

**Community & Economic
Development Department**

April 13, 1988

Honorable City Council:

Re: Petition #1903 — Lewiston — Smith
Realty to renew for five more years
the street closing of Riverview and
Dale St. in Parkview Gardens.

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 Divi-
sion and other interested City Depart-
ments have been contacted and there
are no objections to the extension of
time.

After careful consideration of all the
factors involved, it is the recommenda-
tion of the Community & Economic
Development Department that the tempo-
rary closing of the alley, as shown on
Plan #A3285 be extended for an addi-
tional five (5) year period subject to all
the provisions as they apply to the exten-
sion of a temporary closing.

Respectfully submitted,

EMMETT S. MOTEN, JR.

Director

By Council Member Peoples:

Resolved, That the Department of City
Engineering be and is hereby autho-
rized and directed to issue permit to
Lewiston-Smith Realty, owner of the
property adjoining the street herein con-
cerned, to extend the closing of River-
view St. at Dale at Parkview Gardens
on temporary basis for a period not
exceeding five (5) years from April, 88
in accordance with the Community and
Economic Development Department
Plan No. A3285.

Provided, That petitioner shall be sub-
ject 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 furnishes 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 issua-
nce of said permit, and providing for
the faithful performance by the grantee

of the terms thereof, 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 Regis-
ter 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 tem-
porarily 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 gran-
tee, and the public property affected
shall be restored to a condition satis-
factory to the Department of Public
Works be and at the permittee's ex-
pense, and further;

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

Provided, This resolution is revoca-
ble at the will, whim or caprice of the
City Council.

Adopted as follows:

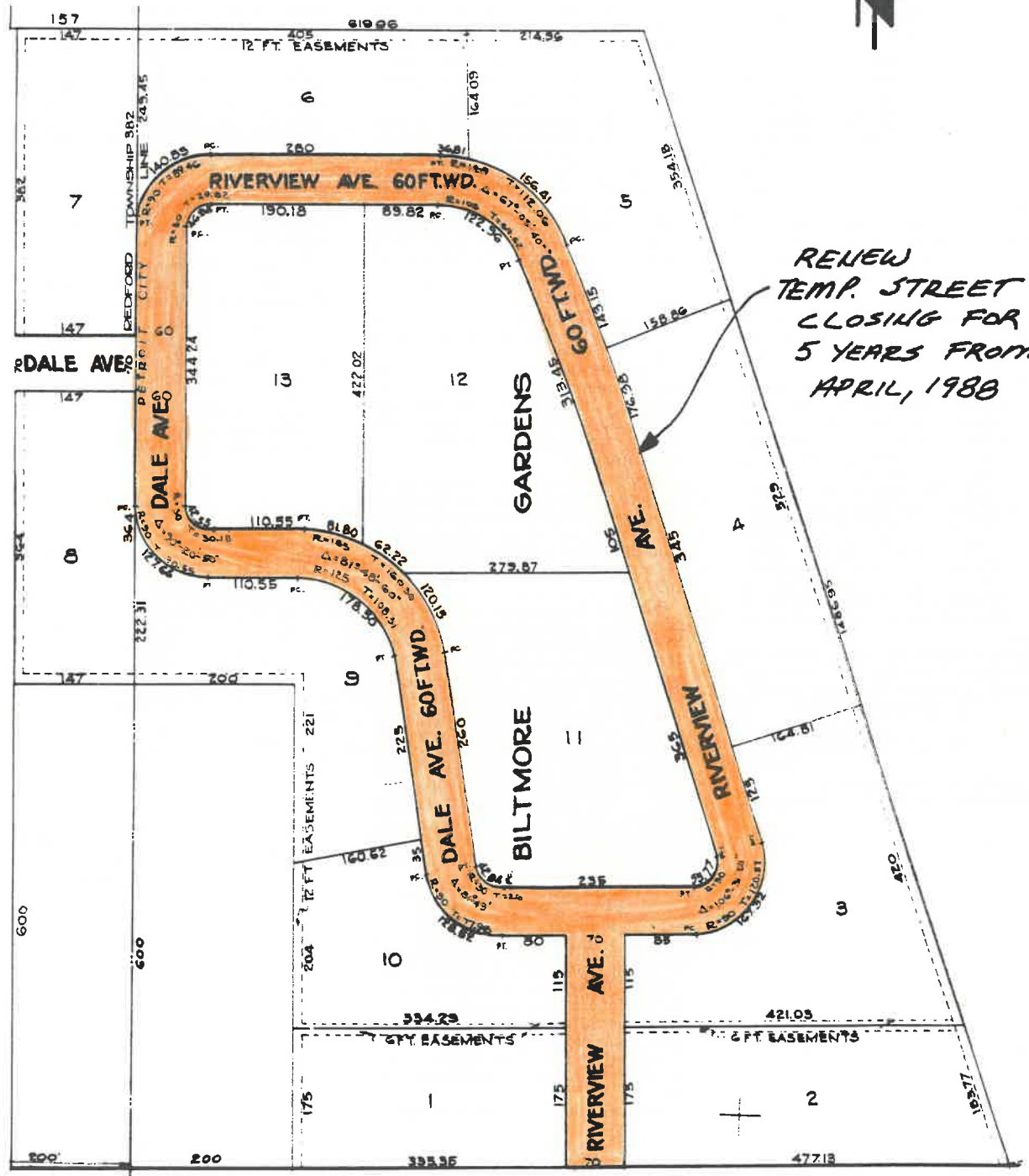
Yeas — Council Members Cleveland,
Collins, Eberhard, Hood, Kelley, Mahaf-
fey, Peoples, Ravitz, and President Hen-
derson — 9.

Nays — None.

JUNE 1, 1988

J.C.C. PG. 1362

TELEGRAPH



SCHOOLCRAFT

PET. NO. 1903
CARTO NO. 120-E