

compliance with the Act, for DGP to conduct Grand Prix Races and the Racing Events in the City during the calendar years of 2023, 2024, and 2025, anticipated to be the Friday, Saturday, and Sunday following the observed Memorial Day holiday of 2023, 2024, and 2025; BE IT FURTHER

RESOLVED, That in addition to the powers of the City granted under Section 7 of the Act, MCL 257.1707, the Contract provides for the issuance to DGP of a Use License for the years 2023, 2024, and 2025 to occupy and use the pedestrian and vehicular public right-of-way and City-owned property within the Circuit Area, as well as a Concessions License within the Circuit Area during the Racing Events; BE IT FURTHER

RESOLVED, That DGP is also required to obtain a special events permit, in accordance with the terms and conditions of the Contract, in order to coordinate the necessary City resources for the Grand Prix Races and Racing Events scheduled in the calendar year 2023, 2024, and 2025; BE IT FURTHER

RESOLVED, That the special events permit obtained by DGP for each year's Grand Prix Races and Racing Events be subject to Detroit City Council's approval, in accordance with Section 33-1-33(b) of the City Code; BE IT FURTHER

RESOLVED, That DGP will be required to obtain a special events permit, in accordance with Section 33-1-33 of the City Code and the terms and conditions of the Contract, in order to coordinate the necessary City resources for the Grand Prix Races and Racing Events, scheduled in the calendar years 2023, 2024, and 2025; BE IT FURTHER

RESOLVED, That Detroit City Council hereby approves the issuance of special events permits to DGP to permit the activities described in Section 33-1-33 of the City Code, in connection with the Grand Prix Races and the Racing Events in any park, public place or boulevard located within or adjacent to the "Circuit Area" as described in and as shown on Exhibit E to the Contract, during the years 2023, 2024, and 2025, for such specific activities, on such dates, and upon such terms and conditions, as are in accordance with or are as contemplated by the Contract, and as are acceptable to the City's Parks and Recreation and other affected City departments, divisions, or offices; BE IT FURTHER

RESOLVED, That the approvals by this Honorable Body for the issuance of special event permits hereby given shall be withdrawn and of no further effect immediately upon the revocation of a permit in accordance with Section 33-1-66 of the City Code or upon DGP's breach of the Contract in accordance with its terms, whereby any special events permit there-

after sought by DGP for any subsequent Grand Prix Race or Racing Event shall require and be subject to the prior approval of the City Council in accordance with Section 33-1-33(b) of the 2019 Detroit City Code; BE IT FINALLY

RESOLVED, That a copy of this resolution be provided to Detroit Grand Prix, Mayor Mike Duggan, Corporation Counsel, the Chief of Police, the Director of the Department of Public Works, the Director of the Buildings, Safety Engineering & Environmental Department, the Director of the General Services Department, and the Director of the Office of Contracting and Procurement.

Adopted as follows:

Yeas — Council Members Ayers, Benson, Castaneda-Lopez, McCalister, Jr., Tate and President Jones — 6.

Nays — None.

**Department of Public Works  
City Engineering Division**

October 12, 2021

Honorable City Council:

Re: Petition No. 1381 — U.S. General Services Administration request to vacate part of 5th Street between Michigan Avenue and vacated Porter Street.

Petition No. 1381 — U.S. General Services Administration request to vacate part of 5th Street, 50 ft. wide, between Michigan Avenue, 120 ft. wide, and vacated Porter Street, 60 ft. wide.

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

The request is made as part of an expansion of use and addition to the structure located at 985 Michigan Avenue.

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

City Engineering Division — DPW  
By Council Member Benson:

Resolved, That part of 5th Street, 50 ft. wide, between Michigan Avenue, 120 ft.

wide, and vacated Porter Street, 60 ft. wide, further described as land in the City of Detroit, Wayne County, Michigan being:

5th Street, 50 ft. wide, lying easterly of and adjacent to the John C. Lodge Free-way and westerly of and adjacent to the northerly 530.5 ft. of Lot 4 of the "Detroit Urban Renewal Plat No. 1" as recorded in Liber 90, Page 85 of Plats, Wayne County Records; excepting that part of 5th Street described as being the easterly 25 ft. of the southerly 200.7 ft. of the northerly 220.2 ft. measured from the northwest corner of Lot 4 of the "Detroit Urban Renewal Plat No. 1" as recorded in Liber 90, Page 85 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 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.

