

OFFICE REVIEW OF ANNUAL REPORT

APPROVAL DATE

7-1-2016

CITY OR VILLAGE	ITEM	RECEIVED	PROCESSED
Detroit	STREET SYSTEM MAP	6-8-16	6-25-16
PLACE CODE/COUNTY	ADDITIONS & DELETIONS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
	REQUEST FOR RECLASSIFICATION <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
MAJOR STREETS	ANNEXATION/J.T.		
674.11			
LOCAL STREETS	CHANGES	MAJOR	LOCAL
1880.46		-0.19	-2.19

2 major dectify - approved
15 ~~##~~ local dectify approved

7-11 Spoke to Jim and let him know
I need these resolutions now to make
these changes.

7-29-16 Made 17 changes

Bolt, Kelly (MDOT)

From: Allen, Patrick (MDOT)
Sent: Tuesday, February 09, 2016 8:51 AM
To: Bolt, Kelly (MDOT)
Subject: FW: jurisdiction ?

From: Ovalle, Christian D. (MDOT)
Sent: Monday, February 08, 2016 4:01 PM
To: McDonald, Georgina (MDOT) <McDonaldG@michigan.gov>
Cc: Allen, Patrick (MDOT) <AllenP@michigan.gov>
Subject: RE: jurisdiction ?

Georgina,

I completed my research for your second jurisdiction question.

I can confirm that McGraw St from Wyoming to Weir St and Weir St from McGraw St to Michigan Ave are not under MDOT jurisdiction.

The MDOT state trunkline highway jurisdiction records indicate that the segments of McGraw St and Weir St as described above were not established as state trunkline highways.

In addition, the MDOT state trunkline highway jurisdiction records do not have any record of jurisdiction of these segments being transferred to MDOT.

I have discussed this with Patrick Allen, MDOT Sufficiency engineer, and he will be removing route 9153 (CS 82181) from 2015 Sufficiency.

Let me know if you have any questions or if I can provide additional assistance.

Respectfully,

Christian Ovalle
MDOT State Trunkline Highway
Referencing and Jurisdiction
(517)241-1244

From: Ovalle, Christian D. (MDOT)
Sent: Friday, February 05, 2016 5:31 PM
To: McDonald, Georgina (MDOT) <McDonaldG@michigan.gov>
Subject: RE: jurisdiction ?

Georgina,

Good evening and Happy New Year to you also!

I apologize for the delayed response to your email.

I completed the research for your first question in your email below.

I can confirm that Clark St from Fort St (M-85) north to the S I-75 exit/entrance ramps is under MDOT jurisdiction.

The segment of Clark St described above was established as a state trunkline highway on October 16, 1972 (see attached).

Your second question requires additional research; I will provide an answer when I conclude my research via a separate email.

Respectfully,

Christian Ovalle
MDOT State Trunkline Highway
Referencing and Jurisdiction
(517)241-1244

From: McDonald, Georgina (MDOT)
Sent: Thursday, January 14, 2016 12:46 PM
To: Ovalle, Christian D. (MDOT) <ovallec@michigan.gov>
Subject: jurisdiction ?

Good Afternoon and Happy New Year, Christian:

We received two questions of jurisdiction from the City of Detroit.

1. Is Clark Street between I-75 and M-85 (Fort St) under MDOT jurisdiction? I think we own the NB I-75/Clark signal, but I'm not sure about the SB I-75/Clark signal. In the Sufficiency Report, this is part of CONN 850 0010, P.R.# 1581210.
2. Is Weir Street between McGraw and Michigan Ave (US-12) under MDOT jurisdiction? In the Sufficiency Report, this is part of OLD 153 0020, P.R.# 4711432.

Thanks in advance for your help.

Georgina

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MAJOR STREETS	ANNEXATION/J.T.		
LOCAL STREETS	CHANGES	MAJOR	LOCAL

2-9-16 Per Pat: error occurred sometime in the 1970's - a change from city major to Trunkline - no evidence to support this change - Error - needs to be changed back to city major, no mileage change. See Christian's email McGraw and Weir



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF TRANSPORTATION
LANSING

KIRK T. STEUDLE
DIRECTOR

August 18, 2016

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

Dear Mr. Brundidge:

Your request to decertify the following two streets out of your certified major street system has been approved, resulting in a deduction of 0.19 miles out of your certified major street system.

- Bellevue Avenue from Gratiot Avenue -421 feet to East Forest Avenue
- Park Avenue from Sproat Street -584 feet to Henry Street

Your request to decertify the following streets out of your certified local street system has been approved, resulting in a deduction of 2.19 miles out of your certified local street system.

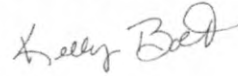
- Ellis Avenue -100 feet from Hubbell Avenue
- Erskin Avenue from St. Aubin Avenue -530 feet to the dead end
- Watson Avenue from St. Aubin Avenue -120 feet to the dead end
- Guoin Avenue from Riopelle Street -438 feet to Orleans Street
- Sibley Street from Clifford Street -938 feet to Woodward Avenue
- Marcus Avenue from Carrie Avenue -588 feet to St. Cyril Avenue
- Roland Avenue from Winfield Avenue -396 feet to St. Cyril Avenue
- Guthrie Avenue from Winfield Avenue -446 feet to St. Cyril Avenue
- Marjorie Avenue from Winfield Avenue -660 feet to St. Cyril Avenue
- Sheehan Avenue from Winfield Avenue -903 feet to St. Cyril Avenue
- Sherwood Avenue from Miller Avenue -1052 feet to Georgia Avenue
- Concord Avenue from Miller Avenue -1052 feet to Georgia Avenue
- Helen Avenue from Miller Avenue -1052 feet to Georgia Avenue
- Carrie Avenue from Miller Avenue -1052 feet to Georgia Avenue
- Winfield Avenue from Miller Avenue -2239 feet to Huber Avenue

The annual mileage certification for Act 51, Public Acts of 1951, as amended, for the certification period of July 1, 2015 to June 30, 2016 has been completed. Your certified mileage as of July 1, 2016 is as follows:

Major: 674.11
Local: 1880.46

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.

Sincerely,

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

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

cc: Wendi Burton

ADDITIONS AND DELETIONS TO CITY OR VILLAGE LOCAL STREET SYSTEM DURING CALENDAR YEAR 2015

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	TERMINI		LENGTH IN FEET + ADDED - DELETED	IF AN ADDITION, NAME OF APPROVED PLAT
NAME OF STREET	FROM	TO					
Detroit	Jim Knoll	313 224-3970	4-27-16				
Ellis Ave.	Hubbell Ave.	Alley 1st W of Hubbell			-100		
Keibler Ave.	Greenfield Ave.	Alley 1st W of Whitcomb			-284		
Erskine Ave.	St. Aubin Ave.	W to dead-end			-530		
Watson Ave.	St. Aubin Ave.	W to dead-end			-120		
Guoin Ave.	Riopelle St.	Orleans St.			-438		
Sibley St.	Clifford St.	Woodward Ave.			-938		
Marcus Ave.	Carrie Ave.	St. Cyril Ave.			-588		
Roland Ave.	Winfield Ave.	St. Cyril Ave.			-396		
Guthrie Ave.	Winfield Ave.	St. Cyril Ave.			-446		
Marjorie Ave.	Winfield Ave.	St. Cyril Ave.			-660		
Sheehan Ave.	Winfield Ave.	St. Cyril Ave.			-903		
Sherwood Ave.	Miller Ave.	Georgia Ave.			-1052		
Concord Ave.	Miller Ave.	Georgia Ave.			-1052		
Helen Ave.	Miller Ave.	Georgia Ave.			-1052		
Carrie Ave.	Miller Ave.	Georgia Ave.			-1052		
Winfield Ave.	Miller Ave.	Huber Ave.			-2239		

total: -11,566.0

Total length in miles - 2.19 -

REQUEST FOR CHANGE IN THE MAJOR STREET SYSTEM

ACT 51, PUBLIC ACT OF 1951, AS AMENDED DURING CALENDAR YEAR 2015

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 Kroll</i>	PHONE NUMBER <i>313 224 3970</i>	DATE <i>4-27-16</i>	
NAME OF STREET	TERMINI		LENGTH (FT.)	SURFACE TYPE
	FROM	TO		
<i>Bellevue Ave.</i>	<i>Gratiot Ave.</i>	<i>E. Forest Ave.</i>	<i>- 421</i>	<i>ASPHALT Conc. Base</i>
<i>Park Ave.</i>	<i>Sproat St.</i>	<i>Henry St.</i>	<i>- 584</i>	<i>Asphalt Conc. Base</i>
		<i>Total length in ft</i>	<i>- 1005</i>	
		<i>Total length in miles</i>	<i>- 0.19 ✓</i>	

JUSTIFICATION

Both Streets vacated by Detroit City Council. total -1005

Member	Address	Term Expires
David Schostak	25800 North-western Highway Southfield, MI 48075	March 1, 2007

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 8.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 1), per Motions before Adjournment.

Council Member Everett entered and took her seat.

Finance Department Purchasing Division

September 10, 2003

Honorable City Council:

Re: 2620593—100% City Funding — CS-1400 — To provide Security Services for DWSO facilities — Journey Security Services, Inc., 51 W. Hancock, Ste. 475, Detroit, MI 48201 — Contract Period: upon notice to proceed for twelve (12) months thereafter — Not to exceed \$1,792,734.00. DWSO.

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

The approval of your Honorable Body and a waiver of reconsideration is requested.

Respectfully submitted,
AUDREY P. JACKSON
Purchasing Director

By Council Member Bates:

Resolved, That Contract Number 2620593, referred to in the foregoing communication dated September 10, 2003, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

Finance Department Purchasing Division

September 10, 2003

Honorable City Council:

Re: 82574—100% City Funding — Legislative Assistant to Council member Alonzo W. Bates — Paulette S. Owens, 16585 Trinity, Detroit, MI 48219 — June 9, 2003 thru June 4, 2004 — \$19.23 per hour — Not to exceed \$40,000.00. City Council.

82589—100% City Funding — Legislative Assistant to Council Member Alonzo W. Bates — Jollan LeKeith Johnson, 14297 Camden

Rd., Detroit, MI 48213 — July 21, 2003 thru December 31, 2003 — \$10.00 per hour — Not to exceed \$7,200.00. City Council.

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

The approval of your Honorable Body and a waiver of reconsideration is requested.

Respectfully submitted,
AUDREY P. JACKSON
Purchasing Director

By Council Member Bates:

Resolved, That Contract Numbers 82574, 82589, referred to in the foregoing communication dated September 10, 2003, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

Law Department

September 10, 2003

Honorable City Council:

Re: Request for Closed Session of Detroit City Council to Discuss Gwendolyn Mingo, et al v City of Detroit, Case No. 00-013030 CZ.

Pursuant to your Honorable Body's request to the Law Department, the Law Department has prepared the attached resolution to set a closed session to discuss the lawsuit of Gwendolyn Mingo, et al v City of Detroit, Case No. 00-013030 CZ.

Act 267 of the Public Acts of 1976, commonly referred to as the "Open Meetings Act," allows a public body, upon a two-thirds roll call vote of its members to:

To consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, but only if an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body. MCL 15.268(e)

It is the opinion of the Law Department that an open meeting would have a detrimental financial effect on the City of Detroit in the on-going litigation referenced above.

Respectfully submitted,
MATTHEW SCHENK
Legislative Assistant
Corporation Counsel

By Council Member Bates:

Resolved, That pursuant to Public Act No. 267 of the Public Acts of 1976, MCL 15.268(e), a closed session of the Detroit City Council is hereby called for Friday, September 26, 2003 at 10 a.m. for the purpose of discussing the litigation in the matter of Gwendolyn Mingo, et al v City of Detroit, Case No. 00-013030 CZ.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

Department of Public Works City Engineering Division

August 28, 2003

Honorable City Council:

Re: Petition No. 4356 — Planning and Development Department, requesting the vacation of streets and alleys in the area of Grinnell, Huber, Miller, Mt. Elliott and St. Cyril for proposed I-94 Industrial Park Project.

The I-94 Industrial Park Project ("the Project") was approved and established by the Detroit City Council on August 4, 1999. "The Project" is being undertaken by the Economic Development Corporation (the "EDC") and will involve the development of a modern industrial park, consisting of several large warehouses. The area will be divided into six (6) project area parcels. Attached you will find a resolution vacating the rights-of-way within Phase One of "the Project", which will cover Parcel Area 1 and Parcel Area 5.

Phase One being the vacation of all of the public streets and alleys in the area generally bounded by Georgia Avenue, 60 feet wide, Huber Avenue, 66 feet wide, the New York Central Belt Line R.O.W. and Winfield Avenue, 50 feet wide.

The Traffic Engineering Division — DPW has no objection to the outright vacation of the public streets and alleys within the "the Project" provided that the City owns all the property adjacent to those rights-of-way to be vacated. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report:

Your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with the "EDC" therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public.

In order to implement and facilitate the accomplishment of certain changes in public rights-of-way, such as vacation and removal of streets, alleys or other public ways, and certain utilities and facilities, both public and private, the attached resolution respectfully request the approval of your Honorable Body authorizing the City of Detroit to require that these right-of-way changes take place.

A waiver of reconsideration is respectfully requested.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer
City Engineering Division — DPW

By Council Member Bates:

Whereas, The I-94 Industrial Park Project ("the Project") was approved and established by the Detroit City Council on August 4, 1999; and

Whereas, Your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with the Economic Development Corporation therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public; and

Whereas, "The Project" represents an exciting opportunity to redevelop a significant portion of vacant and dormant land, generating jobs and economic opportunity for the City of Detroit; therefore be it

STREETS

Resolved, That all that part of Carrie Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, described as lying easterly of and abutting the east line of Lot 547 and Lots 582-592, both inclusive, and lying westerly of and abutting the west line of Lot 548 and Lots 571-581, both inclusive, and that part of Carrie Avenue, 50 feet wide, between Marcus Avenue, 50 feet wide, and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 135-154, both inclusive, and lying westerly of and abutting the west line of Lots 155-174, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Sub'd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; Also, all that part of Carrie Avenue, 50 feet wide, north of said Georgia Avenue, lying easterly of and abutting the east line of Lots 16-20, both inclusive, and lying westerly of and abutting the west line of Lots 11-15, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

All that part of Helen Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, lying easterly of and abutting the east line of Lot 540 and Lots 609-619, both inclusive, and lying westerly of and abutting the west line of Lot 541 and Lots 598-608, both inclusive, and that part of said Helen Avenue, between said Marcus Avenue and Georgia Avenue, 60 feet wide, described as lying easterly of and

abutting the east line of Lots 90-109, both inclusive, and lying westerly of and abutting the west line of Lots 110-129; both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; Also, that part of Helen Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 26-30, both inclusive, and lying westerly of and abutting the west line of Lots 21-25, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

All that part of Concord Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, lying easterly of and abutting the east line of Lot 533 and Lots 636-649, both inclusive, and lying westerly of and abutting the west line of Lot 534 and Lots 625-635, both inclusive, and that part of said Concord Avenue between said Marcus Avenue and Georgia Avenue, 60 feet wide, described as lying easterly of and abutting the east line of Lots 47-65, both inclusive, and lying westerly of and abutting the west line of Lots 66-84, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; Also, that part of Concord Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 36-40, both inclusive, and lying westerly of and abutting the west line of Lots 31-35, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

All that part of Sherwood Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, lying easterly of and abutting the east line of Lot 526 and Lots 663-673, both inclusive, and lying westerly of and abutting the westerly line of Lot 527 and Lots 652-662, both inclusive, and that part of said

Sherwood Avenue between said Marcus Avenue and Georgia Avenue, 60 feet wide, described as lying easterly of and abutting the east line of Lots 4-22, both inclusive, and lying westerly of and abutting the west line of Lots 23-41, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; Also, that part of Sherwood Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 46-50, both inclusive, and lying westerly of and abutting the west line of Lots 41-45, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

All that part of Girardin Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, lying easterly of and abutting the east line of Lot 510 and Lots 719-729, both inclusive, and lying westerly of and abutting the west line of Lot 519 and Lots 680-690, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; and that remaining part of said Girardin Avenue, 50 feet wide, south of said Marcus Avenue, lying easterly of and abutting the east line of Lot 858 and Lots 895-898, both inclusive, and lying westerly of and abutting the west line of Lot 859 and Lots 863-866, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

All that part of Foster Avenue, 50 feet wide, between Huber Avenue, 66 feet wide, and Marcus Avenue, 50 feet wide, lying easterly of and abutting the east line of Lot 510 and Lots 719-729, both inclusive, and the vacated public alleys adjoining, and lying westerly of and abutting the west line of Lot 511 and Lots 708-716, both inclusive, as platted in said

"Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; Also, that remaining part of said Foster Avenue, 50 feet wide, south of said Marcus Avenue, lying between the north line extended easterly of Lot 924 and the north line of Lot 850 extended easterly to the north-west corner of Lot 851; also, that part of Foster Avenue, (vacated and converted to an easement August 29, 1979; J.C.C. Pgs. 2453-54) abutting the westerly line of Lot 916 and abutting the easterly line of the southerly 47.59 feet of Lot 917 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

Also, all that part of Marcus Avenue, 50 feet wide, between the east line of the New York Central Belt Line right-of-way and Winfield Avenue, 50 feet wide, described as lying southerly of and abutting the south line of Lots 565-571, both inclusive, Lots 592-598, both inclusive, Lots 619-625, both inclusive, Lots 646-652, both inclusive, Lots 673-680, both inclusive, Lots 701-708, both inclusive and Lots 729-732, both inclusive, also, lying northerly of and abutting the north line of Lots 1-4, both inclusive, Lots 41-47, both inclusive, Lots 84-90, both inclusive, Lots 129-135, both inclusive and Lots 174-180, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying northerly of and abutting the north line of Lots 847-862, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

Also, all that part of Rugg Avenue, 55 feet wide, between the east line of the New York Central Belt Line right-of-way and Foster Avenue, 50 feet wide, lying

northerly of and abutting the north line of 924-927, both inclusive, and lying southerly of and abutting the south line of 932-935, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

ALLEYS

Also, all of the public alleys, in the block bounded by Carrie Avenue, 50 feet wide, Winfield Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 548-554, both inclusive, and lying easterly of and abutting the east line of Lots 572-581, both inclusive, and lying northerly of and abutting the north line of Lot 565-571, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Helen Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 541-547, both inclusive, and lying easterly of and abutting the east line of Lots 599-608, both inclusive, and lying northerly of and abutting the north line of Lots 592-598, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Concord Avenue, 50 feet wide, Helen Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 534-540, both inclusive, and lying easterly of and abutting the east line of Lots 626-635, both inclusive, and lying northerly of and abutting the north line of Lots 619-625, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in

Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Sherwood Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 527-533, both inclusive, and lying easterly of and abutting the east line of Lots 653-662, both inclusive, and lying northerly of and abutting the north line of Lots 646-652, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Girardin Avenue, 50 feet wide, Sherwood Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 519-526, both inclusive, and lying easterly of and abutting the east line of Lots 681-690, both inclusive, and lying northerly of and abutting the north line of Lots 673-680, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Foster Avenue, 50 feet wide, Girardin Avenue, 50 feet wide, Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 511-518, both inclusive, and lying easterly of and abutting the east line of Lots 709-718, both inclusive, and lying northerly of and abutting the north line of Lots 701-708, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E.,

as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Carrie Avenue, 50 feet wide, Winfield Avenue, 50 feet wide, Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 174-180, both inclusive, and lying easterly of and abutting the east line of Lots 155-173, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying easterly of and abutting the east line of Lots 11-15, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Helen Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 129-135, both inclusive, and lying easterly of and abutting the east line of Lots 110-128, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying easterly of and abutting the east line of Lots 21-25, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Concord Avenue, 50 feet wide, Helen Avenue, 50 feet wide, Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 84-90, both inclusive, and lying easterly of and abutting the east line of Lots 66-83, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave.

Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying easterly of and abutting the east line of Lots 31-35, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Sherwood Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 41-47, both inclusive, and lying easterly of and abutting the east line of Lots 23-40, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying easterly of and abutting the east line of Lots 41-45, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Girardin Avenue, 50 feet wide, Sherwood Avenue, 50 feet wide, Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 1-4, both inclusive, and lying wester-

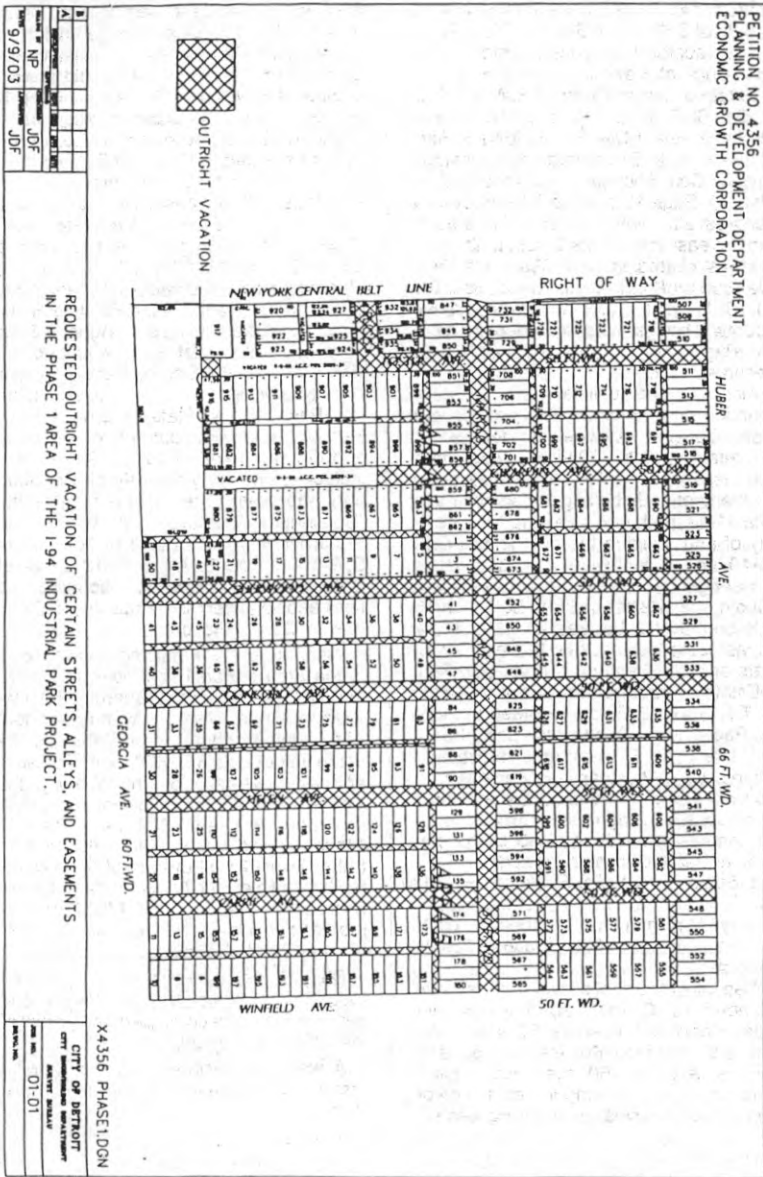
ly of and abutting the west line of Lots 5-22, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. 1/4 Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; also, lying westerly of and abutting the west line of Lots 46-50, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. 1/4 of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and lying southerly of and abutting the south line of Lots 859-862, both inclusive, and lying easterly of and abutting the east line of Lots 863-880, "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E. City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

Also, all of the remaining public alleys, in the area generally bounded by Foster Avenue, 50 feet wide, Girardin, 50 feet wide, south of Marcus Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 851-858, both inclusive, and lying westerly of and abutting the west line of Lots 895-898, both inclusive, and Lots 881 and 936 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subdivision No. 1" of part of N.E. 1/4 of S.W. 1/4 of Sec. 21 T.1, S. R. 12 E. City of Detroit, Wayne County, Michigan, as recorded in Liber 35, Page 40 of Plats, Wayne County Records;

Be and the same is hereby vacated (outright) as public street(s), alley(s) and easement(s) to become part and parcel of the adjoining property;

A waiver of reconsideration is hereby respectfully requested of your Honorable Body.





Adopted as follows:
Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.
Nays — None.

Local Development Finance Authority
September 3, 2003

Honorable City Council:
Re: City of Detroit Local Development Finance Authority Budget for Fiscal Year 2003-2004.

Enclosed please find a copy of the City of Detroit Local Development Finance Authority budget. Under the provisions of Act 281, Public Acts of Michigan, 1986, the Director of the Local Development Finance Authority (the "LDFA") shall prepare and submit to the City Council a budget for the operation of the LDFA for each fiscal year prior to such budget being adopted by the LDFA Board of Directors.

The enclosed budget for the City of

Detroit Local Development Finance Authority's Fiscal Year 2003-2004 is forwarded to your Honorable Body. LDFA respectfully requests that you review and approve the proposed budget in the form submitted, with waiver of reconsideration.

Respectfully submitted,
ART PAPANOS
Director

**EXHIBIT A
LOCAL DEVELOPMENT
FINANCE AUTHORITY
BUDGET COSTS**

July 1, 2003 to June 30, 2004

Revenues

Tax increment Revenues deposited with the Trustee and released to LDFA in accordance with the LDFA Development and Tax Increment Plan

Total Revenues	\$150,000
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Expenses

Contractual obligations of LDFA for Administrative Services provided by the DEGC

Total Expenses	\$100,000
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Contractual obligations of LDFA for maintenance of certain Public Facilities in the Jefferson/Conner Industrial Revitalization Project

Total Expenses	\$ 50,000
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Total Expenses \$150,000
By Council Member Bates:

Whereas, Act 281, Public Acts of Michigan, 1986 ("Act 281"), provides that the Director of the Local Development Finance Authority (the "LDFA") shall prepare and submit a budget for the operation of the LDFA for each ensuing fiscal year to the City Council of the City of Detroit ("City Council") before such budget is adopted by the LDFA Board; and

Whereas, The LDFA has submitted the budget attached hereto as Exhibit A for its fiscal year 2003-2004 for the review and approval by the City Council and the City Council has reviewed the same.

Now, Therefore, Be It Resolved, That:

The budget of the City of Detroit Local Development Finance Authority for its fiscal year 2003-2004 is hereby approved by the City Council for the City of Detroit in the form attached hereto as Exhibit A.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.
Nays — None.

Planning & Development Department
September 8, 2003

Honorable City Council:
Re: Surplus Property Sale By Development Agreement. Development: 80 Garfield.

We are in receipt of an offer from Garfield Development Group, L.L.C., a Limited Liability Company, to purchase the above-captioned property for the amount of \$36,000.00 and to develop such property. This property contains approximately 10,020 square feet and is zoned R-6 (High Density Residential District).

The Offeror proposes to construct a paved surface parking lot for the storage of licensed operable vehicles for their adjacent apartment building. This use is permitted as a matter of right in a R-6 zone.

We, therefore, request that your Honorable Body adopt the sale and authorize the Planning and Development Department Director of Development Activities to issue a quit claim deed for this property to Garfield Development Group, L.L.C., a Limited Liability Company.

Respectfully submitted,
HENRY B. HAGOOD

Director of Development Activities
By Council Member Bates:

Resolved, That in accordance with the Offer to Purchase and the foregoing communication, the City Planning and Development Department Director of Development Activities be and is hereby authorized to issue a quit claim deed for the following described property to Garfield Development Group, L.L.C., a Limited Liability Company, for the amount of \$36,000.

Land in the City of Detroit, County of Wayne and State of Michigan being all of Lot 42, the West 20 feet of Lot 41 and the East 10 feet of Lot 43; "Plat of Hubbard & King's Subdivision" of Park Lot 32 & part of Park Lot 33, City of Detroit, Wayne County, Michigan. T.2S., R.12E., Rec'd L. 7, P. 20 Plats, W.C.R.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.
Nays — None.

Planning & Development Department
September 2, 2003

Honorable City Council:
Re: Cancellation of Land Contract — 17174 Goddard.

On February 19, 1986 (J.C.C. page 296), your Honorable Body authorized the sale of 17174 Goddard on a land contract basis to Herbert Hill.

Subsequently, Mr. Hill failed to make the monthly payments; therefore the Planning & Development Department initiated a summary court action which resulted in a judgement returning all interest in the captioned property to the City of Detroit.

Your Honorable Body is requested to

TRUE COPY CERTIFICATE

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

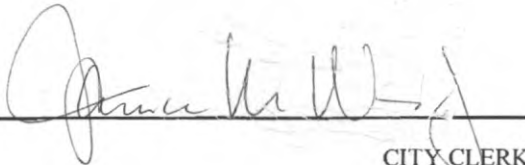
adopted (passed) by the City Council at session of May 26, 2015

and approved by Mayor June 3, 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 10th day of June A.D. 20 16


CITY CLERK



CITY OF DETROIT
CITY ENGINEERING DIVISION
DEPARTMENT OF PUBLIC WORKS

COLEMAN A YOUNG MUNICIPAL CENTER
SUITE 601
TWO WOODWARD AVENUE
DETROIT, MICHIGAN 48226-3473
PHONE 313 • 224 • 3949
FAX 313 • 224 • 3471

DETROIT
CITY CLERK

32
68

2015 MAY -7 P 3: 23

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May 5, 2015

Honorable City Council:

RE: Petition No. 441 – Giffels Webster, requesting the vacation of public streets and alleys in the area(s) of Carrie, St. Cyril, Georgia and Huber; Sherwood, St. Cyril, Miller, Georgia; and, Winfield, St. Cyril, Huber and Grinnell; all in order to re-develop parcels as defined in the I-94 Industrial Park Project.

