

**City Planning Commission**  
**March 23, 1990**

Honorable City Council:

Re: Ferrini Contracting Corp. (Petition #3360), request to transfer the temporary street vacation for Auburn between Glendale and the Chessie System Railroad (Petition #1759, Milford Manufacturing Co.) (Recommend Approval).

Ferrini Contracting Corporation is requesting Your Honorable Body's approval for it to assume the role of the petitioner for the temporary street vacation of Auburn between Glendale and the Chessie System Railroad originally approved in the name of Milford Manufacturing Co.

On June 8, 1989, Your Honorable Body adopted the attached resolution submitted by the City Engineering Department authorizing the issuance of permits to Milford Manufacturing Co. to temporarily close a portion of Auburn Street between Glendale and Chessie System Railroad. The adopted resolution states that this permit shall not be assigned or transferred without the written approval of the City Council.

Ferrini Contracting has recently moved into the affected area at 12735 Auburn and will be better located to be responsible for completion of the project and maintenance of the street than Milford Manufacturing, which is located at 19200 Glendale. The City Planning Commission staff has contacted representatives from Milford Manufacturing who reported that they are in full support of Ferrini Contracting assuming the responsibility for the completion of the project.

The City Planning Commission staff, therefore, recommends that Your Honorable Body adopt the attached resolution which changes the name of the recipient of the permits for the temporary street vacation of Auburn between Glendale and the Chessie System from Milford Manufacturing Co. to Ferrini Contracting Corporation.

Respectfully submitted,  
**MARSHA S. BRUHN**  
 Director

By Council Member Hood:

Whereas, On June 8, 1989, City Council adopted a resolution authorizing the issuance of permits for the temporary vacation of a portion of Auburn Street between Glendale and the Chessie System Railroad in the name of Milford Manufacturing Company; and

Whereas, Ferrini Contracting Corporation is now requesting that the permits to complete the temporary street vacation be issued instead in its name because it is now logistically better able to oversee and maintain the street; and

Whereas, Milford Manufacturing Co. is in full support of the Ferrini Contracting Corporation assuming its role as the petitioner regarding this vacation;

Now, Therefore, Be It Resolved, That the permits for the temporary vacation of Auburn Street between Glendale and the Chessie System be issued in the name of Ferrini Contracting Corporation rather than the Milford Manufacturing Company and that the Ferrini Contracting Corporation comply and adhere to all of the restrictions and provisions of Council's June 8, 1989 resolution pertaining to this vacation.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Hill, Hood, Kelley, Ravitz, and President Mahaffey — 8.

Nays — None.

**City Engineering Department**  
**February 9, 1990**

Honorable City Council:

Re: Petition No. 3360, Ferrini Contracting Corporation, Temporary Street Closing, Auburn between Glendale and the Chessie System Railroad.

Petition No. 3360 of "Ferrini Contracting Corporation" requests the temporary closing of Auburn Avenue, 30 and 55 feet wide, between Glendale Avenue and the Chessie System Railroad right-of-way.

The request was approved by the Community and Economic Development Department with certain restrictions.

The Water and Sewerage Department will require unimpeded access to an existing water main and sewer. Any fence and gate installation must provide 13 feet horizontal and 15 feet vertical clearance(s) for maintenance vehicles.

The petitioner has submitted a letter agreeing to pay all Public Lighting Department expenses to reinstall street light(s), if the street is 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,  
**CLYDE R. HOPKINS**  
 Director

By Council Member Hood:

Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Ferrini Contracting Corporation" to close Auburn Avenue, 30 and 55 feet wide, lying between and abutting the south line of Glendale Avenue (60 feet wide) and the north line of the Chessie System Railroad right-of-way (variable width); also lying westerly of and abutting the west line of Lots 3 to 6 as platted in "B. E. Taylor's Brightmoor Consolidated Railroad Sites Subdivision", lying south of Grand River Avenue, being a part of the Northwest Quarter of Section 26, Town 1 South, Range 10 East, Redford Township, City of Detroit, Wayne County, Michigan as recorded in Liber 52, Page 48, Plats, Wayne County Records; also lying easterly of and abutting the east line of part of the private plat known as "B. E. Taylor's Brightmoor Industrial Unit No. 1" (except that portion dedicated for the widening of said Auburn Avenue on March 11, 1958 — J.C.C. pages 368 and

369), being part of the West Half of the West Half of the Northwest Quarter of Section 26, Town 1 South, Range 10 East, City of Detroit, Wayne County, Michigan; on a temporary basis to expire on March 1, 1995.

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 street closing; and

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

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

Provided, No building or structure of any nature whatsoever including, but not limited to, concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed on or over the street. 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 street. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public street. Further, the petitioner shall comply with all specific conditions imposed to insure unimpeded 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 15 feet vertical clearance(s) for utility maintenance vehicles; and

Provided, The petitioner's fence or gate installation shall not interfere with ingress or egress into the fenced-in employee parking lot of "Dearborn Fabricating and Engineering Company", 19440 Glendale, Detroit, Michigan 48223; and

Provided, The petitioner shall pay all Public Lighting Department expenses to reinstall street light(s), if the street is reopened for public use; and

Provided, This resolution is revocable at will, whim or caprice of the City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. 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 Butler, Cleveland, Eberhard, Hill, Hood, Kelley, Ravitz, and President Mahaffey — 8.

Nays — None.

**APRIL 4, 1990**  
**J.C.C. Pgs. 742-44**

PETITION NO. 3360  
FERRINI CONTRACTING, CORP.  
PHONE: (313) 836-1116

# GLENDALE

NORTH

AUBURN

REQUESTED TEMPORARY  
CLOSING.  
UNTIL 3-1-95

EXCEPTED FROM PLAT.

R.R. R.O.W.

B.E. TAYLOR'S BRIGHTMOOR CONSOLIDATED  
RAILROAD SITES SUB'N

CARTO. NO. 111-A  
SCALE: 1"=100'

B					
A	PETITIONER NAME CHG'D.	V.M.	2/90		
	DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		APPROVED			
J.D. FOSTER					
TRACED BY		APPROVED			
CHECKED		APPROVED			

REQUESTED TEMPORARY CLOSING OF  
AUBURN ST. BTWN GLENDALE AVE. &  
RAILROAD R.O.W.

CITY OF DETROIT  
CITY ENGINEERING  
DEPARTMENT

JOB NO. 01-01

DRWG. NO. X-1759

DATE 5/17/88