

PETITION NO. 1397
 ZION HOPE MISSIONARY BAPTIST CHURCH
 4901 VAN DYKE AVE.
 DETROIT, MICHIGAN 48214
 C/O VINCENT WOLF
 PHONE NO. 313 921-3967



E. WARREN AVE. 60 FT. WD.

SEYBURN AVE. 66 FT. WD.

VAN DYKE AVE. 66 FT. WD.

| | | | | |
|----|--------|--------|----|----|
| 37 | 118.74 | 118.78 | 7 | |
| | 116 | 119.18 | | |
| 30 | 115 | 119.47 | 2 | 37 |
| " | 119.76 | 119.76 | " | " |
| " | 113 | 120.05 | 4 | " |
| " | 120.34 | 120.34 | " | " |
| " | 111 | 120.63 | 6 | " |
| " | 120.92 | 120.92 | " | " |
| " | 109 | 121.2 | 8 | " |
| " | 121.50 | 121.50 | " | " |
| " | 107 | 121.79 | 10 | " |
| " | 122.08 | 122.08 | " | " |
| " | 105 | 122.37 | 12 | " |
| " | 122.66 | 122.66 | " | " |
| " | 103 | 122.95 | 14 | " |
| " | 123.24 | 123.24 | " | " |
| " | 101 | 123.53 | 16 | " |
| " | 123.8 | 123.82 | " | " |
| " | 99 | 124.1 | 18 | " |
| " | 124.4 | 124.40 | " | " |
| " | 97 | 124.69 | 20 | " |
| " | 124.98 | 124.98 | " | " |
| " | 95 | 125.2 | 22 | " |
| " | 125.5 | 125.56 | " | " |
| " | 93 | 125.8 | 24 | " |
| 30 | 126.14 | 126.14 | | 30 |
| 37 | 91 | 126.54 | 26 | 37 |

E. FOREST AVE. 60 FT. WD.



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 48 E

| <p>B</p> <p>A</p> <p>DESCRIPTION: REQUEST TO CONVERT TO EASEMENT THE NORTH/SOUTH PUBLIC ALLEY, 20 FT. WD. IN THE BLOCK BOUND BY E. FOREST, SEYBURN, E. WARREN AND VAN DYKE AVE.</p> <p>REVISIONS: <table border="1"><tr><th>REV</th><th>CHKD</th><th>APPD</th><th>DATE</th></tr><tr><td></td><td></td><td></td><td></td></tr></table></p> <p>DRAWN BY: WLW CHECKED: _____</p> <p>DATE: 03-20-17 APPROVED: _____</p> | | | | | REV | CHKD | APPD | DATE | | | | | <p>CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU</p> <p>JOB NO. 01-07</p> <p>DRWG. NO. X 1397</p> | | | | |
|--|------|------|------|--|-----|------|------|------|--|--|--|--|--|--|--|--|--|
| REV | CHKD | APPD | DATE | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | |

Adopted as follows:

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

Nays — None.

**Department of Public Works
 City Engineering Division**

March 3, 2020

Honorable City Council:

Re: Petition No. 744 — Henry Ford Health Systems, request for encroachment into Second Avenue (150 feet wide) right of way.

Petition No. 744 — Giffels Webster on behalf of Henry Ford Health Systems request for encroachment with a way-find-

ing sign. The encroachment area is on the median of Second Boulevard, 150 feet wide, approximately 14 feet south of the south line of Amsterdam Street, 50 feet wide.

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

The request is being made as part of the Henry Ford Health System Center of Athletic Medicine and the Detroit Pistons Performance Center.

The request was approved by the Solid Waste Division — DPW, City Engineering Division — DPW, and Traffic Engineering — DPW (TED) with TED provisions that are a part of the resolution.

