

**Department of Public Works
City Engineering Division**

January 8, 2020

Honorable City Council:

Re: Petition No. 532 — MJ Parcels, LLC request the conversion of an alley to easement in the area of E. Grand Blvd., Brush Street, Beaubien Street, and East Milwaukee Street.

Petition No. 532 — MJ Parcels, LLC, request to vacate and convert to easement the east-west alley, 16 feet wide, bounded by Brush Street, 60 feet wide, Beaubien Street, 60 feet wide, Milwaukee Avenue, 60 feet wide, and East Grand Blvd, 150 feet wide.

This request is being made to legalize the parking lot and condominium parking area constructed on the site.

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

The request was approved by the Solid Waste Division — DPW, and Traffic Engineering Division — DPW.

All involved City Departments, including the Public Lighting Department, and privately owned utility companies have reported no objections to the conversion of the public rights-of-way into a private easement for public utilities. Provisions protecting utility installations are part of the attached resolution.

Detroit Water and Sewerage Department (DWSD) has no objection to the conversion to easement. The specific DWSD provisions for easements are included in the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,
RICHARD DOHERTY, P.E.
City Engineer

City Engineering Division — DPW
By Council Member Ayers:

Resolved, All of the east-west alley, 16 feet wide, block bounded by Brush Street, 60 feet wide, and Beaubien Street, 60 feet wide, and being more particularly described as:

- 1) The east-west alley, 16 feet wide, lying southerly of and adjoining lots 46 & 57 and lying northerly of lots 47 through 56 all said lots being within Frisbie & Foxens Subdivision Liber 6, Page 78 of Plats, Wayne County Records; bounded by East Grand Blvd, 150 feet wide, and East Milwaukee Avenue, 60 feet wide.

Be and the same are hereby vacated as a public alleys and converted into a private easement for public utilities of the

full width of the alleys, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alleys 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 a public alley 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 utility easement or right-of-way in and over said vacated alleys 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 utility easement or right-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, Said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division — DPW.

Fourth, That if the owners of any lots abutting on said vacated alleys shall request the removal and/or relocation of any existing poles or other utilities in said easement; such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

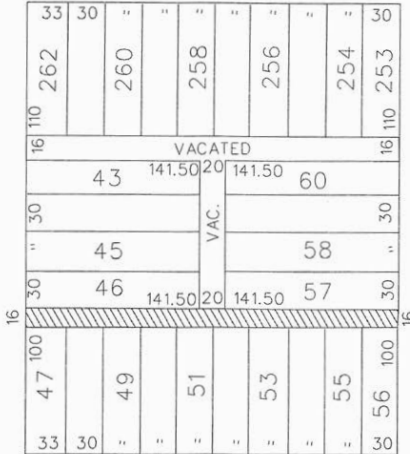
PETITION NO. 532
 MJ PARCELS LLC,
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 PHONE NO. 313 962-4442



E. GRAND BLVD 150 FT. WD.

BRUSH ST. 60 FT. WD.

BEAUBIEN ST. 60 FT. WD.



E. MILWAUKEE AVE. 60 FT. WD.



- CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 31 F

B											
A								CITY OF DETROIT			
DESCRIPTION				REVISIONS				CITY ENGINEERING DIVISION			
DRAWN BY SA				CHECKED KSM				SURVEY BUREAU			
DATE 05-13-19				APPROVED				JOB NO. 01-01			
								DRWG. NO. X 532			

- CONVERSION TO EASEMENT
 THE EAST/ WEST PUBLIC ALLY, 16 FT. WD
 IN THE BLOCK BOUND BY MILWAUKEE AVE.,
 BRUSH ST., E. GRAND BLVD AND BEAUBIEN ST.

Adopted as follows:

Yeas — Council Members Ayers, Castaneda-Lopez, Leland, McCalister, Jr., Spivey, Tate and President Pro Tem. Sheffield — 7.

Nays — None.

**Department of Public Works
 City Engineering Division**

January 17, 2020

Honorable City Council:

Re: Petition No. 162 — Barbat Holdings, LLC, propose to construct an entry canopy in the right of way of 415 Clifford Street.

Petition No. 162 — Barbat Holdings, LLC, request for encroachments with a pre-existing sub-surface basement area,

entry canopy, window canopies, and new planters. The encroachments are at 415 Clifford Street in the block of Bagley Avenue, 120 feet wide, Grand River Avenue, 60 feet wide, Clifford Avenue, 60 feet wide, and Times Square, 60 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 for building renovation including interior and exterior work.

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