Petition No. 441 of "Giffels Webster", 28 W. Adams, Suite 1200, Detroit, Michigan 48226, in behalf of the Economic Development Corporation of the City of Detroit (the "EDC") respectfully request to vacate (outright) all of the public streets and alleys within the area bounded by Carrie Street (50 feet wide), Georgia Street (60 feet wide), Huber Street (66 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Winfield Street (50 feet wide), Huber Street (50 feet wide), Grinnell Street (50 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Sherwood Street (50 feet wide), St. Cyril Street (50 feet wide), Miller Street (50 feet wide) and Georgia Street (50 feet wide); all as part of the I-94 Industrial Park Project ("the Project").

"The Project" is being undertaken by the "EDC" and will involve the development of a modern industrial park originally designated as one of six (6) Renaissance Zones established by the State of Michigan.

Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4.

The Traffic Engineering Division – DPW has no objection to the outright vacation of the public streets and alleys within the "the Project" provided that the "EDC" owns all the property adjacent to those rights-of-way to be vacated. The petition was referred to the City Engineering Division – DPW for investigation (utility review) and report. This is our report.

"The Project" was approved and established by the Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Honorable City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC".

ENTERED MAY 18 2015 *Move to formal Myers 30*

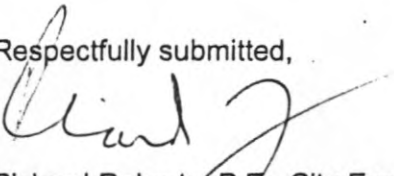
Michael Duggan. MAYOR



In order to implement and facilitate the accomplishment of certain changes in public rights-of-way, such as vacation and removal of streets, alleys or other public ways, and certain utilities and facilities, both public and private, the attached resolution respectfully request the approval of your Honorable Body authorizing the City of Detroit to require that these right-of-way changes take place.

A waiver of reconsideration is respectfully requested.

Respectfully submitted,



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

JK/JF:

Cc: Ron Brundidge - Director, DPW
Malik Goodwin, EDC
Mayor's Office
Giffels Webster

Michael Duggan. MAYOR

BY COUNCIL MEMBER:

BENSON

WHEREAS, The I-94 Industrial Park Project ("the Project") was approved and established by the Detroit City Council on August 4, 1999; and

WHEREAS, "The Project" was approved and established by your Honorable Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Detroit City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC"; and

WHEREAS, Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted BY Detroit City Council on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase Two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4; and

WHEREAS, "The Project" continues to represents an exciting opportunity to redevelop a significant portion of vacant and dormant land, generating jobs and economic opportunity for the City of Detroit; therefore be it

STREETS

RESOLVED, All that part of Winfield Avenue, 50 feet wide, between Miller Avenue, 60 feet wide, and Georgia Avenue, 60 feet wide, described as lying easterly of and abutting the east line of Lots 167 – 184, both inclusive, and lying westerly of and abutting the west line of Lots 185 – 202, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Winfield Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 171 – 185, both inclusive, and lying westerly of and abutting the west line of Lots 186 – 200, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also; all that part of Winfield Avenue, 50 feet wide, between Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, described as lying westerly of and abutting the west line of Lots 1 - 5, both inclusive, and lying easterly of and abutting the east line of Lots 6 - 10, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and that part of Winfield Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 200, 201, 202, Lots 212 – 227, both inclusive, and Lot 231 and lying easterly of and abutting the east line of Lots 180 – 199, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as

recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of said Winfield Avenue, 50 feet wide, between said Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, described as lying westerly of and abutting the west line of Lots 232, 259, 260 and 292, and lying easterly of and abutting the east line of Lots 554 – 565, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Carrie Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 126 – 143, both inclusive, and lying westerly of and abutting the west line of Lots 144 – 161, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Carrie Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 141 – 155, both inclusive, and lying westerly of and abutting the west line of Lots 156 – 170, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Helen Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 85 – 102, both inclusive, and lying westerly of and abutting the west line of Lots 103 – 120, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Helen Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 111 – 125, both inclusive, and lying westerly of and abutting the west line of Lots 126 – 140, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Concord Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 44 – 61, both inclusive, and lying westerly of and abutting the west line of Lots 62 – 79, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Concord Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 81 – 95, both inclusive, and lying westerly of and abutting the west line of Lots 96 - 110, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Sherwood Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 3 – 20, both inclusive, and lying westerly of and abutting the west line of Lots 21 - 38, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Sherwood Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 51 – 65, both inclusive, and lying westerly of and abutting the west line of Lots 66 - 80, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Guthrie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 34 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 45 – 57, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Marjorie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 120 – 137, both inclusive, and lying southerly of and abutting the south line of Lots 138 – 157, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Sheehan Street, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 14 – 41, both inclusive, and lying northerly of and abutting the north line of Lots 42 – 65, both inclusive, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records; Also, that part of Sheehan Street, 50 feet wide, lying northerly of and abutting the north line of Lot 4 and lying southerly of and abutting the south line of Lot 5, of "Sheehan's Sub" of Lots 9, 10, 11, 12, 13, 66, 67, 68, 69 of Oak Hill Rose & Sheehan's Sub of part of Section 21 T.1, S., R. 12 E., Hamtramck Twp. (now Detroit), Wayne County, Michigan, as recorded in Liber 36, Page 13, Plats, Wayne County Records;

Also, all that part of Roland Avenue, 50 feet wide, between said Winfield Avenue and St. Cyril Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 250 – 259, both inclusive, Also that part of Roland Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 260 – 270, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Marcus Avenue, 50 feet wide, between said Winfield Avenue and said St. Cyril Avenue, lying northerly of and abutting the north line of Lots 1 – 4, both inclusive, as platted in "Kebbe's Subdivision" of part of the N.E. ¼ of the S.E. ¼ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records; Also, that part of Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 228 – 231, both inclusive, and lying southerly of and abutting the south line of Lots 232 – 239, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

ALLEYS

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, 60 feet wide, Roland Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 260 - 269, both inclusive, and lying southerly of and abutting the south line of Lots 282 - 292, both inclusive, and lying west of and abutting the westerly line of Lots 270 - 281, both inclusive, and lying easterly of and abutting the east line of said Lots 269 and 282 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by said Winfield Avenue, 50 feet wide, said St. Cyril Avenue, 60 feet wide, said Roland Avenue, 50 feet wide, and Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 232 - 238, both inclusive, and lying southerly of and abutting the south line of Lots 251 – 259, both inclusive, and lying westerly of and abutting the west line of Lots 239 - 250, both inclusive, and lying easterly of and abutting the east line of said Lots 238 and 251, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by said Winfield Avenue, 50 feet wide, Said St. Cyril Avenue, 60 feet wide, Georgia Avenue, 60 feet wide, and said Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lot 202, and lying southerly of and abutting the south line of Lot 203, and lying westerly of and abutting the west line of Lots 203 - 211, both inclusive, and lying easterly of and abutting the east line of Lots 212 – 227, both inclusive, and lying northerly of and abutting the north line of Lot 227 and lying southerly of and abutting the south line of Lots 228 and 229 (as widened May 17, 1927) and Lot 230 and 231 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats

and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. $\frac{1}{4}$ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; and that part lying westerly of and abutting the west line of Lots 8, 9 and the vacated alley at the rear (deeded Oct. 28, 1924; vacated May 12, 1925) and Lots 10 – 14, both inclusive, and lying southerly of and abutting the south line of Lot 1, as platted in "Kebbe's Subdivision" of part of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Sherwood Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 38 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 37 and 45; also lying easterly of and abutting the east line of Lots 21 – 37, both inclusive, and lying westerly of and abutting the west line of Lots 45 – 61, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 66 – 80, both inclusive, and lying westerly of and abutting the west line of Lots 81 – 95, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Helen Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 79 – 85, both inclusive, and lying southerly of and abutting the south line of Lots 78 and 86; also lying easterly of and abutting the east line of Lots 62 – 78, both inclusive, and lying westerly of and abutting the west line of Lots 86 – 102, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the south 20.00 feet of the east line of Lot 96 and that east-west public alley, 16.00 feet wide (deeded October 25, 1921) lying southerly of and abutting the south line of Lot 125 as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Helen Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 120 – 126, both inclusive, and lying southerly of and abutting the south line of Lots 119 and 127; also lying easterly of and abutting the east line of Lots 103 – 119, both inclusive, and lying westerly of and abutting the west line of Lots 127 – 143, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 126 – 140, both inclusive, and lying westerly of and abutting the west line of Lots 141 – 155, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 161 – 167, both inclusive, and lying southerly of and abutting the south line of Lots 160 and 168; also lying easterly of and abutting the east line of Lots 144 – 160, both inclusive, and lying westerly of and abutting the west line of Lots 168 – 184, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 156 – 170, both inclusive, and lying westerly of and abutting the west line of Lots 171 – 185, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 8.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, variable width, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 202, 203, 204, and lying southerly of and abutting the south line of Lot 201; also lying easterly of and abutting the east line of Lots 185 - 201, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 186 - 200, both inclusive, and lying westerly of and abutting the west line of Lots 201 - 215, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and, lying westerly of and abutting the west line of Lots 1 – 12, both inclusive, of "Mt. Vernon Park Sub" of part of the S.E. ¼ of S.E. ¼ of Sec. 21, T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 16 of Plats, Wayne County Records; and lying northerly of and abutting the north line of Lots 6 – 13, both inclusive, and lying southerly of and abutting the south line of Lots 5 & 14, and lying westerly of and abutting the west line of Lot 14, and lying easterly of and abutting the east line of Lot 14 and lying westerly of and abutting the west line of Lots 1 – 5, both inclusive, and lying northerly of and abutting the north line of said Lot 14 of "Piscopink's Field Ave. Sub" of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 62, Plats, Wayne County Records;

Also, all of the public alleys, 8.00, 15.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Sheehan Avenue, 50 feet wide, and Grinnell Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 11 - 17, both inclusive, and lying easterly of and abutting the east line of Lot 18 and the southeasterly line of Lot 19, and lying southerly of and abutting the south line of said Lot 19 and Lots 20 - 49, both inclusive, as platted in "Bessenger & Moore's Van Dyke Avenue Subdivision" of the north 8.158 acres of the S.E. ¼ of N.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 33, Page 80, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lot 14 and lying northerly of and abutting the north line of said Lot 14 and Lots 15 – 41, both inclusive, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records;

Also, all of the public alleys, 8.00, 15.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Sheehan Avenue, 50 feet wide, and Marjorie Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 42 - 65, both inclusive, and lying easterly of and abutting the east line of said Lot 65, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records; and lying northerly of and abutting the north line of Lots 138 - 156, both inclusive, and lying easterly of and abutting the east line of said Lot 156, and westerly of and abutting the west line of Lots 157 - 162, both inclusive of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Guthrie Avenue, 50 feet wide, and Marjorie Avenue, 50 feet wide, lying northerly of and butting the north line of Lots 45 - 56, both inclusive, and lying southerly of and abutting the south line of Lots 123 - 137, both inclusive, and lying westerly of and abutting the west line of Lots 57 - 120, both inclusive and lying easterly of and abutting the east line of said Lot 56, Lot 121 and the southeasterly line of Lots 122 and 123 of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all of the public alleys, 8.0 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Guthrie Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 35 - 44, both inclusive, and lying westerly of and abutting the west line of Lots 30 - 34, both inclusive, and lying easterly of and abutting the east line of Lot 35 of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Be and the same is hereby vacated (outright) as public street(s) and alley(s) to become part and parcel of the adjoining property;

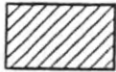
PROVIDED, That the City of Detroit Planning and Development Department is hereby authorized and directed to issue a "Quit Claim Deed" to the "EDC" for land dedicated to the City of Detroit May 17, 1927, for public alley purposes, said land described as:

Land in the City of Detroit, County of Wayne, State of Michigan, being the south 20.0 feet of Lots 125, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and further

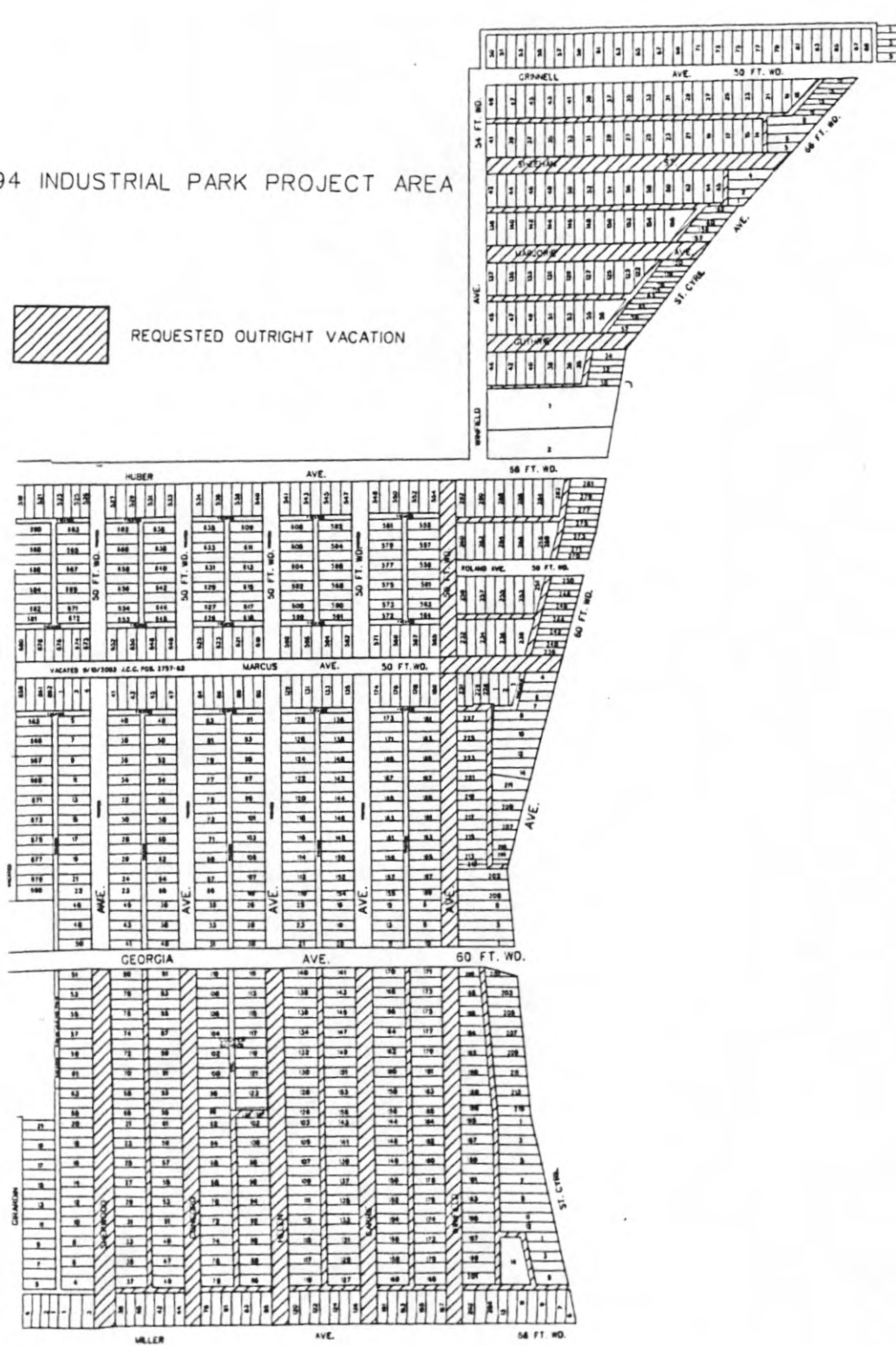
PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

A waiver of reconsideration is hereby respectfully requested of your Honorable Body.

I-94 INDUSTRIAL PARK PROJECT AREA



REQUESTED OUTRIGHT VACATION



#68

ADOPTED AS FOLLOWS
COUNCIL MEMBERS

		YEAS	NAYS
Janee	AYERS	✓	
Scott	BENSON	✓	
Raquel	CASTANEDA-LOPEZ	✓	
*George	CUSHINGBERRY, JR.	✓	
Gabe	LELAND	✓	
Mary	SHEFFIELD	left	table
Andre	SPIVEY	✓	
James	TATE	✓	
Brenda	PRESIDENT JONES	✓	
*PRESIDENT PRO TEM			
		8	0



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

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

September 2, 2015

Honorable City Council:

RE: Petition No. 441 – Giffels Webster, requesting the vacation of public streets and alleys in the area(s) of Carrie, St. Cyril, Georgia and Huber; Sherwood, St. Cyril, Miller, Georgia; and, Winfield, St. Cyril, Huber and Grinnell; all in order to re-develop parcels as defined in the I-94 Industrial Park Project.

Petition No. 441 of "Giffels Webster", 28 W. Adams, Suite 1200, Detroit, Michigan 48226, in behalf of the Economic Development Corporation of the City of Detroit (the "EDC") respectfully request to vacate (outright) all of the public streets and alleys within the area bounded by Carrie Street (50 feet wide), Georgia Street (60 feet wide), Huber Street (66 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Winfield Street (50 feet wide), Huber Street (50 feet wide), Grinnell Street (50 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Sherwood Street (50 feet wide), St. Cyril Street (50 feet wide), Miller Street (50 feet wide) and Georgia Street (50 feet wide); all as part of the I-94 Industrial Park Project ("the Project").

"The Project" is being undertaken by the "EDC" and will involve the development of a modern industrial park originally designated as one of six (6) Renaissance Zones established by the State of Michigan.

Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4.

The Traffic Engineering Division – DPW has no objection to the outright vacation of the public streets and alleys within the "the Project" provided that the "EDC" owns all the property adjacent to those rights-of-way to be vacated. The petition was referred to the City Engineering Division – DPW for investigation (utility review) and report. This is our report.

"The Project" was approved and established by the Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Honorable City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC".

In order to implement and facilitate the accomplishment of certain changes in public rights-of-way, such as vacation and removal of streets, alleys or other public ways, and certain utilities



and facilities, both public and private, the attached resolution respectfully request the approval of your Honorable Body authorizing the City of Detroit to require that these right-of-way changes take place.

The above petition request was approved by your Honorable Body by a resolution adopted (passed) by the City Council Session of May 26, 2015 and approved by the Mayor on June 3, 2015.

However, the resolution did not contain provisions required by Detroit Water and Sewerage Department (DWSD) as submitted to Department of Public Works – City Engineering Division on March 4, 2015; also one alley legal description was not included.

An appropriate resolution, containing the DWSD provisions and the corrected alley legal description with **all corrections in bold print and underlined**, is attached for consideration by your Honorable Body.

A waiver of reconsideration is respectfully requested.

Respectfully submitted,

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

JK/JF

Cc: Ron Brundidge - Director, DPW
Malik Goodwin, EDC
Mayor's Office
Giffels Webster

BY COUNCIL MEMBER: _____

WHEREAS, The I-94 Industrial Park Project ("the Project") was approved and established by the Detroit City Council on August 4, 1999; and

WHEREAS, "The Project" was approved and established by your Honorable Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Detroit City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC"; and

WHEREAS, Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted BY Detroit City Council on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase Two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4; and

WHEREAS, "The Project" continues to represents an exciting opportunity to redevelop a significant portion of vacant and dormant land, generating jobs and economic opportunity for the City of Detroit; therefore be it

STREETS

RESOLVED, All that part of Winfield Avenue, 50 feet wide, between Miller Avenue, 60 feet wide, and Georgia Avenue, 60 feet wide, described as lying easterly of and abutting the east line of Lots 167 – 184, both inclusive, and lying westerly of and abutting the west line of Lots 185 – 202, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Winfield Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 171 – 185, both inclusive, and lying westerly of and abutting the west line of Lots 186 – 200, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also; all that part of Winfield Avenue, 50 feet wide, between Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, described as lying westerly of and abutting the west line of Lots 1 - 5, both inclusive, and lying easterly of and abutting the east line of Lots 6 - 10, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and that part of Winfield Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 200, 201, 202, Lots 212 – 227, both inclusive, and Lot 231 and lying easterly of and abutting the east line of Lots 180 – 199, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Sub'd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and

part of Lot 6 of Sub. of Estate of James Dunn on S.W. $\frac{1}{4}$ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of said Winfield Avenue, 50 feet wide, between said Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, described as lying westerly of and abutting the west line of Lots 232, 259, 260 and 292, and lying easterly of and abutting the east line of Lots 554 – 565, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Sub'd'n of S. $\frac{1}{2}$ of Lot 3 and Lots 4 and 5 of Sub. of S.W. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. $\frac{1}{4}$ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Carrie Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 126 – 143, both inclusive, and lying westerly of and abutting the west line of Lots 144 – 161, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Carrie Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 141 – 155, both inclusive, and lying westerly of and abutting the west line of Lots 156 – 170, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Helen Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 85 – 102, both inclusive, and lying westerly of and abutting the west line of Lots 103 – 120, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Helen Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 111 – 125, both inclusive, and lying westerly of and abutting the west line of Lots 126 – 140, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Concord Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 44 – 61, both inclusive, and lying westerly of and abutting the west line of Lots 62 – 79, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Concord Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 81 – 95, both inclusive, and lying westerly of and abutting the west line of Lots 96 - 110, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Sherwood Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 3 – 20, both inclusive, and lying westerly of and abutting the west line of Lots 21 - 38, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Sherwood Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 51 – 65, both inclusive, and lying westerly of and abutting the west line of Lots 66 - 80, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Guthrie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 34 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 45 – 57, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Marjorie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 120 – 137, both inclusive, and lying southerly of and abutting the south line of Lots 138 – 157, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Sheehan Street, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 14 – 41, both inclusive, and lying northerly of and abutting the north line of Lots 42 – 65, both inclusive, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records; Also, that part of Sheehan Street, 50 feet wide, lying northerly of and abutting the north line of Lot 4 and lying southerly of and abutting the south line of Lot 5, of "Sheehan's Sub" of Lots 9, 10, 11, 12, 13, 66, 67, 68, 69 of Oak Hill Rose & Sheehan's Sub of part of Section 21 T.1, S., R. 12 E., Hamtramck Twp. (now Detroit), Wayne County, Michigan, as recorded in Liber 36, Page 13, Plats, Wayne County Records;

Also, all that part of Roland Avenue, 50 feet wide, between said Winfield Avenue and St. Cyril Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 250 – 259, both inclusive, Also that part of Roland Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 260 – 270, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Marcus Avenue, 50 feet wide, between said Winfield Avenue and said St. Cyril Avenue, lying northerly of and abutting the north line of Lots 1 – 4, both inclusive, as platted in "Kebbe's Subdivision" of part of the N.E. ¼ of the S.E. ¼ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records; Also, that part of Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 228 – 231, both inclusive, and lying southerly of and abutting the south line of Lots 232 – 239, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

ALLEYS

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, 60 feet wide, Roland Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 260 - 269, both inclusive, and lying southerly of and abutting the south line of Lots 282 - 292, both inclusive, and lying west of and abutting the westerly line of Lots 270 - 281, both inclusive, and lying easterly of and abutting the east line of said Lots 269 and 282 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by said Winfield Avenue, 50 feet wide, said St. Cyril Avenue, 60 feet wide, said Roland Avenue, 50 feet wide, and Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 232 - 238, both inclusive, and lying southerly of and abutting the south line of Lots 251 – 159, both inclusive, and lying westerly of and abutting the west line of Lots 239 - 250, both inclusive, and lying easterly of and abutting the east line of said Lots 238 and 251, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by said Winfield Avenue, 50 feet wide, Said St. Cyril Avenue, 60 feet wide, Georgia Avenue, 60 feet wide, and said Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lot 202, and lying southerly of and abutting the south line of Lot 203, and lying westerly of and abutting the west line of Lots 203 - 211, both inclusive, and lying easterly of and abutting the east line of Lots 212 – 227, both inclusive, and lying northerly of and abutting the north line of Lot 227 and lying southerly of and abutting the south line of Lots 228 and 229 (as widened May 17, 1927) and Lot 230 and 231 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats

and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. $\frac{1}{4}$ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; and that part lying westerly of and abutting the west line of Lots 8, 9 and the vacated alley at the rear (deeded Oct. 28, 1924; vacated May 12, 1925) and Lots 10 – 14, both inclusive, and lying southerly of and abutting the south line of Lot 1, as platted in "Kebbe's Subdivision" of part of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Sherwood Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 38 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 37 and 45; also lying easterly of and abutting the east line of Lots 21 – 37, both inclusive, and lying westerly of and abutting the west line of Lots 45 – 61, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 66 – 80, both inclusive, and lying westerly of and abutting the west line of Lots 81 – 95, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet **and 20.00** wide, in the block bounded by Helen Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 79 – 85, both inclusive, and lying southerly of and abutting the south line of Lots 78 and 86; also lying easterly of and abutting the east line of Lots 62 – 78, both inclusive, and lying westerly of and abutting the west line of Lots 86 – 102, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the south 20.00 feet of the east line of Lot 96 and that east-west public alley, 16.00 feet wide (deeded October 25, 1921) lying southerly of and abutting the south line of Lot 125 as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; **also, the east-west alley, 20 feet wide, dedicated to the City of Detroit October 25, 1921, described as being the south 20.0 feet of Lot 125, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;**

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Helen Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 120 – 126, both inclusive, and lying southerly of and abutting the south line of Lots 119 and 127; also lying easterly of and abutting the east line of Lots 103 – 119, both inclusive, and lying westerly of and abutting the west line of Lots 127 – 143, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 126 – 140, both inclusive, and lying westerly of and abutting the west line of Lots 141 – 155, both

inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 161 – 167, both inclusive, and lying southerly of and abutting the south line of Lots 160 and 168; also lying easterly of and abutting the east line of Lots 144 – 160, both inclusive, and lying westerly of and abutting the west line of Lots 168 – 184, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 156 – 170, both inclusive, and lying westerly of and abutting the west line of Lots 171 – 185, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 8.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, variable width, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 202, 203, 204, and lying southerly of and abutting the south line of Lot 201; also lying easterly of and abutting the east line of Lots 185 - 201, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 186 - 200, both inclusive, and lying westerly of and abutting the west line of Lots 201 - 215, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and, lying westerly of and abutting the west line of Lots 1 – 12, both inclusive, of "Mt. Vernon Park Sub" of part of the S.E. ¼ of S.E. ¼ of Sec. 21, T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 16 of Plats, Wayne County Records; and lying northerly of and abutting the north line of Lots 6 – 13, both inclusive, and lying southerly of and abutting the south line of Lots 5 & 14, and lying westerly of and abutting the west line of Lot 14, and lying westerly of and abutting the west line of Lots 1 – 5, both inclusive, and lying northerly of and abutting the north line of said Lot 14 of "Piscopink's Field Ave. Sub" of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 62, Plats, Wayne County Records;

Also, all of the public alleys, 8.00, 15.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Sheehan Avenue, 50 feet wide, and Grinnell Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 11 - 17, both inclusive, and lying easterly of and abutting the east line of Lot 18 and the southeasterly line of Lot 19, and lying southerly of and abutting the south line of said Lot 19 and Lots 20 - 49, both inclusive, as platted in "Bessenger & Moore's Van Dyke Avenue Subdivision" of the north 8.158 acres of the S.E. ¼ of N.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 33, Page 80, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lot 14 and lying northerly of and abutting the north line of said Lot 14 and Lots 15 – 41, both inclusive, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records;

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

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

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

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

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

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

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

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

PROVIDED, that any construction in the public rights-of-way such as removal and construction of new driveways, curbs and sidewalks shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further


PROVIDED, That the City of Detroit Planning and Development Department is hereby authorized and directed to issue a "Quit Claim Deed" to the "EDC" for land dedicated to the City of Detroit **October 25, 1921**, for public alley purposes, said land described as:

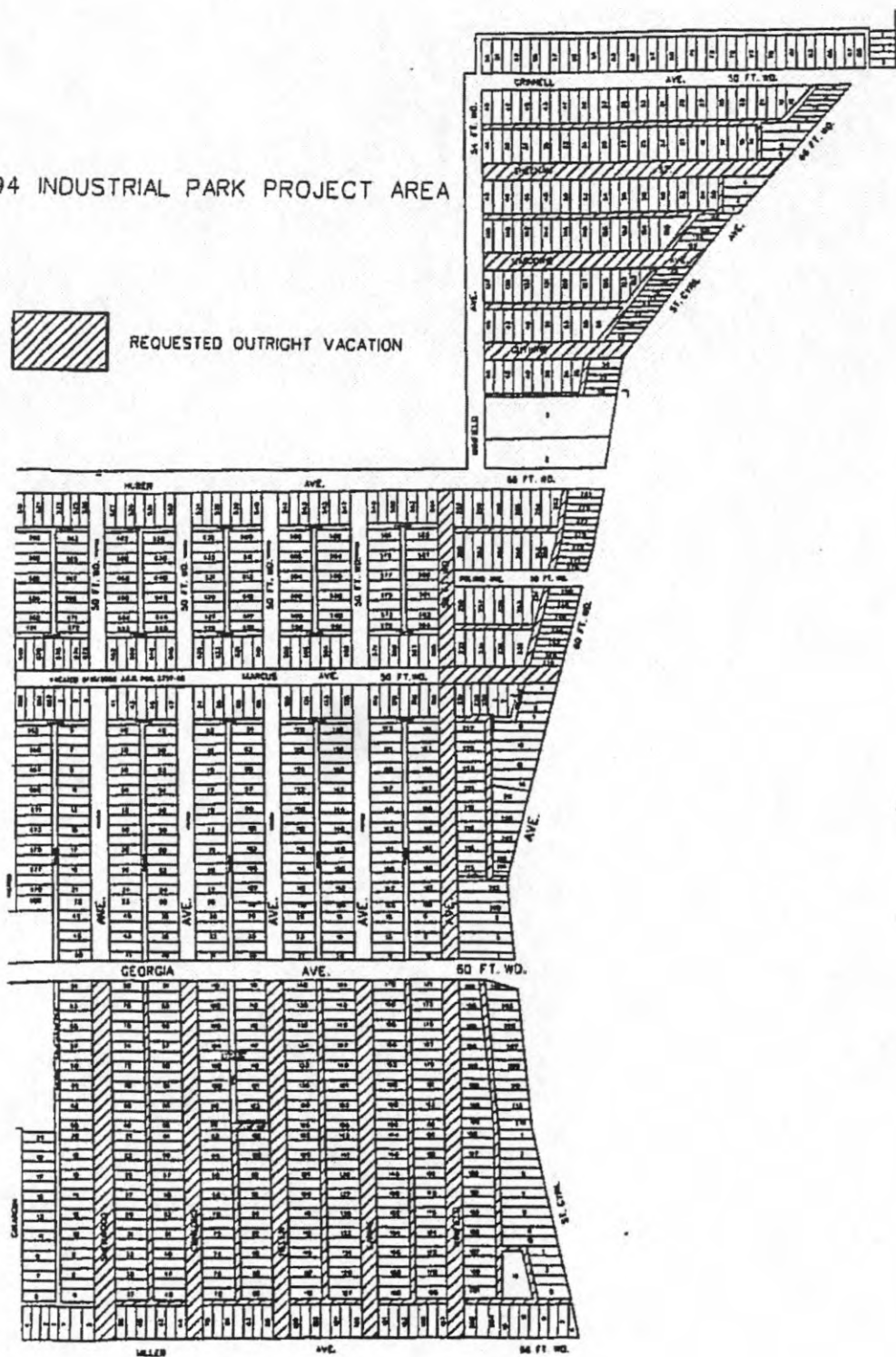
Land in the City of Detroit, County of Wayne, State of Michigan, being the south 20.0 feet of Lot 125, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and 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 waiver of reconsideration is hereby respectfully requested of your Honorable Body.

