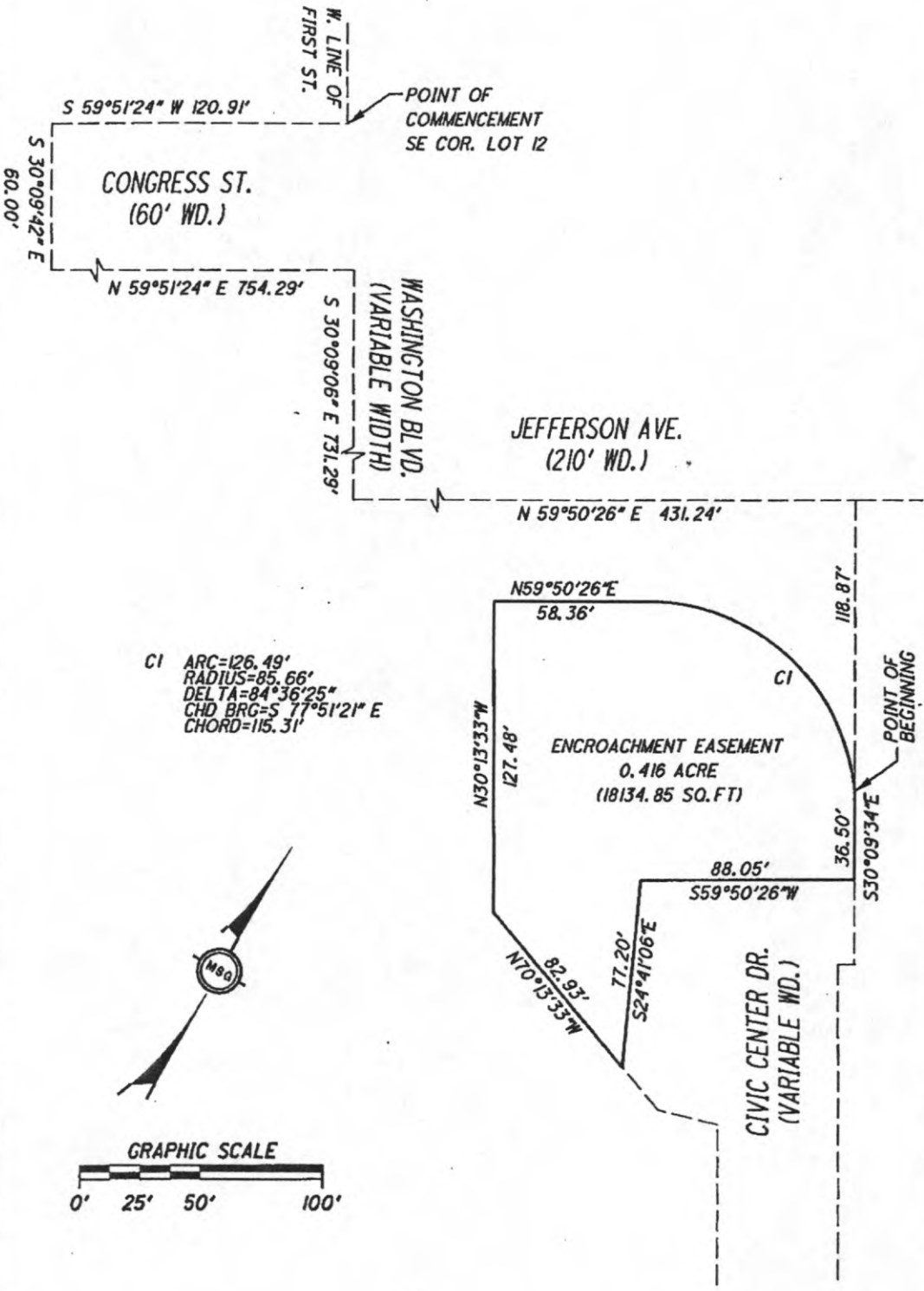


- |    |   |    |  |
|----|---|----|--|
| C1 | ARC=7.69'<br>RADIUS=91.65'<br>DELTA=04°48'36"<br>CHD BRG=S 27°45'14" E<br>CHORD=7.69' | C2 | ARC=51.23'<br>RADIUS=91.65'<br>DELTA=32°01'41"<br>CHD BRG=S 09°20'05" E<br>CHORD=50.57'  |
|    |   | C3 | ARC=72.38'<br>RADIUS=174.00'<br>DELTA=23°49'55"<br>CHD BRG=S 05°14'12" E<br>CHORD=71.85' |
|    |   | C4 | ARC=8.51'<br>RADIUS=590.00'<br>DELTA=00°49'36"<br>CHD BRG=S 61°35'35" W<br>CHORD=8.51'   |
|    |   | C5 | ARC=10.68'<br>RADIUS=9.81'<br>DELTA=62°22'22"<br>CHD BRG=N 26°04'29" E<br>CHORD=10.16'   |
|    |   | C6 | ARC=30.35'<br>RADIUS=329.51'<br>DELTA=05°16'38"<br>CHD BRG=N 09°04'04" W<br>CHORD=30.34' |
|    |   | C7 | ARC=17.34'<br>RADIUS=51.00'<br>DELTA=19°28'56"<br>CHD BRG=N 03°15'15" W<br>CHORD=17.26'  |
|    |   | C8 | ARC=11.90'<br>RADIUS=23.00'<br>DELTA=29°38'17"<br>CHD BRG=N 01°49'26" E<br>CHORD=11.77'  |

# CIVIC CENTER DRIVE ENCROACHMENT EASEMENT

12/19/2013 04:45:40 PM

W:\Projects\Projects P-T\S2160003\CAD\SURVEY\Exhibits\Civic Center Drive\S2160003\_Mannik\_spc\_2d\_CCDrive\_spl.dwg



