

further consideration of the same, your Committee recommends action as set forth in the following resolution.

Respectfully submitted,
GARY BROWN
 Chairperson

By Council Member Brown:

Resolved, That dangerous structures at the following locations be and the same are hereby returned to the jurisdiction of the Buildings, Safety Engineering and Environmental Department for the reasons indicated:

- 15336 Hazelton — Withdrawal;
- 1637 Highland — Withdrawal;
- 2742 Tyler — Withdrawal;
- 9330 Wildemere — Withdrawal.

Adopted as follows:

Yeas — Council Members Brown, Cockrel, Jr., Jenkins, Jones, Kenyatta, Spivey, Tate, Watson, and President Pugh — 9.

Nays — None.

NEW BUSINESS

**Department of Public Works
 City Engineering Division**

February 16, 2012

Honorable City Council:

Re: Petition No. 3766 — Palmer Woods Association, request to utilize traffic calming techniques in the Palmer Woods Neighborhood.

Petition No. 3766 of “Palmer Woods Association” request the closure of Strathcona Drive, 60 feet wide, and Balmoral Drive, 60 feet wide, at Woodward Avenue, 204 feet wide; also Lincolnshire Drive, variable width, at West Seven Mile Road, 120 feet wide. These closures will assist and be a positive reduction in volume and speed of vehicles within the Palmer Woods Neighborhood.

The request was approved by the Solid Waste Division—DPW, and 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 Palmer Woods Association submitted a report to Traffic Engineering Division (TED) through the City Clerk’s Office requesting to review and investigate the issue of traffic volume and speed of vehicles using streets within the Palmer Woods Neighborhood as short cuts between Woodward and West Seven Mile Road. Under the direction of TED, Palmer Woods Association developed and tested four (4) different scenarios to be analyzed and studied. The analysis and study was shared with the residents and voted on. The Palmer Woods Association provided the City with information on the tested and proven traffic flow changes that will address the homeowners concerns about the volume and speed of traffic in the neighborhood.

The Department of Public Works rec-

ommends the approval of this petition request provided that the petitioner follows any and all provisions attached to the resolution.

On November 20, 2009, J.C.C. Pages 2783-4 City Council endorsed the request of the Palmer Woods Association as described in petition #3766, acknowledged that, in order to effectuate the modifications, the requisite resolution(s) must be prepared by the Department of Public Works. As a result of this approved resolution, a formal resolution is attached for your approval.

All City Departments and privately owned utility companies have reported no objections to the closure of streets. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY
 City Engineer

City Engineering Division—DPW

By Council Member Brown:

Whereas, In order for the Palmer Woods Association to carry out the development plan to reduce the volume and speed of vehicles, it is necessary for the City of Detroit to revise public rights-of-way: therefore be it

Whereas, The Recreation Department agrees to grant the Department of Public Works (DPW) easements over Recreation’s property for the three point turn-a-rounds proposed by the Palmer Woods Association. This agreement is subject to the closure of the following streets and if the City of Detroit re-opens the following streets this easement will be void and returned to the Recreation Department: therefore be it

Whereas, The Recreation Department will have maintenance and jurisdiction over landscape easements areas as treated for Boulevards in the City of Detroit: therefore be it

Resolved, That the following described portion of public streets shall be closed to vehicular traffic and converted into landscaped areas with access for necessary utility service vehicles and City of Detroit:

LANDSCAPE EASEMENT AREA 1:

Land in the City of Detroit, Wayne County, Michigan, lying Southerly of and abutting the South line of Lot 368 and the East 0.17 feet of Lot 367 and lying Northerly of and abutting the North line of the East 25.25 feet of Lot 40 all in the “Palmer Woods” being a subdivision of Part of Southwest 1/4 Section 2 and Part of Southeast 1/4 Section 3, T.1S., R.11E., lying west of Woodward Avenue, Greenfield Township (now City of Detroit), Wayne County, Michigan as recorded in Liber 32, Page 16, Plats, Wayne County Records;

LANDSCAPE EASEMENT AREA 2:

Land in the City of Detroit, Wayne

County, Michigan, lying Southerly of and abutting the South line of the East 35.00 feet of Lot 18 and lying Northerly of and abutting the North line of Lot 17, 2.63 feet, and the East 32.37 feet of Lot 16 all in the "Palmer Woods" being a subdivision of Part of Southwest 1/4 Section 2 and Part of Southeast 1/4 Section 3, T.1S., R.11E., lying west of Woodward Avenue, Greenfield Township (now City of Detroit), Wayne County, Michigan as recorded in Liber 32, Page 16, Plats, Wayne County Records;

LANDSCAPE EASEMENT AREA 3:

Land in the City of Detroit, Wayne County, Michigan, lying Easterly of and abutting the East line of the 0.82 feet of Lot 260 and the South 14.18 of Lot 259 to a point on the Westerly line of the Half Circle of Palmer Park (North End) being 30.00 feet from the right-of-way line.