I-94 INDUSTRIAL PARK PROJECT AREA

 REQUESTED OUTRIGHT VACATION





CITY OF DETROIT
CITY ENGINEERING DIVISION
DEPARTMENT OF PUBLIC WORKS

COLEMAN A YOUNG MUNICIPAL CENTER
SUITE 601
TWO WOODWARD AVENUE
DETROIT, MICHIGAN 48226-3473
PHONE 313 • 224 • 3949
FAX 313 • 224 • 3471

May 5, 2015

Honorable City Council:

RE: Petition No. 441 – Giffels Webster, requesting the vacation of public streets and alleys in the area(s) of Carrie, St. Cyril, Georgia and Huber; Sherwood, St. Cyril, Miller, Georgia; and, Winfield, St. Cyril, Huber and Grinnell; all in order to re-develop parcels as defined in the I-94 Industrial Park Project.

Petition No. 441 of "Giffels Webster", 28 W. Adams, Suite 1200, Detroit, Michigan 48226, in behalf of the Economic Development Corporation of the City of Detroit (the "EDC") respectfully request to vacate (outright) all of the public streets and alleys within the area bounded by Carrie Street (50 feet wide), Georgia Street (60 feet wide), Huber Street (66 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Winfield Street (50 feet wide), Huber Street (50 feet wide), Grinnell Street (50 feet wide) and St. Cyril Street (50 feet wide); Also, the area bounded by Sherwood Street (50 feet wide), St. Cyril Street (50 feet wide), Miller Street (50 feet wide) and Georgia Street (50 feet wide); all as part of the I-94 Industrial Park Project ("the Project").

"The Project" is being undertaken by the "EDC" and will involve the development of a modern industrial park originally designated as one of six (6) Renaissance Zones established by the State of Michigan.

Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4.

The Traffic Engineering Division – DPW has no objection to the outright vacation of the public streets and alleys within the "the Project" provided that the "EDC" owns all the property adjacent to those rights-of-way to be vacated. The petition was referred to the City Engineering Division – DPW for investigation (utility review) and report. This is our report.

"The Project" was approved and established by the Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Honorable City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC".

Michael Duggan. MAYOR



In order to implement and facilitate the accomplishment of certain changes in public rights-of-way, such as vacation and removal of streets, alleys or other public ways, and certain utilities and facilities, both public and private, the attached resolution respectfully request the approval of your Honorable Body authorizing the City of Detroit to require that these right-of-way changes take place.

A waiver of reconsideration is respectfully requested.

Respectfully submitted,

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

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

JK/JF:

Cc: Ron Brundidge - Director, DPW
Malik Goodwin, EDC
Mayor's Office
Giffels Webster

Michael Duggan. MAYOR

BY COUNCIL MEMBER: _____

WHEREAS, The I-94 Industrial Park Project ("the Project") was approved and established by the Detroit City Council on August 4, 1999; and

WHEREAS, "The Project" was approved and established by your Honorable Detroit City Council on August 4, 1999, to redevelop a blighted area of the City of Detroit into a modern Industrial Park. A Second Amendment of the Resolution of Necessity for "the Project" was approved by the Detroit City Council July 28, 2009, J.C.C. Pgs. 1808 – 1817, therefore authorizing the City's power of eminent domain and declaring this project as a public improvement for the benefit and use of the public. Also, your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with "the EDC"; and

WHEREAS, Many of the streets and alleys have been previously vacated as part of Phase One which covered all of Parcel Area 1 and a portion of Parcel Area 5, by resolution adopted BY Detroit City Council on September 10, 2003; J.C.C. Pgs. 2757 – 62. This being Phase Two of "the Project", is requesting to vacate (outright) those rights-of-way not previously vacated within Parcel Area 5; Parcel Area 6; Parcel Area 4 and a portion of Parcel Area 4; and

WHEREAS, "The Project" continues to represents an exciting opportunity to redevelop a significant portion of vacant and dormant land, generating jobs and economic opportunity for the City of Detroit; therefore be it

STREETS

RESOLVED, All that part of Winfield Avenue, 50 feet wide, between Miller Avenue, 60 feet wide, and Georgia Avenue, 60 feet wide, described as lying easterly of and abutting the east line of Lots 167 – 184, both inclusive, and lying westerly of and abutting the west line of Lots 185 – 202, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Winfield Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 171 – 185, both inclusive, and lying westerly of and abutting the west line of Lots 186 – 200, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also; all that part of Winfield Avenue, 50 feet wide, between Georgia Avenue, 60 feet wide, and Marcus Avenue, 50 feet wide, described as lying westerly of and abutting the west line of Lots 1 - 5, both inclusive, and lying easterly of and abutting the east line of Lots 6 - 10, both inclusive, as platted in said "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and that part of Winfield Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 200, 201, 202, Lots 212 – 227, both inclusive, and Lot 231 and lying easterly of and abutting the east line of Lots 180 – 199, both inclusive, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as

recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of said Winfield Avenue, 50 feet wide, between said Marcus Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, described as lying westerly of and abutting the west line of Lots 232, 259, 260 and 292, and lying easterly of and abutting the east line of Lots 554 – 565, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Carrie Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 126 – 143, both inclusive, and lying westerly of and abutting the west line of Lots 144 – 161, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Carrie Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 141 – 155, both inclusive, and lying westerly of and abutting the west line of Lots 156 – 170, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Helen Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 85 – 102, both inclusive, and lying westerly of and abutting the west line of Lots 103 – 120, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Helen Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 111 – 125, both inclusive, and lying westerly of and abutting the west line of Lots 126 – 140, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Concord Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 44 – 61, both inclusive, and lying westerly of and abutting the west line of Lots 62 – 79, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Concord Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 81 – 95, both inclusive, and lying westerly of and abutting the west line of Lots 96 - 110, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Sherwood Avenue, 50 feet wide, between Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying easterly of and abutting the east line of Lots 3 – 20, both inclusive, and lying westerly of and abutting the west line of Lots 21 - 38, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; Also, that part of Sherwood Avenue, 50 feet wide, lying easterly of and abutting the east line of Lots 51 – 65, both inclusive, and lying westerly of and abutting the west line of Lots 66 - 80, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all that part of Guthrie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 34 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 45 – 57, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Marjorie Avenue, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 120 – 137, both inclusive, and lying southerly of and abutting the south line of Lots 138 – 157, both inclusive, of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all that part of Sheehan Street, 50 feet wide, between Winfield Avenue, 54 feet wide, and St. Cyril Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 14 – 41, both inclusive, and lying northerly of and abutting the north line of Lots 42 – 65, both inclusive, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records; Also, that part of Sheehan Street, 50 feet wide, lying northerly of and abutting the north line of Lot 4 and lying southerly of and abutting the south line of Lot 5, of "Sheehan's Sub" of Lots 9, 10, 11, 12, 13, 66, 67, 68, 69 of Oak Hill Rose & Sheehan's Sub of part of Section 21 T.1, S., R. 12 E., Hamtramck Twp. (now Detroit), Wayne County, Michigan, as recorded in Liber 36, Page 13, Plats, Wayne County Records;

Also, all that part of Roland Avenue, 50 feet wide, between said Winfield Avenue and St. Cyril Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 250 – 259, both inclusive, Also that part of Roland Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 260 – 270, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all that part of Marcus Avenue, 50 feet wide, between said Winfield Avenue and said St. Cyril Avenue, lying northerly of and abutting the north line of Lots 1 – 4, both inclusive, as platted in "Kebbe's Subdivision" of part of the N.E. ¼ of the S.E. ¼ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records; Also, that part of Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 228 – 231, both inclusive, and lying southerly of and abutting the south line of Lots 232 – 239, both inclusive, as platted in said "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

ALLEYS

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, 60 feet wide, Roland Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying northerly of and abutting the north line of Lots 260 - 269, both inclusive, and lying southerly of and abutting the south line of Lots 282 - 292, both inclusive, and lying west of and abutting the westerly line of Lots 270 - 281, both inclusive, and lying easterly of and abutting the east line of said Lots 269 and 282 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by said Winfield Avenue, 50 feet wide, said St. Cyril Avenue, 60 feet wide, said Roland Avenue, 50 feet wide, and Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lots 232 - 238, both inclusive, and lying southerly of and abutting the south line of Lots 251 – 159, both inclusive, and lying westerly of and abutting the west line of Lots 239 - 250, both inclusive, and lying easterly of and abutting the east line of said Lots 238 and 251, as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. ¼ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by said Winfield Avenue, 50 feet wide, Said St. Cyril Avenue, 60 feet wide, Georgia Avenue, 60 feet wide, and said Marcus Avenue, 50 feet wide, lying northerly of and abutting the north line of Lot 202, and lying southerly of and abutting the south line of Lot 203, and lying westerly of and abutting the west line of Lots 203 - 211, both inclusive, and lying easterly of and abutting the east line of Lots 212 – 227, both inclusive, and lying northerly of and abutting the north line of Lot 227 and lying southerly of and abutting the south line of Lots 228 and 229 (as widened May 17, 1927) and Lot 230 and 231 as platted in "Bessenger & Moore's Mt. Elliott Ave. Subd'n of S. ½ of Lot 3 and Lots 4 and 5 of Sub. of S.W. ¼ of Sec. 21 T.1, S. R. 12 E., as recorded in Liber 3, Page 12 of Plats

and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S.W. $\frac{1}{4}$ Sec. 21 T.1, S. R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21 T.1, S. R. 12 E., Hamtramck Township", Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats, Wayne County Records; and that part lying westerly of and abutting the west line of Lots 8, 9 and the vacated alley at the rear (deeded Oct. 28, 1924; vacated May 12, 1925) and Lots 10 – 14, both inclusive, and lying southerly of and abutting the south line of Lot 1, as platted in "Kebbe's Subdivision" of part of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., west of Center Line Road (now St. Cyril) City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 11 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Sherwood Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 38 – 44, both inclusive, and lying southerly of and abutting the south line of Lots 37 and 45; also lying easterly of and abutting the east line of Lots 21 – 37, both inclusive, and lying westerly of and abutting the west line of Lots 45 – 61, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 66 – 80, both inclusive, and lying westerly of and abutting the west line of Lots 81 – 95, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Helen Avenue, 50 feet wide, Concord Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 79 – 85, both inclusive, and lying southerly of and abutting the south line of Lots 78 and 86; also lying easterly of and abutting the east line of Lots 62 – 78, both inclusive, and lying westerly of and abutting the west line of Lots 86 – 102, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the south 20.00 feet of the east line of Lot 96 and that east-west public alley, 16.00 feet wide (deeded October 25, 1921) lying southerly of and abutting the south line of Lot 125 as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Helen Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 120 – 126, both inclusive, and lying southerly of and abutting the south line of Lots 119 and 127; also lying easterly of and abutting the east line of Lots 103 – 119, both inclusive, and lying westerly of and abutting the west line of Lots 127 – 143, both inclusive, of "Bessenger & Moore's Field Avenue Subdivision" of the S. $\frac{1}{2}$ of the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 126 – 140, both inclusive, and lying westerly of and abutting the west line of Lots 141 – 155, both inclusive, as platted in "Wagner's Field Ave. Sub'n of part of S.E. $\frac{1}{4}$ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, Carrie Avenue, 50 feet wide, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 161 – 167, both inclusive, and lying southerly of and abutting the south line of Lots 160 and 168; also lying easterly of and abutting the east line of Lots 144 – 160, both inclusive, and lying westerly of and abutting the west line of Lots 168 – 184, both inclusive, of “Bessenger & Moore’s Field Avenue Subdivision” of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 156 – 170, both inclusive, and lying westerly of and abutting the west line of Lots 171 – 185, both inclusive, as platted in “Wagner’s Field Ave. Sub’n of part of S.E. ¼ of Sec. 21” T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records;

Also, all of the public alleys, 8.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 50 feet wide, St. Cyril Avenue, variable width, Miller Avenue, 66 feet wide and Georgia Avenue, 60 feet wide, lying northerly of and abutting the north line of Lots 202, 203, 204, and lying southerly of and abutting the south line of Lot 201; also lying easterly of and abutting the east line of Lots 185 - 201, both inclusive, of “Bessenger & Moore’s Field Avenue Subdivision” of the S. ½ of the S.W. ¼ of the S.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 31, Page 62, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lots 186 - 200, both inclusive, and lying westerly of and abutting the west line of Lots 201 - 215, both inclusive, as platted in “Wagner’s Field Ave. Sub’n of part of S.E. ¼ of Sec. 21” T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; and, lying westerly of and abutting the west line of Lots 1 – 12, both inclusive, of “Mt. Vernon Park Sub” of part of the S.E. ¼ of S.E. ¼ of Sec. 21, T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 16 of Plats, Wayne County Records; and lying northerly of and abutting the north line of Lots 6 – 13, both inclusive, and lying southerly of and abutting the south line of Lots 5 & 14, and lying westerly of and abutting the west line of Lot 14, and lying easterly of and abutting the east line of Lot 14 and lying westerly of and abutting the west line of Lots 1 – 5, both inclusive, and lying northerly of and abutting the north line of said Lot 14 of “Piscopink’s Field Ave. Sub” of part of S.E. ¼ of Sec. 21” T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 62, Plats, Wayne County Records;

Also, all of the public alleys, 8.00, 15.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Sheehan Avenue, 50 feet wide, and Grinnell Avenue, 50 feet wide, lying westerly of and abutting the west line of Lots 11 - 17, both inclusive, and lying easterly of and abutting the east line of Lot 18 and the southeasterly line of Lot 19, and lying southerly of and abutting the south line of said Lot 19 and Lots 20 - 49, both inclusive, as platted in “Bessenger & Moore’s Van Dyke Avenue Subdivision” of the north 8.158 acres of the S.E. ¼ of N.E. ¼ of Sec. 21 T.1, S. R. 12 E., Hamtramck Township (now Detroit), Wayne Co., Michigan, as recorded in Liber 33, Page 80, Plats, Wayne County Records; and lying easterly of and abutting the east line of Lot 14 and lying northerly of and abutting the north line of said Lot 14 and Lots 15 – 41, both inclusive, of “Oak Hill Rose & Sheehan’s Sub” of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records;

Also, all of the public alleys, 8.00, 15.00 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Sheehan Avenue, 50 feet wide, and Marjorie Avenue, 50 feet wide, lying southerly of and abutting the south line of Lots 42 - 65, both inclusive, and lying easterly of and abutting the east line of said Lot 65, of "Oak Hill Rose & Sheehan's Sub" of part of Section 21 T.1, S., R. 12 E., Hamtramck (now Detroit), Wayne County, Michigan, as recorded in Liber 13, Page 72, Plats, Wayne County Records; and lying northerly of and abutting the north line of Lots 138 - 156, both inclusive, and lying easterly of and abutting the east line of said Lot 156, and westerly of and abutting the west line of Lots 157 - 162, both inclusive of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all of the public alleys, 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Guthrie Avenue, 50 feet wide, and Marjorie Avenue, 50 feet wide, lying northerly of and butting the north line of Lots 45 - 56, both inclusive, and lying southerly of and abutting the south line of Lots 123 - 137, both inclusive, and lying westerly of and abutting the west line of Lots 57 - 120, both inclusive and lying easterly of and abutting the east line of said Lot 56, Lot 121 and the southeasterly line of Lots 122 and 123 of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Also, all of the public alleys, 8.0 & 16.00 feet wide, in the block bounded by Winfield Avenue, 54 feet wide, St. Cyril Avenue, 66 feet wide, Guthrie Avenue, 50 feet wide, and Huber Avenue, 66 feet wide, lying southerly of and abutting the south line of Lots 35 - 44, both inclusive, and lying westerly of and abutting the west line of Lots 30 - 34, both inclusive, and lying easterly of and abutting the east line of Lot 35 of "Geo. G. Epstean's Van Dyke Park Subdivision" of the Southerly ½ of Northerly 32 ½ Acres of S.E. ¼ of N.E. ¼ of Section 21 T.1, S., R. 12 E., Hamtramck Township (now Detroit), Wayne County, Michigan, as recorded in Liber 32, Page 8 of Plats, Wayne County Records;

Be and the same is hereby vacated (outright) as public street(s) and alley(s) to become part and parcel of the adjoining property;

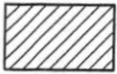
PROVIDED, That the City of Detroit Planning and Development Department is hereby authorized and directed to issue a "Quit Claim Deed" to the "EDC" for land dedicated to the City of Detroit May 17, 1927, for public alley purposes, said land described as:

Land in the City of Detroit, County of Wayne, State of Michigan, being the south 20.0 feet of Lots 125, as platted in "Wagner's Field Ave. Sub'n of part of S.E. ¼ of Sec. 21" T.1, S. R. 12 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 34, Page 75 of Plats, Wayne County Records; 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 waiver of reconsideration is hereby respectfully requested of your Honorable Body.

I-94 INDUSTRIAL PARK PROJECT AREA



REQUESTED OUTRIGHT VACATION



TRUE COPY CERTIFICATE

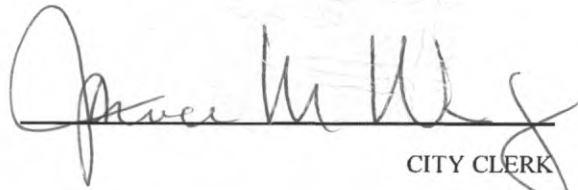
STATE OF MICHIGAN }
City of Detroit } SS

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 Wednesday, November 25, 20 14 and approved by Mayor Friday, December 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 24th day of June A.D. 20 16


CITY CLERK

**Department of Public Works
City Engineering Division**

November 5, 2014

Honorable City Council:

Re: Petition No. 239 — Giffels Webster, request to vacate certain public streets and alleys in the area bounded by Clifford, Woodward, Temple and the Fisher Freeway Southbound Service Drive. Request to vacate the south 5.0 feet of Sproat between Park and Woodward. Request to vacate and convert to utility easement Clifford between Sibley and Sproat and Sproat between Park and Woodward. Requesting easements be retained for vehicular and pedestrian traffic across Clifford and Sproat utility easements.

Petition No. 239, submitted by Giffels Webster, 28 W. Adams, Suite 1200, Detroit, Michigan 48226, on behalf of the City of Detroit Downtown Development Authority (DDA) whose address is 500 Griswold, Suite 2200, Detroit, Michigan 48226 and Olympia Development of Michigan, Inc., whose address is 2211 Woodward Avenue, Detroit, Michigan 48201, who respectfully request to vacate (outright):

- Sibley Street, 50 feet wide, between Clifford Street, 60 feet wide, and Woodward Avenue, 120 feet wide; Park Avenue, 60 feet wide, between Henry Street, 50 feet wide, and Sproat Street, 50 feet wide;
- The South 5.0 feet of Sproat Street, 50 feet wide, between Woodward Avenue, 120 feet wide, and Park Avenue, 60 feet wide.

- All of the north-south and east-west public alleys 15 and 20 feet wide, in the block bounded by Park Avenue, Woodward Avenue, Sproat Street and Temple Avenue, 60 feet wide;

- All of the north-south and east-west alleys 15 feet wide, in the area bounded by Clifford Street, Woodward Avenue, Henry Street and Sproat Street;

- All of the north-south and east-west public alleys, 15 feet wide, in the block bounded by Park Avenue, Fisher Freeway (I-75) South Bound Service Drive, Henry Street and Woodward Avenue.

Also, requesting to vacate and convert to subsurface utility easement of Clifford Street, 60 feet wide, between Sibley Street, 50 feet wide, and Sproat Street, 50 feet wide; and Sproat Street, between Park and Woodward Avenue(s), with vehicular and pedestrian easement(s) retained for across said easements.

In December, 2013, the Detroit City Council has approved the transfer of certain city-owned parcels to the DDA to facilitate construction of a \$650 million Detroit Events Center and Entertainment District. As part of the coordinated efforts of the City of Detroit, the DDA and Olympia Development of Michigan, the requested rights-of-way changes are necessary to complete the land assemblage required for the Detroit Event Center.

This request has been reviewed by the appropriate City Departments. This is our report.

The request has been approved by the Solid Waste Division and the Street Design Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation (utility clearance) and report.

The Traffic Engineering Division of DPW has no objection to the requested changes in public rights-of-way, provided the petitioner has 100% of the abutting property owners consent, and provided that plans are submitted and approved by the City Engineering and Traffic Engineering Divisions — DPW prior to construction of the vehicular and pedestrian easement areas.

The Planning and Development Department (P&DD) has no objection to the requested rights-of-way vacations, however, because the requested streets are adjacent to the Eddystone and Park Avenue Hotel Historic Districts, P&DD will require notification prior to any changes made to these properties.

The Detroit Water and Sewerage Department (DWSD) has no objection to the out-right vacation of the public rights-of-way or the conversion to subsurface utility easement, provided the petitioner relocates the sewer and provides a suitable easement to DWSD, that the petitioner owns all adjacent properties; and that when it becomes necessary to

reroute certain Water and Sewerage Department (DWSD) water main and sewer facilities, the petitioner agrees that all work is performed in accordance with plans and specifications approved by DWSD, constructed under the inspection and approval of DWSD, and all necessary work is to be at the petitioner's expense and at no costs to DWSD.

The Public Lighting Department (PLD) reports having manholes and underground fed street lighting circuits running in the area of the requested right-of-way changes. PLD has no objections to the requested changes in public rights-of-way. Any construction activities in the area must protect PLD installations per PLD specifications. Any structure, if proposed, must maintain clearances acceptable to the PLD. Any damage to PLD installations will be the liability of the contractor.

DTE Energy — Gas reports having an existing Gas Main Line that runs East and West in Sibley and another that runs North and South in Park. Satisfactory arrangements have been made for abandoning, removing, relocating and/or rerouting DTE Energy — Gas facilities.

Satisfactory arrangements have been made with a Customer Account Representative of DTE Energy — Electric for the cost and scope of work in order to remove or reroute its facilities.

AT&T reports having existing facilities within the area proposed to be vacated. However, arrangements have been made with the Customer Growth Group to re-route, remove or abandon the facilities and to provide new service to the future development.

All other city departments and privately-owned utility companies have reported no objections to the requested rights-of-way changes or that satisfactory arrangements have been made. Provisions protecting utility installations (if necessary) are part of 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 Benson:

Whereas, Your Honorable City Council has previously approved the "Funding Agreement" and "Transfer of Land Agreement" with the Detroit Downtown Development Authority (DDA) in order to facilitate the new \$650 million Detroit Events Center and Entertainment District Project; and

Whereas, As part of coordinated efforts of the City of Detroit, the DDA and Olympia Development of Michigan, it's critical that the requested rights-of-way changes take place in order to break ground and begin the phase of constructing the new 20,000-seat arena; and

Whereas, Because the requested streets are adjacent to the Eddystone and Park Avenue Hotel Historic Districts, the petitioner is required to notify the Planning and Development Department prior to any changes made to said properties; and

Whereas, Pedestrian and vehicular easements are hereby reserved over parts of Clifford and Sproat Streets; and

Whereas, Above ground utilities such as light poles, hydrants, guy poles or those above ground utility features usually found in a public street shall not be installed within the subsurface easement streets; and

Whereas, Detroit Events Center and Entertainment District Project represents an exciting opportunity to redevelop a significant portion of vacant and dormant land, generating jobs and economic opportunity for the City of Detroit; therefore be it

Resolved, All that part of Sibley Street, 50 feet wide, between Clifford Street, 60 feet wide and Woodward Avenue, 120 feet wide, lying Southerly of and abutting the South line of Lots 102 through 113, both inclusive, And lying Northerly of and abutting the North line of Lots 114 through 125, both inclusive; also, lying Northerly of and abutting the North line of Lots 26 through 37, both inclusive, and lying Southerly of and abutting the South line of Lots 40 through 51, both inclusive; Also, lying Northerly of and abutting the North line of Lot 5 and lying Southerly of and abutting the South line of Lot 6, all in the "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all that part of Park Avenue, 60 feet wide, between Henry Street, 50 feet wide, and Sproat Street, 50 feet wide, lying Westerly of and abutting the West line of Lots 25, 26, 51 and 52; and lying Easterly of and abutting the East line of Lots 101, 102, 125 and 126, all in the "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all that part of the South 5.0 feet of Sproat Street, 50 feet wide, between Woodward Avenue, 120 feet wide, and Park Avenue, 60 feet wide, lying Northerly of and abutting the North line of Lot 10 and Lots 52-63, both inclusive, and the north-south alley, 15.00 feet wide, in the "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all of the public alleys in the block bounded by Park Avenue, 60 feet wide,

Woodward Avenue, 120 feet wide, Henry Street, 50 feet wide and Sibley Street, 50 feet wide; being the north-south public alley, 15.00 feet wide, lying Westerly of and abutting the West line of Lots 1 through 5, both inclusive, and lying Easterly of and abutting the East line of Lots 14 and 37; also all that part of the east-west public alley, 15 feet wide, lying Northerly of and abutting the North line of Lots 14 through 25, both inclusive, and lying Southerly of and abutting the South line of Lots 26 through 37" both inclusive, of said "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all of the public alleys in the block bounded by Park Avenue, 60 feet wide, Woodward Avenue, 120 feet wide, Sibley Street, 50 feet wide and Sproat Street, 50 feet wide; being the north-south public alley, 15.00 feet wide lying Westerly of and abutting the West, line of Lots 6 through 10, both inclusive, and lying Easterly of and abutting the East line of Lots 40 and 63; also, all that part of the east-west alley 15.00 feet wide, lying Northerly of an abutting the North line of Lots 40 through 51 both inclusive, and lying Southerly of and abutting the South line of Lots 52 through 63, both inclusive, of said "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all of the east-west public alley, 15.00 feet wide, in the block bounded by Clifford Street, 60 feet wide, Park Avenue, 60 feet wide, Sibley Street, 50 feet wide and Sproat Street, 50 feet wide; lying Southerly of and abutting the South line of Lots 90 through 101, both inclusive, and lying Northerly of and abutting the North line of Lots 102 through 113, both inclusive, of said "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all of the east-west public alley, 15.00 feet wide, in the block bounded by Clifford Street, 60 feet wide, Park Avenue, 60 feet wide, Henry Street, 50 feet wide and Sibley Street, 50 feet wide; lying Southerly of and abutting the South line of Lots 114 through 125, both inclusive, and lying Northerly of and abutting the North line of Lots 126 through 137, both inclusive, of said "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records.