66 CADILLAC SQUARE  
 SUITE 3311  
 DETROIT, MICHIGAN 48226  
 TEL: (313) 961-8200  
 FAX: (313) 961-9509

64

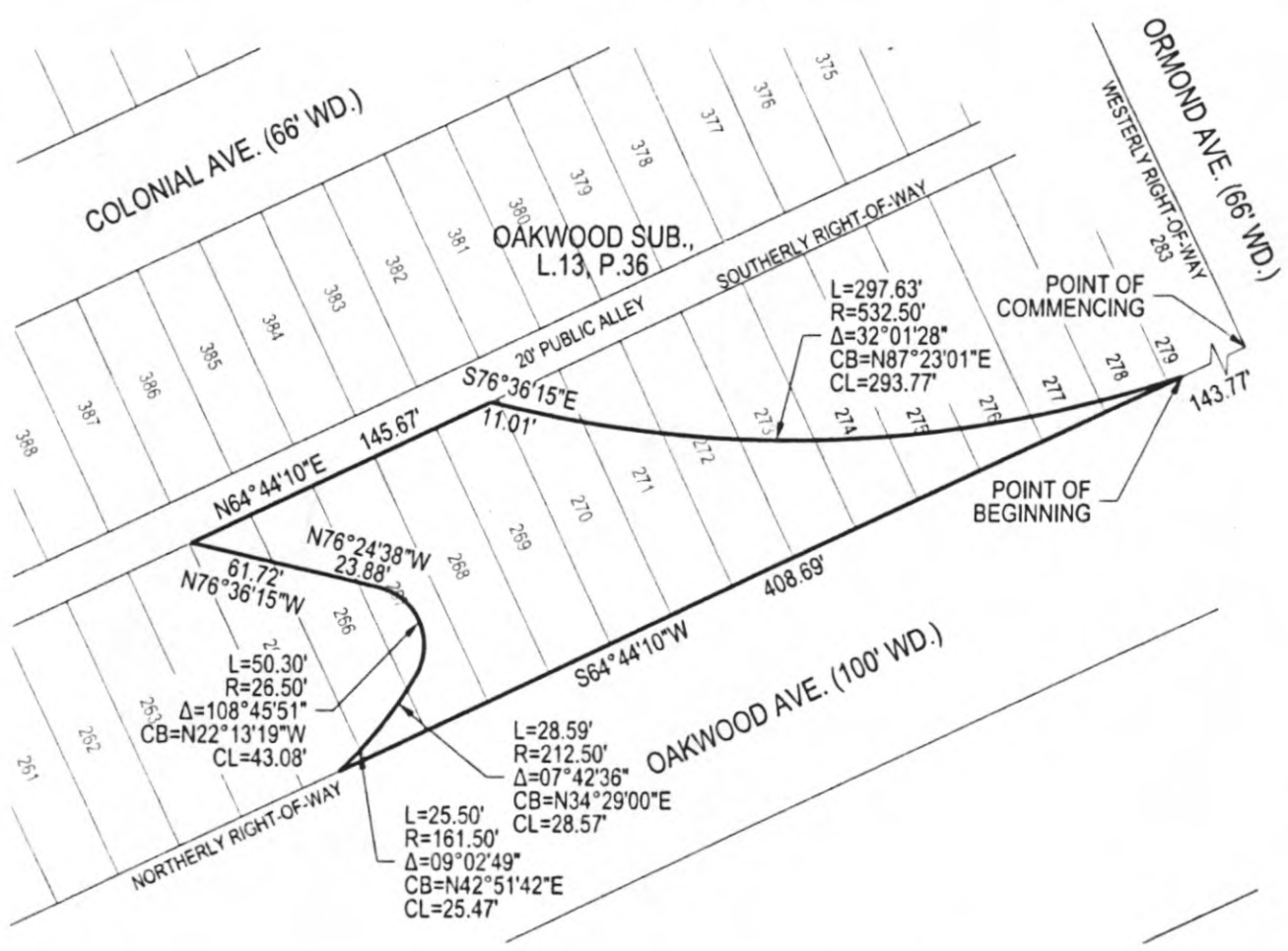
ADOPTED AS FOLLOWS  
COUNCIL MEMBERS

	YEAS	NAYS
Scott BENSON		
Raquel CASTANEDA-LOPEZ		
*George CUSHINGBERRY, JR.		
Saunteel JENKINS		
Gabe LELAND		
Mary SHEFFIELD		
Andre L. SPIVEY		
James TATE		
Brenda PRESIDENT JONES		
*PRESIDENT PRO TEM		
	9	0

# EXHIBIT "A" CONTINUED RIGHT-OF-WAY DEDICATION FOR SANDERES AVE.

A PART OF PRIVATE CLAIMS 667, 37 AND 50,  
CITY OF DETROIT, WANYE COUNTY, MICHIGAN

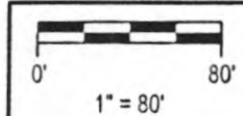
## DEDICATION AREA "E" (0.546 ACRE)



**NOTES:**

BEARINGS BASED ON MICHIGAN STATE PLANE COORDINATES  
SOUTH ZONE (2113)

SEE PAGE 11 FOR LEGAL DESCRIPTIONS



DRAWN BY: KFB

CHECKED BY: DAR

PREPARED FOR:  
**MARATHON PETROLEUM  
COMPANY, L.P.**  
3100 S. FORT ST.  
DETROIT, MI

JOB No.: M2070180    PAGE 10 OF 11



65 CADILLAC SQUARE  
SUITE 3311  
DETROIT, MICHIGAN 48226  
TEL: (313) 961-9500  
FAX: (313) 961-9509

9/23/2014 09:32:26 AM W:\Projects\Projects K-O\M2070180\CAD\SURVEY\Exhibits\M2070180\_MarMarS\_Sanders\_Alt\_EX01.dgn

TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

CITY CLERK'S OFFICE, DETROIT

*Janice M. Winfrey*

I,

, City Clerk of the City of Detroit, in said

State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION

Approved by the Emergency Manager for the City of Detroit on

October 3, 20 14

In accordance with EM Order No. 3 dated April 11, 2013

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 18<sup>th</sup>

day of March A.D. 20 15

*Janice M. Winfrey*  
CITY CLERK

JOURNAL OF THE DETROIT CITY COUNCIL, TUESDAY, SEPTEMBER 23, 2014  
FORMAL SESSION

Department of Public Works  
City Engineering Division  
August 18, 2014

Honorable City Council:  
Re: Petition No. 2778, N.S.I. Construction, Inc., request to vacate alley and street at 9937 Dearbor(n) Street and Port (Fort) Street per BSEED.