Detroit Water and Sewerage Depart-

ment (DWSD) reports involvement, but no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

The Planning and Development Department reports that the sign is in the New Amsterdam Historic District and requires Historic district commission approval.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached 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, That the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Henry Ford Health Systems or their assigns to install and maintain an encroachment with a way-finding sign on the median of Second Boulevard, 150 feet wide, approximately 14 feet south of the south line of Amsterdam Street, 50 feet wide, on land in the City of Detroit, Wayne County, Michigan, described as: Part of Second Boulevard, 150 feet wide, lying 72.8 feet to 77.8 feet east of the east line of Lot 10 Block 14 and lying 13.2 feet to 14.2 feet south of the north line of Lot 10 Block 14 "Cass Farm Co. limited Subdivision of Blocks 111, 112, 113, 114, 115, 116, 118, & 119 and part of Block 117 Cass Farm" as recorded in Liber 19, Page 35 of Plats, Wayne County Records. The 48 inch by 48 inch sign is 78 inches total in height including the posts; also the sign and posts are 3 inches in width.

Provided, That if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

Provided, That the design, size and location of the way-finding sign is approved by the Historic District Commission, and further

Provided, That the field of vision for drivers remains unobstructed, and that the size and location of the way-finding sign is approved by Department of Public Works — Traffic Engineering Division and the Detroit Police Department — Traffic Safety Unit, and further

Provided, That by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain,

repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

Provided, That all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P. A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

Provided, That construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

Provided, That if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

Provided, That the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

Provided, Henry Ford Health Systems or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division — DPW prior to any public right-of-way construction; and further

Provided, That the necessary permits shall be obtained from the City Engineering Division — DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Henry Ford Health Systems or their assigns, and further

Provided, That all costs incurred by privately owned utility companies and/or city

departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Henry Ford Health Systems or their assigns. Should damages to utilities occur Henry Ford Health Systems or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division — DPW; and further

Provided, That Henry Ford Health Systems or their assigns shall file with the Department of Public Works — City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of

Henry Ford Health Systems or their assigns of the terms thereof. Further, Henry Ford Health Systems or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

Provided, That filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Henry Ford Health Systems, or their assigns; and further

Provided, This resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Henry Ford Health Systems acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, That the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it 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. 744
 GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MI. 48226
 DAVE ROOT
 PHONE NO. (313) 962-4442

AMSTERDAM ST. 50 FT. WD.
 VIENNA AVE. 50 FT. WD.
 YORK ST. 60 FT. WD.
 SECOND BLVD. 150 FT. WD.
 THIRRD AVE. 60 FT. WD.

ENCROACHMENT
 3'0" WALKWAY
 15' ABOVE GRADE

- REQUEST ENCROACHMENT

(FOR OFFICE USE ONLY)

CARTO 31 E

| | | | | | |
|---------------|----------|------|-----|------|--|
| B | | | | | |
| A | | | | | |
| DESCRIPTION | REV | CHKD | APP | DATE | |
| REVISIONS | | | | | |
| DRAWN BY SA | CHECKED | | | | |
| DATE 03-26-19 | APPROVED | | | | |

REQUEST ENCROACHMENT FOR A WAYFINDING SIGN TO BE PLACED IN THE GREEN SPACE AREA OF THE SECOND AVENUE BOULEVARD.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01
 DRWG. NO. X 744

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

NEW BUSINESS

Council Member Sheffield on behalf of Council President Jones moved the following resolution:

RESOLUTION URGING A 90-DAY EXTENSION OF STATE AND CITY INCOME TAX PAYMENTS

By COUNCIL PRESIDENT JONES:
 WHEREAS, As a result of the Coronavirus 19 (COVID-19) health crisis, the

President of the United States, under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, has declared that residents and businesses are allowed a 90-day extension to pay their federal taxes without calculation of interest, penalty or addition to tax, for failure to pay during the extended 90-day period; and

WHEREAS, Residents of the State of Michigan and City of Detroit are subject to the same health crisis caused by COVID-19 and the emergent imposition that payment of taxes due on April 15, 2020 required by residents and businesses within the State of Michigan and City of Detroit; and