Also, all of the public alleys, in the block bounded by Park Avenue, 60 feet wide, Woodward Avenue, 120 feet wide, Sproat

Street, 50 feet wide, and Temple Avenue, 60 feet wide; described as being the north-south public alley, 15.00 feet wide, lying Westerly of and abutting the West line of Lot 12, Block 75, and lying Easterly of and abutting the East line of Lots 13-18, both inclusive, Block 75, also, lying Westerly of and abutting the West line of Lot 12, Block 76, and lying Easterly of and abutting the East line of Lots 13-18, both inclusive, Block 76, and, the north-south public alley, 15.00 feet wide, lying Easterly of and abutting the East line of Lot 4, Block 76, and lying Westerly of and abutting the West line of Lots 1, 2, 3 and 11, Block 76, and the east-west public alley, 20.00 feet wide, lying Southerly of and abutting the South line of Lots 5-12, both inclusive, Block 75, and lying Northerly of and abutting the North line of Lots 4-10, both inclusive, and Lot 12, Block 76, all in the "Plat of the Subdivision of Park Lots 72, 73, 74, 75 and 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 53, Page 196 Deeds, Wayne County Records; also, all that part of the north-south public alley, 15.00 and 30.00 feet wide, lying westerly of and abutting the West line of Lots 1-4, both inclusive, and lying Easterly and Southerly of and abutting the East and South line of Lot 5, of the "Subdivision of Lots 1, 2, 3 and 4 of the Subdivision of Park Lot 75", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 22, Page 14 Plats, Wayne County Records;

Also, all of the public alleys, in the block bounded by Park Avenue, 60 feet wide, Woodward Avenue, 120 feet wide, Fisher Freeway South Bound Service Drive and Henry Street, 50 feet wide, described as being the east-west alley, 15.00 feet wide, lying Southerly of and abutting the South line of Lots 47-53, both inclusive, and lying Northerly of and abutting the North line of Lot 54-60, both inclusive, and the north-south public alley, 15.00 feet wide, lying Easterly of and abutting the East line of Lot 53, in "Duffields's Subdivision", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 1, Page 249, Plats, Wayne County Records.

Be and the same are hereby vacated as public streets and alleys to become part and parcel of the abutting property.

Provided, That the petitioner relocates the Detroit Water and Sewerage Department (DWSD) sewer and provides a suitable easement to DWSD; and

Provided, That when it becomes necessary to reroute certain DWSD water main and sewer facilities, all work is performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; also

Provided, All necessary work is to be at the petitioner's expense and at no costs to DWSD; and

Provided, Any construction activities in the area shall be done protecting Public Lighting Department (PLD) installations per PLD specifications; also

Provided, Any structure, if proposed, shall maintain clearances acceptable to the PLD and any damage to PLD installations will be the liability of the contractor; and be it further

Resolved, All that part of Clifford Street, 60 feet wide, between Sibley Street, 50 feet wide, and Sproat Street, 50 feet wide, (except that part platted for the opening of Cass Avenue) lying Westerly of and abutting the West line of Lot 90 and 113, of the "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records; and lying Easterly of and abutting the East line of a triangular parcel of land as platted in said "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records; said Westerly line of a Northerly portion of Clifford Street also abutting the East line of Private Claim 55, said line also being the East line of Cass Avenue, 80 feet wide; and

All that part of Sproat Street, 50 feet wide, (except the south 5.0 feet requested to be vacated) between Woodward Avenue, 120 feet wide, and Park Avenue, 60 feet wide, lying Northerly of and abutting the North line of Lot 10 and Lots 52-63, both inclusive, and the north-south alley, 15.00 feet wide, in the "Plan of the Subdivision of Park Lots 77, 78, 79 and a part of 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 43, Page 260 Deeds, Wayne County Records; and lying Southerly of and abutting the South line of Lots 4-10, both inclusive, Lots 11, 12 and 18, Block 76, "Plat of the Subdivision of Park Lots 72, 73, 74, 75 and 76", City of Detroit, County of Wayne, State of Michigan, as recorded in Liber 53, Page 196 Deeds, Wayne County Records;

Be and the same are hereby vacated as public streets and are hereby converted into a private subsurface easement(s) for public utilities inclusive of easement reserved for vehicular and pedestrian traffic of the full width of the street(s), (except the south 5.0 feet of Sproat Street requested to be vacated) which easement(s) shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observe by the owners of the lots abutting on said streets and by their heirs, executors, administrators and assigns, forever to wit;

First, said owners hereby grant to and for the use of the public subsurface easements or rights-of-way over said vacated

public street herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or things usually placed or installed in underground in a public street in the City of Detroit, with the right to ingress and egress at any time to and over said easement(s) for the purpose above set forth.

Second, Said subsurface utility easement(s) or right(s)-of-way in and over said vacated street(s) 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, or any utility facility placed or installed in the utility easement(s) or right(s)-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 subsurface utility easement(s) 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 subsurface easement(s), 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(s) shall request the removal and/or relocation of any existing poles or other utilities in said easement(s), 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 prior to the design and construction of the vehicular and pedestrian easement area, plans are submitted and approved by the City Engineering and Traffic Engineering Divisions of the Department of Public Works (DPW); and further

Provided, That the appropriate traffic control devices are installed and maintained and vehicular and pedestrian traffic is not interrupted without written approval from the Traffic Engineering Division — DPW; and further

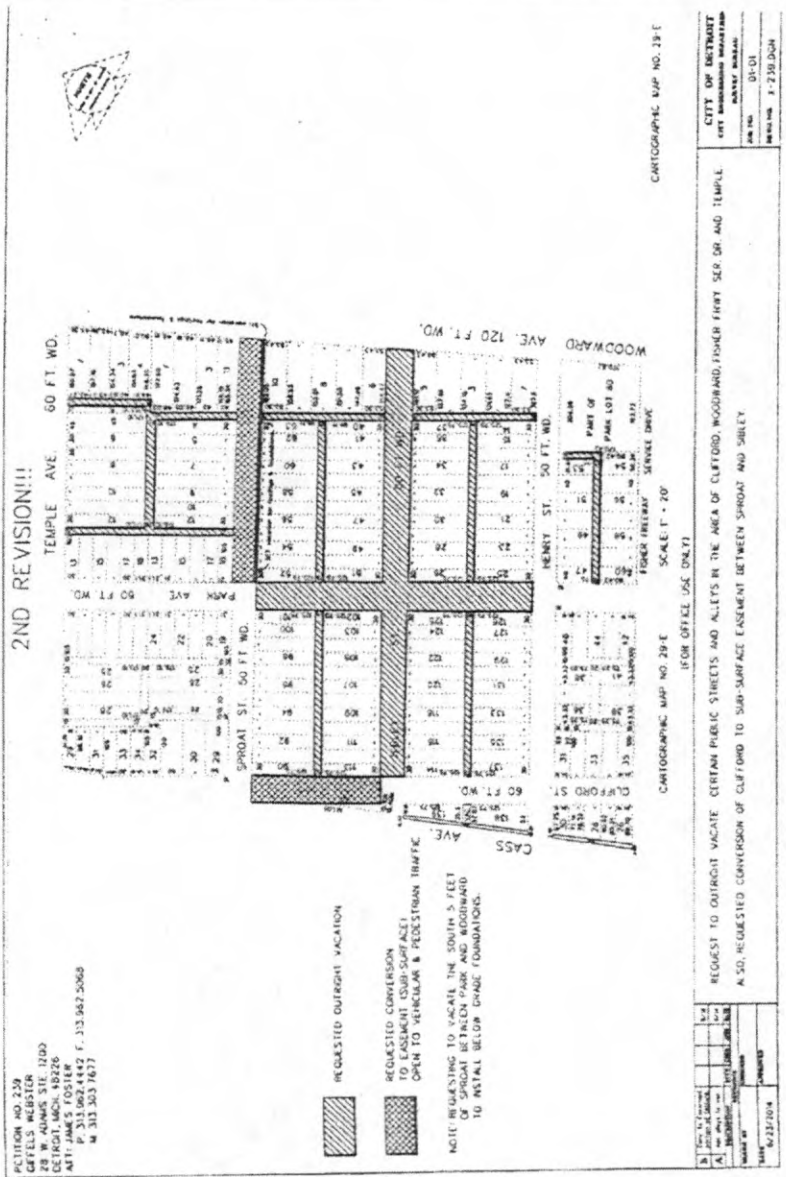
Provided, That free and easy access to the sewers and water mains within the easement(s) is reserved for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and 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 easement(s), or that no grade changes or storage of materials shall be made within said easement(s) without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if any time in the future, the owners of any lots abutting on said vacated street(s) shall request the removal and/or relocation of the aforementioned utilities in said easement(s), 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(s) 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/her action; and further

Provided, That if it becomes necessary to remove the paved return at the entrance(s), 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.



PETITION NO. 239
 GIFFELS WEBSTER
 28 W. ADAMS ST. 1200
 CHICAGO, ILL. 60604
 ATT: JAMES FOSTER
 P. 311.962.4442 F. 312.382.5065
 M. 312.303.7677

CARTOGRAPHIC MAP NO. 19-E
 CITY OF CHICAGO
 DEPARTMENT OF PLANNING AND DEVELOPMENT
 DATE: 01-01
 PREPARED BY: J. J. DONOHUE

CARTOGRAPHIC MAP NO. 29-E
 SCALE: 1" = 20'
 FOR OFFICE USE ONLY

REQUEST TO OVERTIGHT VACATE CERTAIN PUBLIC STREETS AND ALLEYS IN THE AREA OF CLIFFORD, WOODWARD, FISHER FERRY SER DR AND TEMPLE
 A 50' REQUESTED CONVERSION OF CLIFFORD TO SUB-SURFACE EASEMENT BETWEEN SPROUT AND SIBLEY

Adopted as follows:
 Yeas — Council Members Benson,
 Castaneda-Lopez, Cushingberry, Jr.,
 Sheffield, Spivey, and President Jones — 6.
 Nays — None.

CITY COUNCIL

(REGULAR SESSION)

(All action of the City Council appearing herein is subject to reconsideration and/or approval of the Mayor.)

Detroit, Tuesday, March 3, 2015

Pursuant to adjournment, the City Council met at 10:00 a.m., and was called to order by the President Brenda Jones.

Present — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Invocation given by: Rev. Joan Ross.

There being a quorum present the City Council was declared to be in session.

The Journal of the Session of Tuesday, February 17, 2015 was approved.

RESOLUTIONS

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE BUDGET, FINANCE, AND AUDIT STANDING COMMITTEE:

FINANCE DEPARTMENT/ASSESSMENTS DIVISION

1. Submitting reso. autho. Treymore Apartments — Payment in Lieu of Taxes — PILOT. (Paradise Valley Investment Group, LLC has formed Treymore Apartments Limited Dividend Housing Association Limited Partnership for the development of the Treymore Apartments Project. The Treymore Apartments development consists of the full gut rehab of 28 1-bathroom units.)

2. Submitting reso. autho. 70 West Alexandrine — Payment in Lieu of Taxes (PILOT) — Amended Legal Description. (McCormack Baron Salzar, Inc. has formed Strathmoor Apartments Limited Dividend Housing Association, LLC for the development of the 70 West Alexander Apartments Project and is requesting tax exemption for the project consisting of 129 units located near Woodward and MLK bounded by West Forest, Martin Luther King Jr. Blvd., Woodward and the Lodge Freeway in Detroit.)

LEGISLATIVE POLICY DIVISION

3. Submitting reso. autho. Requesting change in State law authorizing foreclosure as a remedy for nonpayment of a neighborhood special assessment. (Council Member George Cushingberry, Jr., requesting that the Legislative Policy Division draft a resolution requesting the State legislative to change the State law authorizing the City to establish neighborhood special assessment districts, so that

nonpayment of such an assessment could not be the basis for foreclosure.)

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

RESOLUTIONS

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE: **FINANCE DEPARTMENT/PURCHASING DIVISION**

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2904543** — 100% City (Quality of Life Funding) — Notice of Emergency Procurement as Provided by Ordinance No. 15-00 — Description of Procurement: To provide Removal of Bio-Hazardous Material at Herman Kiefer — Basis for the emergency: Threat to the Health and Safety of City Residents — Contractor: Professional Service Industries, Location: 1435 Randolph, Suite 400, Detroit, MI 48226 — Contract amount: \$100,868.40. (Date of Emergency: August 15, 2014.)

General Services.

2. Submitting reso. autho. **Contract No. 2880110** — 100% City Funding — To provide Legal Services — Contractor: Cummings, McClorey, Davis & Aho, PLC, Location: 33900 Schoolcraft, Livonia, MI 48150 — Contract period: Upon City Council's approval through June 30, 2015 — Increase amount: \$150,000.00 — Total contract amount: \$225,000.00. (This is for an Increase of Funds and Extension of Time. Original contract amount: \$75,000.00 and original contract period March 1, 2013 through June 30, 2014.) **Law.**

LAW DEPARTMENT

3. Submitting report relative to Whether the City may Lawfully Enact an Ordinance Limiting the Availability of Foreclosure as a Remedy in the Collection of Unpaid Assessments in a Special Assessment District Created Pursuant to MCL 117.5i. (The Budget, Finance and Audit Standing Committee has requested a legal opinion as to whether the City may enact an ordinance limiting the availability of foreclosure as a remedy in the collection of unpaid assessments in a Special Assessment District created under Chapter 18, Article XII of the 1984 Detroit City Code.)

4. Submitting reso. autho. Legal Representation and Indemnification in lawsuit of Theotrice Chambers vs. Ricky Dean Rivers, City of Detroit Department of Transportation, and Nationwide Mutual Fire Insurance Company; Wayne County

Circuit Court Case No. 14-015465-NI; for TEO Ricky Dean Rivers.

5. Submitting reso. auto. Legal Representation and Indemnification in lawsuit of Damon Reid vs. Dwayne McClain and City of Detroit; Wayne County Circuit Court Case No. 14-013765-NI; for TEO Dwayne McClain.

6. Submitting reso. auto. Legal Representation and Indemnification in lawsuit of Helaina Perry vs. Michael Harris and City of Detroit; Wayne County Circuit Court Case No. 14-013963-NI; for RCPO Michael Harris.

7. Submitting reso. auto. Legal Representation and Indemnification in lawsuit of Courtney Brown vs. City of Detroit and James Jackson; Wayne County Circuit Court Case No. 14-000835-NI; for TEO James W. Jackson.

8. Submitting reso. auto. Settlement in lawsuit of Courtney Brown vs. City of Detroit and James Jackson; Case Nos. 14-000835-NI (SLdeJ); Matter No.: A20000; in the amount of \$116,500.00; by reason of a bus incident.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

RESOLUTIONS

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS ARE BEING REFERRED TO THE NEIGHBORHOOD AND COMMUNITY SERVICES STANDING COMMITTEE:

FINANCE DEPARTMENT/PURCHASING DIVISION

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2617781** — No Funding — To Manage, Operate and Maintain Campus Martius Park — Contractor: Detroit 300 Conservancy — Location: One Campus Martius, 3W, Detroit, MI 48226 — Contract Period: November 19, 2014 through November 20, 2019 — Contract Amount: \$0.00. (*Amendment #1 is for an extension of time only. Original contract was approved September 10, 2003 for 10 years. Original contract approved September 10, 2013 by City Council stated renewals for two (2), five (5) year additional terms. This is to exercise the first renewal option.*) **Recreation.**

BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

2. Submitting report relative to Petition of Color Me Rad (#516), request to hold "Color Me Rad" at Milliken State Park and along the Detroit Riverfront Conservancy on May 9, 2015 from 9:00 a.m. to 3:00 p.m. with temporary street closures. Set up begins May 8, 2015 at 9:00 a.m. (**The**

Buildings, Safety Engineering and Environmental Department has no jurisdiction with street closures. That jurisdiction rests with the Department of Public Works. However, the Petitioner is required to secure a temporary use of land permit, have an inspection of electrical work performed and comply with the provisions of ordinance 503-H. AWAITING REPORTS FROM MAYOR'S OFFICE, DPW-CITY ENGINEERING DIVISION, BUSINESS LICENSE CENTER, RECREATION, POLICE AND FIRE DEPARTMENTS.)

3. Submitting report relative to Petition of Crash Detroit (#524), request to hold "Crash Detroit" at Roosevelt Park on July 18, 2015 from 2:00 p.m. to 10:00 p.m. with temporary street closure on Northbound W. Vernor from Lacombe Drive to Michigan Avenue. (**The Buildings, Safety Engineering and Environmental Department has no jurisdiction with street closures. That jurisdiction rests with the Department of Public Works. However, the Petitioner is required to secure a temporary use of land permit, have an inspection of electrical work performed and comply with the provisions of ordinance 503-H. AWAITING REPORTS FROM MAYOR'S OFFICE, DPW-CITY ENGINEERING DIVISION, BUSINESS LICENSE CENTER, TRANSPORTATION, POLICE AND FIRE DEPARTMENTS.**)

4. Submitting report relative to Petition of Wins for Warriors (#504), request to host "Wins for Warriors Detroit 9k" at Comerica Park on May 25, 2015 from 9:00 a.m. to 1:00 p.m. with temporary street closures. Set up begins May 25, 2015 at 5:00 a.m. with tear down on May 25, 2015 at 3:00 p.m. (**The Buildings, Safety Engineering and Environmental Department has no jurisdiction with street closures. That jurisdiction rests with the Department of Public Works. However, the Petitioner is required to secure a temporary use of land permit, have an inspection of electrical work performed and comply with the provisions of ordinance 503-H. AWAITING REPORTS FROM MAYOR'S OFFICE, DPW-CITY ENGINEERING DIVISION, BUSINESS LICENSE CENTER, POLICE, FIRE, TRANSPORTATION AND MUNICIPAL PARKING DEPARTMENTS.) HEALTH AND WELLNESS PROMOTION DEPARTMENT**

5. Submitting report relative to Petition of Michigan Workers Organizing Committee (#558), request permission to hold a Rally for Low Wage Workers at Peck Park, April 15, 2015 from 4:30 p.m. to 9:00 p.m. with temporary street closure pm Beaubien from Kirby Street to Frederick Street. Set up begins April 15,

2015 at 2:00 p.m., tear down at 11:00 p.m. (The Health and Wellness Promotion Department RECOMMENDS APPROVAL of this petition provided no other city department objects. AWAITING REPORTS FROM MAYOR'S OFFICE, DPW-TRAFFIC ENGINEERING DIVISION, RECREATION, POLICE, BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL, TRANSPORTATION AND FIRE DEPARTMENTS.)

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

RESOLUTIONS

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEMS ARE BEING REFERRED TO THE PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE:

CITY PLANNING COMMISSION

1. Submitting report relative to Request of Neumann/Smith Architecture on behalf of their client Woodward and Erskine LLC/Fraternal Civic Center, Inc. for site plan approval for a mixed use development in the existing PD-H (Planned Development District - Historic) zoning classification located within the Brush Park Urban Renewal Area overlay on land bounded by Woodward Avenue, Erskine Street, John R Avenue and Watson Street. (RECOMMEND APPROVAL)

LEGISLATIVE POLICY DIVISION

2. Submitting report relative to establishing priorities and threshold criteria for the 2015-16 Community Development Block Grant/Neighborhood Opportunity Fund Program. (DEPARTMENTAL REPORT) (The Legislative Policy Division is reviewing this list with the Planning and Development staff and recommend changes based upon the experience and concerns of the last few years.

PLANNING AND DEVELOPMENT DEPARTMENT

3. Submitting reso. autho. *Request for Public Hearing* for 678 Selden, LLC; Application for an Obsolete Property Rehabilitation Certificate, in the area of 678 Selden Street, Detroit, MI in accordance with Public Act 146 of 2000 (Petition #168). (The Planning and Development and Finance Departments have reviewed the application of 678 Selden, LLC, and find that it satisfies the criteria set forth by PA. 146 of 2000 and would be consistent with development and economic goals of the Master Plan.)

4. Submitting reso. autho. *Request for Public Hearing* for 4625 Second, LLC;

Application for an Obsolete Property Rehabilitation Certificate, in the area of 4625 Second Avenue, Detroit, MI in accordance with Public Act 146 of 2000 (Petition #3926). (The Planning and Development and Finance Departments have reviewed the application of 4625 Second, LLC, and find that it satisfies the criteria set forth by PA. 146 of 2000 and would be consistent with development and economic goals of the Master Plan.)

5. Submitting reso. autho. Modification and Extension of Development Agreement. Development: Parcel 429; generally bounded by St. Antoine, Kirby, Ferry and Chrysler Freeway (I-75). (The Developer, Nailah, LLC, now wishes to use this property in conjunction with land privately owned, to construct approximately fifty-eight (58) townhouses. Consequently, Nailah, LLC is requesting a thirty (30) month extension to December 31, 2017.)

6. Submitting reso. autho. Extension of Development Agreement FD Lofts Expansion-Parking/Vehicle/Pedestrian Access a/k/a 3500 Riopelle (Part of). (Rocky DFD MHPTC, LLC has informed the Planning and Development Department that due to unfavorable economic circumstances they were unable to complete the project within the allotted in the current development agreement. Consequently, Rocky DFD MHPTC, LLC is now requesting an extension to December 31, 2016 in order to complete the improvements.)

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Council Member Cushingberry, Jr. left his seat.

RESOLUTIONS

By ALL COUNCIL MEMBERS:

THE FOLLOWING ITEM(S) ARE TO BE REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE:

FINANCE DEPARTMENT/PURCHASING DIVISION

Submitting the following Finance Department/Purchasing Division Contracts:

1. Submitting reso. autho. **Contract No. 2874673** — 100% City (Quality of Life Funding) — To provide Uniforms for Firefighters — Contractor: Enterprise Uniforms, Location: 2862 E. Grand Blvd., Detroit, MI 48202 — Contract period: (No. Change) October 1, 2014 through September 30, 2015 — Contract increase: \$146,000.00 — Total contract amount: \$646,000.00. (Contract is to add

**Finance Department
Purchasing Division**

February 19, 2015

Honorable City Council:

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

2900248 — 100% City Funding — To provide Advise and Counsel to the City pertaining to its Fee Disputes with Advisors in connection with the Chapter 9 Bankruptcy Proceeding — Contractor: Fink & Associates Law, Location: 100 West Long Lake Road, Bloomfield Hills, MI 48304 — Contract period: October 1, 2014 through June 30, 2015 — Contract amount: \$200,000.00. **Law.**

Respectfully submitted,

BOYSIE JACKSON

Purchasing Director

Finance Dept./Purchasing Division

By Council Member Spivey:

Resolved, That Contract No. 2900248 referred to in the foregoing communication dated February 19, 2015, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Law Department

February 11, 2015

Honorable City Council:

Re: Robert Isabel vs. Michael Reizen, et. al. Case No.: 14-003945. File No.: A37000.008018 (JLA).

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00) is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00) and that your Honorable Body direct the Finance Director to issue a draft in that amount payable to Robert Isabel and Law Office of Cyril C. Hall, P.C., his attorney, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 14-003945, approved by the Law Department.

Respectfully submitted,

JERRY L. ASHFORD

Senior Assistant

Corporation Counsel

Approved:

MELVIN B. HOLLOWELL

Corporation Counsel

By: **KRYSTAL A. CRITTENDON**

Supervising Assistant

Corporation Counsel

By Council Member Spivey:

Resolved, That settlement of the above matter be and is hereby authorized in the amount of Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00); and be it further

Resolved, That the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of Robert Isabel and Law Office of Cyril C. Hall, P.C., his attorney, in the amount of Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00) in full payment for any and all claims which Robert Isabel may have against the City of Detroit by reason of his detention and seizure of his property on or about January 23, 2014, and that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 14-003945 CZ and, where it is deemed necessary or desirable by the Law Department, a properly executed Medicare Reporting and Indemnification Affidavit, approved by the Law Department.

Approved:

MELVIN B. HOLLOWELL

Corporation Counsel

By: **KRYSTAL A. CRITTENDON**

Supervising Assistant

Corporation Counsel

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Law Department

February 16, 2015

Honorable City Council:

Re: Yvonne Bendross-Kimble vs. City of Detroit Human Services Department. File #: 14722 (CM).

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential attorney-client privileged memorandum that is being separately hand delivered to each member of your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Forty Thousand Dollars (\$40,000.00) is in the best interests of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of Forty Thousand Dollars (\$40,000.00) and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to Yvonne Bendross-

Kimble, and her attorney, Harvey Convensky, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #14722, approved by the Law Department.

Respectfully submitted,
CHARLES MANION
 Supervising Assistant
 Corporation Counsel

Approved:
MELVIN B. HOLLOWELL
 Corporation Counsel

By Council Member Spivey:

Resolved, That settlement of the above matter be and is hereby authorized in the amount of Forty Thousand Dollars (\$40,000.00); and be it further

Resolved, That the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor of Yvonne Bendross-Kimble, and her attorney, Harvey Convensky, in the sum of Forty Thousand Dollars (\$40,000.00) in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of her past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

Approved:
MELVIN B. HOLLOWELL
 Corporation Counsel

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Law Department

February 16, 2015

Honorable City Council:

Re: Robert Hodges vs. City of Detroit
 Public Lighting Department. File #: 13443 (CM).

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential attorney-client privileged memorandum that is being separately hand delivered to each member of your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$9,999.00) is in the best interests of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$9,999.00) and that your Honorable Body authorize and direct the Finance Director to issue a draft in that amount payable to Robert Hodges, and

his attorney, Paul S. Rosen, to be delivered upon receipt of properly executed releases and order of dismissal in Workers Compensation Claim #13443, approved by the Law Department.

Respectfully submitted,
CHARLES MANION
 Supervising Assistant
 Corporation Counsel

Approved:
MELVIN B. HOLLOWELL
 Corporation Counsel
 By Council Member Spivey:

Resolved, That settlement of the above matter be and is hereby authorized in the amount of Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$9,999.00); and be it further

Resolved, That the Finance Director be and is authorized and directed to draw a warrant upon the proper fund in favor of Robert Hodges, and his attorney, Paul S. Rosen, in the sum of Nine Thousand Nine Hundred and Ninety-Nine Dollars (\$9,999.00) in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit and that said amount be paid upon presentation by the Law Department of a redemption order approved by the Workers Compensation Department of the State of Michigan.

Approved:
MELVIN B. HOLLOWELL
 Corporation Counsel

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

PLANNING AND ECONOMIC DEVELOPMENT STANDING COMMITTEE

Taken from the Table

Council Member Leland moved to take from the table an ordinance to amend Chapter 61 of the 1984 Detroit City Code, 'Zoning,' commonly known as the Detroit Zoning Ordinance, by amending Article XVII, District Map No. 11 to modify the approved plans for the existing PD (Planned Development District) zoning classification established by Ordinance 508-H on land located at 3100 Guoin and generally bounded by McDougall Street (extended south to the Detroit River) on the west, Guoin St. on the north, Walker St. (extended south to the Detroit River) on the east and the Detroit River on the south, laid on the table January 29, 2015.

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

THIRD READING OF ORDINANCE.

The title to the Ordinance was read a third time.

The ordinance was then read.

The question being "Shall this Ordinance Now Pass?"

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

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 1) per motions before adjournment.

City Planning Commission

January 23, 2015

Honorable City Council:

Re: Request of Love n Kindness CDC to amend Article XVII, District Map No. 26 of Chapter 61 of the 1984 Detroit City Code, Zoning, in order to show a R5 (Medium Density Residential) zoning district designation where a R2 (Two-Family Residential) zoning district designation presently exists on land bounded by Camden Ave. on the south, Harrell St. on the west, Wade Ave. to the north and Annsbury Ave.

NATURE OF REQUEST

The City Planning Commission (CPC) has received the request of Love n Kindness Community Development Corporation and the Planning and Development Department to establish a R5 (Medium Density Residential) zoning district where R2 (Two-family Residential) zoning district designation currently exists on land bounded by Camden Ave. on the south, Harrell St. on the west, Wade Ave. to the north and Annsbury Ave. on the east. This request will facilitate the redevelopment of the area with medium density housing types, veteran and senior housing in particular.

PROPOSED DEVELOPMENT

This rezoning request would permit the full range of uses allowed within the R5 district. More specifically it will facilitate the petitioner's plans for the residential redevelopment of the area with new multi-family housing options to complement new and existing single-family and multi-family construction.

In the fall of 2014 the petitioner appeared before the Commission seeking approval of a rezoning to PD (Planned Development District) for the block bounded by Camden, Harrell, Wade and Norcross to allow for the construction of a three-story, 69 unit veteran housing structure and related parking. The project proposal was subsequently expanded to a four storey, 93 unit development proposal necessitating additional land to provide for the required parking at 1.25 spaces

per unit. As a result the petitioner has requested the vacation of Norcross between Wade and Camden in order to incorporate the frontage along the east side of Norcross into the site of the proposed veteran housing structure. Since it is the vision of the petitioner to redevelop that entire area, they returned before the Commission this with a rezoning request that not only includes the Norcross frontage, but the next 6 parcels of land immediately east of it.

The six parcels to the east contain a mix of residential and institutional buildings. They include an existing multi-family building (currently housing veterans) that is slated to remain. The balance of the site includes the former Joy of Jesus ministry buildings (a former school site) and single family structures, which are to be demolished to make way for the redevelopment. These properties are all under the control of the petitioner.

SURROUNDING ZONING AND LAND USES

To the north: R2, single-family structures, vacant structures and land.

To the east: R2 single-family structures, vacant structures and a few lots.

To the south: R2, single-family structures, church, vacant land.

To the west: R2, single-family structures, vacant land.

ANALYSIS

The proposed development is appropriately sited with the context of the host community and the material pallet and style of construction are consistent with and complimentary to that community. Parking is necessary to serve the proposed use and preserve parking availability for the pre-existing community. The petitioner desires to provide housing opportunities for a broad cross-section of the community with options for not only veterans, but for young families, seniors and the homeless. The future development envisioned for the balance of the site would be afforded under the R5.