Petition No. 2778, N.S.I. Construction, Inc., request to vacate and convert to easement Gerisch Avenue, 50 feet wide and two East-West alleys in the block bounded by West Fort Street, 120 feet wide, Barron Avenue, 24 feet wide, Dearborn Avenue, 66 feet wide and the Chesapeake and Ohio Railroad Right-of-way, 100 feet wide.

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

All City Departments and privately owned utility companies have reported no objections to the conversion of the public rights-of-way into a private easements for public utilities. The request was approved by the Solid Waste Division — DPW, Traffic Engineering Division — DPW objected to part of the request, and that part is not included in this resolution.

Provisions protecting utility installations are part of the attached resolution. Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easements. The specific DWSD provisions for easements are included in the resolution. Public Lighting Department (PLD) has no objection and is not involved in this project.

I am recommending adoption of the attached resolution.

Respectfully submitted,  
RICHARD DOHERTY, P.E.

City Engineer  
City Engineering Division — DPW  
By Council Member Benson:

Resolved, All of Gerisch Avenue, 50 feet wide, lying easterly of and adjoining the easterly line of Lot 5, and lying westerly of and adjoining the westerly line of Lots 4 and 6; also all of the public alley, 18 feet wide, lying southerly of and adjoining the southerly line of Lots 1, 2, 3 and 4; also lying northerly of and adjoining the northerly line of Lot 6; all in "Barron's Subdivision of part of Lots 1 and 2 of Plat of Part of P.C. 340" as recorded in Liber 26, Page 3, Plats, Wayne County Records.

Be and the same are hereby vacated as a public street and public alleys and are hereby converted into a private easements for public utilities of the full width of the street and alley, 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 street and alley and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public, easements or rights-of-way over said vacated street and 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 street or alley in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purpose above set forth,

Second, Said utility easements or rights-of-way in and over said vacated street and 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 easements with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition.

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

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

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

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

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

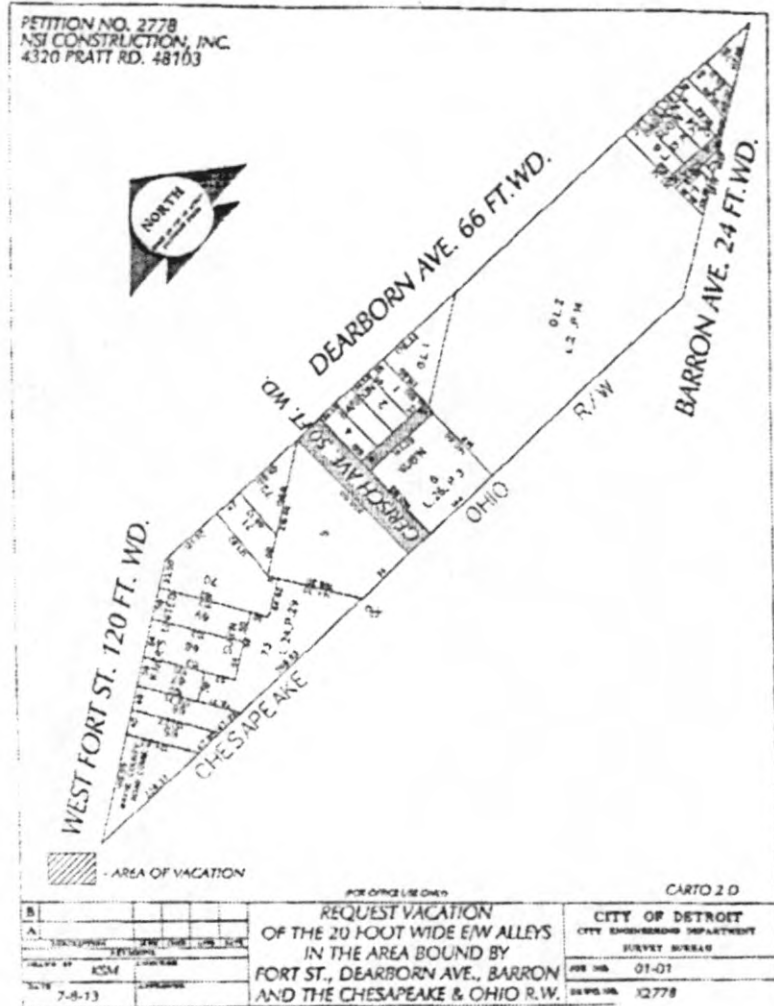
Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guides post over its water mains at reasonable intervals and at points deflection; and be it further

