

**Community and Economic
Development Department**

April 10, 1989

Honorable City Council:

Re: Petition No. 2841 — Ferriss Marine Contracting, Inc. requesting that portion of Medina Street be closed temporarily for five (5) years.

Investigation disclosed that the grant for the temporary closing of the above described street 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 and Economic Development Department that the temporary closing of the alley, as shown on plan #600-762 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,
DALE SAUNDERS,
Director

By Council Member Cleveland:

Resolved, That the City Engineering Department be and it is hereby authorized and directed to issue permit to Ferris Marine Contracting, Inc., owner of the property adjoining the street herein concerned, to extend the closing of Medina Avenue lying between Cary Avenue and that portion previously closed, more particularly described as: That portion of Medina Avenue lying between and abutting a line which is 300 feet west of and parallel to the west line of South Cary Avenue, 50 feet wide, and a line which is 239.4 feet as measured along the north line of Medina, 55 feet wide in this area, from the easterly line of Dearborn Avenue, 55 feet wide, said line being perpendicular to the said north line of Medina, all of the above being a part of the Delray Subdivision, of part of Lot 7, P.C. 45, Detroit, Wayne County Michigan, as recorded in Liber 1, Page 80, Plats, Wayne County Records, on a temporary basis for a period not exceeding five (5) years from September 13, 1989, in accordance with the Community and Economic Development Department Plan No. 600-762.

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 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 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 street;

that petitioner shall observe the rules and regulations of the City Engineering Department, 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 street, and further

Provided, That at 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 City Engineering Department by 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, That this resolution is revocable at the will, whim or caprice of the City Council.

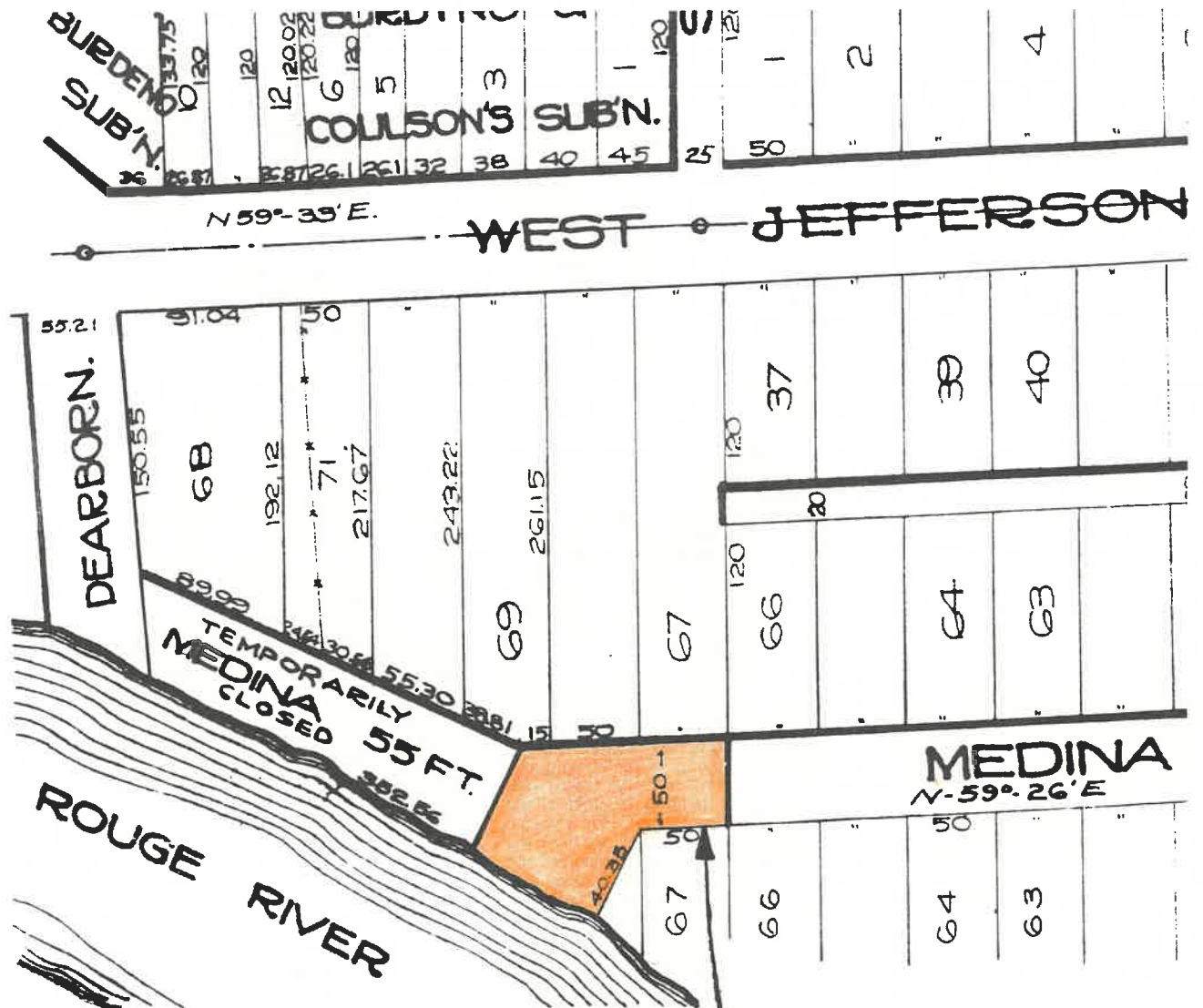
Adopted as follows:

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

Nays — None.

SEPT. 13, 1989

J.C.C. PGS. 2119-20



PET. NO. 2841
CARTO. NO. 1-A