Previously, the petitioner based the parking provision for the veterans housing project on the requirements for Single Room Occupancy (SRO) units, which is the intended housing type for that project. The modified plan before your Honorable Body derives the parking requirements from the greater multi-family provision of 1.25 spaces per unit. As a result required parking is now 117 spaces and 118 are to be provided. Since the petitioner still intends to include SRO units actual parking demand should be well below the parking provision.

CONCLUSIONS AND RECOMMENDATION

The CPC having completed its review of the request finds the requested rezoning to be consistent with the approval criteria. While it does not match the Low

Density Residential designation of the Master Plan, the rezoning would not present a significant change to the overall character of the larger area. Furthermore, this is an area in transaction, which warrants review and consideration for some adjustment to the Master Plan of Policies. Therefore, the Commission recommends approval of rezoning to a R5 (Medium Density Residential) zoning district.

Respectfully submitted,
 LESLEY C. FAIRROW, ESQ.
 Chairperson
 DAVID WHITAKER, ESQ.
 Director LPD
 MARCELL R. TODD, JR.
 Senior City Planner

By Council Member Leland:

AN ORDINANCE to amend Chapter 61 of the 1984 Detroit City Code, 'Zoning,' commonly known as the Detroit Zoning Ordinance, by amending Article XVII, District Map No. 26 to show an R5 (Medium Density Residential) zoning district classification where an R2 (Two-Family Residential) zoning district classification is presently shown on certain property generally bounded by Camden Ave. on the south, Harrell St. on the west, Wade Ave. to the north and Annsbury Ave. to the east.

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

Section 1. Article XVII, Chapter 61 of the 1984 Detroit City Code, Zoning, is amended by amending District Map No. 26 as follows:

District Map No. 26 is amended to show an R5 (Medium Density Residential) zoning district classification where an R2 (Two-Family Residential) zoning district classification is presently shown on certain property generally bounded by Camden Ave. on the south, Harrell St. on the west, Wade Ave. to the north and Annsbury Ave. to the east and more specifically described as:

LAND IN THE CITY OF DETROIT, WAYNE COUNTY MICHIGAN, DESCRIBED AS:

LOTS 1 THROUGH 10 INCLUSIVE AND THE 8 FOOT PUBLIC ALLEY ADJACENT TO THE REAR OF SAID LOTS, OF GEORGE A. KING SUBDIVISION AS RECORDED IN LIBER 33 OF PLATS, PAGE 21, WAYNE COUNTY RECORDS, ALSO THAT PART OF LOT 3 OF CORBY'S SUBDIVISION LYING SOUTH OF WADE STREET AND NORTH OF CAMDEN STREET AS RECORDED IN LIBER 10 OF PLATS, PAGE 64, WAYNE COUNTY RECORDS, AND LOTS 237 THROUGH 241 INCLUSIVE AND THE 18 FOOT PUBLIC ALLEY ADJACENT TO THE REAR OF LOTS 240 AND 241 OF BARRETT AND WALSH'S HARPER AVE. SUBDIVISION NO. 3 AS RECORDED IN LIBER 44 OF PLATS, PAGE 78, WAYNE COUNTY RECORDS.

AND ALSO LAND IN THE CITY OF DETROIT, WAYNE COUNTY MICHIGAN, DESCRIBED AS:

PARTS OF LOTS 58 AND 77 AND ALL OF LOTS 59 THROUGH 76 INCLUSIVE, AND THE 16 FOOT PUBLIC ALLEY ADJACENT TO THE REAR OF SAID LOTS, OF GEORGE A. KING SUBDIVISION AS RECORDED IN LIBER 33 OF PLATS, PAGE 21, WAYNE COUNTY RECORDS.

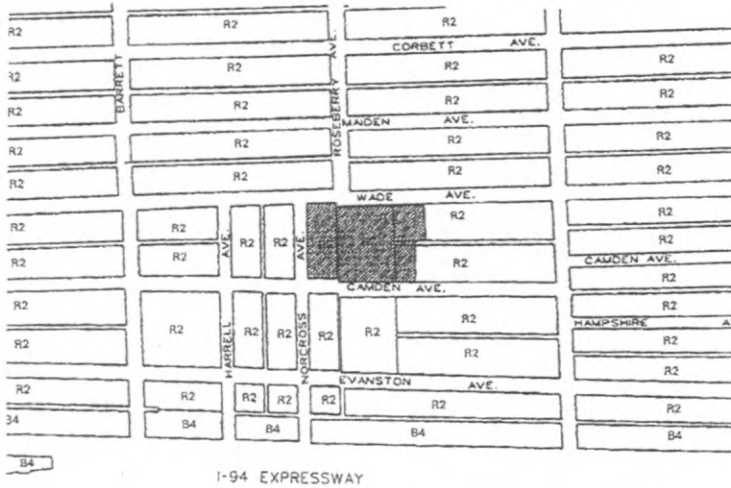
Section 2. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

Section 3. This ordinance is declared necessary for the preservation of the public peace, health, safety and welfare of the people of the City of Detroit.

Section 4. This ordinance shall become effective on the eighth (8th) day after publication in accordance with MCL 125.3401(6) and Section 4-118, paragraph 3, of the 2012 Detroit City Charter.

Approved as to form:

MELVIN BUTCH HOLLOWELL
 Corporation Counsel



Proposed Rezoning from R2 to R5

RESOLUTION SETTING HEARING
By Council Member Leland:

Resolved, That a public hearing will be held by this body in the Committee Room, 13th Floor of the Coleman A. Young Municipal Center on

_____ for the purpose of considering the advisability of adopting the foregoing proposed ordinance to amend Chapter 61 of the 1984 Detroit City Code, 'Zoning,' commonly known as the Detroit Zoning Ordinance, by amending Article XVII, District Map 26 to show an R5 (Medium Density Residential) zoning classification where an R2 (Two-Family Residential) zoning district classification is presently shown on certain property generally bounded by Camden Ave. on the south, Harrell St. on the west, Wade Ave. to the north and Annsbury Ave. to the east.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

EXHIBIT E
RESOLUTION APPROVING
BROWNFIELD PLAN OF THE
CITY OF DETROIT BROWNFIELD
REDEVELOPMENT AUTHORITY
FOR THE CASAMIRA APARTMENTS
REDEVELOPMENT PROJECT

City of Detroit
County of Wayne, Michigan

By Council Member _____ :

WHEREAS, Pursuant to 381 PA 1996, as amended ("Act 381"), the City of Detroit Brownfield Redevelopment Authority ("Authority") has been established by resolution of the City Council of the City of Detroit (the "City") for the purpose of promoting the revitalization of eligible properties in the City; and

WHEREAS, Under Act 381 the Authority is authorized to develop and propose for adoption by City Council a brownfield plan for one (1) or more parcels of eligible property; and

WHEREAS, Pursuant to the resolution establishing the Authority and the bylaws of the Authority, the Authority has submitted a proposed brownfield plan for the Casamira Apartments Redevelopment Project (the "Plan"); and

WHEREAS, The Authority submitted the Plan to the Community Advisory Committee for consideration on December 17, 2014, per the provisions of the resolution establishing the Authority, and a public hearing was conducted by the Authority on January 5, 2015 to solicit comments on the proposed Plan; and

WHEREAS, The Community Advisory Committee recommended approval of the Plan on December 17, 2014; and

WHEREAS, The Authority approved the Plan on January 28, 2015 and forwarded it to the City Council with a request for its approval of the Plan; and

WHEREAS, The required notice of the

public hearing on the Plan was given in accordance with Section 13 of Act 381; and

WHEREAS, The City Council held a public hearing on the proposed Plan on February 26, 2015.

NOW, THEREFORE, BE IT RESOLVED, THAT:

1. Definitions. Where used in this Resolution the terms set forth below shall have the following meaning unless the context clearly requires otherwise:

"Eligible Activities" or "eligible activity" shall have the meaning described in Act 381.

"Eligible Property" means the property designated in the Plan as the Eligible Property, as described in Act 381.

"Plan" means the Plan prepared by the Authority, as transmitted to the City Council by the Authority for approval, copies of which Plan are on file in the office of the City Clerk.

"Taxing Jurisdiction" shall mean each unit of government levying an ad valorem property tax on the Eligible Property.

2. Public Purpose. The City Council hereby determines that the Plan constitutes a public purpose.

3. Best Interest of the Public. The City Council hereby determines that it is in the best interests of the public to promote the revitalization of environmentally distressed areas in the City to proceed with the Plan.

4. Review Considerations. As required by Act 381, the City Council has in reviewing the Plan taken into account the following considerations:

(a) The property designated in the Plan meets the definition of Eligible Property, as described in Act 381;

(b) The Plan meets the requirements set forth in Section 13 of Act 381.

(c) The proposed method of financing the costs of eligible activities is feasible and the Authority has the ability to arrange the financing.

(d) The costs of eligible activities proposed are reasonable and necessary to carry out the purposes of Act 381.

(e) The amount of captured taxable value estimated to result from adoption of the Plan is reasonable.

5. Approval and Adoption of Plan. The Plan as submitted by the Authority is hereby approved and adopted. A copy of the Plan and all amendments thereto shall be maintained on file in the City Clerk's office.

6. Preparation of Base Year Assessment Roll for the Eligible Property.

(a) Within 60 days of the adoption of this Resolution, the City Assessor shall prepare the initial Base Year Assessment Roll for the Eligible Property in the Plan. The initial Base Year Assessment Roll shall list each Taxing Jurisdiction levying taxes on the Eligible Property on the

effective date of this Resolution and the amount of tax revenue derived by each Taxing Jurisdiction from ad valorem taxes on the Eligible Property, excluding millage specifically levied for the payment of principal and interest of obligations approved by the electors or obligations pledging the unlimited taxing power of the local governmental unit.

(b) The City Assessor shall transmit copies of the initial Base Year Assessment Roll to the City Treasurer, County Treasurer, Authority and each Taxing Jurisdiction which will have Tax Increment Revenues captured by the Authority, together with a notice that the Base Year Assessment Roll has been prepared in accordance with this Resolution and the Plan approved by this Resolution.

7. Preparation of Annual Base Year Assessment Roll. Each year within 15 days following the final equalization of the Eligible Property, the City Assessor shall prepare an updated Base Year Assessment Roll. The updated Base Year Assessment Roll shall show the information required in the initial Base Year Assessment Roll and, in addition, the Tax Increment Revenues for each Eligible Property for that year. Copies of the annual Base Year Assessment Roll shall be transmitted by the Assessor to the same persons as the initial Base Year Assessment Roll, together with a notice that it has been prepared in accordance with the Plan.

8. Establishment of Project Fund; Approval of Depository. The Authority shall establish a separate fund for the Eligible Property subject to this Plan, which shall be kept in a depository bank account or accounts in a bank or banks approved by the Treasurer of the City. All moneys received by the Authority pursuant to the Plan shall be deposited in the Project Fund for the Eligible Property. All moneys in the Project Fund and earnings thereon shall be used only in accordance with the Plan and Act 381.

9. Use of Moneys in the Project Fund. The moneys credited to the Project Fund and on hand therein from time to time shall be used annually to first make those payments authorized by and in accordance with the Plan and any development agreement governing such payments and then to the Local Site Remediation Revolving Fund, as authorized by Act 381:

10. Return of Surplus Funds to Taxing Jurisdictions. The Authority shall return all surplus funds not deposited in the Local Site Remediation Revolving Fund proportionately to the Taxing Jurisdictions.

11. Payment of Tax Increment Revenues to Authority. The municipal and the county treasurers shall, as ad valorem and specific local taxes are collected on the Eligible Property, pay the Tax Increment Revenues to the Authority for

deposit in the Project Fund. The payments shall be made not more than 30 days after the Tax Incremental Revenues are collected.

12. **Disclaimer.** By adoption of this Resolution and approval of the Plan, the City assumes no obligation or liability to the owner, developer, lessee or lessor of the Eligible Property for any loss or damage that may result to such persons from the adoption of this resolution and Plan. The City makes no guarantees or representations as to the determinations of the appropriate state officials regarding the ability of the owner, developer or lessor to qualify for a Michigan Business Tax Act credit pursuant to Act 36, Public Acts of Michigan, 2007, as amended, or as to the ability of the Authority to capture tax increment revenues from the State and local school district taxes for the Plan.

13. **Repealer.** All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

14. The City Clerk is requested to submit four (4) certified copies of this Resolution to the DBRA, 500 Griswold Street, Suite 2200, Detroit, MI 48226.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

RESOLUTION APPROVING THE AMENDED CITY OF DETROIT BROWNFIELD REDEVELOPMENT AUTHORITY BYLAWS

City of Detroit
County of Wayne, Michigan

By Council Member :

WHEREAS, Pursuant to 381 PA 1996, as amended ("Act 381"), the City of Detroit Brownfield Redevelopment Authority ("Authority") has been established by resolution of the City Council of the City of Detroit (the "City") for the purpose of promoting the revitalization of "eligible properties" (as defined in "Act 381") in the City; and

Whereas, Section 5(5) of Act 381 authorizes the Authority to adopt rules governing its procedure and the holding of regular meetings, subject to the approval of the City of Detroit; and

WHEREAS, On July 20, 1999 the Board of Directors of DBRA (the "Board") and on August 4, 1999, the City of Detroit City Council (the "City Council") adopted the Bylaws of the Authority (the "Bylaws"); and

WHEREAS, On December 17, 2014, the Board determined that it is advisable to amend the Bylaws and approved a resolution instructing DBRA staff to transmit the Bylaws, as amended, to the City Council with a request for its approval; and

WHEREAS, City Council desires for said amendments to take immediate effect.

NOW, THEREFORE, BE IT RESOLVED, That the Bylaws are hereby amended as reflected in the attached Exhibit A.

BE IT FINALLY RESOLVED, That the Bylaws, as amended, shall take immediate effect.

The City Clerk is requested to submit four (4) certified copies of this Resolution to the DBRA, 500 Griswold Street, Suite 2200, Detroit, MI 48226.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Resolution declared adopted.

JANICE M. WINFREY
City Clerk, City of Detroit
County of Wayne, Michigan

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Detroit, County of Wayne, State of Michigan, at a regular meeting held on

_____, 2015, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

JANICE M. WINFREY
City Clerk, City of Detroit
County of Wayne, Michigan

BYLAWS OF CITY OF DETROIT BROWNFIELD REDEVELOPMENT AUTHORITY

ARTICLE I

Name: Creation of the Authority

Section 1. Name. The name of this public body corporate is the CITY OF DETROIT BROWNFIELD REDEVELOPMENT AUTHORITY (the "Authority").

Section 2. Creation of the Authority. The Authority was created by resolution of the City Council (the "City Council") of the City of Detroit (the "City") pursuant to the provisions of Act 381, Public Acts of Michigan, 1996 ("Act 381"), on April 23, 1998, and said resolution shall constitute the Articles of Incorporation of the Authority.

Section 3. The Authority shall be under the supervision and control of the Board of Directors of the Authority (the "Board"), which Board of Directors shall be appointed as more fully described in the Articles of Incorporation.

ARTICLE II

Board

Section 1. General Powers. The business and affairs of the Authority shall be managed by its Board except as otherwise provided by statute, by resolution of the City Council or by these Bylaws. The Board shall make all reports to the City Council required by Act 381 and the Article of Incorporation and shall submit other responses, reports or information, and participate in hearing or discussions as may be requested by the City Council.

Section 2. Replacement and Vacancies. Replacement and vacancies of members of the Board shall be as provided by Act 381 and in the Articles of Incorporation.

Section 3. Removal. A member of the Board may be removed from office before the expiration of his or her term for cause as provided in Act 381.

Section 4. Conflict of Interest. A member of the Board who has a direct interest in any matter before the Authority shall disclose his or her interest prior to the Authority discussing or taking any action with respect to the matter, which disclosure shall become a part of the record of the Authority's official proceedings. A member of the Board who has a direct interest in any matter before the Authority shall not take part in discussion of, or cast a vote on, that matter but may respond to direct questions relating to such a matter.

Section 5. Meetings (regular, special or rescheduled) of the Board may be called by the persons and in the manner provided by Act 381 and the Open Meetings Act, Act No. 267 of the Public Acts of 1976, as amended. Special meetings may be held when called either by the Chairperson at such time and place and may be specified in the notice of the special meeting or in a manner provided in the rules of the Board.

Section 6. Notice. Notice of any meetings shall be given in accordance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended).

Section 7. Quorum. A majority of the members of the Board appointed and serving shall constitute a quorum. Action may be taken by the Board at a meeting upon a vote of the majority of the members present.

Section 8. Community Advisory Committee. (1) The Board shall, as more fully provided in the Articles of Incorporation, establish a Community Advisory Committee. Said Committee shall consist of not more than the number of members specified in and appointed pursuant to the Articles of Incorporation. Initial members appointed to the Community Advisory Committee by both the City Council and the Chief Executive Officer shall have staggered terms designated by their appointing authority ending June 30, 2000 through 2003. The ninth initial regu-

lar member appointed by the Community Advisory Committee shall have a term expiring June 30, 2000. Upon expiration of the terms of the initial members, members shall be appointed for a one year term ending June 30. The position of a member whose term has expired shall serve until a successor is appointed.

(2) Any additional members appointed to the Community Advisory Committee as special representatives of the area subject to a proposed Brownfield Redevelopment Plan (a "Plan") shall be appointed at the first meeting of the Community Advisory Committee following the transmittal of a proposed Plan, or any amendment to a Plan, to the Community Advisory Committee from the Authority. These additional members shall serve as a member of the Community Advisory Committee only for purposes of considering the proposed Plan or any amendment to a Plan and shall have their term expire upon transmittal of the proposed Plan or any amendment to a Plan to City Council.

(3) The first meeting of the Community Advisory Committee shall be called by the Chairperson of the Authority within 10 days of the appointment of a majority of the members of the initial, board of the Community Advisory Committee. Subsequent meetings of the Community Advisory Committee may be called by the Chairperson of the Authority or the Chairperson of the Community Advisory Committee.

(4) Prior to their approval of a Plan or any amendment thereto, the Authority shall submit their proposed Plan or any proposed amendment to a Plan to the Community Advisory Committee for consideration and comment. Within 30 days after receipt of a proposed Plan or amendment to a Plan, the Community Advisory Committee shall review and submit any comments or recommendations, if any, concerning the proposed Plan or any proposed amendment to a Plan to the Authority. As part of their review, the Community Advisory Committee may conduct public hearings and solicit public comment on the proposed Plan or any proposed amendment to a Plan. Upon expiration of the period of review for the Community Advisory Committee, the Authority may accept or reject the recommendations of the Community Advisory Committee and, upon approval of the Plan or Plan amendment and with transmittal of the Plan or the Plan amendment to the City County for approval, shall include the report of the findings and recommendations, if any, of the Community Advisory Committee.

(5) A majority of the membership positions on the Community Advisory Committee, including any vacancies, shall constitute a quorum. Action shall be taken by the Community Advisory Committee at

a meeting upon a vote of the majority of the membership positions on the Community Advisory Committee, including any vacancies. For purposes of considering a proposed Plan or any amendment to a Plan, the membership positions on the Community Advisory Committee shall also include any additional members appointed as special representatives.

Section 9. Public Comment and Participation. In order to obtain broad public comment upon the proposed activities of the Authority prior to the approval of a Plan or Plan amendment, the Authority shall solicit public comments in addition to the comments of the Community Advisory Committee in the following manners after submission of the proposed Plan or Plan amendment to the Community Advisory Committee:

(a) The Authority, or a representative designated by the Authority, shall conduct a public hearing in the area to which the proposed Plan or Plan amendment applies. This public hearing may be held jointly with the Community Advisory Committee.

(b) The Authority shall publish notice that a proposed Plan or Plan amendment has been submitted to the Community Advisory Committee and make copies of the proposed Plan or Plan amendment available to the public upon request.

(c) The Authority shall invite written comments on the proposed Plan or Plan amendment to be submitted to the Authority or the Community Advisory Committee.

Section 10. Other Committees. The Board may, by resolution, designate one or more other committees, each committee to consist of one or more of the members of the Board.

Section 11. Indemnification. Members of the Board or any person executing any revenue bond or revenue note on behalf of the Authority shall not be liable personally on the revenue bond or revenue note, or be subject to any personal liability or accountability by reason of the issuance of the revenue bond or revenue note, by reason of acquisition, construction, ownership, or operation of a project, or by reason of any action taken or omitted by the Board. The Authority, to the full extent permitted by law, at its expense, shall indemnify and save harmless, of, from and against, any and all claims, damages, demands, expenses to include all attorney fees and legal costs, liabilities and losses any person made, or threatened to be made, a party to any pending, threatened or completed civil, criminal, administrative or arbitral action, suite or proceeding and any appeal therein (and any injury or investigation which could lead to such action, suit or proceeding) by reason of the fact that he or she is or was a member or officer of the Board or employee of

the Authority, except in relation to matters as to which it shall be finally adjudged in such action, suite or proceeding that such person is liable for negligence or misconduct in the performance of his or her duties or acted in an unreasonable manner or not in good faith. Such right of indemnification shall inure to the benefit of the legal representative of such person in any such action.

Section 12. Terms and Qualifications of Members. The Board shall consist of not less than five (5) or more than nine (9) members. All members of the Board shall be appointed by the person serving as the Mayor of the City of Detroit (Mayor), subject to the approval of the Detroit City Council (City Council). Of the initial Board members appointed, an equal number, as near as practicable, shall be appointed for 1 year, 2 years and 3 years. Each appointed Board member shall serve for a term of three (3) years; provided, that a person who is an appointed Board member because that person is the director of a City Department or an officer or employee of the City shall serve for a term of three (3) years or until that person ceases to be the director of a City Department or an officer or employee of the City, whichever period is shorter. Before assuming the duties of office, an appointed Board member shall qualify by taking and subscribing to the constitutional oath of office.

A Board member whose term of office has expired shall continue to be a Board member of the Authority until the member's successor has been appointed by the Mayor with the approval of the City Council. If a vacancy on the Board is created by death, resignation, removal or any other reason, a successor shall be appointed by the Mayor for the unexpired term only. In the event that a vacancy reduces Board membership below that mandated by law, the Mayor shall fill the vacancy within thirty (30) days.

Board members shall serve without salary, but may be reimbursed for actual and necessary expenses incurred in the performance of their official duties.

Subject to notice and after having been given an opportunity to be heard, a member of the Board may be removed from office for cause by City Council.

ARTICLE III

Officers

Section 1. Officers. The officers of the Board shall be elected by the Board and shall consist of a Chairperson, Vice-Chairperson, Secretary and Treasurer. The Board may appoint or employ a director or other officers as deemed necessary as provided by Act 381.

Section 2. Election and Term of Office. The officers of the Board shall be elected annually by the Board. If the election of officers shall not be held or made at such

meeting, such election shall be held or made as soon as thereafter as is convenient. Each officer so elected or appointed shall hold office for the term of which he or she is elected or appointed and until his or her successor is elected or appointed and qualified, or until his or her resignation or removal as an officer.

Section 3. Chairperson. The Chairperson shall be the chief executive officer of the Authority but may, from time to time, delegate all or any part of the duties of the office to the Vice-Chairperson. The Chairperson shall preside at all meetings of the Board and shall have general and active management of the business of the Authority and shall perform all duties of the office as assigned by the Board and as provided by Act 381, the resolution of the City Council and these Bylaws. The Chairperson shall be an ex-officio member of all standing committees and shall have the general powers and duties of supervision and management of the Authority.

Section 4. Vice-Chairman. The Vice-Chairman shall serve in the place and stead of the Chairperson in the absence or disability of the Chairperson. The Vice-Chairperson shall further perform all duties of the office of Vice-Chairperson as assigned by these Bylaws or the Board.

Section 5. Secretary. The Secretary shall record all votes and keep the minutes of all meetings of the Board in a book to be kept for that purpose. The Secretary shall have charge of all books and papers of the Authority under the authority of the Board and shall perform all duties incident to the office of Secretary as assigned by this Bylaws or the Board, and as provided by Act 381.

Section 6. Treasurer. The Treasurer shall perform all duties of the office of Treasurer as assigned by this Bylaws or the Board, and provided by Act 381.

Section 7. Delegation of Powers and Duties. In the absence of any officer of the Board or for any other reason that the Board may deem sufficient, a majority of the Board then in office, may delegate, from time to time and for such time as they may deem appropriate, the powers and duties of any officer elected or appointed, to any other officer or to any other member of the Board.

Section 8. Compensation of Officers. No officer of the Authority shall be compensated for the performance of services for the Authority but may be reimbursed for actual expenses incurred on behalf of the Authority.

ARTICLE IV

Contracts, Loans, Checks and Deposits

Section 1. Contracts. The Board may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Authority,

and such authority may be general or confined to specific instances.

Section 2. Loans. No loan shall be contracted on behalf of the Authority and no evidences of indebtedness shall be issued in its name unless authorized by a resolution of the Board. Such authority may be general or confined to specific instances.

Section 3. Checks, Drafts, etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Authority shall be signed by such officer or officers, agent or agents of the Authority and in such manner as shall from time to time be determined by resolution of the Board.

Section 4. Deposits. All funds of the Authority not otherwise employed shall be deposited from time to time to the credit of the Authority in such banks, trust companies or other depositories as the Board may select.

ARTICLE V

Conflicts of Interest and Disclosures

Section 1. Except as provided in Section 2 and 3 of this Article V and in accordance with Act No. 317 of 1968, as amended, a member, Officer, or employee of the Authority shall not;

(a) Be a party, directly or indirectly, to any contract between himself or herself and the Authority; or

(b) Directly or indirectly solicit any contract between the Authority and (1) himself or herself; (2) any firm (meaning a co-partnership or other unincorporated association) of which he or she is a partner, member or employee; (3) any private corporation in which he or she is a stockholder owning more than one percent of the total outstanding stock of any class where such stock is not listed on a stock exchange or stock with a present total market value in excess of \$25,000.00 where such stock is listed on a stock exchange or of which he or she is a director, officer or employee; or (4) any trust of which he or she is a beneficiary or trustee; nor shall he or she take any part in the negotiation for such contract or renegotiation thereof or amendment thereto for the approval thereof; nor shall he or she represent either party in the transaction.

Section 2. The restrictions of Section 1 of this Article shall not apply to a member, officer or employee of the Authority who is paid for working an average of twenty-five (25) hours per week or less for a public entity, as that term is defined in MCLA 815.321.

Section 3. A contract involving the Authority and a member, officer or employee of the Authority described in Section 1(a) of this Article IV shall meet all of the following requirements:

(a) The member, officer or employee

shall promptly disclose any pecuniary interest in the contract to the Authority, which disclosure shall be made a matter of record in its official proceedings;

(b) The contract is approved by a vote of not less than two-thirds (2/3) of the full Board of the Authority in open session, where the interested party is a Board member, said approval must be by a two-thirds (2/3) vote of the full Board excluding the said interested member; and

(c) The official body discloses the following summary information in its official minutes:

(i) The name of each party involved in the contract.

(ii) The terms of the contract, including duration, financial entity included in the contract, and the nature and degree of assignment of employees of the public entity for fulfillment of the contract.

(iii) The nature of any pecuniary interest.

This Section and Section 1 hereof shall not prevent a Board member from making or participating in making a Board decision to the extent that the Board member's participation is required by law. If two-thirds (2/3) of the members are not eligible under this section to vote on a contract or to constitute a quorum, a member may be counted for purposes of a quorum and may vote on the contract if the member will directly benefit from the contract in an amount less than \$250.00 and less than 5% of the public cost of the contract and the member files a sworn affidavit to that effect with the Authority. The affidavit shall be made a part of the public record of the official proceedings.

Section 4. Pursuant to Section 4 of P.A. No. 317 of 1968, the prohibitions of this Article shall not apply to:

(a) contracts between public entities;

(b) contracts awarded to the lowest qualified bidder, other than a public servant, pursuant to notice of letting of the contract and receipt of sealed bids therefor;

(c) contracts for public utility service where the rates therefore are regulated by the state or Federal government.

**ARTICLE VI
Miscellaneous**

Section 1. Seal. The Board shall provide a corporate seal that shall have inscribed thereon the name of the Authority.

Section 2. Waiver of Notice. When the Authority or any committee thereof is authorized to take action after notice to any person or after lapse of a prescribed period of time, the action may be taken without notice and without lapse of the period of time if at any time before or after the action is completed the person entitled to notice or to participate in the action to be taken submits a signed waiver of such requirements.

**ARTICLE VII
Amendments**

These Bylaws may be altered or amended or repealed by the affirmative vote of the majority of the Board then in office or at any regular or special meeting called for that purpose. Every amendment or repeal of these Bylaws shall be subject to City Council approval.

I HEREBY CERTIFY that the above bylaws were adopted on the 20th day of July, 1999, and further amended by the Board on the 17th day of December, 2014.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**City of Detroit
Historic Designation Advisory Board
February 17, 2015**

Honorable City Council:

Re: Petition #171 Historic Designation Advisory Board submitting its final report and recommendation and the ordinance for the proposed Jam Handy/North End-East Grand Boulevard Historic District (For Introduction of Ordinance and the Setting of a Public Hearing).

At the direction of the Historic Designation Advisory Board at its meeting of October 9, 2014, we are pleased to submit to your Honorable Body the Board's final report on the proposed Jam Handy/North End-East Grand Boulevard Historic District. The recommendation of the Advisory Board is for designation and, therefore, an ordinance of designation is attached. The ordinance has been approved as to form by the Law Department, and is ready for action.

