

City Engineering Department
May 3, 1988

Honorable City Council:

Re: Petition No. 1414 — Ronald D. Muir, et al. Temporary Street Closing, Cornwall between University and Marseilles.

Petition No. 1414 of Ronald D. Muir, et al requests the temporary closing of Cornwall Avenue, 60 feet wide, between University Place and Marseilles Avenue.

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 13 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 Collins:

Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Ronald D. Muir, et al" to close Cornwall Avenue, 60 feet wide, between University Place and Marseilles Avenue lying southerly of and abutting the south line of Lots 77 and 104; also lying northerly of and abutting the north line of Lots 78 and 103 as platted in "Lodewyck Subdivision" of Lots 49 and 50 of the Plat of Addition to the Rivard Park Subdivision of Private Claim's 299 and 458, Grosse Pointe and Gratiot Townships, City of Detroit, Wayne County, Michigan as recorded in Liber 46, Page 67. Plats, Wayne County Records; on a temporary basis to expire on June 1, 1993;

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 street 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 street closing shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the street; and

Provided, No building or other structure (except necessary line fence) shall be constructed on or over the street. 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 street. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public 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 13 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.

MAY 18, 1988
J.C.C. P65. 1239-40

RESCINDED.

OCT. 4, 1989
J.C.C. PG. 2332

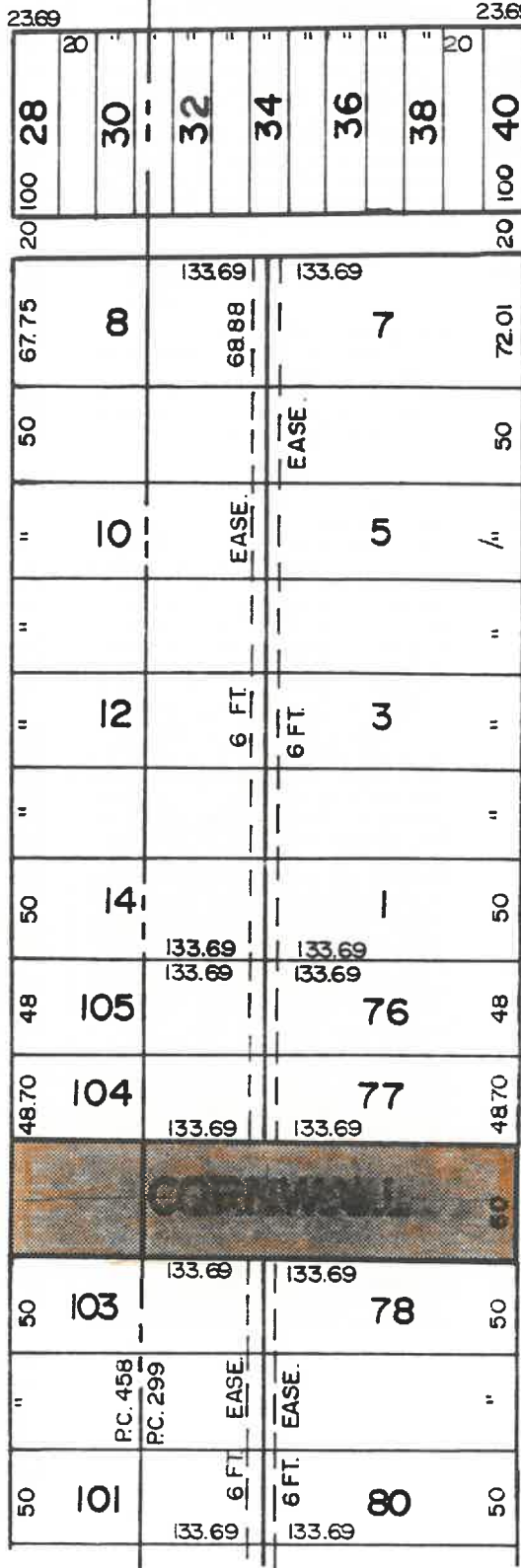
PETITION NO. 1414
RONALD D. MUIR, ET AL.
PHONE: 882-2776



UNIVERSITY PL.

E. WARREN AVE.

MARSEILLES AVE.



REQUESTED TEMPORARY CLOSING

RESCINDED

10-4-89

J.C.C. P65. 2332

LODEWYCK SUB'N
MARY L. HARRIS SUB'N
CARTO. NO. 70 F
SCALE: 1"=100'

REQUESTED TEMP CLOSING OF
CORNWALL AVE. BTWN UNIVERSITY PL.
AND MARSEILLES.

CITY OF DETROIT

City Engineering

Job No. 01-01

Drwg. No. X-1414

Date 12/11/87

B					
DESCRIPTION		Drwn	Chkd	Appd	Date
REVISIONS					
DRAWN BY	APPROVED				
J. FOSTER					
TRACED BY	APPROVED				
CHECKED	APPROVED				
CITY ENGINEER					