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 alleys 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 street return at the entrances (into Dearborn 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 heirs or assigns; and further

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



Adopted as follows:  
 Yeas — Council Members Benson,  
 Castaneda-Lopez, Cushingberry, Jr.,  
 Jenkins, Leland, Sheffield, Spivey, Tate,  
 and President Jones — 9.  
 Nays — None.





RECEIVED MAR 19 2015

# TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

## CITY CLERK'S OFFICE, DETROIT

I, Janice M. Winfrey, City Clerk of the City of Detroit, in said

State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION

Approved by the Emergency Manager for the City of Detroit on

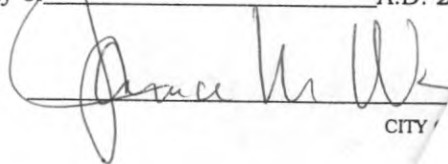
in accordance with EM Order No. 3 dated April 11, 2013, Tuesday, September 23, 20 14

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 9th

day of March A.D. 20 15

  
CITY

RECEIVED MAR 10 2015

JOURNAL OF THE DETROIT CITY COUNCIL, TUESDAY, SEPTEMBER 16, 2014  
FORMAL SESSION

Department of Public Works  
City Engineering Division

August 6, 2014

Honorable City Council:

Re: Petition No. 2570, Alpha Resins, LLC, request permission to vacate portions of Dean Avenue and Sunset Avenue at Alpha Resins facility.

Petition No. 2570, Mr. Carl Nelson on behalf of Alpha Resins, LLC requests conversion of Sunset Avenue and Dean Avenue both from Nancy Avenue northward to dead end (Detroit Terminal Railroad); also the North-South public alley, 20 feet wide, and the East-West alley 20 feet wide in the block bounded by Ryan Avenue, 66 feet wide, Dean Avenue, 60 feet wide, Nancy Avenue 50 feet wide and Detroit Terminal Railroad into private easements for utilities;

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

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

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

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

I am recommending adoption of the attached resolution.

Respectfully submitted,  
RICHARD DOHERTY

City Engineer

City Engineering Division — DPW  
By Council Member Benson:

Resolved, All that part of Dean Avenue, 60 feet wide, lying East of and adjoining the East line of Lots 77, 78, 79, 80 and 81 (including the South 20 feet of said Lot 78 deeded for an alley) and the vacated alley, 16 feet wide, North of and adjoining the North line of said Lot 77; also lying West of and adjoining the West line of Lots 122 thru 127, both inclusive "Downie's Aladdin Subdivision of part of the S.W. 1/4 of S.W. 1/4 of Section 8, T.1S., R.12E. Hamtramck Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 35, Page 54 of Plats, Wayne County Records;

Also, All that part of Sunset Avenue, 60 feet wide, lying East of and adjoining the East line of Lots 128 thru 132, both inclusive, and the vacated alley, 16 feet wide, lying North of and adjoining the North line of said Lot 128; also lying West of and adjoining the West line of Lots 173 thru 178, both inclusive "Downie's Aladdin Subdivision of part of the S.W. 1/4 of S.W. 1/4 of Section 8, T.1S., R.12E. Hamtramck Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 35, Page 54 of Plats, Wayne County Records;