Be and the same are hereby closed to vehicular traffic and converted into landscape areas with full easement rights retain for the public and private utility companies, which easements rights shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the Palmer Woods Associations and by their heirs, executors, administrators and assigns, also said areas are still under the full control of the City of Detroit, forever to wit:

First, the use of said landscape easements or right-of-way herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in streets in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, Said landscape easements or rights-of-way in and over street herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the landscape easements or rights-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, that no buildings or structures of

any nature whatsoever including, but not limited to, concrete slabs or driveways, and landscaping materials (subject to City Engineering Division — DPW and Recreation Department Approval) shall be built or placed upon said landscape easements, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fifth, That if any utility located in said landscape easements shall break or be damaged as a result of any action on the part of Palmer Woods or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with the approval of City Engineering Division — DPW, then in such event Palmer Woods or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and further

Provided, That any and all materials that are to be used within the said landscaping easements must be approved by Recreation Department and/or City Engineering Division — DPW before installation; and further

Provided, That when the landscaping easements are no longer needed a resolution by the Honorable City Council must be presented and approved, and after said approval the Department of Public Works (DPW) no longer required the three point turn-a-rounds. For this DPW release and grant back the land for the three point turn-a-rounds to the Recreation Department; and further

Provided, That at no time are the landscape easements to block or impede any residential driveways once final construction is completed; and further

Whereas, The Recreation Department approves the granting of park land (Greenbelt) and portion of park land known as Palmer Park — North End to the Department of Public Works (DPW) for right-of-way purpose. This land is to be used for vehicular three point turn-a-round. Said three point turn-a-round is subject to the approval of Traffic Engineering Division — DPW and City Engineering Division — DPW; therefore be it

Resolved, That your Honorable Body authorize the acceptance of the following described easements over park land for three point turn-a-rounds between the Recreation Department and the Department of Public Works;

Land in the City of Detroit, Wayne County, Michigan, all that part of Park Land known as Palmer Park — North End being located in the area of Lincolnshire Drive, variable width and West Seven Mile Road, 120 feet wide, being a 26.00 feet wide along Lincolnshire Drive, and 13.25 feet width at the rear, and by 41.50 feet in length portion of Park Land; Approximately 640.00 square feet;

Also, all that part of Park Land known as the Greenbelt along Woodward

Avenue, 204 feet wide, and Strathcona Drive, 60 feet wide, being 24.75 feet wide and 29.00 feet in length and 70.00 feet West of the East Lot line of Lot 40 in the "Palmer Woods" being a subdivision of Part of Southwest 1/4 Section 2 and Part of Southeast 1/4 Section 3, T.1S., R.11E., lying west of Woodward Avenue, Greenfield Township (now City of Detroit), Wayne County, Michigan as recorded in Liber 32, Page 16, Plats, Wayne County Records;

Also, all that part of Park Land known as the Greenbelt along Woodward Avenue, 204 feet wide, and Balmoral Drive, 60 feet wide, being 22.50 feet wide and 28.50 feet in length and 30.00 feet West of the East Lot line of Lot 18 in the "Palmer Woods" being a subdivision of Part of Southwest 1/4 Section 2 and Part of Southeast 1/4 Section 3, T.1S., R.11E., lying west of Woodward Avenue, Green-

