

Resolved, That the Budget Director is authorized to establish Appropriation number 20845, in the amount of \$31,935.00, for the 2019 Operation Stonegarden Grant.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Spivey, Tate and President Jones — 8.

Nays — None.

**Permit**

Honorable City Council:

To your Committee of the Whole was referred Petition of The Parade Company (#1331), request to install 50 banners. After consultation with the Public Lighting Department and careful consideration of the request, your Committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
SCOTT BENSON  
Chairperson

By Council Member Benson:

Resolved, That subject to the approval of the concerned departments, permission be and is hereby granted to The Parade Company (#1331), request to install 50 banners on Woodward Ave. between John R St. and Jefferson Ave. from November 2, 2020 to November 27, 2020 in order to commemorate the 2020 America's Thanksgiving Parade.

Provided, That the banners are erected no earlier than two (2) weeks prior to the event and they are to be removed the day after the event, and further

Provided, That the design, method of installation and location of banners shall not endanger persons using the highway or unduly interfere with the free movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which is intended to be an imitation of or resembles, or which may be mistaken for, a traffic control device, or which attempts to direct the movement of traffic, and further

Provided, That the banner shall not have displayed thereon any legend or symbol which may be construed to advertise, promote the sales of or publicize any merchandise or commodity or to be political in nature, and shall not include flashing lights that may be distracting to motorists, and further

Provided, That banners are placed on Public Lighting Department poles as not to cover traffic control devices, and further

Provided, That banners are installed under the rules and regulations of the concerned departments, and further

Provided, That petitioner assumes full responsibility for installation and removal of the banners, and further

Provided, That such permission is

granted with the distinct understanding that petitioner assumes full responsibility for any and all claims, damages or expenses that may arise by reason of the granting of said petition, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Spivey, Tate and President Jones — 8.

Nays — None.

**Department of Public Works  
City Engineering Division**

September 24, 2020

Honorable City Council:

Re: Petition No. 1164 — Grand Lahser LLC request to outright vacate the public alley bounded by Grand River Avenue, Redford Avenue, and Lahser Avenue.

Petition No. 1164 — Grand Lahser LLC request to outright vacate the public alley bounded by Grand River Avenue, 120 Ft. wide, Redford Avenue, 66 Ft. wide, and Lahser Avenue, 66 Ft. wide. Said alley having been vacated and converted to a utility easement per the Redford Board Proceedings dated 1924-1925, pages 8 & 19.

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

The request is being made to clarify ambiguous language used in the 1924-1925 vacation.

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

Detroit Water and Sewerage Department (DWSD) has no objection to the vacation provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

All other involved City Departments, and privately owned utility companies have reported no objections to the outright vacation of the alley. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,  
RICHARD DOHERTY, P.E.

City Engineer

City Engineering Division — DPW  
By Council Member Benson:

Resolved, All of the public alley bounded by Grand River Avenue, 120 Ft. wide, Redford Avenue, 66 Ft wide, and Lahser Avenue, 66 Ft. wide, further described as land in the City of Detroit, Wayne County, Michigan being: All that part of the east-west public alley, 12 ft. wide, lying southerly of and abutting the

south line of lots 8 & 9, both inclusive, and lying northerly of and abutting the north line of lots 2 through 7, both inclusive, all in the "A.P. McIntyre's Allotment of Part of the S.E. 1/4 of Section 9 Redford Village T.I.S.R.10 E Wayne CO. Mich" as recorded in Liber 33, Page 72 of Plats, Wayne County Records.

Be and the same are hereby vacated (outright) as public rights-of-way to become part and parcel of the abutting property, subject to the following provisions:

Provided, That petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services, and further

Provided, That the petitioner/property


owner acknowledges that DWSD relinquishes all responsibility for underground sewers, if any, and further