Second, 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 restore the easement surface 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 (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,

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,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and

Provided, That property owners maintain for DTE Energy, full access to their facilities at all times (i.e. gated access with DTE locks at all ends of the easement) and that free and easy access to the DTE facilities is reserved for DTE equipment, including the use of backhoes, bulldozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of DTE facilities, And Further

Provided, That an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewage 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 the Detroit Water and Sewerage Department equipment including the use of backhoes, bulldozers, 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 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 porches, patios, balconies, etc., shall be built upon said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; And Be It Further

Provided, That if any time in the future, the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement 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 the costs 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 if it becomes necessary to remove the paved alley returns at the entrances such removal and construction of the new curb and sidewalk shall be done under city permit and inspection according to City Engineering Division — DPW specification with all costs borne by the abutting owner(s), their heirs or assigns; And Further

Resolved, That part of 5th Street, 50 ft. wide, between Michigan Avenue, 120 ft. wide, and vacated Porter Street, 60 ft. wide, further described as land in the City of Detroit, Wayne County, Michigan being:

That part of 5th Street described as being the easterly 25 ft. of the southerly 200.7 ft. of the northerly 220.2 ft. measured from the northwest corner of Lot 4 of the "Detroit Urban Renewal Plat No. 1" as recorded in Liber 90, Page 85 of Plats, Wayne County Records.

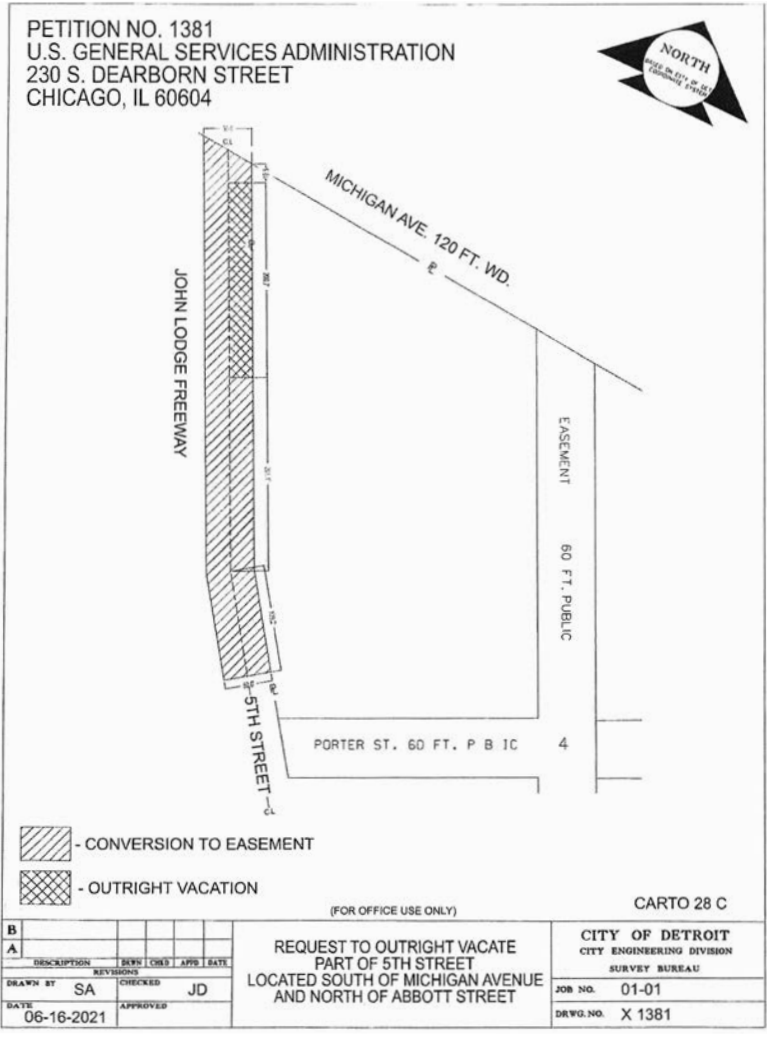
Be and the same is hereby vacated (out-right) as public right-of-way to become part and parcel of the abutting property, subject to the following provisions:

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

Provided, That any construction in the public right-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 heirs or assigns; and be it also

Resolved, That your Honorable Body authorize the acceptance of the following described property from Crown Enterprises, Inc. for public right-of-way purposes:

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



Adopted as follows:  
 Yeas — Council Members Ayers, Benson, Castaneda-Lopez, McCalister, Jr., Tate and President Jones — 6.  
 Nays — None.

**RESOLUTION OPPOSING MICHIGAN HOUSE BILL 4722 AND SENATE BILL 0466 (2021) RESTRICTING LOCAL CONTROL OF SHORT-TERM RENTALS**

By Council Member Ayers:  
 WHEREAS, The mission of the Detroit City Council is to promote the economic, cultural and physical welfare of Detroit's citizens through Charter-mandated legislative functions; and  
 WHEREAS, Michigan Senate Bill 446

and its companion legislation House Bill 4722, seek to amend the Michigan Zoning Enabling Act, to define a short-term rental as any rental of not more than 30 consecutive days as a residential use of the property that should be permitted in any area zoned residential, and not subject to a special use or conditional use permit or procedure different from those required for other dwellings in the same zone. The bills specify that such properties cannot be considered commercial, and that local governments should not adopt or enforce ordinances that prohibit short-term rentals; and  
 WHEREAS, The Detroit City Council expressed its opposition to these bills when they were initially introduced, but is