

Adopted as follows:
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — None.

**Department of Public Works
 City Engineering Division**
 March 20, 2007

Honorable City Council:
 Re: Petition No. 847 — Detroit Housing Commission (DHC), request permanent vacation of streets and existing rights-of-way, dedication of proposed

streets, and the naming of the new proposed streets for the Gardenview Estates Development Project (formerly Herman Gardens) to the City of Detroit.

Petition No. 847 of "Detroit Housing Commission (DHC)" requests outright vacation of certain public rights-of-way, the dedication of New Streets, and the naming of the new streets (within the formerly Herman Gardens) in the area of Joy Road, 120 feet wide, Tireman Avenue, 103 feet wide, Southfield Freeway, and Asbury Park Avenue, 86 feet wide. This is to facilitate the construction of the

Gardenview Estates Development Project (formerly Herman Gardens).

The new-dedicated public streets and naming of the new streets were approved by the City Engineering Division (CED) DPW/Street Design Bureau and the Traffic Engineering Division — DPW. The petition was referred to the City Engineering Division — DPW for investigation (utility review) and report. This is our report:

The Detroit Water and Sewerage Department (DWSD) reports no objection provided that the new water mains and sewers are constructed for the project and satisfactory easements are granted to the city for the water mains and sewers.

The Public Lighting Department (PLD) reports there are three options for the existing PLD facilities in Grandmont Avenue. 1) If the project requires the vacation of all PLD facilities from Grandmont, then an underground reroute around the perimeter of the project is necessary. The estimated cost for this reroute is \$3,000,000.00. 2) If the project requires the relocation of the two primary distribution cable poles on Grandmont Avenue and PLD is given an underground easement in Grandmont Avenue. In this case, our estimated cost for relocating the two cable poles will be \$50,000.00. This option is contingent upon two factors; first, that PLD is allowed to relocate the two poles within the southwest quadrant of Joy Road and Grandmont Avenue. Secondly, PLD must have 24-hour heavy truck access to our facilities in Grandmont for their maintenance. 3) The PLD can have an easement in Grandson Avenue, and the above-referenced access for maintenance, and the two cable poles are allowed to remain in their present location. We have no cost associated with this option. Also, this petition does not address the southeast area of the project site, near the Herman School. PLD requires an easement for our existing conduit, pad mount equipment and man-holes that feed the Herman School. We acquire uninterrupted, 24-hour, heavy truck access in this easement.

AT&T Communication reports that rerouting buried cable under Belton Avenue, Van Buren Avenue, Abington Road and Grandmont. Please notify Customer Growth Group.

DTE Energy Gas Division reports no objection to the vacation and dedication of the public right-of-way within the Herman Gardens area. DTE have a 4-inch steel gas main within Abington Avenue. The estimated cost of abandoning such service is \$2,335.65.

City Council is requested to accept the deed for the land for public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94; Detroit Code Sections

2-1-11 through 2-1-15 also known as the "Environmental Review Guidelines", and that the fee owner submit a properly executed "warranty" deed; proof of lien-free ownership; proof of paid Wayne County Taxes and proof of paid Detroit property taxes. The new public rights-of-way must be constructed to City Engineering Division — DPW specifications.

All other city departments and privately owned utility companies have no objections to the requested vacation and dedication of the public rights-of-way.

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

Respectfully submitted,

JESSY JACOB

Interim City Engineer

City Engineering Division — DPW
By Council Member S. Cockrel:

Resolved, All that part of the public rights-of-way in the block bounded by Joy Road, 120 feet wide, Tireman Avenue, 103 feet wide, Asbury Park Avenue, 86 feet wide, and Southfield Freeway being described as a part of the Northwest 1/4 of Section 1, T.2S., R.10E., City of Detroit, Wayne County, being more particularly described as commencing at the Northwest corner of said section; Thence South 89°27'05" East, 148.01 feet along the North line of Section 1 (Joy Road 120 feet wide); Thence South 00°03'44" West, 60 feet to the Point of Beginning on the South Right of Way Line of Joy Road 120 feet wide; Thence South 89°27'05" East, 2245.82 feet along said South right-of-way line to a point on the Southwest right-of-way of The C&O Railroad right-of-way; Thence South 42°49'34" East, 278.04 feet along said Southwest right-of-way line to a point on the West right-of-way line of Asbury Park Avenue, 86 feet wide.; Thence South 00°12'52" East, 1895.33 feet along said West right-of-way line; Thence South 89°47'08" West, 160.00 feet; Thence South 00°12'52" East, 92.10 feet; Thence South 45°03'28" West, 191.56 feet; Thence South 89°47'08" West, 94.72 feet; Thence South 00°12'52" East, 186.60 feet to a point on the North Right of Way line of Tireman Avenue, 103 feet wide; Thence North 89°22'00" West, 1872.40 feet along said North right-of-way line; Thence North 00°03'44" East, 128.00 feet; Thence North 89°22'00" West, 229.00 feet to a point on the East right-of-way line of the Southfield Freeway; Thence the following Four Courses being along the said East right-of-way line (1) North 00°03'44" East, 1986.56 feet and (2) North 04°18'00" East, 108.59 feet and (3) North 08°34'35" East, 100.98 feet and (4) North 06°58'44" East, 191.20 feet to the Point of Beginning and containing 138.04 acres;

Be and the same is hereby vacated (out-right) as public rights-of-way to become part and parcel of the abutting property,

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subject to the following provisions;

Provided, That in order to vacate the existing roads and construct the proposed new roads it is necessary to construct new water mains and sewers to service the project; and be it further

Provided, That the Detroit Water and Sewerage Department be and is hereby authorized to review the drawings for the proposed water mains and sewers for the project; and be it further

Provided, That the plans for the 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 Detroit Water and Sewerage Department, and constructed subject to the inspection and approval of the Detroit Water and Sewerage Department; and be it further

Provided, That the Petitioner shall grant to the City a satisfactory easement for the water mains and sewers before the 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; and be it further

Provided, That the petitioner shall provide the Detroit Water and Sewerage Department with as-built drawings of the water mains and sewers; and be it further

Provided, That upon satisfactory completion of the water main and sewer construction, the water mains and sewers shall be City property and become part of the City system; and be it further

Provided, That all satisfactory arrangements are made with the necessary utility companies; and be it further

Provided, The following Gardenview Estate Development (Formerly the Herman Garden) properties, which may include various public rights-of-way, are hereby dedicated for public street purposes;

1. New Roadway Dedication; Right-of-Way No. 1; A part of the Northwest 1/4 of Section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, Part of Lot 424 and part of Lots 569 Through 596 and part of Lots 599 and 666 and part of Lots 669 through 695 of "West Haven No. 1" Subdivision as recorded in Liber 43, Page 37 of Plats, Wayne County, Records also Lots 512, 518, and 519 and part 519 and part of Lots 455 through 459 and part of Lots 471 through 474 and part of Lot 511 and part of Lots 513 through 517 and part of Lot 520 of John N. Ford's Tireman Avenue Subdivision No. 1 as recorded in Liber 58, Page 61 of Plats, Wayne County Records, Also the reversionary interest in that part of Van Buren Avenue (60 feet wide), Constance Avenue (60 feet wide), Abington Avenue (60 feet wide), Memorial Avenue (60 feet wide), and Longacre Avenue (50 feet wide) also Benton Avenue (60 feet wide) and public alley

