

726, South of Chicago Rd. (Michigan Ave.), as recorded in Liber 1, Page 132 of Plats, Wayne County Records; thence easterly along the northerly line of said Lot 34 to the intersection with the easterly line of public alley, 20 feet wide, said alley easterly of 14th Avenue; thence northerly along the easterly line of said public alley to the southerly line of public alley, southerly of Michigan Avenue, 120 feet wide; thence easterly along said southerly line of public alley to the westerly line of public alley, 12 feet wide, easterly of Vermont Avenue, 70 feet wide; thence southerly along the westerly line of said public alley to intersection with the northerly line of Lot 53, as extended westerly of the "Map of part of the Cabacier Farm, lying between Jefferson Avenue and Michigan Avenue", as recorded in Liber 44, Page 74 & 75 of Deeds, Wayne County Records; thence easterly along the said northerly line of Lot 53 to the westerly line of Rosa Parks Blvd., 120 feet wide; thence southerly along the said westerly line of Rosa Parks Blvd. to the northerly line of Marantette Street; thence westerly along the said northerly of Marantette Street to the westerly line of Vermont Avenue; thence southerly along the westerly line of Vermont Avenue to the northerly line of Bagley Avenue and the point of beginning containing 1,122,200 square feet or 25.762 acres more or less.

Adopted as follows:

Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Hood, Scott, and President Hill — 7.

Nays — None.

#### Department of Public Works City Engineering Division

November 8, 1999

Honorable City Council:

Re: Petition No. 3713 — Riverfront Holdings, Incorporated requesting outright vacation of Atwater Street & Schweizer Place.

Petition No. 3713 of Riverfront Holdings, Incorporated, a Michigan Corporation, whose address is 200 Renaissance Center, Suite 1300, Detroit, Michigan 48243 request the outright vacation of Atwater Street, 50 feet wide, between Rivard Street and St. Antoine Street and Schweizer Place (variable width) between Franklin Street and Atwater Street.

To develop properties in the "Renaissance Center Project" it is necessary to obtain Council approval for numerous adjustments in public rights-of-way (including vacations and dedications) within this area of the GM Global Headquarters and River East District. This phase will address the vacation of Atwater Street & Schweizer Place and a future phase will include the dedication of New Atwater Street between Rivard Street and

St. Antoine Street, to be located just south of existing Atwater St., and being realigned with the Atwater St. construction taking place between St. Antoine and Bates south of the Renaissance Center.

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

The Public Lighting Department (P.L.D.) submitted a cost estimate in the amount of \$10,000.00 to accommodate the requested outright vacation of Atwater Street between St. Antoine and Rivard. This based on the assumption that Rivard Street will be rebuilt at a later date with new underground fed street lights. The removal and relocation of street lighting facilities is the responsibility of the project.

P.L.D. will require conduit construction in new Atwater; estimated cost is \$250,000.00. Satisfactory arrangements have been made between the petitioner and the P.L.D.

The Detroit Water and Sewerage Department (DWSD) has a 10-inch water main located in the portion of Atwater between St. Antoine and Rivard which is requested to be outright vacated. There is also a 3'-8" x 5'-6" sewer and a 8-inch water main located in Schweizer Place that cross Atwater Street, which is proposed to be relocated. DWSD has no objections to the proposed right-of-way changes provided that the existing 10-inch water main in Atwater is cut and capped at St. Antoine and Rivard and the existing 8-inch water main in Schweizer Place is cut and capped at Atwater. In addition, the existing water mains in Atwater and Schweizer and the existing sewer in Schweizer are to be located in accordance with the attached resolution.

Also, the Petitioner has to give DWSD temporary easements for the existing water mains and existing sewers in Atwater and in Schweizer Place until these facilities are relocated. The cutting and capping of water mains and relocation of water mains and sewers are to be done in accordance with plans approved by DWSD and are to be done under DWSD's permit and inspection at Petitioner's expense.

The above alterations to DWSD's water and sewer system are necessary to approve the right-of-way changes requested in the subject petition and do not include any water and sewer alterations which may be necessary for any proposed development in the area.

