

**Community & Economic
Development Department**

September 7, 1989

Honorable City Council:

Re: Petition #3325 — Sullivan Smith Inc.
Management Company to extend
for five (5) years the closing of Dale
Avenue and Riverview Avenue on a
temporary basis.

Investigation disclosed that the grant
for the temporary closing of the above
described streets has expired and the
petitioner now wishes an extension of
time. There have been no complaints
since the street closings have 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 and Economic
Development Department that the tem-
porary closing of these streets, as shown
on plan #600-272 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 author-
ized and directed to issue permits to
Sullivan-Smith, Inc., Management Com-
pany to close Dale Avenue and River-
view Avenue between the westerly City
Limits of Detroit (easterly of Telegraph
Road) and the northerly line of School-
craft all inclusive of "Biltmore Gardens",
a subdivision of S.W. ¼ of Section 21,
T.1S., R. 10E., City of Detroit and Red-
ford Township, Wayne County, Michigan,
as recorded in Liber 72, Page 100, Plats,
Wayne County records; on a temporary
basis for a period of five (5) years to
begin on October 4, 1989.

Provided, Petitioner 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 reasons of the issuance of said
permit, and providing for the faithful per-
formance 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 Register of
Deeds by and at the permittee's expense
and further

Provided, The grantee shall acquire no

implied or other privileges not expressly
stated herein; and further

Provided, That no building or other
structure is constructed in said streets;
that petitioner shall observe the rules of
the City Engineering Department; and
further

Provided, That no fencing be placed in
such a manner as to force pedestrians to
walk in the paved roadways; and further

The City of Detroit retains all rights and
interest 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 streets.

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, This resolution is revocable
at the will, whim, or caprice of the City
Council, and further that grantee
acquires no implied or other privileges
hereunder, not expressly stated herein.

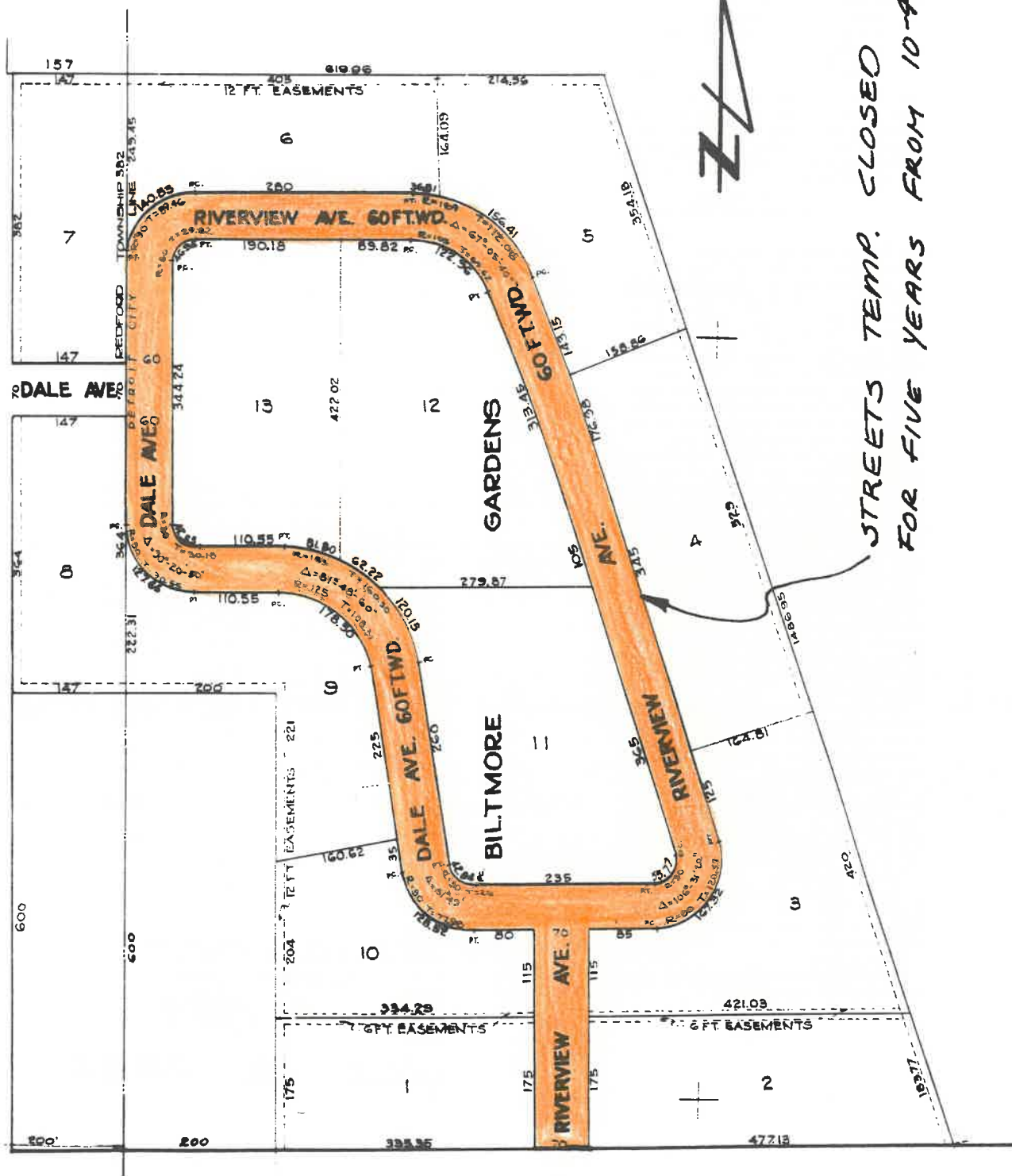
Adopted as follows:

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

Nays — None.

Oct. 4, 1989

J.C.C. PGS. 2319-20



STREETS TEMP. CLOSED
FOR FIVE YEARS FROM 10-4-89.

SCHOOLCRAFT

PET. NO. 3325
CARTO NO. 120-E