

Resolved, That any change from or addition to the use of this property must comply with all applicable regulations, including the governing McDougall Hunt Rehabilitation Project Development Plan, and also subject to the site plan review process of the Planning and Development Department including review and approval by the City Planning Commission.

Adopted as follows:

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

Nays — None.

\*WAIVER OF RECONSIDERATION (No. 8), per Motions before Adjournment.

**State of Michigan  
Department of Transportation  
Lansing  
Metro Region Office**

July 25, 2006

Dear Honorable City Council:

Re: Ambassador Bridge/Gateway Project; Request of the Detroit International Bridge Company (DIBC), Petition Nos. 3254 and 3255, for the outright vacation of several streets and alleys in the area of I-75, the Ambassador Bridge, West Fort Street, and W. Grand Boulevard, and for the City to accept an easement over DIBC's land for the construction of a cul-de-sac near Lafayette Avenue and 22nd Street.

The subject petitions for the vacation of city streets and alleys are important for implementation of the Ambassador Bridge/Gateway Project (Gateway). These petitions are scheduled to come before the City Council on Wednesday, July 26, 2006, and approval is needed in order for the Michigan Department of Transportation (MDOT) to proceed with proposed construction of the remaining phase of freeway and ramp construction for the Gateway Project.

As presented to the City Council on June 9, 2006, study for this project began in 1995, and included extensive coordination between the City, state and federal agencies, and the local community. The last phase of construction (Contract #4) of this \$206 million project will take 2 years to complete, and construction is currently scheduled to begin in early 2007. The project will reconstruct I-96 and I-75, and will include direct access between the Ambassador Bridge, I-75 and I-96. This will address traffic congestion and outstanding issues related to trucks traversing adjacent city streets. The project will also accommodate access to the proposed Mexicantown International Welcome Center and Mercado currently under construction, and include construction of a "signature" pedestrian bridge connecting East and West Mexicantown

across I-75/I-96, along with extensive landscaping and other architectural treatments.

Implementation of the Gateway Project is being completed in accordance with the October, 2004 development agreement between MDOT and the City of Detroit. Continuous and on-going coordination with various City of Detroit departments has been an integral part of the Gateway Project planning and design, etc. As noted, the last phase of construction includes mainline freeway reconstruction, and provides direct connection with new ramps between the freeway and the proposed Ambassador Bridge Plaza. The freeway and related ramps are the responsibility of MDOT, and development of the plaza is the responsibility of the DIBC. With respect to any remaining properties in the area of the plaza, direct access is to be maintained to M-85 (Fort Street) as part of the plaza design and construction by DIBC. Both the plaza and freeway/ramp reconstruction are integral to proceeding with completion of the Gateway Project.

Approval at this time by the City Council of the respective request of the DIBC (Petition Nos. 3254 and 3255) for vacation of several streets and alleys is vitally important to MDOT toward completing the Gateway Project, and to meet scheduled construction beginning in 2007. Your favorable consideration of this matter will be greatly appreciated.

Please contact me at 248-483-5108 if you require additional information, or if you have any questions.

Sincerely,  
ANDREW J. ZEIGLER  
Region Planner

**Department of Public Works  
City Engineering Division**

July 10, 2006

Honorable City Council:

Re: Petition No. 3254 — Detroit International Bridge Company, for closure of the following streets and to grant the city an easement in the area of Lafayette, Twenty-Second, Twenty-first, Savoy, and Fort Streets.

Petition No. 3254 of "Detroit International Bridge Company (DIBC)", request for the outright vacation of certain rights-of-way in the block bounded by West Lafayette Avenue, 70 feet wide, West Fort Street, 100 feet wide, Twenty-Third Street, 60 feet wide, and Twenty-First Street, 60 feet side, (vacated on July 31, 1991). Also requesting that the Honorable City Council accept an easement over the DIBC/petitioner's land for the construction of a turn-around for vehicular traffic as requested by the Traffic Engineering Division — DPW for the Ambassador Bridge Gateway Project. This project will facilitate improvements

and further enhance the existing border crossing.

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

The Detroit Water and Sewerage Department (DWSD) reports the portion of West Lafayette east of Twenty-Second Street to be vacated contains a sewer, and DWSD must retain an easement of the full width right-of-way. All other rights-of-way to be vacated DWSD has no objection provided that the petitioner/DIBC owns all of the adjacent properties.

Traffic Engineering Division — DPW reports that a cul-de-sac connecting West Lafayette is constructed and operational before the closing of the public rights-of-way. Twenty-Third Street between Fort and Northbound I-75 Service Drive shall remain open at all times for accessing the properties north of Fort Street, located within the project limits. The petitioner/DIBC shall notify all impacted property owners before closing the public rights-of-way.

