

**City Engineering Department**

February 21, 1989

Honorable City Council:

Re: Petition No. 2112, Marlowe Street Block Club Temporary Alley Closing east-west public alley in the block bounded by Lauder, Marlowe, Westfield, and W. Chicago.

Petition No. 2112 of 'Marlowe Street Block Club' requests the temporary closing of the east-west public alley, 18 feet wide, in the block bounded by Lauder, Marlowe, Westfield, and West Chicago Avenues.

The request was approved by the Community and Economic Development Department with certain restrictions.

The Water and Sewerage Department will require unimpeded access to existing sewers. Any fence and gate installation must provide 15 feet horizontal and 13 feet vertical clearance(s) for maintenance vehicles.

All other City departments and privately owned utility companies have reported no objections to the proposal, provided they have the right to ingress and egress at all times to their facilities.

An appropriate resolution containing

the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,

CLYDE R. HOPKINS

Director

**By Council Member Hood:**

Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Marlowe Street Block Club" to close the east-west public alley, 18 feet wide, in the block bounded by Lauder, Marlowe, Westfield, and West Chicago Avenues lying southerly of and abutting the south line of Outlot A; also lying northerly of and abutting the north line of Outlot B as platted in "John Griffin's Subdivision" of part of the North One-Half of the Northeast Quarter of the Southwest Quarter of Section 31, Town 1 South, Range 11 East, City of Detroit, Wayne County, Michigan as recorded in Liber 62, Page 77, Plats, Wayne County Records; also lying southerly of and abutting the south line of Lots 1 to 10; also lying northerly of and abutting the north line of Lot 113; also lying northerly of and abutting the north line of the previously vacated north-south public (18 feet wide; May 26, 1953 — J.C.C. page 1259); also lying northerly of and abutting the north line of Lot 114 as platted in "Plymouth Park Subdivision" part of the North Half of the Northeast Quarter of the Southwest Quarter of Section 31, Town 1 South, Range 11 East, Greenfield Township, City of Detroit, Wayne County, Michigan as recorded in Liber 42, Page 75, Plats, Wayne County Records; on a temporary basis to expire on April 1, 1994;

Provided, The petitioner shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and the faithful performance by the petitioner of the terms thereof. Further, the petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closing; and

Provided, The permit shall be issued after the petitioner has recorded a certified copy of this resolution with the Wayne County Register of Deeds. The petitioner shall pay all incidental recording costs; and

Provided, The property owned by the petitioner and adjoining the temporary public alley closing shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the alley; and

Provided, No building or other structure (except necessary line fence), shall be constructed on or over the alley. The

petitioner shall observe the rules and regulations of the City Engineering Department. The City of Detroit retains all rights and interests in the temporarily closed public alley. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed alley street. Further, the petitioner shall comply with all specific conditions imposed to insure unimpeded 24-hour-per-day access to the City and utility companies; and

Provided, That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Department by the petitioner at the petitioner's expense; and

Provided, The petitioner's fence and gate installation shall provide 15 feet horizontal and 13 feet vertical clearance(s) for utility maintenance vehicles; and

Provided, This resolution is revocable at the will, whim or caprice of the City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and

Provided, This permit shall not be assigned or transferred without the written approval of the City Council.

**Adopted as follows:**

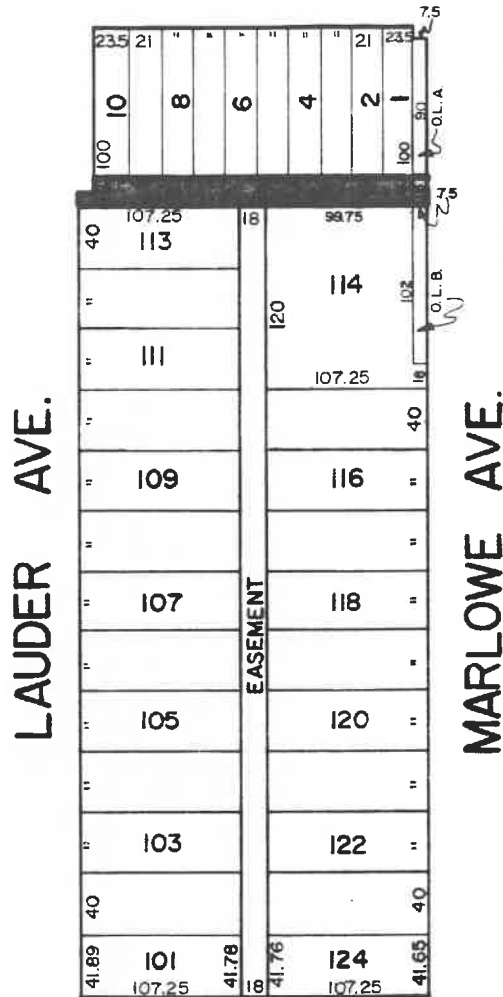
Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

**MARCH 8, 1989**

**J.C.C. PGS. 567-68**

9347 MARLOWE



WESTFIELD  
TEMP. CLOSED  
UNTIL 4-1-94

CARTO NQ 82D

PLYMOUTH PARK & JOHN GRIFFIN SUB'N.

|                 |             |  |                        |  |
|-----------------|-------------|--|------------------------|--|
|                 |             | REQUESTED TEMP. CLOSING OF<br>THE 18 FT. WD. ALLEY IN THE<br>BLK. BND. BY WEST CHICAGO,<br>MARLOWE, WESTFIELD & LAUDER | CITY OF DETROIT        |  |
|                 |             |  | CITY ENGINEER'S OFFICE |  |
|                 |             |  | JOB NO. 01-01          |  |
| DRAWN BY V.T.M. | APPROVED BY |  | DRWG. NO. X-2112       |  |
| TRACED BY       | APPROVED BY |  | DATE 9-2-88            |  |
| CHECKED BY      | APPROVED BY |  |                        |  |