ways 18 feet wide and 9 feet wide all lying within the bounds of the parcel, commencing at the Northwest corner of said Section 1, Thence South 89°27'05" East, 148.01 feet along the North Line of Section 1 (Joy Road 120 feet wide); Thence South 00°03'44" West, 60 feet to a point on the South right of way line of Joy Road; Thence South 89°27'05" East 1112.76 feet to the Point of Beginning; Thence continuing South 89°27'05" East, 110.00 feet along said South right-of-way line; Thence due South 329.65 feet; Thence on a curve to the right 395.60 feet, said curve having a radius of 565.00 feet, central angle of the 40°07'03" and Long Chord bearing of South 65°03'31" East 387.57; Thence South 45°00'00" east, 82.13 feet; Thence on a curve to the left 777.54 feet; said curve having a radius of 495.00 feet, Central Angle of 90°00'00", and long chord bearing of due West 700.04 feet; Thence South 45°00'00" West, 68.70 feet to a point "A"; Thence south 49°05'08" West, 70.18 feet; Thence South 45°00'00" West, 213.05 feet to point "B"; Thence continuing South 45°00'00" West, 55.33 feet; Thence on a curve to the left 133.52 feet said curve having a radius of 170.00 feet, central angle of 45°00'00" and long chord bearing of South 22°30'00" West, 130.11 feet; Thence due South 1559.55 feet to a point on the North right-of-way line of Tireman Avenue, 103 feet wide; Thence North 89°22'00" West, 60.00 feet along said North right-of-way line; Thence due North 1558.89 feet; Thence on a curve to the right 180.64 feet, said curve having a radius of 230.00 feet, central angle of 45°00'00", and long chord bearing of North 22°30'00" East, 176.03 feet; Thence North 45°00'00" East, 258.38 feet; Thence North 41°49'13" East, 90.14 feet; Thence North 45°00'00" East, 58.70 feet; Thence on a curve to the right 381.71 feet, said curve having a radius of 565.00 feet, central angle of 38°42'33" and long chord bearing of North 64°East, 374.50 feet; Thence due North 332.06 feet to the Point of Beginning;

2. New Roadway Dedication; Right-of-Way No. 2: A part of the Northwest 1/4 of Section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, and part of Lots 254 through 281 of "John N. Ford's Tireman Avenue Subdivision" as recorded in Liber 52, Page 75 of Plats, Wayne County Records, also Lots 500, 537, and 538 and part of Lots 404 through 425 and part of Lots 450 through 454 and part of Lots 479 through 491 and part of Lots 499, 501, 536, and 539 of "John N. Ford's Tireman Avenue Subdivision No. 1" as recorded in Liber 58, Page 61 of Plats, Wayne County Records, Also of Lots 789 through 815 and part of Lots 817 and 818 and part of Lots 821 through 847 of "West Haven No. 1" Subdivision as recorded in

Liber 43, Page 47 of Plats, Wayne County Records, and the reversionary interest in that part of Abington Avenue, 60 feet wide, Clayburn Avenue, 50 feet wide, Memorial Avenue, 60 feet wide, Constance Avenue, 60 feet wide, and Grandmont Avenue, 30 feet wide, and public alley ways 18 feet wide lying within the bounds of the parcel, Beginning at Point "A" as described in right-of-way No. 1; Thence South 45°00'00" East, 377.68 feet; Thence due East 282.07 feet; Thence North 45°00'00" East 580.48 feet; Thence due North 442.85 feet to a point on the South right-of-way line of Joy Road, 86 feet; Thence South 89°27'05" East, 60.00 feet along said south right-of-way line; Thence due South 431.77 feet; Thence due East 639.94 feet to a point on the West right-of-way line of Asbury Park Avenue, 86 feet wide; Thence South 00°12'52" East, 60.00 feet along said West right-of-way line; Thence due West 650.67 feet; Thence South 45°00'00" West, 151.23 feet to Point "C"; Thence continuing South 45°00'00" West, 408.54 feet; Thence on a curve to the left 39.27 feet, said curve having a radius of 50.00 feet, central angle of 45° and long chord bearing of South 22°30'00" West, 38.27 feet; Thence due South 1588.08 feet to a point on the North right-of-way line of Tireman Avenue, 103 feet wide; Thence North 89°22'00" West, 70.00 feet along said North right-of-way line; thence due North 1587.51 feet; Thence due West 241.06 feet; Thence due South 967.59 feet to Point "E"; thence continuing due South 617.26 feet to a point on the North right-of-way line of Tireman Avenue, 103 feet wide; Thence North 89°22'00" West, 70.00 feet along said North right-of-way line; Thence due North 1583.86 feet; Thence on a curve to the left 39.27 feet, said curve having a radius of 50.00 feet, central angle of 45°00'00" and long chord bearing of North 22°30'00" West, 38.27 feet; Thence North 45°00'00" West, 361.97 feet; thence North 49°05'08" East, 70.18 feet; to the Point of Beginning;