The Public Lighting Department (PLD) reports that portion of West Lafayette requested for outright vacation has man-holes with 24KV cables. The vacation of West Lafayette and relocation of PLD facilities are part of the Ambassador Gateway project. The outright vacation of the public rights-of-way cannot be considered until the Ambassador Gateway project is implemented and PLD facilities are re-routed. Design for the re-routing of PLD facilities is in progress. Construction activities are scheduled by the Michigan Department of Transportation. PLD have no objection to the other requested outright vacation of public rights-of-way.

Detroit Edison company (DTE) reports a cost of \$134,000.00 for the removing and/or rerouting of such service in the area.

Comcast cablevision reports a cost of \$602.00 for removing and/or rerouting of such service in the requested area.

AT&T/SBC Telecommunication reports that there are both underground and aerial facilities within the requested area. Any relocation of AT&T/SBC facilities is billable to the petitioner/DIBC.

All other city departments and private utility companies have reported no objections to the changes of the public rights-of-way. Provisions protecting utility installations are part of this resolution (if necessary).

I am recommending adoption of the attached resolution.

Respectfully submitted,  
 WILLIAM TALLEY  
 Head Engineer  
 City Engineering Division — DPW

By Council Member Kenyatta:

Resolved, All of the North-South and East-West public alleys, 20.00 feet wide, in the block bounded by Savoy Avenue, 60 feet wide, West Fort Street, 100 feet wide, Twenty-Second Street, 60 feet wide, and Twenty-First Street, 60 feet wide, (vacated on July 31, 1991) described as the East-West public alley, 20 feet wide, lying Northerly of and abutting the North line of Lots 1 through 4, both inclusive, in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and lying Northerly of and abutting the North line of Lot A in the "D.C. Holbrook's Subdivision of Lot No. 1 North of Fort Street P.C. No. 727 recorded March 31, 1874 as recorded in Liber 3 Page 46, Plats, Wayne County Records; and lying Southerly of and abutting the South line of Lots 5 through 11, both inclusive, in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and lying Southerly of and abutting the South line of the West 34.15 feet of Lot D in the "D.C. Holbrook's Subdivision of Lot No. 1 North of Fort Street P.C. No. 727 recorded March 31, 1874 as recorded in Liber 3 Page 46, Plats, Wayne County Records; Also, the North-South public alley, 20 feet wide, lying Easterly of and abutting the East line of Lot 5 in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and lying Westerly of and abutting the West line of Lots D through G, both inclusive, in the "D.C. Holbrook's Subdivision of Lot No. 1 North of Fort Street P.C. No. 727 recorded March 31, 1874 as recorded in Liber 3 Page 46, Plats, Wayne County Records; and the public alley, 20 feet wide, vacated and converted into an easement on July 31, 1991; and

All of the North-South and East-West public alleys, 10 and 20 feet wide, in the block bounded by West Lafayette Avenue, 70 feet wide, Savoy Avenue, 60 feet wide, Twenty-Second Street, 60 feet wide, and Twenty-First Street, 60 feet wide, (vacated on July 31, 1991) described as the North-South public alley, 10 feet wide, lying Easterly of and abutting the East line of Lot 18 in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and lying Westerly of and abutting the West line of Lots 2 through 5, both inclusive, in the "D.C. Holbrook's Sub-

division of Lot No. 1 North of Fort Street P.C. No. 727 recorded March 31, 1874 as recorded in Liber 3 Page 46, Plats, Wayne County Records; Also, the East-West public alley, 20 feet wide, lying Northerly of and abutting the North line of Lots 12 through 18, both inclusive, and lying southerly of and abutting the South line of Lots 19 through 25, both inclusive, all in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and

All that part of West Lafayette Avenue, 70 feet wide, between Twenty-Second Street, 60 feet wide, and Twenty-First Street, 60 feet wide, (vacated on July 31, 1991) lying Northerly of and abutting the North line of Lots 23 through 25, both inclusive, and lying Southerly of and abutting the South line of Lots 26 through 28, both inclusive, all in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and

All that part of Savoy Avenue, 60 feet wide, between Twenty-Second Street, 60 feet wide, and Twenty-First Street, 60 feet wide, (vacated on July 31, 1991) lying Northerly of and abutting the North line of Lots 5 through 11, both inclusive, and lying Southerly of and abutting the South line of Lots 12 through 18, both inclusive, all in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and