This designation was requested by Legacy Advisors, LLC. David Howell, with Legacy Advisors, LLC, was appointed as an *ad hoc* to the Advisory Board representing the ownership interest of the proposed district. Khalilah Burt Gaston with Vanguard Community Development Corp, was appointed as an *ad hoc* representing the community interest of the proposed district.

Also attached is a copy of the minutes from the public hearing held on July 17, 2014, by the Advisory Board on this matter. If you should have any question, please contact our offices at 224-4946.

Respectfully submitted,
MARCELL R. TODD, JR.

Senior City Planner

By Council Member Leland:

AN ORDINANCE to amend Chapter 25, Article II of the 1984 Detroit City Code by adding Section 25-2-194 to establish the Jam Handy/North End-East Grand Boulevard Historic District and to define the elements of design for the district.

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

Section 1. Chapter 25, Article II of the 1984 Detroit City Code be amended by adding Section 25-2-194 to read as follows:

Sec. 25-2-194. Jam Handy/North End-East Grand Boulevard Historic District.

(A) An historic district to be known as the Jam Handy/North End-East Grand Boulevard Historic District is hereby established in accordance with the provisions of this article.

(B) This historic district designation is hereby certified as being consistent with the Detroit Master Plan.

(C) The boundaries of the Jam Handy/North End-East Grand Boulevard Historic District are as shown on the map on file in the office of the City Clerk, and shall be as follows:

Beginning at the intersection of the centerline of Woodward Avenue and the centerline of Horton Avenue; thence easterly along the centerline of Horton Avenue to the centerline of the north-south alley extended, first alley west of Woodward; thence southerly along said alley centerline to the centerline of the east-west alley first north of East Grand Boulevard; thence easterly along said alley centerline extended to the centerline of Brush Avenue; thence southerly along the centerline of Brush Avenue to the centerline of the westbound lanes of East Grand Boulevard; thence easterly along said centerline of the westbound lanes of East Grand Boulevard to the west line (extended) of the east 30 feet of Lot 33 "Atkinson's Subdivision" as recorded in Liber 7, Page 33 of Plats, Wayne County Records; thence northerly along above said line and its extension to the centerline of the public alley first north of East Grand Boulevard; thence easterly along said alley centerline to the east line of the west 10 feet of Lot 46 "Atkinson's Subdivision" as recorded in Liber 7, Page 33 of Plats, Wayne County Records; thence southerly along above said line as extended to the centerline of east Grand Boulevard; thence easterly along said Boulevard centerline to the westerly line (extended) of the east 14 feet of Lot 4 "Standish's Subdivision" as recorded in Liber 8, Page 19 of Plats, Wayne County Records; thence northerly along above said line to a point being the northwesterly corner of the south 89.88 feet of the east 14 feet of said Lot 4 "Standish's Subdivision" as recorded in Liber 8, Page 19 of Plats, Wayne County Records; thence easterly along the northerly line of the south 89.88 feet of the east 14 feet of said Lot 4 "Standish's Subdivision" as recorded in Liber 8, Page 19 of Plats, Wayne County Records to the west line of

Lot 5 "Standish's Subdivision" as recorded in Liber 8, Page 19 of Plats, Wayne County Records; thence northerly along said westerly line of above said Lot 5 to the centerline of the public alley, first north of East Grand Boulevard; thence along said alley centerline extended to the centerline of Melrose Avenue; thence southerly along said centerline of Melrose Avenue to the centerline of East Grand Boulevard; thence easterly along said Boulevard centerline to the easterly line and its extension of Lot 204 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence southerly along said easterly line of Lot 204 extended to the centerline of a vacated public alley first south of East Grand Boulevard; thence westerly along said vacated alley centerline extended to the centerline of Hastings Street; thence southerly along the centerline of Hastings Street to the centerline of Milwaukee Avenue; thence westerly along the centerline of Milwaukee Avenue to the centerline of St. Antoine Avenue; thence northerly along the centerline of St. Antoine Avenue to the centerline extended of the east-west alley first south of East Grand Boulevard; thence along said alley centerline and its extension to the easterly line extended of Lot 241 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence northerly along said easterly line of Lot 241 extended to the centerline of East Grand Boulevard; thence easterly along said Boulevard centerline to the extended east line of the west 20 feet of Lot 249 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence southerly along above said line and its extension to the centerline of the public alley first south of East Grand Boulevard; thence westerly along said alley centerline to the extended west line of the east 12.80 feet of Lot 255 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence northerly along said line extended to the centerline of the eastbound lanes of East Grand Boulevard; thence westerly along said centerline of the eastbound lanes of East Grand Boulevard to the centerline of Brush Street; thence southerly along the centerline of Brush street to the extended centerline of the alley first south of East Grand Boulevard; thence westerly along said extended alley centerline to the extended westerly line of Lot 275 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence northerly along said extended Lot line to the centerline of East Grand Boulevard; thence westerly along said Boulevard centerline to the extended east line of the west 3 feet of Lot 293

"Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence southerly along said line extended to the centerline of the public alley first south of East Grand Boulevard; thence westerly along said alley centerline to the centerline of the alley first east of Woodward Avenue; thence northerly along said alley centerline to the extended south line of Lot 3 "Frisbee and Foxen's Subdivision" as recorded in Liber 6, Page 78 of Plats, Wayne County Records; thence westerly along above said Lot line extended to the centerline of Woodward Avenue; thence northerly along said centerline of Woodward Avenue to the centerline of Horton Avenue and the Point of Beginning.

(D) The defined elements of design, as provided for in Section 25-2-2 of this code, shall be as follows:

(1) *Height.* The forty-seven buildings in the district range in height from one (1) to nine (9) stories tall; the average being two (2) stories tall. The single story buildings are typically religious and small retail buildings; while the two and three story structures tend to be either commercial buildings or single and multi-family residences. Buildings constructed to serve industrial or warehousing purposes make up the taller buildings in the district, such as the nine (9) story Scheiwe Storage Building at 2937 East Grand Boulevard and the four (4) story Boyer-Campbell Building at 6540 St. Antoine;

(2) *Proportion of Building's Front Façades.* The proportion of front façades varies greatly within the district. Most individual buildings have front façades that are wider than tall, with the exception of taller buildings located at corners of blocks such as the nine (9) story Scheiwe Storage Building at 2937 East Grand Boulevard and the eight (8) story Ford Motor Company Sales Building at 7300 Woodward Avenue. Residential buildings within the district also tend to be taller than they are wide.

(3) *Proportion of Openings Within the Façades.* The proportion of openings within the Jam Handy/North End-East Grand Boulevard Historic District vary considerably, but can be categorized by building type. Single and multi-family residential buildings tend to have double-hung windows, individually placed or grouped into twos or threes, with a proportion of roughly twenty-five (25) to thirty-five (35) percent openings within their façades. Both single and multi-family residences typically have single entry doors centrally located within the primary façade. Religious and commercial buildings within the district tend to have fifty (50) to sixty (60) percent opening within their façades, such as the former Marantha Baptist Church at 2900 East

Grand Boulevard, with its large ground level store front windows and grouped windows on the second floor, and St. Philip's Evangelical Lutheran Church at 2884 East Grand Boulevard, with its long horizontal band of replacement windows. Religious buildings within the district have ornate double door entrances, while commercial buildings in the district tend to have either double door entrances or multiple single doors along their primary façades. Buildings erected for industrial and warehousing purposes have fifty (50) to sixty (60) percent opening within their primary façades with individual window openings that are typically taller than wide, such as the Boyer-Campbell building at 6540 St. Antoine with its fixed factory windows and metal sashes, with glass block windows on the lower level.

(4) *Rhythm of Solids to Voids in the Front Façade.* Although the district has a variety of building types, openings within the façades are generally regularly arranged, horizontally by floor and vertically by bay.

(5) *Rhythm of Spacing of Buildings on Streets.* Where commercial and industrial buildings abut each other along East Grand Boulevard and the other streets comprising the district, there tends to be a continuous frontage. The rhythm is periodically broken by vacant lots used for parking or left undeveloped, and at the location of residential buildings which have side lot set backs. There are a few examples of buildings whose front set back is deep enough to accommodate parking between the front façade and the sidewalk, such as Vanguard Community Development located at 2785-95 East Grand Boulevard at the eastern edge of the district.

(6) *Rhythm of Entrance and/or Porch Projections.* Most primary entrances are prominently centered on their front façades, but variations do exist throughout the district. The placement of entrances in retail buildings is not consistent, but is usually associated with the number of retail spaces. Awnings and porch projections are common throughout the district. Most of the single-family residential houses have a porch that spans the entire width of the primary façade, while fabric awnings are located above the main entry door of most of the commercial buildings, with a few examples of awnings that span the entire storefront. The religious buildings in the district have recessed double door entryways, while the main entries for most of the industrial buildings are emphasized by stone pilasters with pediments.

(7) *Relationship of Materials.* The major materials in the district are brick with cast stone details. Other materials include limestone, ceramic tile, granite, concrete block, wood shingles, stone,

stucco, and vinyl siding. Common brick appears on many side elevations that were not intended to be visible. Window frames and sashes are mostly wood, vinyl, steel or metal, with a few buildings that have glass block infill. Major entries are often covered by fabric awnings, or emphasized by stone pilasters with pediments. Parapet roofs are typically brick, limestone, or corrugated metal, while gabled roofs tend to be asphalt shingle. A few eave overhangs have wood or stone brackets placed singly or in pairs.

(8) *Relationship of Textures.* A variety of textural relationships exist within the district, the most common being textured or pressed brick with mortar joints juxtaposed against cast stone trim. Additional textural effects are created by smooth limestone and granite panels, coarse stucco cladding, aluminum siding, decorative ceramic tile, and wood shingles. Brick and stone pilasters are common throughout the district, and provide a great deal of textural interest, as well as wood and metal columns which typically support the porch overhangs of the single family residences. Windows come in a variety of types, including fixed factory windows with metal sashes, glass block replacement windows, and wood and vinyl double hung windows either placed singly or arranged into groups of twos or threes, horizontal bands of ribbon windows, and narrow window columns. Fabric awnings above major entries provide additional textural variety.

(9) *Relationship of Colors.* The natural brick colors of red, orange, brown, and buff are contrasted with beige or light gray trim, elements and details. Brick and concrete block buildings typically retain their natural color, but a few are painted white, burnt orange, and green with window trim in contrasting colors. Limestone and stone buildings in the district also tend to retain their natural buff color with contrast provided by decorative multi-colored tiles, and brightly painted foundation walls. Single family residential buildings clad in wood or vinyl siding are painted in a variety of colors including grey, beige, white, pink, and red and are typically contrast by red, brown, or grey asphalt shingle roofs. Color applied to window frames, sash, and mullions range from green, brown, gray, putty and black.

(10) *Relationship of Architectural Details.* The district features commercial, religious, industrial, and residential buildings dating from the late eighteenth-hundreds. Characteristics of this period of American architecture within the district include references to Queen Anne, Arts and Crafts, and early industrial architecture, as well as the colorful and geometric motives of Art Deco. Architectural details vary throughout the district, but buildings are generally detailed according to the

characteristics of their individual architectural styles. Details include cast stone or brick pilasters, pediments, decorative brick soldier courses, geometrical shapes, eyebrow and gabled dormers horizontal banding, projecting cornices, turrets, dentils, and brackets.

(11) *Relationship of Roof Shapes.* Roof shapes vary throughout the district and can generally be classified by building type. Commercial and industrial brick, limestone and concrete buildings tend to have parapets, while single family residential buildings have a variety of roof shapes including gabled and hipped roofs. Most single-family residences also have gabled, eyebrow or shed dormers and porches with shed roofs. A few residential buildings within the district have corner turrets.

(12) *Walls of Continuity.* Walls of continuity are created by the continuous flow of abutting buildings. This continuity is broken by the frequent location of vacant lots, and where the building type changes to accommodate residential buildings which have side yard setbacks. Secondary walls of continuity are created by sidewalks, and chain link fences around lots and alleys.

(13) *Relationship of Significant Landscape Features and Surface Treatments.* The major surface directly in front of buildings facing East Grand Boulevard is the concrete sidewalk with a grass median between the sidewalk and the curb. The grass median is occasionally intersected by curb cuts accessing alleys, surface parking lots, and vacant lots where buildings have been demolished. Several buildings have concrete planters artistically arranged around their primary entrance, but these landscaping features are not consistently placed throughout the district. A continuous narrow median sits in the middle of East Grand Boulevard, and its surface material varies from a grass area with trees and bushes, to a flat concrete pads. The center median has several low-lying planters running parallel to the road.

(14) *Relationship of Open Space to Structures.* Open space generally exists in the form of public right-of-ways in front of buildings and the side when the building is on a corner lot. Residential buildings have side lot set backs, as well as front and rear, that provide open space on all four sides of the building. There are several vacant lots in the district, which are either used for surface parking or left unimproved. Vacant lots are frequently enclosed with chain link fences of varying heights. Where the upper part of the brick side elevation of a building is visible, an old painted advertising sign may still be extant.

(15) *Scale of Façade and Façade Elements.* The scale of façade elements

is appropriate to the style and size of the building and ranges greatly from building to building. Large elements, such as pilasters and window units, are often balanced with ornamental, repetitive small-scaled detail.

(16) *Directional Expression of Front Elevations.* The direction expression of individual front elevations varies throughout the district, but generally, the expression of buildings tend to be horizontal, with the exception of the nine-story Schwive Storage Building at 2937 East Grand Boulevard which is vertical in expression.

(17) *Rhythm of Building Setbacks.* A consistency of building setback is created, except where demolition has occurred, due to the placement of most buildings on the front lot lines along East Grand Boulevard and the other major streets within the district, including St. Antoine, East Milwaukee Avenue, and Hastings Street. Single-family residential buildings typically observe similar setbacks through the placement of their front porches.

(18) *Relationship of Lot Coverage.* Most of the commercial and industrial buildings in the district abut adjacent buildings and therefore occupy their entire lots, with occasional space allotted in the front or the rear for surface parking. Single-family and multi-family residential buildings have side lot setbacks and therefore provide less lot coverage. The placement of religious buildings within the district vary, with some occupying their entire lots, while others have front and side yard setbacks.

(19) *Degree of Complexity Within the Façades.* The degree of complexity ranges from the simple to moderately complex. Arrangements of windows, elements and details are typically regular and repetitive in nature.

(20) *Orientation, Vistas, Overviews.* The primary orientation is toward East Grand Boulevard, except for the portion of the district that jogs south to East Milwaukee Avenue. Buildings within this portion of the district are orientated toward St. Antoine Street, Hastings Street, and East Milwaukee Avenue. East Grand Boulevard has six lanes of roadway with a middle median which creates an expansive vista and large divide from one side of the thoroughfare to the other. The wide, uninterrupted sweep of East Grand Boulevard lined with buildings of fairly uniform heights results in a consistent but varied silhouette.

(21) *Symmetric or Asymmetric Appearance.* While most building façades above the first story are symmetrical, the district as a whole is asymmetrical in appearance due to the variety of architectural styles.

(22) *General Environmental Character.* The Jam Handy/North End-East Grand

Boulevard Historic District is a mixed use commercial, residential, and industrial district with a diverse building stock that offers prime redevelopment opportunities. The proposed district is five miles north of the National Register listed East Grand Boulevard Historic District. It is ideally situated in close proximity to several other locally and nationally designated districts, including the Ford Piquette Avenue Plant Historic District, New Amsterdam Historic District, New Center Area Historic District, and the General Motors Research Labs/Argonaut Building Historic District.

Section 2. All ordinances or parts of ordinances, or resolutions, in conflict with this ordinance are repealed.

Section 3. This ordinance is declared necessary for the preservation of the public peace, health, safety, and welfare of the people of the City of Detroit.

Section 4. If this ordinance is passed by a two-thirds (2/3) majority of City Council members serving, it shall be given immediate effect and shall become effective upon publication in accordance with Section 4-118 of the 2012 Detroit City Charter; otherwise, it shall become effective in accordance with Section 4-115 of the 2012 Detroit City Charter.

Approved as to form only:

MELVIN B. HOLLOWELL

Corporation Counsel

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

RESOLUTION SETTING HEARING

By Council Member Cushingberry, Jr.:

Resolved, That a public hearing will be held by this body in the Committee Room, 13th Floor of the Coleman A. Young Municipal Center, for the purpose of considering the advisability of adopting the foregoing proposed Ordinance to amend Chapter 25, Article II, of the 1984 Detroit City Code by adding Section 25-2-194 to establish the Jam Handy/North End-East Grand Boulevard Historic District, and to define the elements of design for the district.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Planning & Development Department

February 16, 2015

Honorable City Council:

Re: Surplus Property Sale — 10802 Fullerton.

The City of Detroit acquired as tax foreclosed property from the Wayne County Treasurer, 10802 Fullerton, located on the North side of Fullerton, between W. Grand River and Manor, a/k/a 10802 Fullerton. This property consists of a one-story commercial structure located on an area of land measuring approximately 3,093

square feet and is zoned B-4 (General Business District).

The purchaser proposes to rehabilitate the property for use as a "Auto Repair Shop" d/b/a BNB & Company. This use is permitted as a matter of right in a B-4 zone.

We request your Honorable Body's approval to accept the Offer to Purchase and approve the property sale resolution with a Waiver of Reconsideration and authorize the Mayor of the City of Detroit, or his authorized designee, to issue a Quit Claim Deed for Jelta L. Bryant, for the sales price of \$4,950.00 on a cash basis plus an \$18.00 deed recording fee.

Respectfully submitted,
ARTHUR JEMISON

Mayor's Designee

Pursuant to EM Order No. 38¶13
By Council Member Leland:

Resolved, That the Planning and Development Department is hereby authorized to accept this Offer to Purchase for property, located on an area of land measuring approximately 6,011 square feet and zoned B-4 (General Business District), described on the tax roll as:

a/k/a 10802 Fullerton

Land in the City of Detroit, County of Wayne and State of Michigan being the East 10 feet of Lots 527 & all of Lot 526; Glendale Gardens Subdivision of the West 1/2 of the Northeast 1/4 of Section 29, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan. Rec'd L. 33, P. 24 Plats, Wayne County Records.

and be it further

Resolved, That in accordance with the Offer to Purchase and the foregoing communication, that the Mayor of the City of Detroit, or his authorized designee, is hereby authorized to issue a Quit Claim Deed with a Waiver of Reconsideration to the purchaser, Jelta L. Bryant, upon receipt of the sales price of \$4,950.00 and the deed recording fee in accordance with the conditions set forth in the Offer to Purchase.

and be it further

Resolved, That this Quit Claim Deed be considered confirmed when executed by the Mayor of the City of Detroit, or his authorized designee, and approved by the Corporation Counsel as to form.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Planning & Development Department

February 16, 2015

Honorable City Council:

Re: Surplus Property Sale — 1277 18th Street.

The City of Detroit acquired as tax foreclosed property from the Wayne County

Treasurer, 1277 18th Street, located on the West side of 18th Street, between Porter and Howard, a/k/a 1277 18th Street. This property consists of a one-story commercial structure located on an area of land measuring approximately 5,140 square feet and is zoned M-2 (Restricted Industrial District).

The purchaser proposes to rehabilitate the property for use as a "Wood Shop" specializing in the production and sale of entry doors, cabinets and furniture pieces. This use is permitted as a matter of right in a B-4 zone.

We request your Honorable Body's approval to accept the Offer to Purchase and approve the property sale resolution with a Waiver of Reconsideration and authorize the Mayor of the City of Detroit, or his authorized designee, to issue a Quit Claim Deed for Joseph Richard Troisi, Jr. and Joseph Michael Troisi, joint tenants with full rights of survivorship, for the sales price of \$8,500.00 on a cash basis plus an \$18.00 deed recording fee.

Respectfully submitted,
ARTHUR JEMISON

Mayor's Designee

Pursuant to EM Order No. 38¶13
By Council Member Leland:

Resolved, That the Planning and Development Department is hereby authorized to accept this Offer to Purchase for property, located on an area of land measuring approximately 5,140 square feet and zoned M-2 (Restricted Industrial District), described on the tax roll as:

a/k/a 1277 18th Street

Land in the City of Detroit, County of Wayne and State of Michigan being Lot 112; Subdivision of Private Claim 473, Wayne County, Michigan. Rec'd L. 47, P. 558-9 Deeds, Wayne County Records.

and be it further

Resolved, That in accordance with the Offer to Purchase and the foregoing communication, that the Mayor of the City of Detroit, or his authorized designee, is hereby authorized to issue a Quit Claim Deed with a Waiver of Reconsideration to the purchaser, Joseph Richard Troisi Jr. and Joseph Michael Troisi, joint tenants with full rights of survivorship, upon receipt of the sales price of \$8,500.00 and the deed recording fee in accordance with the conditions set forth in the Offer to Purchase.

and be it further

Resolved, That this Quit Claim Deed be considered confirmed when executed by the Mayor of the City of Detroit, or his authorized designee, and approved by the Corporation Counsel as to form.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**Finance Department
Purchasing Division**

February 19, 2015

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

2893862 — 100% Federal Funding — To Provide Homeless Public Services to Families and Individuals Who Have No Access to Traditional or Permanent Housing — Contractor: Coalition on Temporary Shelter (COTS) — Location: 26 Peterboro, Detroit, MI 48201 — Contract Period: January 1, 2016 through December 31, 2016 — Increase Amount: \$75,000.00 — Total Contract Amount: \$210,000.00. (This Amendment #1 is for extension of time and increase of funds. The original contract period is October 1, 2013 through December 31, 2015 and the original amount is \$135,000.00.)

Planning and Development.

Respectfully submitted,

BOYSIE JACKSON

Purchasing Director

Finance Dept./Purchasing Div.

By Council Member Leland:

Resolved, That Contract No. **2893862** referred to in the foregoing communication dated February 19, 2015, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

*WAIVER OF RECONSIDERATION (No. 2), per motions before adjournment.

**PUBLIC HEALTH & SAFETY
STANDING COMMITTEE**

Municipal Parking Department

January 26, 2015

Honorable City Council:

Re: The Municipal Parking Department, Appropriation Budget Transfer Request (Cost Center #340252) (Appropriation #06243) (Cost Center #340332) (Appropriation #05976) (Cost Center #340010) (Appropriation #04108)

The City of Detroit, Municipal Parking Department requests to amend the 2014/2015 Budget as it relates to assigned appropriations. Appropriation fund transfers from Revenue Bond Principal and Interest to Auto Parking Operations and Administration, are needed to assist with garage operations and administrative expenses. The total amount requested for transfer is \$1,663,650.00.

The transfer of funds from appropriations will assist in improving the asset

value of the City garages and associated costs it takes to manage the operations.

Respectfully submitted,

NORMAN L. WHITE

Director

Approved:

PAMELA SCALES

Budget Director

JOHN NAGLICK

Finance Director

By Council Member Benson:

Resolved, That the Municipal Parking Department be and is hereby authorized to amend the 2014/2015 Budget by transferring \$1,200,000.00 from appropriation #06243 (Revenue Bond and Interest), to appropriation #05976 (Auto Parking Operations). The budget from Revenue Bond and Interests is no longer needed due to the fact that bonds were defeased.

Resolved, That the Municipal Parking Department be and is hereby authorized to amend the 2014/2015 Budget by transferring \$463,650.00 from appropriation #06243 (Revenue Bond and Interest), to appropriation #04108 (Administration). The budget from Revenue Bond and Interests is no longer needed due to the fact that bonds were defeased.

Now, Therefore, Be It

Resolved, That the Finance Director is hereby authorized to transfer funds, honor vouchers, invoices, and other expenditures when submitted in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Planning & Development Department

May 15, 2014

Honorable City Council:

Re: Petition No. 230: F&M Auto Sale, Inc. requests to renew the temporary alley closure in Petitions #1632 and #3136 for alley behind 13228 E. Eight Mile Road, Detroit, MI 48205 between Alcoy and Joann Streets.

At the request of your Honorable Body, the Planning and Development Department (P&DD) is hereby responding to the above referenced petition.

The Planning and Development Department has reviewed the petition and determined that the Department of Public Works — City Engineering Division has jurisdiction regarding the granting of temporary alley closings. City Engineering is the entity required by the City Charter to evaluate the feasibility of Petition No. 230. The Planning and Development Department, therefore, will defer action on this petition to City Engineering. City Engineering will contact and coordinate the various utility and city agencies' responses, which include a

response from the P&DD. City engineering will prepare the final recommendation report to City Council.

In additional information is required from our department regarding this matter, please contact Ms. Crystal Wilson of my staff at (313) 224-6543.

Respectfully submitted,
JOHN BARAN
Executive Manager

By Council Member Benson:

Resolved, All that part of the North-South public alley, 18 feet wide, in the block bounded by East Eight Mile Road, 204 feet wide, Collingham Drive, 60 feet wide, Joann Avenue, 60 feet wide, and Alcoy Avenue, 60 feet wide, lying easterly of and adjoining the East line of Lots 273 through 283, both inclusive, also lying westerly of and adjoining the West line of Lots 297 through 307, both inclusive, "Waltham Manor Subdivision of the West 3/4 of North 1/2 of Northeast 1/4 of Section 2, T.1S., R.12E., City of Detroit, Wayne County, Michigan" as recorded in Liber 54, Page 55, Plats, Wayne County Records;

Also, All that part of the East-West public alley, 20 feet wide, in the block bounded by East Eight Mile Road, 204 feet wide, Collingham Drive, 60 feet wide, Joann Avenue, 60 feet wide, and Alcoy Avenue, 60 feet wide, lying Northerly of and adjoining the North line of Lot 297 and the north-south alley, 18 feet wide, in the rear thereof for the full width and lying southerly of and adjoining the South line of Lots 290 through 296, both inclusive, all in the "Waltham Manor Subdivision of the West 3/4 of North 1/2 of Northeast 1/4 of Section 2, T.1S., R.12E., City of Detroit, Wayne County, Michigan" as recorded in Liber 54, Page 55, Plats, Wayne County Records;

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

Second, Said utility easement or right-

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

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

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

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

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

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

the alteration or repair of the sewer or water main facilities; and be it further

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

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

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

damages to any PLD underground facilities. PLD requires unrestricted easement rights with 24-hour heavy vehicle access in order to maintain their facilities; and be it further

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

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

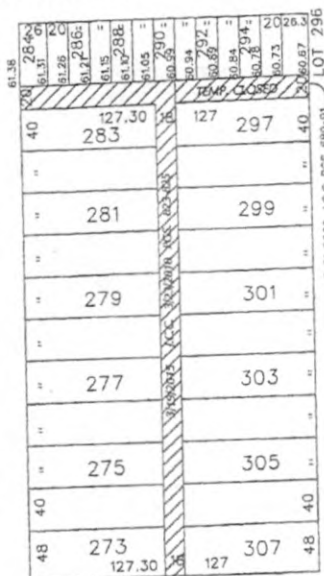
PETITION NO. 230
 F&M AUTO SALES INC.
 13228 E. EIGHT MILE RD.
 DETROIT, MICHIGAN 48205
 C/O FARIS ORAHA
 PHONE NO. 313 372 9655

"REVISED"



EIGHT MILE E. RD. 204 FT. WD.

JOANN AVE. 60 FT. WD.



ALCOY AVE. 60 FT. WD.

COLLINGHAM DR. 60 FT. WD.



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 94 C

B										REQUEST TO CONVERT TO EASEMENT THE EASTWEST PUBLIC ALLEY, 20 FT. WD. AND THE NORTH/SOUTH PUBLIC ALLEY 18 FT. WD. IN THE BLOCK BOUND BY E. 8 MI., COLLINGHAM, JOANN AND ALCOY		CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
A	CHANGES TO EASEMENT	HOW	COM	HOW	DATE							JOB NO. 01-01	
DRAWN BY		WLV		CHECKED								DRAWING NO. x230	
DATE		05-12-14		APPROVED									

Adopted as follows:
 Yeas — Council Members Ayers,
 Benson, Cushingberry, Jr., Leland,
 Castaneda-Lopez, Sheffield, Spivey, Tate,
 and President Jones — 9.

Nays — None.

Planning & Development Department July 15, 2014

Honorable City Council:
 Re: Petition No. 246: Bethany Baptist
 Church request to permanently close
 the alley located at 15122 W. Chicago
 between Coyle and Sussex.
 (Reference Petition #3458)

At the request of your Honorable Body,
 the Planning and Development Department
 (P&DD) is hereby responding to the above
 referenced petition.

The Planning and Development
 Department has reviewed the petition and

determined that the Department of Public
 Works — City Engineering Division has
 jurisdiction regarding alley closings. City
 Engineering is the entity required by the
 City Charter to evaluate the feasibility of
 Petition No. 246. The Planning and
 Development Department, therefore, will
 defer action on this petition to City
 Engineering. City Engineering will contact
 and coordinate the various utility and city
 agencies' responses, which include a
 response from the P&DD. City
 Engineering will prepare the final recom-
 mendation report to City Council.

In additional information is required from
 our department regarding this matter, please
 contact Ms. Crystal Wilson of my staff at
 (313) 224-6543.