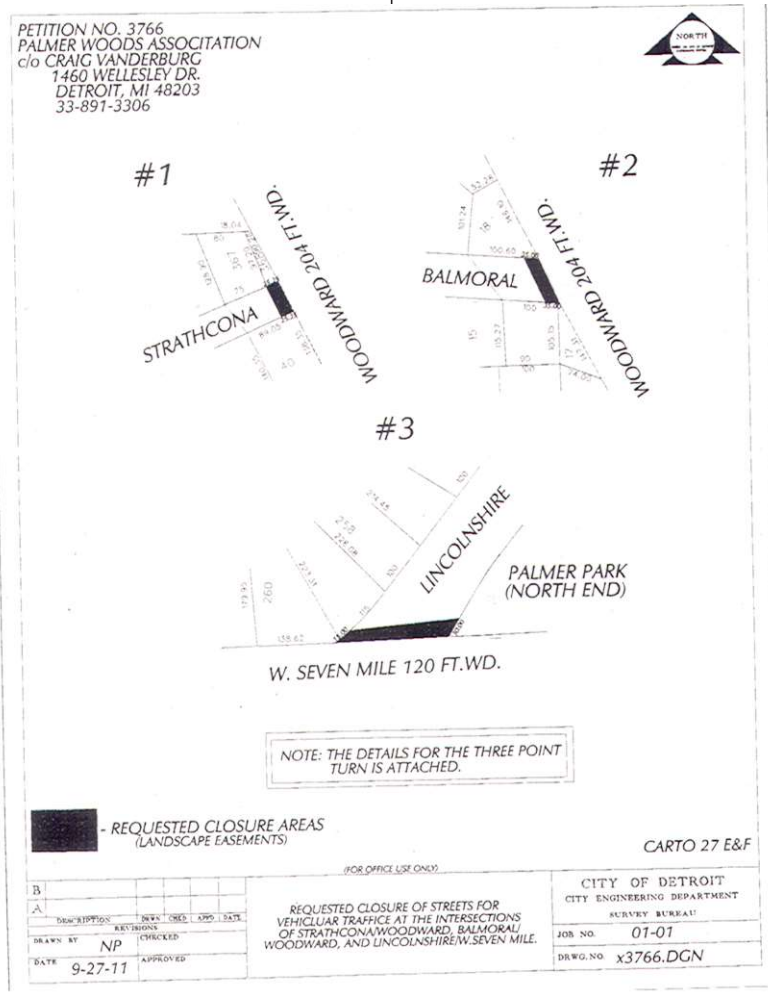
field Township (now City of Detroit), Wayne County, Michigan as recorded in Liber 32, Page 16, Plats, Wayne County Records

Provided, That if and/or when the closure of said streets is re-open, said three point turn-around easements will revert back to the original property owner (Recreation Department); and

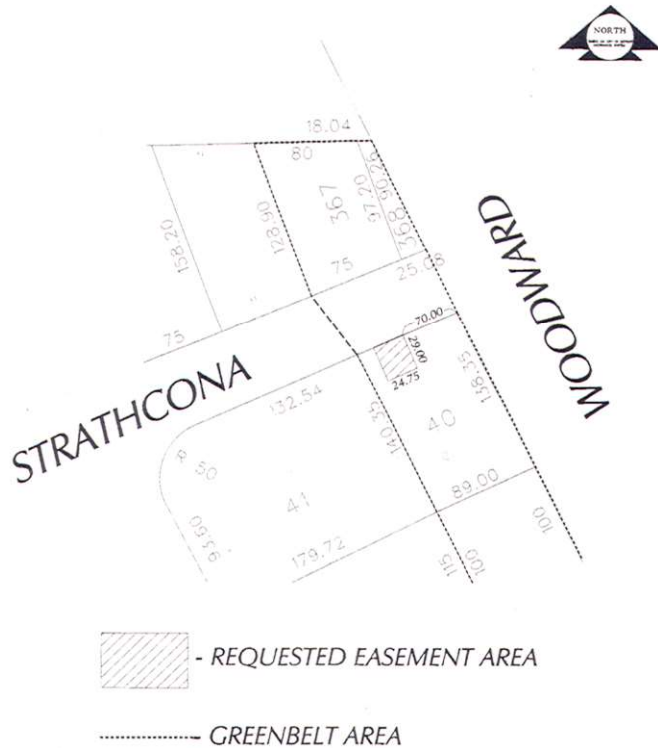
Provided, That construction design of the three point turn-a-rounds are approved by Traffic Engineering Division — DPW and/or City Engineering Division — DPW before construction of three point turn-a-round; and

Provided, That all right-of-way permits are obtain from the Permit bureau — City Engineering Division — DPW for work in the public right-of-way; and

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



THREE POINT TURN-A-ROUND
EASEMENT



APPROXIMATELY 717.75 SQ. FT. OF EASEMENT AREA