

November 28

3988

2007

By Council Member Tinsley-Talabi:

Resolved, That, in accordance with the above communication the Finance Director is hereby authorized to increase the amount of City Contract Purchase Order #2649960 from \$2,979,900.00 to \$3,252,700.00 (with an increase of \$272,800.00) for reconstruction work on Hwy. US-12 from Wyoming Ave. to Livernois Ave. and honor vouchers when presented in accordance with this resolution. The increase will come from Appropriation #4189, Major Street Fund — Traffic Control Improvement — State.

Adopted as follows:

Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 8.

Nays — Council Member Watson — 1.

**Department of Public Works
City Engineering Division**

October 23, 2007

Honorable City Council:

Re: Petition No. 3102. Metro City Auto Service at 6401 Greenfield Temporary Alley Closing north-south public alley in the block bounded by Winthrop, Greenfield, Paul and Radcliffe.

Petition No. 3102 of the "Metro City Auto Service at 6401 Greenfield, et al." requests the temporary closing of the north-south public alley, 20 feet wide, in the block bounded by Winthrop Avenue, Greenfield Road, Paul and Radcliffe Avenues.

The request was approved by the Traffic Engineering Division — DPW and the Planning and Development Department with certain restrictions.

The AT&T Telecommunications Company, Comcast Cablevision Company, DTE Energy Company — Edison, and the Water and Sewerage Department (all) require unimpeded access to service their existing facilities. Any fence and gate installation must provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles.

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

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

Respectfully submitted,
JESSY JACOB, P.E.
Interim City Engineer

City Engineering Division — DPW
By Council Member Tinsley-Talabi:

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue permits to the owner(s) of "Metro City Auto Service at 6401

Greenfield, Detroit, Michigan" to close the north-south public alley, 20 feet wide, in the block bounded by Winthrop Avenue, Greenfield Road, Paul and Radcliffe Avenues lying westerly of and abutting the west line of Lots 277 through 305; also lying easterly of and abutting the east line of Lots 211 through 227 of "Laurel Park Subdivision of the Southeast Quarter of Northeast Quarter of Section 12, Town 2 South, Range 10 East, Dearborn Township" City of Detroit, Wayne County, Michigan as recorded in Liber 45, Page 69, Plats, Wayne County Records; on a temporary basis to expire on December 1, 2012;

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

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 alley; and

Provided, No building or other structure (except necessary line fence), shall be constructed on or over the alley. 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 alley. The city and all utility companies retain their rights 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

Provided, All of the petitioner's public property fence and gate installation(s) 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

Provided, The petitioner's fence and gate installation shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles; and

Provided, This resolution does not permit the storage of materials, display of

merchandise, or advertising signs within the temporarily closed public alley. Further, the placement of materials, merchandise, or advertising signs on any adjacent berm area is prohibited. It is the intent of this provision to prohibit private advertising within public rights-of-way, but not signs conforming to the current Michigan Manual of Uniform Traffic Control Devices; 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 caprice of the 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, This permit shall not be assigned or transferred without the written approval of the 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.

PETITION NO. 3102
RALPH BOYD, ET AL.
6401 GREENFIELD
PHONE NO. 313-477-2000

WHITLOCK 60 FT. WD.

35	245	131	20	246	246
"			"	248	248
"	243		"	250	250
"			"	252	252
"	241		"	254	254
"			"	256	256
35	35	239	"	258	258
"			"	260	260
34	34	237	"	262	262
"			"	264	264
35	34	235	"	266	266
"			"	268	268
"	233		"	270	270
"			"	272	272
"	229		"	274	274
35	228	131	29	276	276

RADCLIFFE 50 FT. WD.

WINTHROP 50 FT. WD.

GREENFIELD 106 FT. WD.

- REQUESTED TEMPORARY CLOSURE

B																			
A	<small>FOR OFFICIAL USE ONLY</small>																		
REQUESTED TEMPORARY CLOSURE																			
THE NORTH - SOUTH PUBLIC ALLEY IN																			
THE AREA OF WHITLOCK, RADCLIFFE,																			
WINTHROP, AND GREENFIELD.																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>DESCRIPTION</th> <th>DATE</th> <th>TIME</th> <th>APPROVAL</th> </tr> <tr> <td>BY NP</td> <td></td> <td></td> <td></td> </tr> <tr> <td>DATE 12-28-04</td> <td colspan="3">APPROVED</td> </tr> </table>				DESCRIPTION	DATE	TIME	APPROVAL	BY NP				DATE 12-28-04	APPROVED			<p>CARTO 98 A</p> <p>CITY OF DETROIT</p> <p>CITY ENGINEERING DEPARTMENT</p> <p>SURVEY BUREAU</p> <p>JOB NO. 01-01</p> <p>DWG. NO. x3102.dgn</p>			
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Adopted as follows:
 Yeas — Council Members S. Cockrel, Collins, Jones, Kenyatta, Reeves, Tinsley-Talabi, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — Council Member Watson — 1.