Respectfully submitted,
 JOHN BARAN
 Executive Manager

By Council Member Benson:

Resolved, All of the east-west public alley, 20 feet wide, and the southerly part of the north-south alley, 18 feet wide in the block bounded by West Chicago Avenue, 66 feet wide, Orangelawn Avenue, 60 feet wide, Sussex Avenue, 60 feet wide and Coyle Avenue, 60 feet wide and being more particularly described as the public alley 20 feet wide lying northerly of and adjoining the north line of Lots 266 through 276, both in inclusive and lying southerly of and adjoining the south line of Lots 265 and 277; also the north-south public alley, 18 feet wide, lying easterly of and adjoining the east line of Lots 264 and 265, and lying westerly of and adjoining the west line of Lots 277 and 278, all in "Nicholson Park Subdivision of the S.W. 1/4 of the N.W. 1/4 of Section 31, T.1S., R.11E., Greenfield Township, Wayne County, Michigan" as recorded in Liber 52, Page 53 of Plats, Wayne County Records.

Be and the same are hereby vacated as public alleys and are hereby converted into private easements for public utilities, 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 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 easement or right-of-way over said 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 or alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth.

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

prohibited by this resolution, shall be restored to a satisfactory condition.

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

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

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

Provided, That the Public Lighting Department shall have unimpeded 24-hour-per-day access to the easement area, and be it 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 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 easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

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

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

agreement with the Detroit Water and Sewerage Department; and be it further

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

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

PETITION NO. 246
 BETHANY BAPTIST CHURCH
 15122 W. CHICAGO AVE.
 DETROIT, MICHIGAN 48228
 C/O PASTOR DR. SAMUEL H. BULLOCK JR.
 PHONE NO. 313 836-7667



ORANGELAWN AVE. 60 FT. WD.

SUSSEX AVE. 60 FT. WD.

COYLE AVE. 60 FT. WD.



W. CHICAGO AVE. 66 FT. WD.



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 82 C

B		REQUEST TO CONVERT TO EASEMENT		CITY OF DETROIT	
A		OF THE NORTH/SOUTH, 20 FT. WD. AND A PORTION		CITY ENGINEERING DEPARTMENT	
DESCRIPTION		PUBLIC ALLEY IN THE BLOCK BOUND BY		SURVEY BUREAU	
DRAWN BY WLW		SUSSEX, ORANGELAWN, COYLE		JOB NO. 01-01	
DATE 06-01-14		AND W. CHICAGO AVE.		DRAW NO. X 246	
CHECKED					
APPROVED					

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Planning & Development Department

September 16, 2014

Honorable City Council:

Re: Petition No. 360: Giffels Webster request to vacate Guoin Street between Riopelle and Orleans Streets.

At the request of your Honorable Body, the Planning and Development Department (P&DD) is hereby responsible to the above referenced petition.

The Planning and Development Department has reviewed the petition and determined that the Department of Public Works — City Engineering Division has jurisdiction regarding the granting of vacations for public streets. City Engineering is the entity required by the City Charter to evaluate the feasibility of Petition No. 360. The Planning and Development Department, therefore, will defer action on this petition to City Engineering. City Engineering will contact and coordinate the various utility and city agencies' responses, which include a response from the P&DD. City Engineering will prepare the final recommendation report to City Council.

If additional information is required from our department regarding this matter, please contact Ms. Crystal Wilson of my staff at (313) 224-6543.

Respectfully submitted,

JOHN BARAN

Executive Manager

By Council Member Benson:

Whereas, The requested outright vacation is a critical part of the coordinated efforts of the Economic Development Corporation and McCormick Baron Salazar's future private \$60M Residential/Commercial five block development anticipated known as "Orleans Landing"; and

Whereas, In accordance with the "Waterfront East Development Project", previously approved by Detroit City Council, September 14, 2005, the

Economic Development Corporation will retain a "View Corridor", 39.00 feet wide, adjacent to the easterly right-of-way of Riopelle Street, between E. Atwater Street and E. Jefferson Avenue; and

Whereas, The proposed "View Corridor" will be held in City of Detroit Recreation Department inventory and will not be transferred to the developer as part of the private development parcels; and

Whereas, That part of the westerly 39.00 feet of Guoin Street right-of-way to be vacated will become part and parcel of said "View Corridor"; Therefore Be It

Resolved, All that part of Guoin Street (50 feet wide) between Riopelle Street (50 feet wide as widened) and Orleans Street (50 & 58 feet wide, as widened), lying Northerly of and abutting the North line of Lots 2-7, inclusive, and part of Lot 8, Block 5, of "A Town Plat of the Farm of Antoine Dequindre assigned by Deed of Trust to Peter Desnoyer drawn up by Anson E. Hathon at the request of the parties interested", City of Detroit, Wayne County, Michigan, as recorded in Liber 10, Pages 715-717, City Records, Wayne County Records; and lying Northerly of and abutting the North line of Lots 1, 2, 3 and the east 19.00 feet of Lot 4 of "Commissioner's Subdivision of Lots 7, 8, 9, 10, 11, 14, 15, 16, 17 & 18 of the Subdivision of the Riopelle Farm between Atwater and Guoin Sts.", City of Detroit, Wayne County, Michigan, as recorded in Liber 276 of Deeds, Page 289, Wayne County Records; also lying Southerly of and abutting the South line of Lots 9-15, inclusive, Block 6, of said Town Plat of the Farm of Antoine Dequindre, and Southerly of and abutting the South line of Lots 19, 20 and part of Lot 21 of "Plat of the Subdivision of the Dominique Riopelle Farm, being the front of Private Claim No. 13" City of Detroit, Wayne County, Michigan, as recorded in Liber 15, Pages 394-395, and Liber 25, Pages 405-407, City Records, Wayne County Records;

Be and the same is hereby vacated as public rights-of-way to become part and parcel of the abutting property;

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

utilities and the City are a part of this resolution.

I am recommending adoption of the attached (renewal) resolution.

Respectfully submitted,
RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW
By Council Member Benson:

Whereas, The previous petition to temporarily close the part of Meadowbrook Avenue, between Freud and the dead end was granted by City Council on November 10, 1993 (J.C.C. pages 2274-2275), and

Whereas, The petitioner complied with the terms, conditions and restrictions of the previously granted Council resolutions; therefore be it

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue a permit to Kean's Detroit Yacht Harbor Inc. to temporarily close all that part of Meadowbrook Avenue, 25 feet wide, south of Freud Avenue, 60 feet wide, lying westerly of and abutting the south 31.21 feet of Lot 35 and west line of Lots 36 through 44 of "Walter C. Mack's Subdivision of a part of the Westerly 1/3 of the East 1/2 of that part of P.C. 387 lying southerly of Jefferson Avenue" City of Detroit, Wayne County, Michigan as recorded in Liber 28 Page 11, Plats, Wayne County Records; on a temporary basis to expire on February 1, 2020.

Provided, That the petitioner shall file with the Finance Department and/or City Engineering Division — DPW an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and the faithful or unfaithful performance by the petitioner of the terms thereof. Further, the petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closing; and

Provided, The property owned by the petitioner and adjoining the temporary public street closing shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the street; and

Provided, The petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public street closing, and

Provided, No buildings or other structures of any nature whatsoever (except necessary line fence), shall be constructed on or over the public rights-of-way. The petitioner shall observe the rules and regulations of the City Engineering Division — DPW. The City of Detroit retains all rights and interests in the temporarily closed public rights-of-way. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public rights-of-way. Further, the petitioner shall comply with all specific conditions imposed to ensure unimpeded 24-hour-per-day access to the City and utility companies; and

Provided, The petitioner's fence, gate and barricade installations shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles and must only be installed in such a way to not prohibit pedestrian traffic within the sidewalk spaced; and

Provided, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporarily closed public rights-of-way. Further, the placement of materials, merchandise, or signs on any adjacent temporary area is prohibited; and

Provided, That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Division — DPW by the petitioner at the petitioner's expense; and

Provided, This resolution is revocable at the will, whim or caprices of the Detroit City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and

Provided, That this permit shall not be assigned or transferred without the written approval of the Detroit City Council; 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 Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.
 Nays — None.

**Department of Public Works
 City Engineering Division**

January 26, 2015

Honorable City Council:
 Re: Petition No. 324 Ajax Metal Processing, Inc. request to convert to permanent closure of the temporary closure of Bellevue Avenue between Gratiot and Forest previously granted in 1985 and again in 1991.

Petition No. 324 Ajax Metal Processing, Inc. request the vacation and conversion to easement Bellevue Avenue, 70 feet wide from Gratiot Avenue, 120 feet wide to Forest Avenue, 70 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 provide security for the business and to keep the public away from the heavy truck traffic. The subject area has been physically closed since 1985 and your Honorable Body has previously approved the closure as a temporary closure.

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. 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 conver-

sion 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, P.C.

City Engineer

City Engineering Division — DPW

By Council Member Benson:

Resolved, All of Bellevue Avenue, 70 feet wide lying northerly of Gratiot Avenue, 120 feet wide and southerly of Forest Avenue, 70 feet wide and being more particularly described as: Land in the City of Detroit, Wayne County, Michigan being that part of Bellevue Avenue, 70 feet wide lying easterly of and adjoining the easterly line of Lots 8 through 18, both inclusive Block 7 and the vacated alley north of Lot 8 and south of Lot 9 and the north 20 feet of Lot 16 opened as an alley and subsequently vacated and converted to easement; also lying westerly of and adjoining the westerly line of Lots 1, 7, 8, 9, 10 and 11 Block 6 and the vacated alley north of Lot 1 and south of Lot 7 "Heffron's Subdivision of Lots 6 and 7 Beaufait Farm North of Gratiot Street" as recorded in Liber 2 Page 35 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 adjoin-

ing 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.,

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

Permit

Honorable City Council:

To your Committee of the Whole was referred Petition of HYPE Athletics (#420), to conduct "Get Hype 5k". After consultation with the Buildings, Safety Engineering and Environmental Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

SCOTT BENSON

Chairperson

By Council Member Benson:

Resolved, That subject to approval of the Mayor's Office, DPW — City Engineering Division, Buildings Safety Engineering, Recreation, Business License Center, Transportation and Police Departments, permission be and is hereby granted to HYPE Athletics (#420) for "Get Hype 5k" on May 28, 2015 from 11:00 a.m.-12:00 p.m., with various street closures, etc.

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

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

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

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

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

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**NEW BUSINESS
Finance Department
Board of Assessors**

February 23, 2015

Honorable City Council:

Re: Treymore Apartments — Payment in Lieu of Taxes — PILOT.
Paradise Valley Investment Group, LLC

has formed Treymore Apartments Limited Dividend Housing Association Limited Partnership for the development of the Treymore Apartments Project.

The Treymore Apartments development consists of the full gut rehab of 28 1-bathroom units. The development is located at 457/449 Brainard near Cass Avenue and Martin Luther King, Jr. and is bounded by Selden, Martin Luther King Jr. Blvd., Cass, Lodge Freeway in Detroit, Michigan, For a legal description of the property, see Attachment.

At least twenty percent (20%), or 6 of the units must be occupied by households having incomes no greater than 50% of the area median income, adjusted for family size.

The remaining eighty percent (80%), or 22 of the units must be occupied by households with incomes that do not exceed 60% of the area median income, adjusted by family size. These income restrictions will be in effect for the longer of the period the Affordable Housing Restrictions apply or the time required under the Tax Credit Program.

With respect to all of the units, the income of individuals and area gross median income shall be determined by Housing and Urban Department (HUD) in a manner consistent with determinations of lower-income families and area median gross income under Sections 8 of the U.S. Housing Act of 1937 and promulgated a 24 CFR 812.

In order to make this development economically feasible, it is necessary for it to receive the benefits of tax exemption under Section 15a of the State Housing Development Authority Act of 1996, (P.A. 346, as amended, MCLA 125. 1415A).

Maximum project rents are determined by Housing and Urban Development Department annually.

Rents for the tax credit restricted units must have rents which equal 30% of annual incomes for households at 60% of medium incomes minus tenant-paid utilities. Rents for the 17 restricted units must have rents which equal 30% of annual incomes for households at 50% of medium income minus tenant-paid utilities.

Although the Project's rents may be lower than the rent levels published by HUD, the rents charged cannot be more.

These rental restrictions will be in effect for the longer of the time required by the Tax Credit Program, or while Affordable Housing Restrictions apply.

Adoption of the Resolution by your Honorable Body will satisfy the requirements of Public Act 346 and City Ordinance 9-90, as amended, by establishing a ten percent (10%) service fee for this project.

Respectfully submitted,

ALVIN HORHN

Assessor

By Council Member Leland:

Whereas, Pursuant to the provisions of the Michigan State Housing Development Act, Act 346 of the Public Acts of 1966, as amended, being MCL 125.1401 et seq. (the "Act"), a request for exemption from property taxes has been received on behalf of University Meadows Nova Limited Dividend Housing Association Limited Partnership (the "Sponsor"); and

Whereas, A housing project as defined in the Act is eligible for exemption from property taxes under Section 15a of the Act (MCL 125.1415a) if the Michigan State Housing Development Authority ("MSHDA") provides funding for the housing project or if the housing project is funded with a federally-aided mortgage as determined by MSHDA; and

Whereas, Section 15a of the Act (MCLA 125.1415a) provides that the local legislative body may establish by ordinance the service charge to be paid in lieu of taxes, commonly known as a PILOT; and

Whereas, The City of Detroit has adopted Ordinance 9-90, as amended, being Sections 18-9-10 through 18-9-16 of the Detroit City Code to provide for the exemption from property taxes of eligible housing projects and to provide for the amount of the PILOT for said housing projects to be established by resolution of the Detroit City Council after review and report by the Board of Assessors; and

Whereas, The Sponsor is proposing to undertake a housing project to be known as Treymore Apartments consisting of rehabilitating 28 units in apartment buildings located on several parcels of property owned or to be acquired by the Sponsor as described by street address and tax parcel in Exhibit A to this resolution, with 28 units for low and moderate income housing (the "Project"); and

Whereas, The purpose of the Project is primarily to serve low to moderate-income persons; and

Whereas, MSHDA has provided notice to the Sponsor that it intends to approve federally-aided financing for the Project, provided that the Detroit City Council adopts a resolution establishing the PILOT for the Project; and

Whereas, Pursuant to Section 15a(1) of the Act, being MCL 125.1415a(1), the tax exemption is not effective until the Sponsor first obtains MSHDA certification that the housing project is eligible for exemption, and files an affidavit, as so certified by MSHDA, with the Board of Assessors;

Now, Therefore, Be It

Resolved, That upon the acquisition and full ownership of said described premises by Treymore Apartments Limited Dividend Housing Association Limited Partnership, said described premises shall henceforth be entitled to

be exempt from taxation but subject to the provisions of a service charge for payment in lieu of taxes as set forth in Act No. 346 of the Public Acts of 1966, as amended, being MCL 125.1401, et seq., MSA 16114(1) et seq.; and be it further

Resolved, That a service charge for payment in lieu of taxes (PILOT) of the lessor of the tax on the property for the year before rehabilitation commenced or ten percent (10%) of the annual net shelter rent obtained from the Project is established for the Project in accordance with City Code Section 18-9-13, subject to the terms of this resolution; and be it further

Resolved, That in accordance with MCL 125.1415a(6), that portion of the Project that is exempt pursuant to this resolution but that will not be occupied by low income persons or families, as that term is defined in the Act, shall pay a service charge in lieu of taxes equal to the full amount of the taxes that would be paid on that portion of the Project if it were not tax exempt; and be it further

Resolved, That arrangements to have collections of a payment in lieu of taxes from the Sponsor be established upon occupancy for future years with respect to the Project and that all necessary journal entries with respect to the same be prepared by the Finance Department; and be it further

Resolved, That the exemption granted by this resolution shall not be effective until the Board of Assessors has received from the Sponsor the filed affidavit, certified by MSHDA, that the Project is eligible for exemption; and be it further

Resolved, That the specific legal description for the Project shall be as set forth in the certification from MSHDA; and be it further

Resolved, That in accordance with Section 15a(3) of the Act, MCL 125.1415a(3), the exemption from taxation shall remain in effect for as long as the MSHDA-aided or federally-aided financing is in effect, but not longer than fifty (50) years, and shall terminate upon the determination by the Board of Assessors that the Project is no longer eligible for the exemption; and be it further

Resolved, That the City Clerk furnish the Finance Department — Assessments Division two certified copies of this resolution; and be it further

Resolved, That this resolution is adopted with a waiver of reconsideration.

ATTACHMENT

LEGAL DESCRIPTION

The land referred to in this Commitment is described as follows:

Land in the City of Detroit, County of Wayne, State of Michigan being more particularly described as:

Parcel 1:

Lot 24, Block 91, Subdivision of Part of Cass Farm, as recorded in Liber 1,

American Cancer Society, The Multiple Sclerosis Society and many other local charities and mentoring organizations. The chapter has extended its community service outreach globally by building a water well, supporting a local infirmary, and contributing books, school supplies and HIV kits to Ghana. NOW THEREFORE BE IT

RESOLVED, That the Office of Council President Brenda Jones and the Detroit City Council hereby join with Zeta Phi Beta Sorority, Incorporated friends and members of Beta Omicron Zeta Chapter in celebrating your 70th Anniversary. May the Lord continue to Bless your organization.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**TESTIMONIAL RESOLUTION
FOR
POLICE OFFICER
EDGARDO APONTE**

“Congratulations on Your Retirement”

By COUNCIL PRESIDENT JONES,

WHEREAS, On December 15, 2014, Police Officer Edgardo Aponte, of Firearms Inventory, retired from the Detroit Police Department after 27 years of exemplary service to the citizens of Detroit. He was appointed to the Detroit Police Department on April 4, 1987. Upon graduation from the Detroit Police Academy, Officer Aponte began his career at the Third Precinct; and

WHEREAS, Officer Aponte has displayed an interest in the lives of the citizens that he served, finding solutions to concerns and problems, while enhancing their quality of life. Officer Aponte’s assignments also included Court Services, the Warrant Office and Firearms Inventory, where he remained until his retirement; and

WHEREAS, During his career, Officer Aponte was also the recipient of the Major League Baseball All Star Award, NFL Super Bowl Award, The Rosa Parks Commemorative Award, A Perfect Attendance Award and numerous commendations; and

WHEREAS, Officer Aponte has served the Detroit Police Department and citizens of the City of Detroit with loyalty and dedication for over a quarter of a century. He is widely respected as a man of honesty and integrity, and is regarded throughout the law enforcement community as a true professional. NOW, THEREFORE BE IT

Resolved, That the Office of Council President Brenda Jones and Detroit

City Council recognizes Officer Edgardo Aponte’s 27 years of loyalty, professionalism, integrity and dedication to the citizens of Detroit and the Detroit Police Department. May God grant you every success now and in the years to come!

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

**TESTIMONIAL RESOLUTION
FOR
POLICE OFFICER
LEONARD J. BARSZCZ**

“Congratulations on your Retirement”

By COUNCIL PRESIDENT JONES:

WHEREAS, On April 26, 2013, Police Officer Leonard J. Barszcz of Fleet Management retired from the Detroit Police Department after 26 years of exemplary service to the citizens of Detroit. Officer Barszcz was appointed to the Detroit Police Department on January 26, 1987. Upon graduation from the Detroit Police Academy, Officer Barszcz began his career at the Twelfth Precinct; and

WHEREAS, Officer Leonard J. Barszcz’s assignments included the Abandoned Vehicle Task Force, Auction Detail and Fleet Management where he remained until his retirement. He has displayed an interest in the lives of the citizens that he served, finding solutions to their concerns and problems to enhance their quality of life; and

WHEREAS, During his career, Officer Leonard J. Barszcz was also the recipient of the following awards: the Major League Baseball All Star Award, the NFL Superbowl Award, the Rosa Parks Commemorative Award and two Perfect Attendance Awards. In addition, Officer Barszcz received numerous commendations from citizens, superiors and other law enforcement agencies. He is widely respected throughout the law enforcement community as the consummate professional. NOW THEREFORE BE IT

RESOLVED, That the Office of Council President Brenda Jones and Detroit City Council recognizes Officer Leonard J. Barszcz’s 26 years of loyalty, professionalism, integrity and dedication to the citizens of Detroit and the Detroit Police Department. May God grant you every success now and in the years to come!

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Cushingberry, Jr., Leland, Sheffield, Spivey, Tate, and President Jones — 9.

Nays — None.

CONSENT AGENDA**Finance Department
Purchasing Division**

February 26, 2015

Honorable City Council:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

86798 — 100% City Funding — To Provide a Legislative Assistant to Council Member Scott Benson — Contractor: Ali Alfaraajalla — Location: 6259 Kenilworth, Dearborn, MI 48126 — Contract Period: July 1, 2014 through June 30, 2015 — \$15.40 per hour — Increase of 260 hours to an existing contract — Contract Amount: \$28,182.00. **City Council.**

Respectfully submitted,

BOYSIE JACKSON

Chief Procurement Officer

Finance Dept./Purchasing Div.

By Council Member Spivey:

Resolved, That Contract No. **86798** referred to in the foregoing communication dated February 26, 2015, be hereby and is approved.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Cushingberry, Jr., Leland, Castaneda-Lopez, Sheffield, Spivey, Tate, and President Jones — 9.

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

MEMBER REPORTS

Member Reports were suspended.

From the Clerk

March 3, 2015

This is to report for the record that, in accordance with the City Charter, the portion of the proceedings of February 17, 2015, on which reconsideration was waived, was presented to His Honor, the Mayor, for approval on February 18, 2015, and same was approved on February 25, 2015.

Also, That the balance of the proceedings of February 17, 2015 was presented to His Honor, the Mayor, on February 23, 2015, and the same was approved on March 2, 2015.

Also, That my office was served with the following papers issued out of Wayne Circuit Court and United States District Court, and the same were referred to the Law Department.

*Timothy Davis (Plaintiff) vs. City of Detroit (Defendant); Case No. 15-10547
Placed on file.

And the Council then adjourned to reconvene on Wednesday, March 4, 2015 at 2:40 p.m.

BRENDA JONES,
President

JANICE M. WINFREY,
City Clerk

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



October 6, 2014

Honorable City Council:

RE: Petition No. 360 - Giffels Webster, request to vacate (outright) Guoin Street between Riopelle and Orleans Street(s).

Petition No. 360 of Giffels Webster, 28 W. Adams, Suite 1200, Detroit, Michigan 48226, in behalf of the Economic Development Corporation (EDC) whose address is 500 Griswold, Suite 2200, Detroit, Michigan 48226, respectfully request to vacate (outright) Guoin Street (50 feet wide) between Riopelle Street (50 feet wide as widened) and Orleans Street (50 feet wide & 58 feet wide, as widened).

Said Guoin Street is an unimproved public right-of-way. Having never been open to vehicular or pedestrian traffic, there is no pavement, curb, or sidewalk and essentially appears to be vacant land. The City of Detroit has no plans to improve this right-of-way and agrees to allow it to become part of the abutting property.

This requested outright vacation is a critical part of the coordinated efforts of the "EDC" and McCormick Baron Salazar's future private \$60M residential five block development anticipated known as "Orleans Landing".

As part of the "Waterfront East Development Project", previously approved by Detroit City Council, September 14, 2005, the "EDC" proposes to retain a "View Corridor", 39.00 feet wide, adjacent to the easterly right-of-way of Riopelle Street, between E. Atwater Street and E. Jefferson Avenue. The proposed "Corridor" will be held in City of Detroit Recreation Department inventory and will not be transferred to the developer as part of the private development parcels. A part of Guoin Street to be vacated is abutting the "Corridor". Once vacated the westerly 39.00 feet of Guoin Street right-of-way will become part and parcel of said "View Corridor".

The request was approved by the Planning and Development Department, the Solid Waste Division, the Street Design Division and the Traffic Engineering Division of 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) reported no objection to the out-right vacation of the public rights-of-way provided, that the petitioner owns all adjacent properties.



AT&T has reported having existing facilities within the area proposed to be vacated. However, arrangements have been made with the Customer Growth Group to re-route, remove or abandon said facilities and to provide new service to the future development.

All other city departments and privately owned utility companies have reported no involvement to the requested right-of-way changes or that satisfactory arrangements have been made.

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

Cc: Ronald Brundidge, Director – DPW
Mayor's Office City Council Liaison
EDC
McCormick Baron Salazar
Hamilton Anderson Architects

BY COUNCIL MEMBER _____

WHEREAS, The requested outright vacation is a critical part of the coordinated efforts of the Economic Development Corporation and McCormick Baron Salazar's future private \$60M Residential/Commercial five block development anticipated known as "Orleans Landing"; AND

WHEREAS, In accordance with the "Waterfront East Development Project", previously approved by Detroit City Council, September 14, 2005, the Economic Development Corporation will retain a "View Corridor", 39.00 feet wide, adjacent to the easterly right-of-way of Riopelle Street, between E. Atwater Street and E. Jefferson Avenue; AND

WHEREAS, The proposed "View Corridor" will be held in City of Detroit Recreation Department inventory and will not be transferred to the developer as part of the private development parcels; AND

WHEREAS, That part of the westerly 39.00 feet of Guoin Street right-of-way to be vacated will become part and parcel of said "View Corridor"; THEREFORE BE IT

RESOLVED, All that part of Guoin Street (50 feet wide) between Riopelle Street (50 feet wide as widened) and Orleans Street (50 & 58 feet wide, as widened), lying Northerly of and abutting the North line of Lots 2-7, inclusive, and part of Lot 8, Block 5, of "A Town Plat of the Farm of Antoine Dequindre assigned by Deed of Trust to Peter Desnoyer drawn up by Anson E. Hathon at the request of the parties interested", City of Detroit, Wayne County, Michigan, as recorded in Liber 10, Pages 715-717, City Records, Wayne County Records; and lying Northerly of and abutting the North line of Lots 1, 2, 3 and the east 19.00 feet of Lot 4 of "Commissioner's Subdivision of Lots 7, 8, 9, 10, 11, 14, 15, 16, 17 & 18 of the Subdivision of the Riopelle Farm between Atwater and Guoin Sts.", City of Detroit, Wayne County, Michigan, as recorded in Liber 276 of Deeds, Page 289, Wayne County Records; also lying Southerly of and abutting the South line of Lots 9-15, inclusive, Block 6, of said Town Plat of the Farm of Antoine Dequindre, and Southerly of and abutting the South line of Lots 19, 20 and part of Lot 21 of "Plat of the Subdivision of the Dominique Riopelle Farm, being the front of Private Claim No. 13" City of Detroit, Wayne County, Michigan, as recorded in Liber 15, Pages 394-395, and Liber 25, Pages 405-407, City Records, Wayne County Records;

Be and the same is hereby vacated as public rights-of-way to become part and parcel of the abutting property;

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. 360
 GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O JAMES FOSTER
 PHONE NO. 313 962-4442



FRANKLIN ST. 50 FT. WD.

RIOPELLE ST. 50 FT. WD.



ORLEANS ST. 50 FT. WD.

ATWATER ST. 50 FT. WD.



- REQUESTED VACATION

(FOR OFFICE USE ONLY)

CARTO 38 D

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	WLW	CHECKED			
DATE	07-31-14	APPROVED			

REQUEST TO VACATE
 GUOIN ST. 50 FT. WD.
 BETWEEN
 RIOPELLE AND ORLEANS ST.

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 360



CITY OF DETROIT
CITY ENGINEERING DIVISION
DEPARTMENT OF PUBLIC WORKS

COLEMAN A YOUNG MUNICIPAL CENTER
SUITE 601
TWO WOODWARD AVENUE
DETROIT, MICHIGAN 48226-3473
PHONE 313 • 224 • 3949
FAX 313 • 224 • 3471

January 26, 2015

Honorable City Council:

RE: Petition No. 324 Ajax Metal Processing, Inc. request to convert to permanent closure of the temporary closure of Bellevue Avenue between Gratiot and Forest previously granted in 1985 and again in 1991.

Petition No. 324 Ajax Metal Processing, Inc. request the vacation and conversion to easement Bellevue Avenue, 70 feet wide from Gratiot Avenue, 120 feet wide to Forest Avenue, 70 feet wide.

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

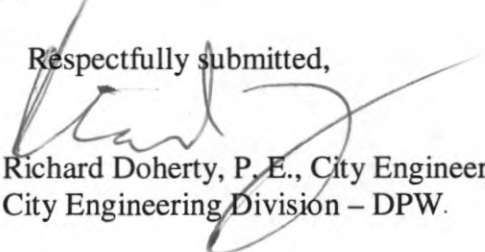
The request is being made to provide security for the business and to keep the public away from the heavy truck traffic. The subject area has been physically closed since 1985 and your Honorable Body has previously approved the closure as a temporary closure.

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. 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.

I am recommending adoption of the attached resolution.

Respectfully submitted,


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

/JMK

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

Michael Duggan. MAYOR

BY COUNCIL MEMBER _____

RESOLVED, all of Bellevue Avenue, 70 feet wide lying northerly of Gratiot Avenue, 120 feet wide and southerly of Forest Avenue, 70 feet wide and being more particularly described as: Land in the City of Detroit, Wayne County, Michigan being that part of Bellevue Avenue, 70 feet wide lying easterly of and adjoining the easterly line of Lots 8 through 18, both inclusive Block 7 and the vacated alley north of Lot 8 and south of Lot 9 and the north 20 feet of Lot 16 opened as an alley and subsequently vacated and converted to easement; also lying westerly of and adjoining the westerly line of Lots 1, 7, 8, 9, 10 and 11 Block 6 and the vacated alley north of Lot 1 and south of Lot 7 "Heffron's Subdivision of Lots 6 and 7 Beaufait Farm North of Gratiot Street" as recorded in Liber 2 Page 35 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 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 Gratiot Avenue or Forest 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.

