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**City Engineering Department**

September 24, 1990

Honorable City Council:

Re: Petition No. 3473, Greater Detroit Development Company, Sophie

Tatarian, Temporary Street Closing a portion of Stair Avenue as it dead ends north of Dix.

Petition No. 3473 of "Greater Detroit Development Company (Sophie Tatarian)" requests the temporary closing of a portion of Stair Avenue, 60 feet wide, as it dead ends north of Dix Avenue.

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 water mains and sewers. Any fence and gate installation must provide 13 feet horizontal and 15 feet vertical clearance(s) for maintenance vehicles.

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 "Greater Detroit Development Company (Sophie Tatarian)" to close a portion of Stair Avenue, 60 feet wide, north of Dix Avenue lying westerly of and abutting the west line of Lots 199 to 207; also lying easterly of and abutting the east line of Lots 208 to 216 of "Burns Subdivision" of all that part of Lot 7 of the Subdivision of Private Claim 60 lying between Dix Avenue and Michigan Central Railroad property, Township of Springwells, City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 3, Plats, Wayne County Records; on a temporary basis to expire on November 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 property owned by the petitioner and adjoining the temporary public street 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 other structure (except necessary line fence), shall be constructed 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, This resolution is revocable at the will, whim or caprice of the City Council without cause. The petitioner waives the rights 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; and further

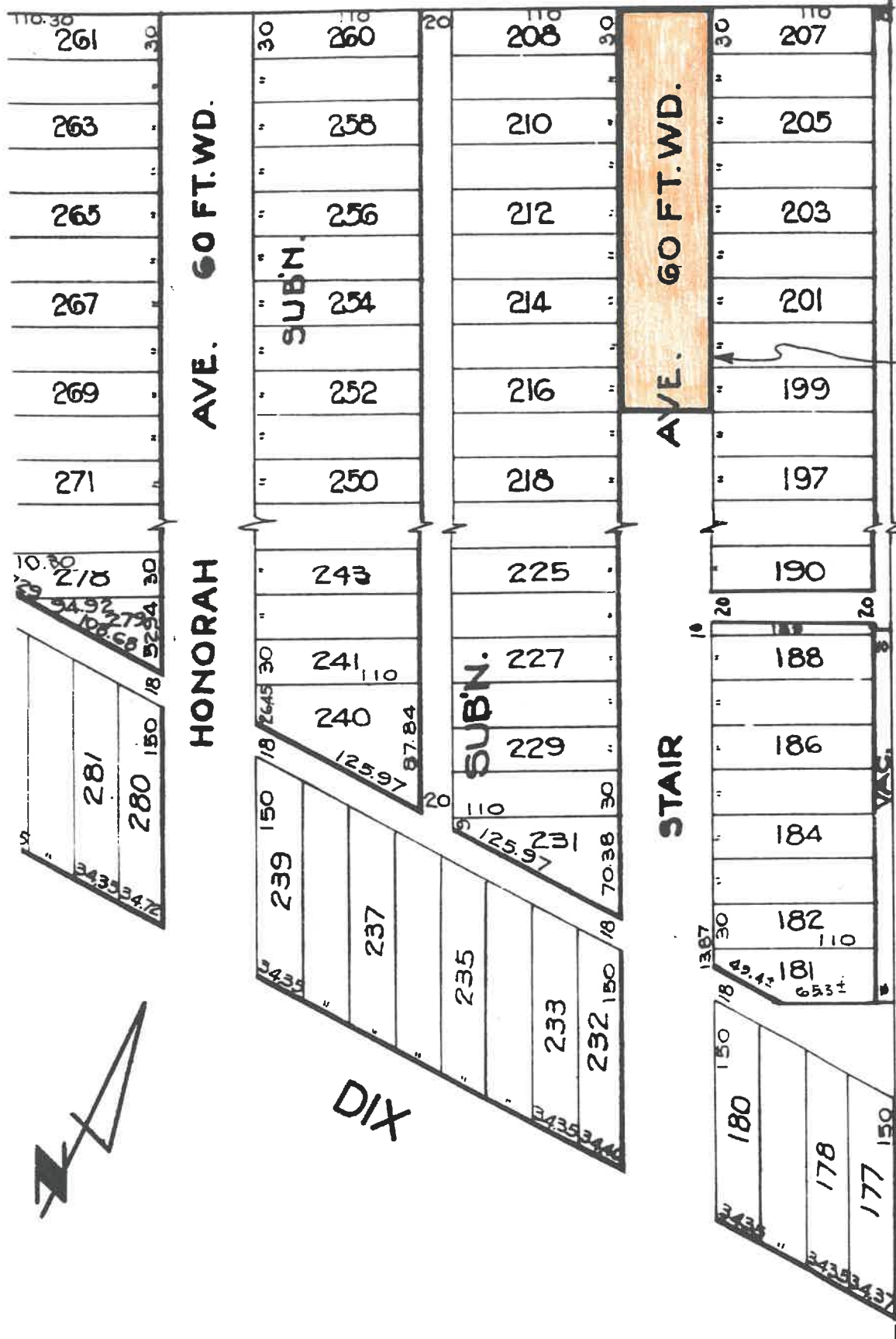
Provided, That the City Clerk shall within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds.

Adopted as follows:

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

Nays — None.

OCT. 3, 1990  
J.C.C. Pgs. 2096-97



PET. NO. 3473  
CARTO NO. 3-A & F