3. New Roadway Dedication; Right-of-Way No. 3: A part of the Northwest 1/4 of Section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, being part of Lots 1, 30, 74, 90, 105 and part of Lots 138 through 154, and part of Lots 169, 202 and 217 of "John N. Ford's Tireman Avenue Subdivision" as recorded in Liber 52, Page 75 of Plats, Wayne County Records also part of Lots 425 through 427 of "John N. Ford's Tireman Avenue Subdivision No. 1" as recorded in Liber 58 Page 61 of Plats, Wayne County, also the reversionary interest in that part of Van Buren Avenue, 60 feet wide, Grandmont Avenue, 60 feet wide, Belton Avenue, 60 feet wide, Constance Avenue, 60 feet wide, and Woodmont Road, 60 feet wide, and public alley ways, 18 feet wide lying

within the bounds of the parcel, beginning at point "C" as mentioned right-of-way No. 2; Thence South 45°00'00" East, 297.65 feet; thence on a curve to the right 180.64 feet; said curve having a radius of 230.00 feet, central angle of 45° and long chord bearing of South 22°30'00" East, 176.03 feet; thence due South 268.37 feet; thence due East 482.58 feet to a point on the West right-of-way line of Asbury Park Avenue, 86 feet wide; thence South 00°12'52" East, 60.00 feet along said West right-of-way line; thence due West 482.80 feet; thence due South 590.15 feet; thence due East 485.01 feet to a point on the West right-of-way line of Asbury Park Avenue, 86 feet wide; thence South 00°12'52" East, 60 feet along said West right-of-way line; thence due West 752.40 feet; thence due North 60.00 feet; thence due East 207.16 feet; thence due North 590.15 feet; thence due West 207.16 feet; thence due North 60.00 feet; thence due East 207.16 feet; thence due North 268.37 feet; thence on a curve to the left 133.52 feet, said curve having a radius of 170.00 feet, central angle of 45°00'00", and long chord bearing of North 22°30'00" West, 130.11 feet; thence North 45°00'00" West, 27.65 feet to Point "D"; thence continuing North 45°00'00" West, 270.00 feet; thence 45°00'00" East, 60.00 feet to the Point of Beginning;

4. New Roadway Dedication; Right-of-Way No. 4: A part of the Northwest 1/4 section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, being part of Lots 189 through 217 and part of Lots 218, 233, 266, and 281 "John N. Ford's Tireman Avenue Subdivision" as recorded in Liber 52, Page 75 of Plats, Wayne County Records, also part of Lots 396 through 399 and part of Lots 429 through 439 of "John N. Ford's Tireman Avenue Subdivision No. 1" as recorded in Liber 58, Page 61 of Plats, Wayne County, and the reversionary interest in that part of Abington Avenue, 60 feet wide, Constance Avenue, 60 feet wide, and Belton Avenue, 60 feet, and public alley ways 18 feet lying within the bounds of the parcel, beginning at point "D" as described in right-of-way no. 3; thence South 45°00'00" West, 174.20 feet; thence on a curve to the left 39.27 feet; said curve having a radius of 50 feet, central angle of 45°00'00", and a long chord bearing of South 22°30'00" West, 38.27 feet; thence due South 1523.91 feet to a point on the North right-of-way line of Tireman Avenue, 103 feet wide; thence North 89°22'00" West, 60 feet along said North right-of-way line; thence due North 563.51 feet; thence due West 254.19 feet; thence due North 60.00 feet; thence due East 254.19 feet; thence due North 590.15 feet; thence due West 254.19 feet; thence due North 60.00 feet; thence due East 254.19 feet; thence due North