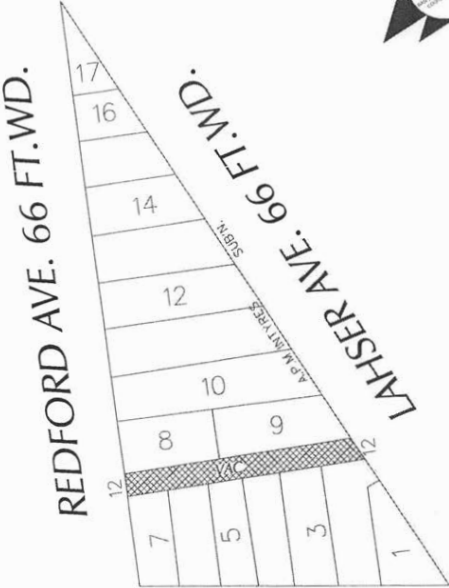
Provided, That the petitioner/property owner bear the entire cost of any modification to the sewer, in any, including costs related to construction, demolition, permitting, inspection, and survey, and further

Provided, That any construction in the public rights-of-way such as curbs and sidewalks shall be done under city permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

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

PETITION NO. 1164  
 GRAND LASHER LLC.  
 C/O GIFFELS WEBSTER  
 28 W. ADAMS, SUITE 1200  
 DETROIT, MICHIGAN 48226  
 TRICIA DEMARCO  
 PHONE NO. (313) 962-4442





GRAND RIVER AVE. 120 FT.WD.

- OUTRIGHT VACATION

(FOR OFFICE USE ONLY) CARTO 122 F

B						REQUEST TO OUTRIGHT VACATE THE EAST/WEST PUBLIC ALLEY, 12 FT. WD. IN THE BLOCK BOUND BY REDFORD AVE., LAHSER AVE. AND GRAND RIVER AVE.	CITY OF DETROIT
A	DISCUSSION	REVISED	CHKD	APPD.	DATE		CITY ENGINEERING DIVISION
DRAWN BY	SA	CHECKED	KSM	DATE	01-07-20		SURVEY BUREAU
							JOB NO. 01-01
							DRWG. NO. X 1164

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, Leland, McCalister, Jr., Spivey, Tate, and President Jones — 8.

Nays — None.

**Department of Public Works  
City Engineering Division**

September 24, 2020

Honorable City Council:

Re: Petition No.1293 — ODM Parking Properties, LLC, request to vacate and convert to easement the public alley between Clifford Street and Park Avenue, bounded by Montcalm Street and Fisher Freeway Service Drive.

Petition No. 1293 – ODM Parking Properties, LLC request to vacate and convert to easement the public alley between Clifford Street (60 ft. wide) and Park Avenue (60 ft. wide), bounded by Montcalm Street (50 ft. wide) and Fisher Freeway Service Drive.

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

The request is being made for the construction of a parking owned by ODM Parking Properties, LLC.

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

Detroit Water and Sewerage Department (DWSD) has no objection to the vacation and conversion to utility easement provided certain provisions are met. The DWSD provisions are a part of the attached resolution.

All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,  
RICHARD DOHERTY, P.E.

City Engineer

By Council Member Benson:

Resolved The public alley between Clifford Street (60 ft. wide) and Park Avenue (60 ft. wide), bounded by Montcalm Street (50 ft. wide) and Fisher Freeway Service Drive, further described as land in the City of Detroit, Wayne County, Michigan being: All of the east-west alley (15 ft. wide) lying northerly of and adjoining lots 28 through 36, and lying southerly of and adjoining lot 57 through 65 of "Lothrop's Subdivision of Park Lot 83 and Part of Park Lot 82" as recorded in Liber 39 Page 430 of Plats, Wayne County Records.

Be and the same is hereby vacated as public right-of-way and converted into a private easement for public utilities of the full width of the right-of-way, 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 right-of-way and by their heirs, executors, administrators and assigns, forever to wit:

First, Said owners hereby grant to and for the use of the owners of the high-rise structure located at 2305 Park Avenue and the adjacent parcel to the west known as 120 West Montcalm a perpetual access easement over the east 200 ft. of the described alley, full width, for the purposes of allowing waste removal services, loading, and other business functions.

Second, Said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alley 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 right-of-way in the City of Detroit, with the right to ingress and egress at any time and over said easement for the purpose above set forth.

Third, Said utility easement or right-of-way in and over said vacated alley 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, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition.

Fourth, 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 (except necessary line fences or gates), shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division — DPW,

Fifth, 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