TRUE COPY CERTIFICATE

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

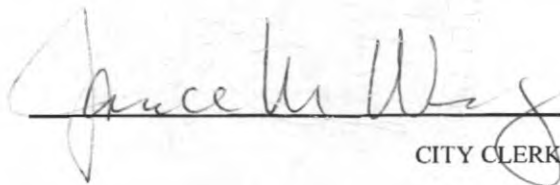
adopted (passed) by the City Council at session of February 2, 2016

and approved by Mayor February 9, 2016

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 May A.D. 2016


CITY CLERK



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

~~531~~
60 26

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

December 9, 2015

Honorable City Council:

Re: Petition No. 531 - 1903 Wilkins, LLC, request to vacate previously abandoned alleys located on or abutting the property at 1903 Wilkins Street, Detroit, MI. 48207 for the purpose of clearing title in order to consolidate the tax parcels into one single parcel.

Petition No. 531 – by Silvia Shelby Bradley on behalf of 1903 Wilkins LLC, request to vacate and convert to easement part of Erskine Avenue, Watson Avenue, Wilkins Avenue and the remaining public alleys in the area bounded by Wilkins Avenue, variable width, Erskine Avenue, 50 feet wide, Dequindre Cut (Grand Trunk Railroad right-of-way) and St Aubin Avenue, 50 feet wide.

This request is being made in order to consolidate the Detroit Edison Public School parcels into a single tax parcel and to clear the title for the new parcel. The school has been in existence at the subject site for over 10 years but was a tenant and just purchased it from the landlord this year which now allows them to exempt the property taxes that they have been paying because of the lease terms.

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

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

The Public Lighting Department (PLD) reports that there is a 24,000 volt cable run in Erskine Avenue. Maintenance crews require 24-hour heavy truck access for repair of duct run and/or cable installation. The specific PLD provision is a part of the attached resolution.

The Public Lighting Authority (PLA) reports having PLA lights in the affected area and requests the petitioner to contact PLA for actual costs to remove the lights when ready. The specific PLA provision is a part of the attached resolution.

The Detroit Fire Department (DFD) reports involvement and a provision to maintain DFD access is a part of the 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.

ENTERED JAN 25 2016

CITY CLERK 11 JAN 2016 AM 8:36

Memo to formal 543-0



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

I am recommending adoption of the attached resolution.

Respectfully submitted,

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

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

JMK/

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

BY COUNCIL MEMBER

BENSON

RESOLVED, that the following public rights-of-way:

- 1) That part of Erskine Avenue, 50 feet wide, from the westerly line of St Aubin Avenue to the existing vacated portion easterly of the Dequindre Cut (Grand Trunk Railroad right-of-way) being more particularly described as lying northerly of and adjoining the northerly line of Lots 24 through 29, both inclusive and the vacated north-south alley, 20 feet wide westerly of and adjoining said Lot 24; also lying southerly of and adjoining the southerly line of Lots 30 through 35, both inclusive and the vacated north-south public alley, 20 feet wide, westerly of and adjoining said Lot 35 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records; also lying northerly of and adjoining the northerly line of Lots 88 through 93, both inclusive and the north-south public alley, 20 feet wide, adjoining said Lots 88 and 89; and lying southerly of and adjoining the southerly line of Lots 94 through 99, both inclusive, and the north-south public alley, 20 feet wide adjoining said Lots 98 and 99 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 2) That part of Watson Avenue, 50 feet wide, from St. Aubin Avenue westerly 120 feet (record) being more particularly described as lying northerly of and adjoining the northerly line of Lot 72 and the north-south public alley, 20 feet wide, adjoining Lots 72 and 73; also lying southerly of and adjoining the southerly line of Lot 83 and the north-south public alley, 20 feet wide, adjoining Lots 82 and 83 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 3) That part of Wilkins Avenue, variable width, easterly of the Dequindre Cut (Grand Trunk Railroad) and westerly of St Aubin Avenue being more particularly described as that part of Lots 49, 50, 51, 52 and 53 "Subdivision of Lots 14 and 15 on the Witherell Farm, North of the Gratiot turnpike" as recorded in Liber 41, Page 450 of Deeds, Wayne County Records, lying northerly of a line being 65 feet northerly of and parallel to the southerly line of Wilkins Avenue.
- 4) All of the north-south public alley, 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the easterly 20 feet of Lot 25 and lying westerly of and adjoining Lot 26 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records.
- 5) All of the east-west public alley, 17.5 and 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the northerly 2.5 feet of Lots 18, 19, 20, 21 and the northerly 2.5 feet of the easterly 20 feet of Lot 22 along with the original public alley, 15 feet wide, lying northerly of and adjoining Lots 18, 19, 20, 21 and the easterly 20 feet of Lot 22 and lying southerly of and adjoining Lots 26,

27, 28, 29 and the easterly 20 feet of Lot 25 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records; also all of the public alley, 20 feet wide, lying northerly of and adjoining Lots 78, 79, 80, 81 and 82 and lying southerly of and adjoining Lots 89, 90, 91, 92 and 93 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.

- 6) All of the north-south public alley, 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin lying westerly of and adjoining Lots 83 through 88 and lying easterly of and adjoining Lots 82 and 89 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 7) All of the north-south public alley, 20 feet wide, in the block of Wilkins Avenue, Watson Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin lying westerly of and adjoining Lots 68 through 72, both inclusive, and lying easterly of and adjoining Lots 67 and 73, including any parts of the above said Lots deeded for rights-of-way and subsequently vacated "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 8) All of the east-west public alley, 15 feet wide, in the block of Wilkins Avenue, Watson Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the southerly 15 feet of Lots 73 and 74 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.

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

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

Second, said utility easement or right-of-way in and over said vacated rights-of-way 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 rights-of-way 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

Provided, that Public Lighting Department (PLD) maintenance crews shall have 24-hour heavy truck access for repair of the 24,000 volt cable and/or duct installation in the Erskine Avenue easement; and be it further

Provided, that the petitioner shall pay all costs required by the Public Lighting Authority (PLA) for removal of PLA lights in the affected area or make arrangements with PLA for the continued usage of the existing streetlights; and be it further

Provided, that Fire Department access must be maintained for emergency personnel at all times; and be it further

Provided, that an easement, the full width of the existing rights-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 easements, 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 rights-of-way 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 easements 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 perform any construction of new curb and sidewalk, such construction shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

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

PETITION NO. 531
 JAFFE, RAITT, HEUER & WEISS
 C/O 1903 WILKINS, LLC
 27777 FRANKLIN RD. SUTIE 2500
 SOUTHFIELD, MICHIGAN 48034
 C/O J. PARKER IHRIE, ESQ.
 PHONE NO. 248 727-1428

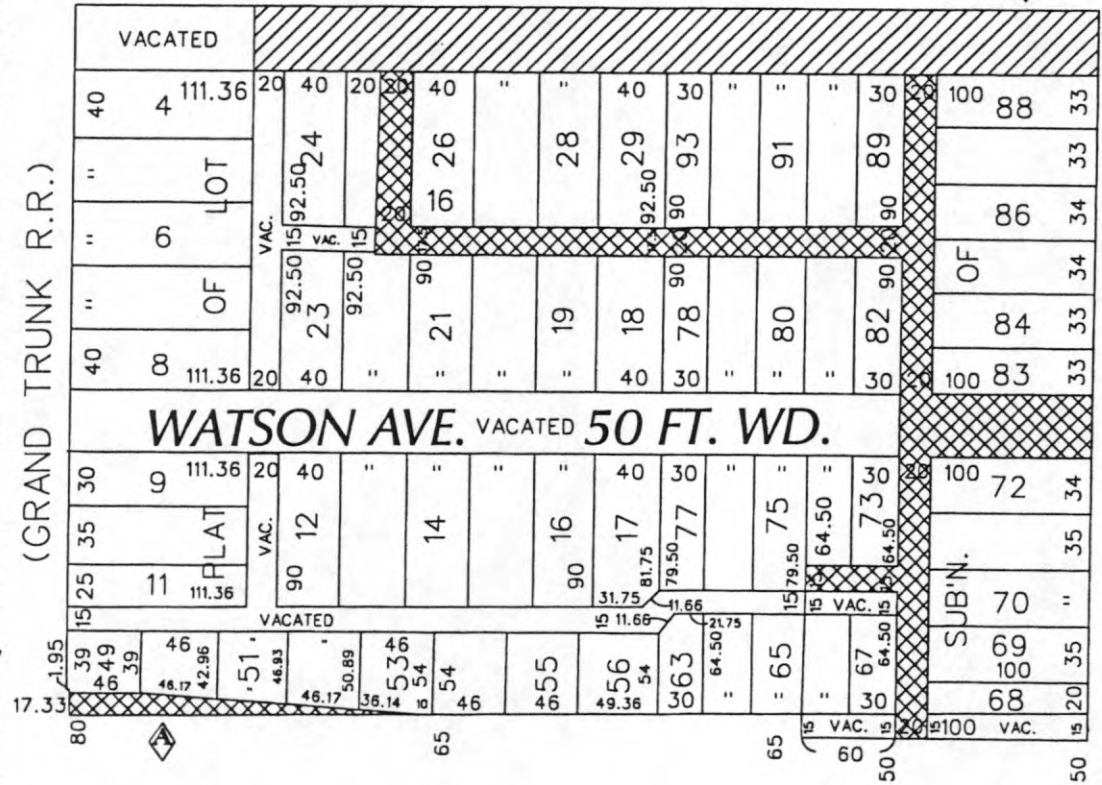


"REVISED"

DEQUINDRE CUT 70 FT. WD.
 (GRAND TRUNK R.R.)

ERSKINE AVE. 50 FT. WD.

ST. AUBIN AVE. 50 FT. WD.



- REQUESTED CONVERSION TO EASEMENT
- REQUESTED VACATION

(FOR OFFICE USE ONLY)

CARTO 39 B

B	REVISED ADDING A PORTION OF ERSKINE AVE TO REQUEST AN CONVERSION TO EASEMENT AND REQUEST TO OUTRIGHT VACATE	WLW	KSM	KSM	5/13/15
A	REVISED ADDING A PORTION OF WILKINS AVE TO REQUEST TO OUTRIGHT VACATE	WLW	KSM	KSM	3/23/15
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		CHECKED			
DATE		APPROVED			
02-09-14					

REQUEST TO OUTRIGHT VACATE A PORTION OF WATSON AVE. 50 FT. WD., A PORTION OF WILKINS AVE. AND VARIOUS PUBLIC ALLEYS, VARIOUS WIDTHS AND REQUEST TO CONVERSION TO EASEMENT A PORTION ERSKINE AVE., 50 FT. WD. BOUND BY ERSKINE, ST. AUBIN, WILKINS AVE. AND DEQUINDRE CUT

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 531

#60

ADOPTED AS FOLLOWS
COUNCIL MEMBERS

	YEAS	NAYS
Janee AYERS	✓	
Scott BENSON	✓	
Raquel CASTANEDA-LOPEZ	✓	
*George CUSHINGBERRY, JR.	✓	
Gabe LELAND	✓	
Mary SHEFFIELD	left	Table
Andre SPIVEY	✓	
James TATE	✓	
Brenda PRESIDENT JONES	✓	
*PRESIDENT PRO TEM		
	8	0



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

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

December 9, 2015

Honorable City Council:

Re: Petition No. 531 - 1903 Wilkins, LLC, request to vacate previously abandoned alleys located on or abutting the property at 1903 Wilkins Street, Detroit, MI. 48207 for the purpose of clearing title in order to consolidate the tax parcels into one single parcel.

Petition No. 531 – by Silvia Shelby Bradley on behalf of 1903 Wilkins LLC, request to vacate and convert to easement part of Erskine Avenue, Watson Avenue, Wilkins Avenue and the remaining public alleys in the area bounded by Wilkins Avenue, variable width, Erskine Avenue, 50 feet wide, Dequindre Cut (Grand Trunk Railroad right-of-way) and St Aubin Avenue, 50 feet wide.

This request is being made in order to consolidate the Detroit Edison Public School parcels into a single tax parcel and to clear the title for the new parcel. The school has been in existence at the subject site for over 10 years but was a tenant and just purchased it from the landlord this year which now allows them to exempt the property taxes that they have been paying because of the lease terms.

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

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

The Public Lighting Department (PLD) reports that there is a 24,000 volt cable run in Erskine Avenue. Maintenance crews require 24-hour heavy truck access for repair of duct run and/or cable installation. The specific PLD provision is a part of the attached resolution.

The Public Lighting Authority (PLA) reports having PLA lights in the affected area and requests the petitioner to contact PLA for actual costs to remove the lights when ready. The specific PLA provision is a part of the attached resolution.

The Detroit Fire Department (DFD) reports involvement and a provision to maintain DFD access is a part of the 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.



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

I am recommending adoption of the attached resolution.

Respectfully submitted,

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

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

JMK/

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

BY COUNCIL MEMBER _____

RESOLVED, that the following public rights-of-way:

- 1) That part of Erskine Avenue, 50 feet wide, from the westerly line of St Aubin Avenue to the existing vacated portion easterly of the Dequindre Cut (Grand Trunk Railroad right-of-way) being more particularly described as lying northerly of and adjoining the northerly line of Lots 24 through 29, both inclusive and the vacated north-south alley, 20 feet wide westerly of and adjoining said Lot 24; also lying southerly of and adjoining the southerly line of Lots 30 through 35, both inclusive and the vacated north-south public alley, 20 feet wide, westerly of and adjoining said Lot 35 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records; also lying northerly of and adjoining the northerly line of Lots 88 through 93, both inclusive and the north-south public alley, 20 feet wide, adjoining said Lots 88 and 89; and lying southerly of and adjoining the southerly line of Lots 94 through 99, both inclusive, and the north-south public alley, 20 feet wide adjoining said Lots 98 and 99 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 2) That part of Watson Avenue, 50 feet wide, from St. Aubin Avenue westerly 120 feet (record) being more particularly described as lying northerly of and adjoining the northerly line of Lot 72 and the north-south public alley, 20 feet wide, adjoining Lots 72 and 73; also lying southerly of and adjoining the southerly line of Lot 83 and the north-south public alley, 20 feet wide, adjoining Lots 82 and 83 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 3) That part of Wilkins Avenue, variable width, easterly of the Dequindre Cut (Grand Trunk Railroad) and westerly of St Aubin Avenue being more particularly described as that part of Lots 49, 50, 51, 52 and 53 "Subdivision of Lots 14 and 15 on the Witherell Farm, North of the Gratiot turnpike" as recorded in Liber 41, Page 450 of Deeds, Wayne County Records, lying northerly of a line being 65 feet northerly of and parallel to the southerly line of Wilkins Avenue.
- 4) All of the north-south public alley, 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the easterly 20 feet of Lot 25 and lying westerly of and adjoining Lot 26 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records.
- 5) All of the east-west public alley, 17.5 and 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the northerly 2.5 feet of Lots 18, 19, 20, 21 and the northerly 2.5 feet of the easterly 20 feet of Lot 22 along with the original public alley, 15 feet wide, lying northerly of and adjoining Lots 18, 19, 20, 21 and the easterly 20 feet of Lot 22 and lying southerly of and adjoining Lots 26,

27, 28, 29 and the easterly 20 feet of Lot 25 "Plat of the Subdivision of Lot 16, North of Gratiot Road, Witherell Farm" as recorded in Liber 44, Page 470 of Deeds, Wayne County Records; also all of the public alley, 20 feet wide, lying northerly of and adjoining Lots 78, 79, 80, 81 and 82 and lying southerly of and adjoining Lots 89, 90, 91, 92 and 93 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.

- 6) All of the north-south public alley, 20 feet wide, in the block of Watson Avenue, Erskine Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin lying westerly of and adjoining Lots 83 through 88 and lying easterly of and adjoining Lots 82 and 89 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 7) All of the north-south public alley, 20 feet wide, in the block of Wilkins Avenue, Watson Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin lying westerly of and adjoining Lots 68 through 72, both inclusive, and lying easterly of and adjoining Lots 67 and 73, including any parts of the above said Lots deeded for rights-of-way and subsequently vacated "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.
- 8) All of the east-west public alley, 15 feet wide, in the block of Wilkins Avenue, Watson Avenue, Dequindre Cut (Grand Trunk Railroad) and St. Aubin being the southerly 15 feet of Lots 73 and 74 "Plat of the Subdivision of Out Lot 34, St Aubin Farm" as recorded in Liber 1, Page 173 of Plats, Wayne County Records.

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

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

Second, said utility easement or right-of-way in and over said vacated rights-of-way 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 rights-of-way 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

Provided, that Public Lighting Department (PLD) maintenance crews shall have 24-hour heavy truck access for repair of the 24,000 volt cable and/or duct installation in the Erskine Avenue easement; and be it further

Provided, that the petitioner shall pay all costs required by the Public Lighting Authority (PLA) for removal of PLA lights in the affected area or make arrangements with PLA for the continued usage of the existing streetlights; and be it further

Provided, that Fire Department access must be maintained for emergency personnel at all times; and be it further

Provided, that an easement, the full width of the existing rights-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 easements, 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 rights-of-way 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 easements 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 perform any construction of new curb and sidewalk, such construction shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

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

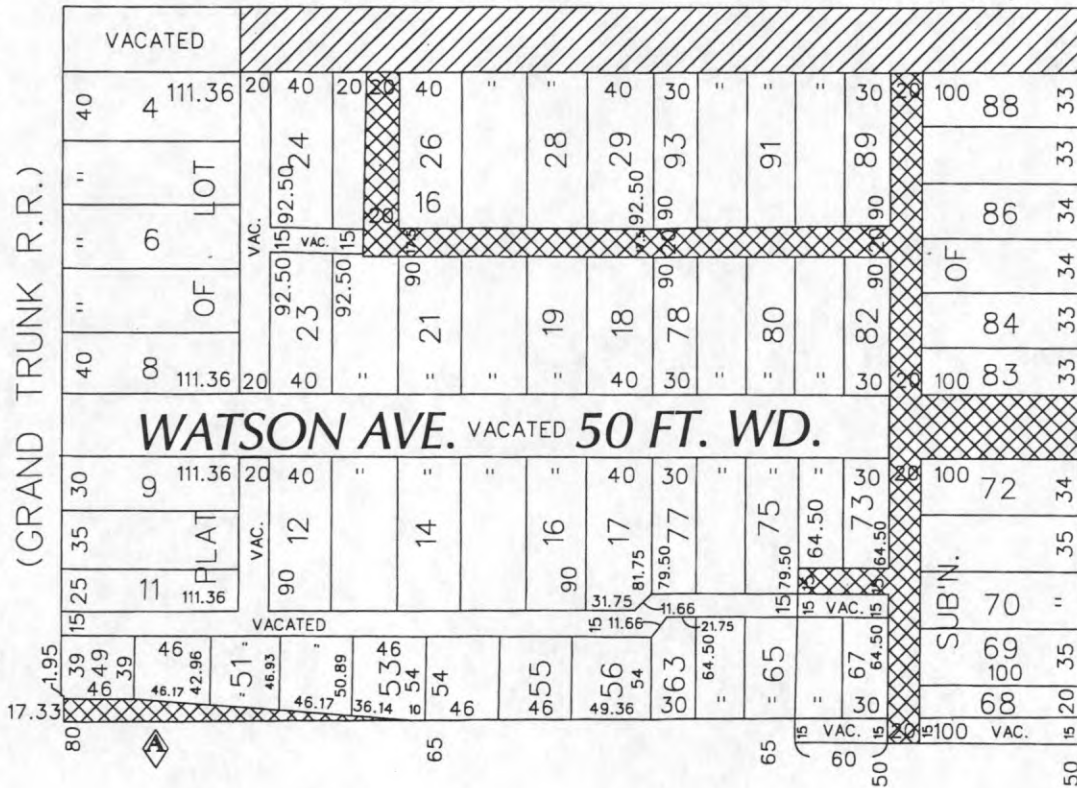
PETITION NO. 531
 JAFFE, RAITT, HEUER & WEISS
 C/O 1903 WILKINS, LLC
 27777 FRANKLIN RD. SUTIE 2500
 SOUTHFIELD, MICHIGAN 48034
 C/O J. PARKER IHRIE, ESQ.
 PHONE NO. 248 727-1428



"REVISED"

ERSKINE AVE. 50 FT. WD.

DEQUINDRE CUT 70 FT. WD.
 (GRAND TRUNK R.R.)



ST. AUBIN AVE. 50 FT. WD.

WILKINS AVE. 50 FT. WD.



- REQUESTED CONVERSION TO EASEMENT



- REQUESTED VACATION

(FOR OFFICE USE ONLY)

CARTO 39 B

B	REVISED: ADDING A PORTION OF ERSKINE ST. TO REQUEST AN CONVERSION TO EASEMENT REQUESTED ON 5/13/2015.	WLW	KSM	KSM	5/13/15
A	REVISED: ADDING A PORTION OF WILKINS ST. TO REQUEST TO OULTRIGHT VACATE. REQUESTED ON 3/11/2015.	WLW	KSM	KSM	3/23/15
REVISIONS					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
DRAWN BY	WLW	CHECKED			
DATE	02-09-14	APPROVED			

REQUEST TO OULTRIGHT VACATE A PORTION OF WATSON AVE. 50 FT. WD., A PORTION OF WILKINS AVE. AND VARIOUS PUBLIC ALLEYS, VARIOUS WIDTHS AND REQUEST TO CONVERSION TO EASEMENT A PORTION ERSKINE AVE., 50 FT. WD. BOUND BY ERSKINE, ST. AUBIN, WILKINS AVE. AND DEQUINDRE CUT

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 531

TRUE COPY CERTIFICATE

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

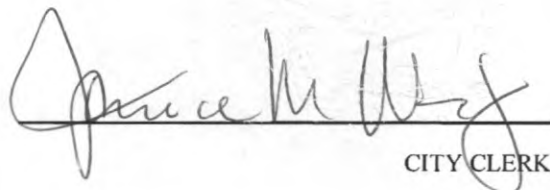
adopted (passed) by the City Council at session of September 22, 2015

and approved by Mayor September 30, 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 1st day of June A.D. 2016


CITY CLERK

Journal of the Detroit City Council Formal Session of September 22, 2015

Department of Public Works City Engineering Division

August 26, 2015

Honorable City Council:

Re: Petition No. 533, Americas Top Auto, request to vacate or convert to easement Ellis Street located between parcel number 22040280-4 and parcel number 22040278.002L.

Petition No. 533 — Americas Top Auto, request to vacate and convert to easement Ellis Street, 34.27 feet wide, between Hubbell Avenue, 66 feet wide, and the north-south alley, 18 feet wide, first west of Hubbell Avenue.

This request is being made to consolidate two properties, one north and one south of Ellis Street.

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

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

All involved City Departments, including the Public Lighting Department, Public Lighting Authority and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the attached resolution.

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, P.E.

City Engineer

City Engineering Division — DPW

By Council Member Benson:

Resolved, All of that part of Ellis Street, 34.27 feet wide, lying west of the west of Hubbell Avenue, 66 feet wide, and lying east of the east line of the north-south public alley, 18 feet wide, first west of Hubbell Avenue, and described as: Land in the City of Detroit, Wayne County, Michigan being that part of Ellis Street, 34.27 feet wide, lying northerly of and adjoining the northerly line of Lot 1408 "Frischkorn's West Chicago Boulevard Subdivision No. 1 of part of the S.E. 1/4 of S.W. 1/4 of Sec. 31, T1S., R11E, Greenfield Township, Wayne County, Michigan" as recorded in Liber 46, Page 8 of Plats, Wayne County Records, also lying southerly of and adjoining the southerly line of the east 100 feet on the south line of a parcel of land being: Part of S. W. 1/4 of Section 31 T.1S., R.11E. described as: Commencing at the south 1/4 corner of said Section 3; thence N0°02'W 883.57 feet; thence S89°23'04"W 33 feet to the intersection of the west line of Hubbell Avenue, 66 feet wide and the north line of Ellis Avenue and the Point of Beginning; thence S89°23'04"W along the north line of Ellis Avenue 118.50 feet; thence N0°02'W 120.83 feet; thence S89°50'E 118.50 feet; thence S0°02'E along the west line of Hubbell 119.15 feet to the Point of Beginning.

Be and the same is hereby vacated as a public street and 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 an easement or right-of-way over said vacated public street herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public street in the City of Detroit, with the right to ingress or 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 easement, 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 illustrations but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and

Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

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

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

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

Provided, that if any time in the future, the owners of any lots abutting on said vacated street shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs 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 Hubbell 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.

Journal of the Detroit City Council Formal Session of September 22, 2015



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



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
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August 26, 2015

Honorable City Council:

Re: Petition No. 533, Americas Top Auto, request to vacate or convert to easement Ellis Street located between parcel number 22040280-4 and parcel number 22040278.002L.

Petition No. 533 – Americas Top Auto, request to vacate and convert to easement Ellis Street, 34.27 feet wide, between Hubbell Avenue, 66 feet wide, and the north-south alley, 18 feet wide, first west of Hubbell Avenue.

This request is being made to consolidate two properties, one north and one south of Ellis Street.

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

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

All involved City Departments, including the Public Lighting Department, Public Lighting Authority and privately owned utility companies have reported no objections to the conversion of the public right-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the attached resolution.

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

JMK/

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

BY COUNCIL MEMBER _____

RESOLVED, All of that part of Ellis Street, 34.27 feet wide, lying west of the west of Hubbell Avenue, 66 feet wide, and lying east of the east line of the north-south public alley, 18 feet wide, first west of Hubbell Avenue, and described as: Land in the City of Detroit, Wayne County, Michigan being that part of Ellis Street, 34.27 feet wide, lying northerly of and adjoining the northerly line of Lot 1408 "Frischkorn's West Chicago Boulevard Subdivision No. 1 of part of the S.E. ¼ of S.W. 1/4 of Sec. 31, T1S.,R11E, Greenfield Township, Wayne County, Michigan" as recorded in Liber 46, Page 8 of Plats, Wayne County Records; also lying southerly of and adjoining the southerly line of the east 100 feet on the south line of a parcel of land being: Part of S. W. ¼ of Section 31 T.1S.,R.11E. described as: Commencing at the south ¼ corner of said Section 3; thence N0°02'W 883.57 feet; thence S89°23'04"W 33 feet to the intersection of the west line of Hubbell Avenue, 66 feet wide and the north line of Ellis Avenue and the Point of Beginning; thence S89°23'04"W along the north line of Ellis Avenue 118.50 feet; thence N0°02'W 120.83 feet; thence S89°50'E 118.50 feet; thence S0°02'E along the west line of Hubbell 119.15 feet to the Point of Beginning.

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

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

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

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

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

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

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

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

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

Provided, that if any time in the future, the owners of any lots abutting on said vacated street shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs 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 if it becomes necessary to remove the paved street return at the entrance (into Hubbell Avenue), such removal and construction of new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

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

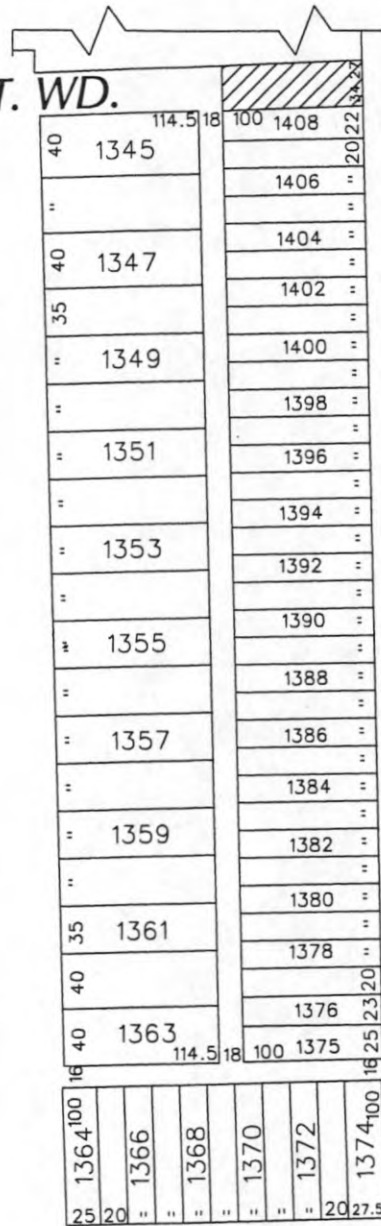
PETITION NO. 533
 AMERICA'S TOP AUTO
 8947 HUBBELL AVE.
 DETROIT, MICHIGAN 48228
 C/O EMAD JOMAA
 PHONE NO. 313 319-5525



ELLIS AVE. 34.27 FT. WD.

MARLOWE AVE. 60 FT. WD.

HUBBELL AVE. 66 FT. WD.



JOY RD. 86 FT. WD.



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 82 D

B					
	A				
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY	WLW	CHECKED			
DATE	02-13-15	APPROVED			
<p>REQUEST TO CONVERT TO EASEMENT A PORTION OF ELLIS AVE. 34.27 FT. WD. IN THE BLOCK BOUND BY MARLOWE, ELLIS, HUBBELL AVE. AND JOY RD.</p>					
<p>CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU</p>					
JOB NO.		01-01			
DRWG. NO.		X 533			