249.59 feet; thence on a curve to the right 86.39 feet, said curve having a radius of 110.00 feet, central angle of 45°00'00", and a long chord bearing of North 22°30'00" East, 84.19 feet; thence North 45°00'00" East, 174.20 feet; thence South 45°00'00" East, 60.00 feet to the Point of Beginning;

5. New Roadway Dedication; Right-of-Way No. 5: A part of the Northwest 1/4 Section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, and a part of the Lot 680 and part of Lots 695 through 723, and part of Lot 759 and part of Lots 762 through 789 and part of Lot 804 of "West Haven No. 1" Subdivision No. 1 as recorded in Liber 43, page 37 of Plats, Wayne County, and the reversionary interest in that part of Constance Avenue, 60 feet wide, Rutland Avenue, 50 feet wide, Belton Avenue, 60 feet wide and the public alley ways 18 feet wide lying within the bounds of the parcel, Beginning at Point "B" as described in Right-of-way No. 1; thence South 45°00'00" East, 239.45 feet; thence on a curve to the right 97.39 feet, said curve having a radius of 124.00 feet, central angle of 45°00'00" and a long chord bearing of South 22°30'00" East, 94.91 feet; thence due South 200.89 feet; thence due East 215.60 feet; thence due south 60.00 feet; thence due West 215.60 feet; thence due South 590.15 feet; thence due East 215.60 feet; thence due South 60.00 feet; thence due West 215.60; thence due South 554.10 feet; to a point on the North right-of-way line of Tireman Avenue, 103 feet wide; thence North 89°22'00" West, 60.00 feet along the said North right-of-way line; thence due North 553.44 feet; thence due West 234.56 feet; thence due North 60.00 feet; thence due East 234.56 feet; thence due North 590.15 feet; thence due West 234.56 feet; thence due North 60.00 feet; thence due East 234.56 feet; thence due North 200.89 feet; thence on a curve to the left 50.27 feet, said curve having a radius of 64.00 feet, central angle of 45°00'00" and a long chord bearing of North 22°30'00" West, 48.98 feet; thence North 45°00'00" West 239.39 feet; thence on a curve to the right 4.67 feet, said curve having a radius of 170.00 feet, central angle of 01°34'24" and a long chord bearing of North 44°12'48" East, 4.67 feet; thence North 45°00'00" East, 55.33 feet to the Point of Beginning.

6. New Roadway Dedication; Right-of-Way No. 6: A part of the Northwest 1/4 of Section 1, T.2S., R.10E., City of Detroit, Wayne County, Michigan, being a part of Lot 832 "West Haven No. 1 Subdivision" as recorded in Liber 43, Page 37 of Plats, Wayne County Records, and Part of Lot 297 of John N. Ford's Tireman Avenue Subdivision, as recorded in Liber 52, Page 75 of Plats, Wayne County Records and the reversionary interest in that part

of Belton Avenue, 60 feet wide, Memorial Avenue, 60 feet wide, and public alley ways 18 feet wide lying within the bounds of the parcel, Beginning at Point "E" as described in Right-of-way No. 2; thence due East 241.06 feet; thence due South 60.00 feet; thence due West 241.06 feet; thence due North 60.00 feet to the Point of Beginning.

Resolved, That Ten New public street rights-of-way, dedicated (roadways) in this resolution, are hereby named as follows:

1. "Longacre Avenue" — being a North-South street, 60 feet wide, (between Tireman and (New) Gardenview Circle); also

2. "Rutland Avenue" — being a North-South street, 60 feet wide, (between Tireman and Longacre Avenues); also

3. "Clayburn Avenue" — being a North-South street, 60 feet wide, (between Tireman Avenue and (New) Gardenview Circle); also

4. "Memorial Avenue" — being a North-South street, 60 feet wide, (between Tireman Avenue and (New) Gardenview Circle), and 110 feet wide (between (New) Gardenview Circle and Joy Road Avenue); also