The Detroit Edison Company (DeCo.) reports no objection to the outright vacation of Atwater Street, however, an easement must be retained to service customers in a part of Schweizer Place requested to be outright vacated.

The petitioner has made arrangements with DeCo. of the exact location of the

easement, which will be temporary until the relocation is necessary to facilitate future Development.

The Detroit Fire Department (DFD) has requested that access be maintained for fire fighting purposes and that new Hydrants be installed to DFD specifications.

All other involved City departments and privately owned utility companies reported that they have no objections to the requested outright vacation(s) or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

An appropriate resolution is attached for consideration by your Honorable Body.

Respectfully submitted,  
SUNDAY JAIYESIMI  
City Engineer

By Council Member Everett:

Resolved, That all that part of Schweizer Place (previously converted to Easement April 27, 1977 J.C.C. Pgs. 898-899) between Atwater and Franklin Streets appearing in the following subdivisions:

1. Subdivision of the Charles Moran Farm between Franklin and Atwater Streets as recorded in Liber 1, Page 254, Plats, Wayne County records; and

2. The Plat in part of the Louis Moran, Sr. Farm as recorded in Liber 8, Page 173, Deeds, Wayne County Records.

Also, All that part of Atwater Street, 50 feet wide, lying between St. Antoine and Rivard Streets, described as follows:

Part of Atwater Street, 50 feet wide, abutting lots 1 thru 3, both inclusive, and part of lot 4 north of Atwater Street, and lot 1 and part of lot 2 south of Atwater Street, all of "Plat of Antoine Beaubien's Farm 1846," as recorded in, Liber 27 of deeds, Page 197, Wayne County Records, also abutting lots 1 thru 7, both inclusive, of "Plat of the Sub'n of the C. Moran Farm", as recorded in, Liber 1, Page 254; more particularly described as: commencing at the intersection of the southerly line of Jefferson Avenue and the westerly line of St. Antoine Street, thence along said westerly line of St. Antoine Street, S. 26°05'38" E., 555.85 feet to a point on the northerly line of Atwater Street, 50 feet wide, thence along said northerly line of Atwater Street, N. 68°43'27" E., 81.29 feet to the point of beginning; thence N. 68°43'27" E., 170.73 feet; thence N. 66°27'57" E., 372.98 feet; thence S. 26°18'41" E., 50.06 feet; thence S. 66°27'57" W., 376.38 feet; thence S. 68°43'27" W., 167.51 feet; thence N. 26°05'38" W., 50.18 feet to the point of beginning; containing 27,190 square feet or 1.60 acres more or less;

Also, That part of Atwater Street, 50 feet wide, abutting lots 1 thru 7, both inclusive, of "Sub'n of L. Moran Farm", as recorded in, Liber 8, Page 173; also abut-

ting vacated Schweizer Place; also abutting lots 47, 48, and 50 of "Part of the Rivard Farm", as recorded in, Liber 6, Page 52, City Records, more particularly described as: Commencing at the intersection of the southerly line of Jefferson Avenue and the westerly line of St. Antoine Street, thence along the said westerly line of St. Antoine Street, S. 26°05'38" E., 555.85 feet to a point on the northerly line of Atwater Street, 50 feet wide, thence along said northerly line of Atwater Street, N. 68°43'27" E., 252.02 feet; thence continuing along said line, N. 66°27'57" E., 372.98 feet to the point of beginning; thence N. 66°27'57" E., 15.38 feet; thence N. 61°48'02" E., 389.42 feet; thence N. 65°08'02" E., 243.27 feet; thence S. 26°20'53" E., 1.81 feet; thence S. 55°50'42" W., 328.13 feet; thence S. 61°48'02" W., 307.91 feet; thence S. 66°27'57" W., 14.99 feet; thence N. 26°18'41" W., 50.06 feet to the point of beginning; containing 25,149 square feet or 1.73 acres more or less;

Be and the same is hereby vacated as an easement for utilities and as a public street right-of-way to become a part and parcel of the abutting property, subject to the following provisions:

Provided, That the Petitioner as part of the outright vacation of Atwater between St. Antoine and Rivard shall relocate the existing water mains in Atwater and Schweizer Place and existing sewers in Schweizer Place, and be it further

Provided, That the Detroit Water and Sewerage Department (DWSD) be and is hereby authorized to review the drawings for the relocation of water mains and sewers; and issue a permit for construction; and be it further

Provided, That the plans for the relocation of water mains and sewers shall be prepared by a registered engineer; and be it further

Provided, That the entire work is to be performed in accordance with plans and specifications approved by the City of Detroit Water and Sewerage Department (DWSD) and be constructed subject to the inspection and approval of the DWSD; and be it further

Provided, That the entire cost of the water and sewer construction, including inspection, survey and engineering shall be borne by the Petitioner; and be it further

Provided, That the Petitioner shall deposit with the DWSD, in advance of engineering, inspection, and survey, such amounts as that Department deems necessary to cover the cost of these services; and be it further

Provided, That the Petitioner shall grant the City of Detroit a satisfactory easement if required for the water and sewer lines before start of construction; and be it further

Provided, That the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City of Detroit; and be it further

Provided, That upon satisfactory completion of the water and sewer lines shall be City of Detroit property and become part of the City system; and be it further

Provided, That the existing water mains located in Atwater and Schweizer, and existing sewer in Schweizer, which are being vacated, are to be abandoned as City water mains and sewers to become the responsibility of the Petitioner; and further

Provided, That a 30.00 feet wide easement is provided to Detroit Edison for underground facilities that are crossing existing Atwater Street; and further

Provided, That whenever it becomes necessary to remove the paved street return (into St. Antoine and Rivard) at the entrance, 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 cost borne by the Petitioner; and further

Provided, That the Petitioner or any owners of land affected agree to dedicate a right-of-way for relocated Atwater as a public street between Rivard Street and St. Antoine Street, and shall enter into an agreement with the City of Detroit agreeing to dedicate such right-of-way, in form and content satisfactory to the City; and further

Provided, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds. The Petitioner shall pay all incidental recording costs.

Adopted as follows:

Yeas — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Hood, Scott, and President Hill — 7.

Nays — None.

**\*ON WAIVERS OF RECONSIDERATION**  
Council Member S. Cockrel moved to waive the right to reconsider the vote by which each resolution and/or ordinance was adopted.

And the City Council then adjourned.

GIL HILL,  
President

JACKIE L. CURRIE,  
City Clerk

# CITY COUNCIL

(REGULAR SESSION)

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

**Detroit, Wednesday, November 24, 1999**

The City Council met and was called to order by the President, Honorable Gil Hill.

Present — Council Members Cleveland, K. Cockrel, Jr., S. Cockrel, Everett, Hood, III, Mahaffey, Scott, Tinsley-Talabi, and President Hill — 9.

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

The Journal of the Session of November 10, 1999, was approved.

Invocation given by Council Member Brenda M. Scott.

## COMMUNICATIONS

### Mayor's Office

November 15, 1999

Honorable City Council:

It gives me great pleasure to inform you that I have made the following appointment:

Thomas P. Tuskey, Deputy Director — Civic Center, 8315 W. Parkway, Detroit, MI 48239, (313) 561-6602. Effective: August 1, 1999.

His resume is on file in the City Clerk's Office.

Respectfully,  
DENNIS W. ARCHER  
Mayor

Received and placed on file.

## Finance Department Assessments Division

November 17, 1999

Honorable City Council:

Re: Confirmation of Special Assessment Roll.

We herewith transmit Assessment Roll numbered R.U.C. 397 W.L. in the amount of \$12,474.73 for weed cutting and/or debris removal on the lots and parcels of land described therein in accordance with the City Council resolution of June 27, 1990, J.C.C. Pages 1464-66.

Notice required by law has been given to the owners or parties of interest by publication and United States Mail, as evidenced by affidavits in our office.

Persons objecting to this roll were heard by the Board of Assessors and any revisions deemed necessary were made. The Board, therefore, has signed the roll