Also, The North-South public alley, 20 feet wide, including the 18 feet wide portion as platted lying east of and adjoining the east line of Lots 71 thru 74, both inclusive, and lying westerly of and adjoining the westerly line of Lots 79, 80, 81, and the South 20 feet of Lot 78 (deeded for an alley), also including the East 2 feet of said alley opened as a widening by the acceptance of a deed to the City of Detroit on April 19, 1938 described as: the East 2 feet of Lots 71, 72, 73 and 74 all of the above in "Downie's Aladdin Subdivision of part of the S.W. 1/4 of S.W. 1/4 of Section 8, T.1S., R.12E. Hamtramck Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 35, Page 54 of Plats, Wayne County Records;

Also, The East-West public alley, 20 feet wide, as opened by deed to the City of Detroit accepted on April 19, 1938 and described as: the South 20 feet of lot 78, "Downie's Aladdin Subdivision of part of the S.W. 1/4 of S.W. 1/4 of Section 8, T.1S., R.12E. Hamtramck Township (Now Detroit), Wayne County, Michigan" as recorded in Liber 35, Page 54 of Plats, Wayne County Records;

Be and the same are hereby vacated as public streets and alleys and are hereby converted into private easements for public utilities of the full width of the streets and alleys, 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 streets and alleys and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public easements or rights-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 alley in the City of Detroit, with the right to ingress and egress at any time to and over said easements for the purpose above set forth,

Second, Said utility easements or rights-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 easements or rights-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 easements 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 compa-

nies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

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

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

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

Provided, That easements, 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, moving, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easements 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 easements 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 fences, porches, patios, balconies, etc., shall be built upon or over said easements, or that no grade changes or storage of materials shall be made within said easements without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if at any time in the future, the owners of any lots abutting on said vacated streets and alleys shall request the removal and/or relocation of

RECEIVED MAR 10 2015

TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

CITY CLERK'S OFFICE, DETROIT

*Janice M. Winfrey*

I,

, City Clerk of the City of Detroit, in said

State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION

Approved by the Emergency Manager for the City of Detroit on

August 6, 20 14

In accordance with EM Order No. 3 dated April 11, 2013

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 17<sup>th</sup>

day of March A.D. 20 15

*Janice M. Winfrey*  
CITY CLERK

JOURNAL OF THE DETROIT CITY COUNCIL, TUESDAY, JULY 29, 2014  
FORMAL SESSION

Department of Public Works  
City Engineering Division  
June 27, 2014

Honorable City Council:

Re: Petition No. 2937 — Jimmie Henderson, request to close an inactive city street, South Martindale Avenue located on the East side of Metro Customs and Repairs, located at 8911 W. Grand River.

Petition No. 2937, Jimmie Henderson on behalf of Metro Customs and Repairs requests conversion of part of Martindale Avenue, 98 feet wide, lying between West Grand River Avenue, 100 feet wide, and the public alley, 18 feet wide, first Westerly from said Grand River Avenue (alley is adjoining Jeffries Freeway) into a private easement for utilities.

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

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

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

Provisions protecting utility installations are part of the attached resolution. Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution. Public Lighting Department (PLD) has no objection to the conversion to easement. The specific PLD provisions for easements are included in the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,  
RICHARD DOHERTY, P.E.

City Engineer  
City Engineering Division — DPW  
By Council Member Jenkins:

Resolved, All that part of Martindale Avenue, 98 feet wide, lying easterly of and abutting the easterly line of Lot 15, and lying westerly of and abutting the westerly line of Lot 16 "Frederick C. Martindale Subdivision of Lot A of Tireman Estate, 1/4 Section 50, 10,000 Acre Tract, City of Detroit, Wayne County, Michigan" as recorded in Liber 31, Page 19 of Plats, Wayne County Records.