5. "Abington Avenue" — being a North-South street, 60 feet wide, (between Tireman and Grandmont Avenues); also

6. "Grandmont Avenue" — being a North-South street, 60 feet wide, (between Belton and Joy Road Avenues); also

7. "Van Buren Avenue" — being a East-West street, 60 feet wide, (between Grandmont and Asbury Park Avenues); also

8. "Constance Avenue" — being a East-West street, 60 feet wide, (between Longacre and Asbury Park Avenues); also

9. "Belton Avenue" — being a East-West street, 60 feet wide, (between Longacre and Asbury Park Avenues); also

10. "Gardenview Circle" — being a Circular street 70 feet wide, (between Grandmont and Longacre Avenues)

Provided, That all taxes with respect to property of which the Dedication Area is a part shall be paid and proof thereof furnished to the Law Department; and

Provided, That proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department; and

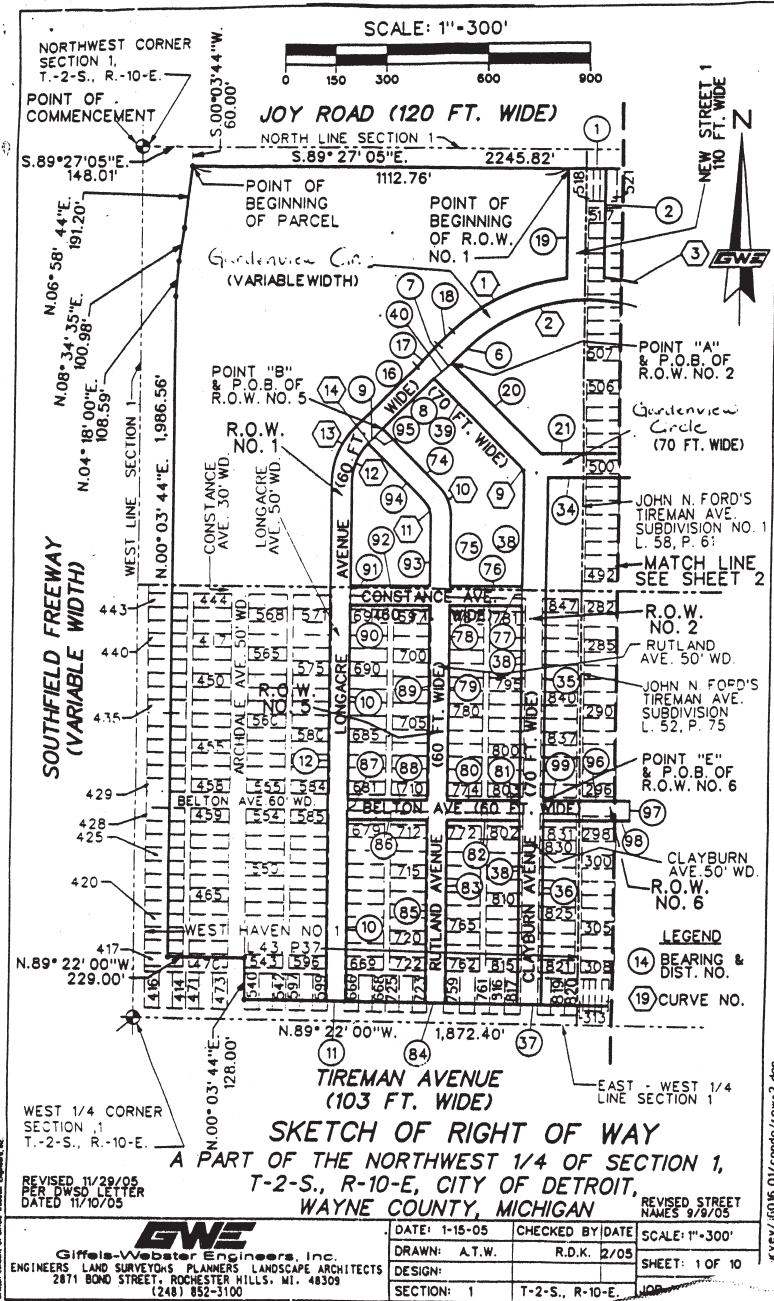
Provided, The streets are built to City of Detroit standard specifications, under City Engineering Division — DPW permits and inspection, with plans review and approved by the City Engineering Division — DPW, Street Design Bureau and Traffic Engineering Division — DPW; and

