

**City Engineering Department**  
March 2, 1990

Honorable City Council:

Re: Petition No. 2645, James Reardon,  
Temporary Alley Closing a portion of  
east-west public alley in the block  
bounded by Military, Cavalry, W.  
Fort and the Fisher Fwy.

Petition No. 2645 of "James Reardon"  
requests the temporary closing of a por-  
tion of the east-west public alley, 20 feet  
wide, in the block bounded by Military  
and Cavalry Avenues, W. Fort Street,  
and the Fisher Freeway.

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

The Water and Sewerage Department  
will require unimpeded access to existing  
sewers. Any fence and gate installation  
must provide 15 feet horizontal and 13  
feet vertical clearance(s) for mainte-  
nance vehicles.

All other City departments and pri-  
vately 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 Collins:

The City Engineering Department is  
hereby authorized and directed to issue  
permits to "James Reardon" to close a  
portion of the east-west public alley, 20  
feet wide, in the block bounded by Mili-  
tary and Cavalry Avenues, W. Fort  
Street, and the Fisher Freeway lying  
southerly of and abutting the south line of  
Lot 488; also lying northerly of and abut-  
ting the north line of the west 83.00 feet  
of Lot 129; also lying northerly of and  
abutting the north line of the east 67.00  
feet of Lot 128 of the "Plat of Daniel  
Scotten's Resubdivision of Private Claim  
No. 32 and the East part of Private Claim  
No. 268 lying between Fort Street and  
the Dix Road or Avenue, Springwells  
(Township)," City of Detroit, Wayne  
County, Michigan as recorded in Liber 3,  
Page 32, Plats, Wayne County Records;  
on a temporary basis to expire on April 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 alley 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 record-  
ing costs; and

PROVIDED, The property owned by  
the petitioner and adjoining the tempor-  
ary 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 alley;  
and

PROVIDED, No buildings or other  
structures of any nature whatsoever  
including, but not limited to, concrete  
slabs or driveways, retaining or partition  
walls (except necessary line fence), shall  
be constructed on or over the alley. 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 alley. The City and all utility  
companies retain their rights to service,  
inspect, maintain, repair, install, remove  
or replace utilities in the temporarily  
closed public alley. 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 Engi-  
neering Department by the petitioner at  
the petitioner's expense; and

PROVIDED, The petitioner's fence  
and gate installation shall provide 15 feet  
horizontal and 13 feet vertical clear-  
ance(s) for utility maintenance vehicles;  
and

PROVIDED, This resolution is revoc-  
able at the will, whim or caprice of the  
City Council without cause. The peti-  
tioner 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 writ-  
ten approval of the City Council.

Adopted as follows:

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

Nays — None.

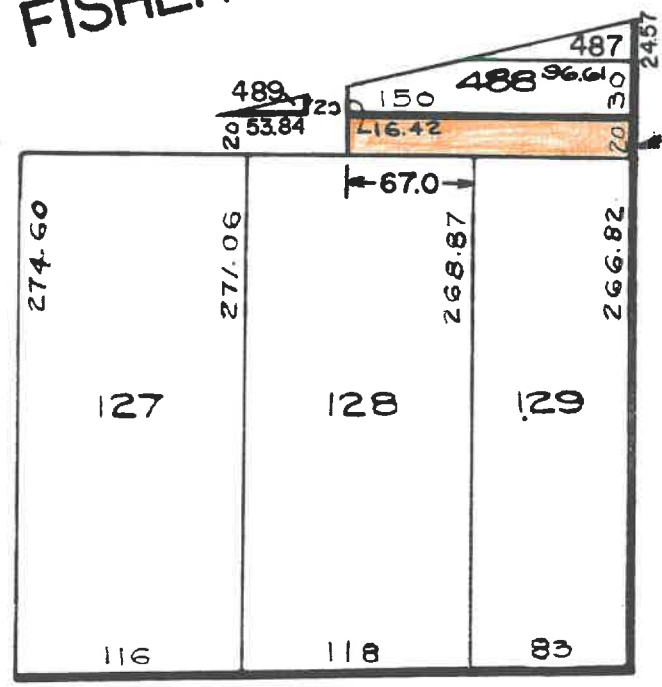
MARCH 14, 1990  
J.C.C. P65. 583-84



FISHER FWY.

MILITARY

CAVALRY



W. FORT

PET. NO. 2645  
CARTO NO. 11-E