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

First, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated 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, 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 easements 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 easements is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

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

54

RECEIVED MAR 19 2015





# TRUE COPY CERTIFICATE

Form C of D—16-CE

STATE OF MICHIGAN, }  
City of Detroit } ss.

## CITY CLERK'S OFFICE, DETROIT

I, **Janice M. Winfrey**, City Clerk of the City of Detroit, in said State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION adopted (passed) by the City Council at session of

January 20, 2015

and approved by Mayor

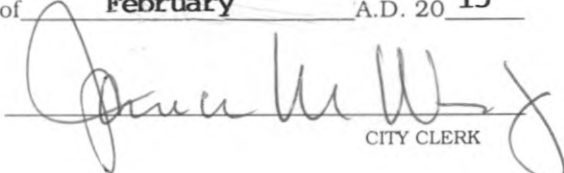
January 28, 2015

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 26th

day of February A.D. 2015

  
CITY CLERK

November 24, 2014

2014 DEC -1 P 1: 32

60

Honorable City Council:

**RE: Petition No. 2656 A & H Financial Solutions requesting the vacation and conversion to utility easement of Norcross Avenue between Wade and Camden Avenue and the outright vacation of the north-south alley in the block bounded by Wade, Camden, Norcross and Harrell.**

Petition No. 2656 A & H Financial Solutions request vacation and conversion of the Norcross Avenue, 50 feet wide, between Wade Avenue, 60 feet Avenue, and Camden Avenue, 60 feet wide into a private easement for public utilities. The request is also for the outright vacation of the north-south public alley, 16 feet wide, in the block of Camden Avenue, 60 feet wide, Wade Avenue, 60 feet wide, Harrell Avenue, 50 feet wide, and Norcross Avenue, 50 feet wide.

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

The request is being made to facilitate the development and construction of “Love and Kindness” independent living facility.

All 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 and the outright vacation of the public alley. The request was approved by the Solid Waste Division – DPW, and Traffic Engineering Division – DPW.

Provisions protecting utility installations are part of the attached resolution. Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution. Public Lighting Department (PLD) has no objection to the conversion to easement. The specific PLD provisions for easements are included in the resolution.

Provisions providing for the relocation of all utilities located in the requested public alley outright vacation are included in the attached resolution. DWSD records indicate that there is a sewer in the alley, and accordingly the specific requirements and provisions for the relocation of the sewer at no cost to DWSD are included as a part of the resolution.

ENTERED JAN 12 2015 Move To Formal - R/C - L (2,0)



I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, which appears to read "Richard Doherty". The signature is written in a cursive style and is positioned above the typed name.

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

JK

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

BY COUNCIL MEMBERS

Benson

**RESOLVED**, all of the north-south public alley, 16 feet wide, in the block of Camden Avenue, 60 feet wide, Wade Avenue, 60 feet wide, Harrell Avenue, 50 feet wide, and Norcross Avenue, 50 feet wide, lying easterly of and adjoining the easterly line of Lots 68 thru 76, both inclusive and the easterly line of the northerly 16.07 feet of vacated Camden Avenue (Lot 75), also lying westerly of and adjoining the westerly line of Lots 59 thru 67, both inclusive and the westerly line of the northerly 22.70 feet of Lot 58 "George A. King Subdivision of Lots 1 and 2 of Corby's Subdivision of the East 30.89 acres of the West 36.89 acres of Lot 9, P.C. 10 Gratiot Township, Wayne County, Michigan" as recorded in Liber 33, Page 21 of Plats, Wayne County Records

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

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

Provided, that the abandonment or relocation of the sewer shall be performed in accordance with DWSD specifications and any sewer construction shall be done under the inspection and approval of DWSD; and further

Provided, that the entire cost of any sewer construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that any construction in the public rights-of-way such as removal and construction of new 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 be it also,