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

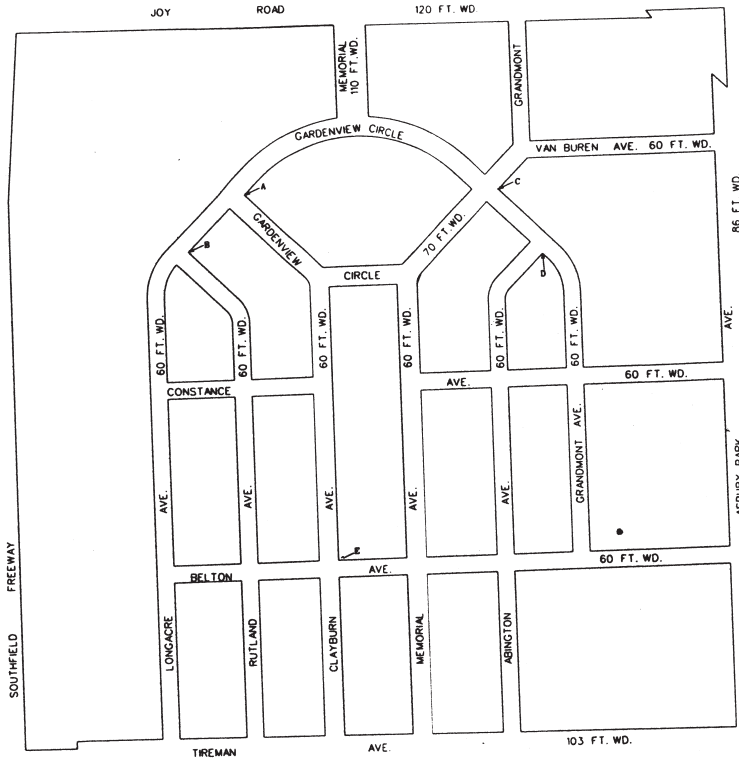
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FOR NEW STREET NAMES ONLY



Adopted as follows:
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — None.

RESOLUTION REGARDING ROGELL GOLF COURSE PUBLIC HEARING
 By COUNCIL MEMBER S. COCKREL:

RESOLVED, That a public hearing be held before the Detroit City Council, on WEDNESDAY, APRIL 11, 2007, at 5:30 P.M. in the Auditorium on the 13th floor of the Coleman A. Young Municipal Center, relative to the proposed sale of the approximately 120.8 acre property known as the Rogell Golf Course at 18600 & 18601 Berg Road (generally located on the south side of West Seven Mile Road between Lahser and West Grand River).

Adopted as follows:
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — None.

RESOLUTION CANCELING CITY COUNCIL'S PUBLIC HEALTH AND SAFETY STANDING COMMITTEE MEETING

By COUNCIL MEMBER S. COCKREL:

RESOLVED, That pursuant to section 4-102 of the 1997 Detroit City Charter and Rule 1 of the 1992 Rules and Order of Business of the Detroit City Council, the Detroit City Council will not meet in its Public Health and Safety Standing Committee scheduled for Tuesday, April 10, 2007, and BE IT FURTHER

RESOLVED, The Detroit City Council will meet in the Committee of the Whole on Tuesday, April 10, 2007 beginning at 10:00 a.m.; and BE IT FINALLY

RESOLVED, The Detroit City Clerk shall post notice of this schedule change as soon as possible.

Adopted as follows:
 Yeas — Council Members S. Cockrel, Jones, Kenyatta, Reeves, Tinsley-Talabi, Watson, Conyers, and President K. Cockrel, Jr. — 8.
 Nays — None.