All that part of Twenty-Second Street, 50 feet wide, between West Lafayette Avenue, 70 feet wide, and West Fort Street, 100 feet wide, lying Westerly of and abutting the West line of Lots 1, 11, 12, and 25 all in the "J.W. Johnson's Subdivision of the East part of the Brevoort Farm North of Fort Street being part of P.C. 20" recorded December 16, 1869 as recorded in Liber 1 Page 257, Plats, Wayne County Records; and lying West of the 20 feet wide public alley, and Savoy Avenue 60 feet wide, and lying Easterly of and abutting the East line of Lots 3 through 10, both inclusive, in the "Henry Heames Subdivision of Lots 2 and 3 and East part of 4 and 5 Brevoort Farm North of Fort Street" as recorded in Liber 19 Page 20, and lying West of Lots 6 through 9, both inclusive, in the "Plat of the Subdivision of Easterly part of P.C. 20" recorded May 19, 1853 as recorded in Liber 48 Page 569, Deeds, Wayne County Records; and

Be and the same is hereby vacated (outright) as public rights-of-way to become

part and parcel of the abutting property, subject to the following provisions:

Provided, That the DIBC/petitioner provide DWSD with a private easement in West Lafayette Avenue, 70 feet wide; and be it further

Provided, that an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants, and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth, and be it further

Provided, That free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes, or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, That the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points of deflection; and be it further

Provided, That said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including fences, porches, patios, balconies, etc. shall be built upon or over said easements, or that no grade changes or storage of materials shall be made within said easements without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, That if at any time in the future, the owners of any lots abutting on said vacated streets shall request the removal and/or relocation of the aforementioned utilities in said easements shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all cost incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

Provided, That a cul-de-sac connecting West Lafayette is constructed and operational before closing the streets and alleys. And Twenty-Third Street between West Fort and Northbound I-75 Service Drive shall remain open at all times for accessing the properties North of West Fort Street. Also, the DIBC/petitioner shall notify all impacted property owners before the closing of the streets; and be it further

Provided, That all cost for removing and/or relocating for The Public Lighting

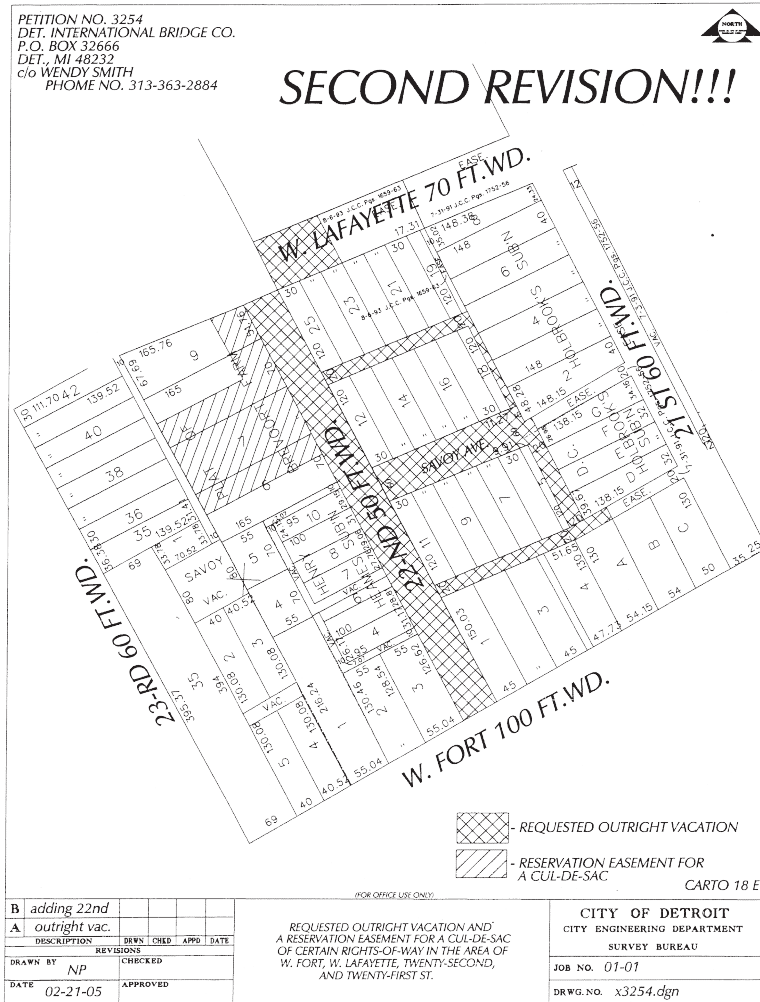
Department, Comcast Cablevision, AT&T/SBC Telecommunication, and Detroit Edison Company — Gas and Electric Divisions facilities within the project area are part of the project expenses and/or DIBC expenses;