**RESOLVED**, all of Norcross Avenue, 50 feet wide, between Wade Avenue, 60 feet Avenue, and Camden Avenue, 60 feet wide, lying easterly of and adjoining the east line of Lots 59 thru 67 and the easterly line of the north 26.68 feet of Lot 58; also lying westerly of and adjoining the westerly line of Lots 1 thru 9, both inclusive, and the westerly line of the north 29.29 feet of Lot 10 "George A. King Subdivision of Lots 1 and 2 of Corby's Subdivision of the East 30.89 acres of the West 36.89 acres of Lot 9, P.C. 10 Gratiot Township, Wayne County, Michigan" as recorded in Liber 33, Page 21 of Plats, Wayne County Records

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

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

Provided, that if any time in the future, the owners of any lots abutting on said vacated 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 the paved street return at the entrance (into Wade Avenue or Camden 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.

A&H FINANCIAL SOLUTIONS  
 28 WEST ADAMS, SUITE 201  
 DETROIT, MICHIGAN 48226  
 C/O VERONICA ADAMS  
 PHONE NO. 313 964 0700  
 MOBILE NO. 313 410 6124

ANNSBURY AVE. 60 FT. WD.

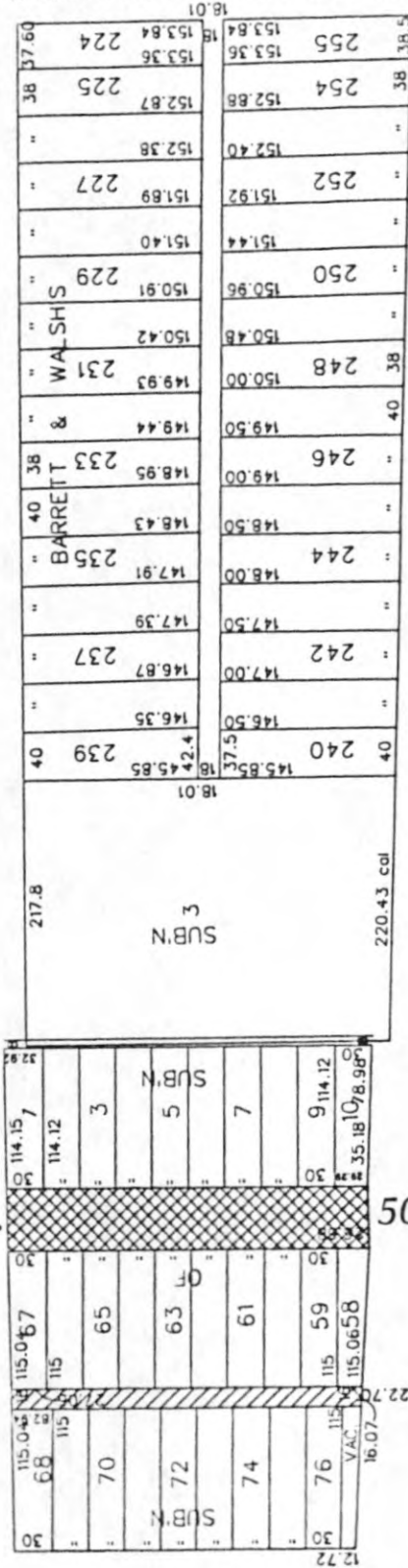


WADE AVE. 60 FT. WD.

CAMDEN AVE 60 FT. WD.

NORCROSS AVE.

50 FT. WD.



- AREA OF EASEMENT

- AREA OF OUTRIGHT VACATION

HARRELL AVE. 50 FT. WD.

CARTO 57F & 65D

B					
A					
DESCRIPTION		DRWN	CHEK	APPD	DATE
REVISIONS					
DRAWN BY	KSM		CHECKED		
DATE	9-23-13		APPROVED		

REQUEST TO CONVERT TO EASEMENT  
 NORCROSS AVENUE  
 BETWEEN  
 WADE AVENUE AND CAMDEN AVENUE  
 AND TO OUTRIGHT VACATE  
 THE NORTH/SOUTH 16 FOOT WIDE ALLEY  
 IN THE AREA BOUND BY  
 NORCROSS, HARRELL, WADE AND CAMDEN

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X2656