

**City Engineering Department**

April 26, 1988

Honorable City Council:

Re: Petition No. 1588. "450 Temple, Inc."

a/k/a Masonic Temple Temporary  
Alley Closings portions of north-  
south and east-west public alleys  
in the block bounded by Second,  
Cass, Temple and Charlotte.

Petition No. 1588 of the Masonic

Temple requests the temporary closing  
of portions of the north-south and east-  
west public alleys, (both) 20 feet wide,  
in the block bounded by Second, Cass,  
Temple and Charlotte 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 13 feet horizontal and 13  
feet vertical clearances for maintenance  
vehicles.

The Department of Transportation and  
the Department of Public Works —  
Sanitation will require gates to be open  
for trash collection 7:00 a.m. to 5:00  
p.m., Monday thru Friday.

The petitioner has submitted a letter  
agreeing to pay all Public Lighting  
Department expenses to reinstall alley  
lights, if the alleys are reopened for  
public use.

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,

E.M. KENNEDY

for CLYDE R. HOPKINS

Director

By Council Member Ravitz:

Resolved, The City Engineering  
Department is hereby authorized and  
directed to issue permits to "450 Temple,  
Inc." (a/k/a Masonic Temple) to close  
portions of the north-south and east-  
west public alleys, (both) 20 feet wide,  
in the block bounded by Second, Cass,  
Temple and Charlotte Avenues on a  
temporary basis to expire on June 1,  
1993; described as follows:

All that part of the north-south public  
alley, 20 feet wide, in the above men-  
tioned block lying westerly of and abutting  
the west line of Lots 4 and 5; also lying  
easterly of and abutting the east line of  
the south 40.00 feet of Lot 9, the east-  
west public alley (20 feet wide), and the  
north 40.00 feet of Lot 24, Block 83, of  
the Plat of part of the Cass Farm, Blocks  
83 and 84, City of Detroit, Wayne County,  
Michigan as recorded in Liber 1, Page  
131, Plats, Wayne County Records; also

All that part of the east-west public  
alley, 20 feet wide, in the above men-  
tioned block lying southerly of and  
abutting the south line of Lots 9 to 13;  
also lying northerly of and abutting the  
north line of Lots 20 to 24, Block 83, of  
the Plat of part of the Cass Farm, Blocks  
83 and 84, City of Detroit, Wayne County,

Michigan as recorded in Liber 1, Page  
131, Plats, Wayne County Records;

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 closings;  
and

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

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

Provided, No building or other structure  
(except necessary line fence) shall be  
constructed on or over the alleys. 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 alleys. The City and all  
utility companies retain their rights to  
service, inspect, maintain, repair, install,  
remove or replace utilities in the tem-  
porarily closed public alleys. Further,  
the petitioner shall comply with all spec-  
ific conditions imposed to insure un-  
impeded 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 clearances  
for utility maintenance vehicles; and

Provided, The petitioner shall place  
gates at each end of the temporary  
closed portions of public alleys, and  
open the gates for trash collection 7:00  
a.m. to 5:00 p.m., Monday thru Friday;  
and

Provided, The petitioner shall pay all  
Public Lighting Department expenses  
to reinstall alley lights, if the alleys are  
reopened for public use; 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 encroach-  
ments. 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, Mahaffey, Rav-  
itz, and President Henderson — 7.

Nays — None.

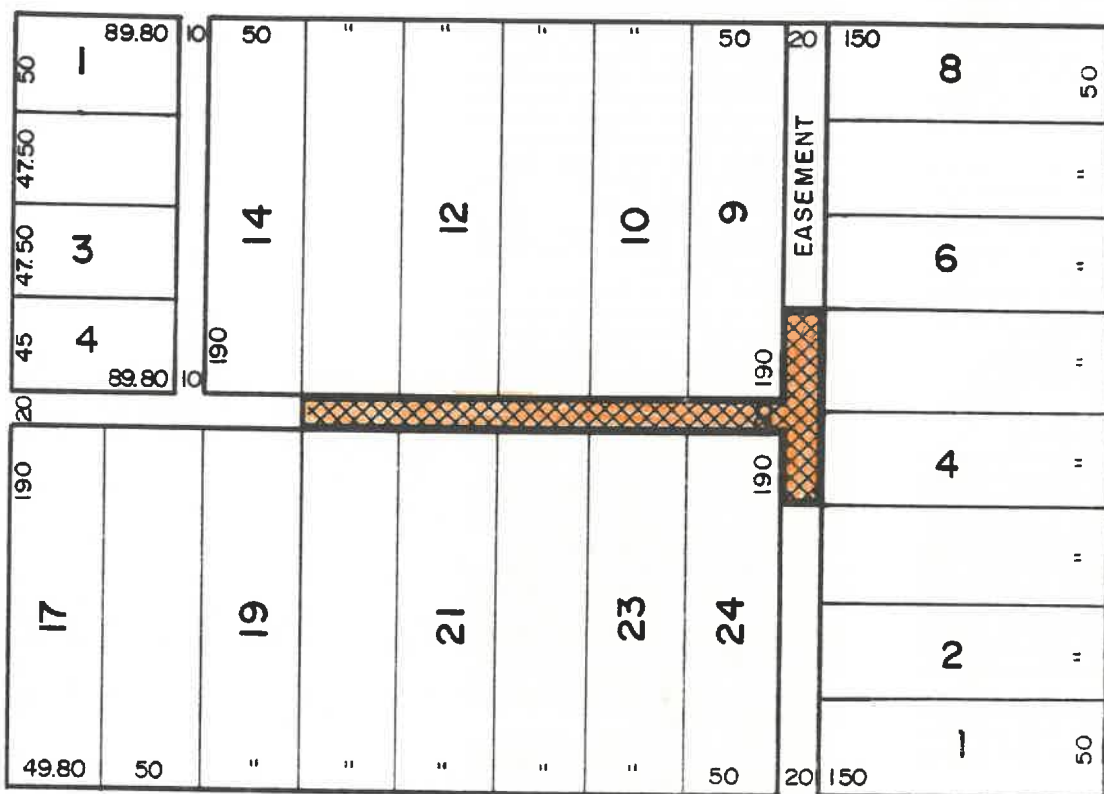
MAY 4, 1988  
J.C.C. PGS. 1077-78

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CHARLOTTE AVE.

**SECOND AVE.**



**CASS AVE.**

TEMPLE AVE.



REQUESTED TEMPORARY CLOSING.

UNTIL 6-1-93

CASS FARM

CARTO. NO. 29-E

SCALE: 1" = 100'

B						REQUESTED TEMPORARY CLOSING OF A PORTION OF THE E/W ALLEY, 20 FT. WD., AND THE N/S ALLEY, 20 FT.WD., IN THE BLK. BND. BY SECOND,CASS, TEMPLE, & CHARLOTTE.	CITY OF DETROIT
	DESCRIPTION	Drwn	Chkd	Appd	Date		City Engineering
REVISIONS							
DRAWN BY JAMES FOSTER	APPROVED						Job No. -01-01
TRACED BY	APPROVED						Drwg. No. X-1588
CHECKED	APPROVED						Date 2/2/88
CITY ENGINEER							