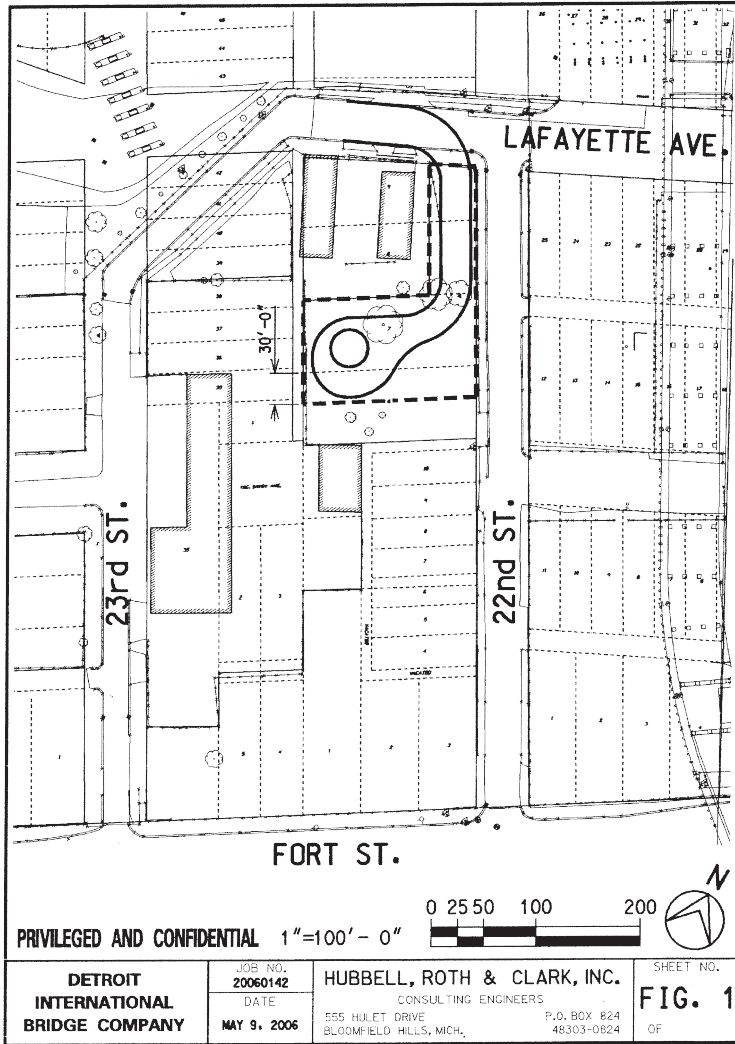
Provided, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

Provided, that your Honorable Body authorize the acceptance of the following described easement, (attached herewith as Sketch of Easement) over property owned by the petitioner, subject to the approval

of the Traffic Engineering Division — DPW and any other public or privately owned utility company, if necessary;

Land in the City of Detroit, Wayne County, Michigan, being the North 30.00 feet of Lot 6, all of Lot 7 and the South 35.00 of Lot 8, and the East 45.00 of the North 35.00 feet of Lot 8, and the East 45.00 feet of Lot 9 except that part previously dedicated for West Lafayette Avenue, 70 feet wide, right-of-way all in the "Plat of the Subdivision of Easterly Part of P.C. 20" recorded May 19, 1853 as recorded in Liber 48 Page 569, Deeds, Wayne County Records.





Adopted as follows:

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

Nays — Council Member Kenyatta — 1.

\*WAIVER OF RECONSIDERATION (No. 9), per Motions before Adjournment.

**Department of Public Works  
City Engineering Division**

July 10, 2006

Honorable City Council:

Re: Petition No. 3255 — Detroit International Bridge Company request for outright vacation of streets and alleys in area of W. Boulevard, Fort Street, Walter P. Chrysler (I-75) Hwy. Northbound

Service Drive, Twenty-Fourth Street, and Savoy Street.

Petition No. 3255 of the "Detroit International Bridge Company (DIBC)", request the outright vacation of streets and alleys (previous vacated and converted to easement on August 3, 2001-J.C.C. Pgs. 2387-2389) in the area of West Fort Street, 100 feet wide, Walter P. Chrysler (I-75) Hwy. South Service Drive, W. Lafayette Avenue, 70 feet wide, Twenty-Third Avenue, 60 feet wide, West Grand Boulevard, 150 feet wide as part of the Ambassador Bridge Gateway Project. This project will facilitate improvements and further enhance the existing border crossing.

The request was approved by the Planning and Development Department,