

**Community and Economic
Development Department**

March 24, 1988

Honorable City Council:

Re: Petition #1804 — Hav Vending & Food Services Inc. requesting renewal of partial alley closing between Evergreen and Plainview north of Schoolcraft.

Investigation disclosed that the grant for the temporary closing of the above described alley has expired and the petitioner now wishes an extension of time. There have been no complaints since this alley closing has been in effect and no change in the conditions.

The Department of Transportation, Planning and Traffic Engineering Division and other interested City Departments have been contacted and there are no objections to the extension of time.

After careful consideration of all the factors involved, it is the recommendation of the Community & Economic Development Department that the temporary closing of the alley, as shown on Plan #A-3079 be extended for an additional five (5) year period subject to all the provisions as they apply to the extension of a temporary closing.

Respectfully submitted,
EMMETT S. MOTEN, JR.,
Director

By Council Member Collins:

Resolved, That the Department of City Engineering be and is hereby authorized and directed to issue permit to Hav Vending Inc., owner of the property adjoining the alley herein concerned, to extend the closing of 20 feet wide between Evergreen and Plainview north of Schoolcraft on temporary basis for a period not exceeding five (5) years from April 1, 1988 in accordance with the

Community and Economic Development Department Plan No. A3079;

Provided, That petitioner shall be subject to any tax which may be levied against it pursuant to law with regards to such use of public property, and further;

Provided, Petitioner first furnished an Agreement, in form approved by the Law Department, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of said permit, and providing for the faithful performance by the grantee of the terms hereof, and files same with the Finance Department, and further;

Provided, That said permit shall be issued only after a certified copy of this resolution has been duly recorded in the office of the Wayne County Register of Deeds, by and at the permittee's expense, and further;

Provided, That no building or other structure is constructed in said alley; that petitioner shall observe the rules and regulations of the Department of Public Works, and further subject to the following provisions;

The City of Detroit regains all rights and interests in the area herein temporarily closed;

The City and all utility companies retain their rights to establish, maintain and service any utilities in said area of temporarily closed alley, and further;

Provided, That all the expiration of said permit, all obstructions therein shall be removed at the expense of the grantee, and the public property affected shall be restored to a condition satisfactory to the Department of Public Works be and at the permittee's expense, and further;

Provided, That grantee acquires no implied nor other privileges hereunder not expressly stated herein, and further;

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

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

APRIL 13, 1988
J.C.C. PGS. 852

~~21~~

KENDALL

EVERGREEN

PLAINVIEW

RENEW TEMP. ALLEY CLOSING
FOR FIVE (5) YRS. FROM 4-1-88

358	100	20	119.39	327	33
357			119.53		
355			119.66		
353			119.80	329	
351			119.93		
349			120.07	331	
347	100	20	120.21		33
			120.35	333	34
			120.49		
			120.63	335	
			120.77		
			120.91	337	
			121.05		
			121.19	339	
			121.33		
			121.47	341	
			121.61		
			121.75	343	
			121.89		
			122.03	345	
			122.17	346	34
			21.74		20

SCHOOLCRAFT