

6152 Guilford, 12619 Harper, 19175 Healy, 19196 Healy, 19217 Healy, 19479 Helen, 17616 Heyden and 18600 Hickory; 18624 Hickory, 20100 Ilene, 5385 Joy Rd., 3657 E. Kirby, 3663 E. Kirby, 3675 E. Kirby, 16242 Lappin, 11675 Lauder, 15840 Lawton and 15850 Lawton; 5219 Lemay, 5275 Lemay, 15451 Lesure, 15480 Lesure, 12063 Longview, 12266-68 Longview, 12290 Longview, 12311 Longview, 233 W. Longwood and 3602 Ludden;

344 Luther, 356 Luther, 20944 Lyndon, 18004 Mackay, 18053 Mackay, 12162 Manor, 19311 Marlowe, 6184 Martin, 3433 McClellan and 3469 McClellan;

846 W. McNichols, 2188 Meldrum, 15774 Mendota, 20164 Mendota, 20236 Mendota, 9564 Meyers 14799 Meyers, 7503 Milton, 11401 Minden and 11402 Minden;

11444 Minden, 11453 Minden, 11535 Minden, 11536 Minden, 11544 Minden, 18021 Mitchell, 18063 Mitchell, 3529 Montclair, 3273 Montgomery and 14175 Montrose;

276 W. Nevada, 7112 E. Nevada, 2951 Northwestern, 20425 Norwood 10862 Nottingham, 10874 Nottingham and 16861 Oakfield, for the purpose of giving the owner or owners the opportunity to show cause why said structure should not be demolished or otherwise made safe, and further

Resolved, That the Director of the Buildings, Safety Engineering and Environmental Department be and is hereby requested to have his department represented at said hearings before this Body.

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**

March 9, 2015

Honorable City Council:

Re: Petition #362, John T. Dikho, request to install (2) 8' gate fence at the entrance of Ashton street alley to the end of the 18201 building.

Petition No. 362, of John T. Dikho for the temporary closing of the east-west public alley, 18 feet wide, in the block of Whitlock Avenue, 60 feet wide, Warren Avenue, 110 feet wide, Rosemont Avenue, 50 feet wide and Ashton Avenue, 50 feet wide.

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

This request is being made to provide security in the rear of the existing Warren Tire Shop and to prevent criminal activity in the alley.

All involved 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 times to their facilities. Provisions protecting the rights of the utilities and the City are a part of this resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW
By Council Member Benson:

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue a permit to John T. Dikho or his assigns to temporary close the east-west public alley, 18 feet wide, in the block of Whitlock Avenue, 60 feet wide, Warren Avenue, 110 feet wide, Rosemont Avenue, 50 feet wide and Ashton Avenue, 50 feet wide; and described as land in the City of Detroit, Wayne County, Michigan being the public alley, 18 feet wide, lying north of and adjoining the north line of Lots 91 and 99, and lying south of and adjoining the south line of Lots 92 through 98, both inclusive "Frischkorn's Warren Ave. Park being a subdivision of part of the NE1/4 of Section 11, T.2S., R.10E. Dearborn Township" as recorded in Liber 39, Page 99 of Plats, Wayne County Records; on a temporary basis for five (5) years to expire April 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, That 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, That 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, That 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 temporary 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 temporary 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, That 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 space; and

Provided, That 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 if there is still a need for access from any of the abutting property owners to said temporary closed alley, access shall and must be maintained for those properties; 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, That 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 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.

PETITION NO. 362
 JOHN T. DIKHO
 25245 FIVE MILE RD. SUITE 1 WEST
 REDFORD, MICHIGAN 48239
 C/O JOHN T. DIKHO
 PHONE NO. 313 864-2075

NORTH
BASED ON CITY OF DETROIT
 1978 RECORD PLANS

WARREN W. AVE. 110 FT. WD.

ROSEMONT AVE. 50 FT. WD.

ASHTON AVE. 50 FT. WD.

WHITLOCK AVE. 60 FT. WD.

▨ - REQUESTED TEMPORARY CLOSURE

(FOR OFFICE USE ONLY)

B						REQUEST TO TEMPORARY CLOSE THE EAST/WEST PUBLIC ALLEY, 18 FT. WD. IN THE BLOCK BOUND BY ASHTON, WHITLOCK, ROSEMONT AND WARREN W. AVE.	CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
A	JK	MARCH 2015					JOB NO. 07-07	
DESCRIPTION							SURVEY BUREAU	
DRAWN BY WLW							DATE	
DATE 08-06-14							DWG. NO. X 362	