

Adopted as follows:

Yeas — Council Members S. Cockrel, Collins, Conyers, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 9.

Nays — None.

**Department of Public Works
City Engineering Division**

May 30, 2006

Honorable City Council:

Re: Petition No. 2570, D&S Property Mgt. LLC, request for the temporary closure of the public alley located at 18657 James Couzens Service Drive.

Petition No. 2570 of "D&S Property Mgt. LLC", whose address is 18657 James Couzens, Detroit, Michigan 48235, request for the temporary closure of the North-South public alley, 20 feet wide, in the block bounded by Ardmore Avenue, 98 feet wide, Margareta Avenue, 50 feet wide, and James Couzens Service Drive SB for a five year period.

The request was approved by the Traffic Engineering Division — DPW and the Planning and Development Department. This petition was referred to the City Engineering Division — DPW for investigation and report. This is our report.

All other city departments and privately owned utility companies have reported no objections to the proposal, provided they have the right to ingress and egress at all time to their facilities.

An appropriate resolution, containing the necessary conditions, is attached for consideration by your Honorable Body.

Respectfully submitted,

WILLIAM TALLEY

Head Engineer

City Engineering Division — DPW

By Council Member Tinsley-Talabi:

Whereas, the City Engineering Division — DPW is hereby authorized and directed to issue permits on behalf of "D&S Property Mgt. LLC" whose address is 18657 James Couzens, Detroit, Michigan 48235 to close the North-South public alley, 20 feet wide, in the blocks bounded by Ardmore Avenue, 98 feet wide, Margareta Avenue, 50 feet wide, and James Couzens Service Drive (SB) lying Easterly of and abutting the East line of Lots 459, 465, 466, and the public alley vacated on September 21, 1948 — JCC Pg. 2527, and lying Westerly of and abutting the West line of Lots 431 through 454, both inclusive, all in the "Ramm and Company's Northwestern Highway Subdivision No. 3" of Part of the North 3/4 of the East 1/2 of the Northeast 1/4 of Section 7 T.1. S. R.11.E. Greenfield Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 49 Page 7, Plats, Wayne County Records; on a temporary basis to expire on June 1, 2011;

Provided, That the petitioner shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save 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 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 be it further

Provided, The permit shall be issued after the City Clerk has recorded a certified copy of this resolution with the Wayne County Register of Deeds; and be it further

Provided, The property owned by the petitioner and adjoining the temporary public alley 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 be it further

Provided, No building or structures of any nature whatsoever (except necessary line fence), shall be constructed on or over the street. The petitioner shall observe the rules and regulations of the City Engineering Division — DPW. The City of Detroit retains all rights and interest in the temporary closed public alley. The city and all utility companies retain their right to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public alley. 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 be it further

Provided, All of the petitioner's public property fence and gate installations shall be subject to the review and approval of the City Engineering Division — DPW, (if necessary, in conjunction with the Traffic Engineering Division — DPW, and the Planning and Development Department); and be it further

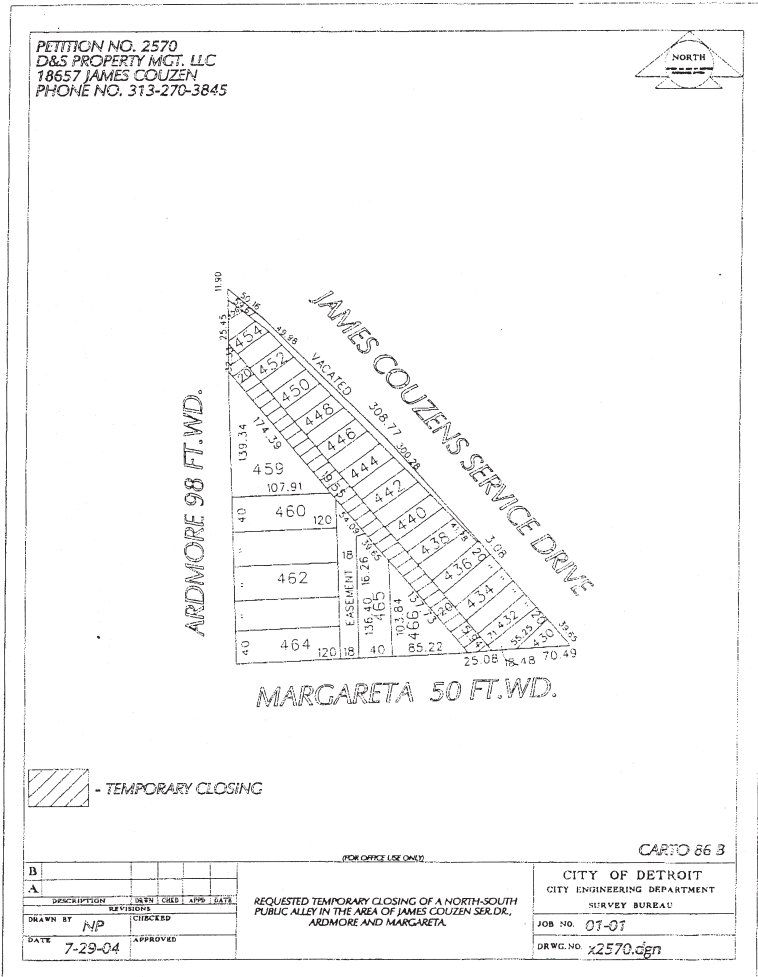
Provided, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporary closed public alley. Further, the placement of materials, merchandise, or signs on any adjacent berm area is prohibited; and be it further

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 be it further

Provided, This resolution is revocable at the will whim or caprice 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 five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and be it further

Provided, This permit shall not be assigned or transferred without the written approval of the Detroit City Council.



Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Conyers, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, and President K. Cockrel, Jr. — 9.
 Nays — None.

**Department of Public Works
 City Engineering Division
 May 30, 2006**

Honorable City Council:
 Re: Petition No. 4417. Golden Laser Dental Center, for vacation of the alley in the area of Kelly Road and Moross Street.

Petition No. 4417 of "Golden Laser Dental Center", whose address is 18525

Moross Avenue, Detroit, Michigan 48224, request for an outright vacation of a 5.00 feet portion of the East - West public alley, 20 feet wide in the block bounded by Kelly Avenue, 155 feet wide, Riad Avenue 60 feet wide, McCormick Avenue, 60 feet wide, Moross Avenue, 204 feet wide for the expansion of the Golden Dental Office.

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