

City Engineering Department
February 28, 1991

Honorable City Council:
Re: Petition No. 873, Conner Park Congregation of Jehovah's Witnesses. Temporary Alley Closing easterly half of the east-west public alley in the block bounded by Beniteau, Conner, the Ford Fwy., and Harper.

Petition No. 873 of "Conner Park Congregation of Jehovah's Witnesses" requests the temporary closing of the easterly half of the east-west public alley, 18 feet wide, in the block bounded by Beniteau and Conner Avenues, the Edsel Ford Freeway, and Harper Avenue.

The request was approved by the Department of Transportation and 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 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 Butler:

Resolved, The City Engineering Department is hereby authorized and

directed to issue permits to "Conner Park Congregation of Jehovah's Witnesses" to close the easterly half of the east-west public alley, 18 feet wide, in the block bounded by Beniteau and Conner Avenues, the Edsel Ford Freeway, and Harper Avenue lying southerly of and abutting the south line of the east 1.00 foot of Lot 35; also lying southerly of and abutting the south line of Lots 29 to 34; also lying northerly of and abutting the north line of Lot 28 of "E. W. Guenther's Subdivision of Lot 1 and part of Lot 2 of (the) Subdivision of St. Jean Farm, Private Claim 26, for the Estate of Henry Plass", City of Detroit, Wayne County, Michigan as recorded in Liber 39, Page 60, Plats, Wayne County Records; on a temporary basis to expire on April 1, 1996;

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 City Clerk has recorded a certified copy of this resolution with the Wayne County Register of Deeds; 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 alley; and

Provided, No building or other structure (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 Engineering Department by the petitioner at the petitioner's expense; and

Provided, The petitioner's fence and gate installation shall provide 15 feet hor-

izontal and 13 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 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; 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.

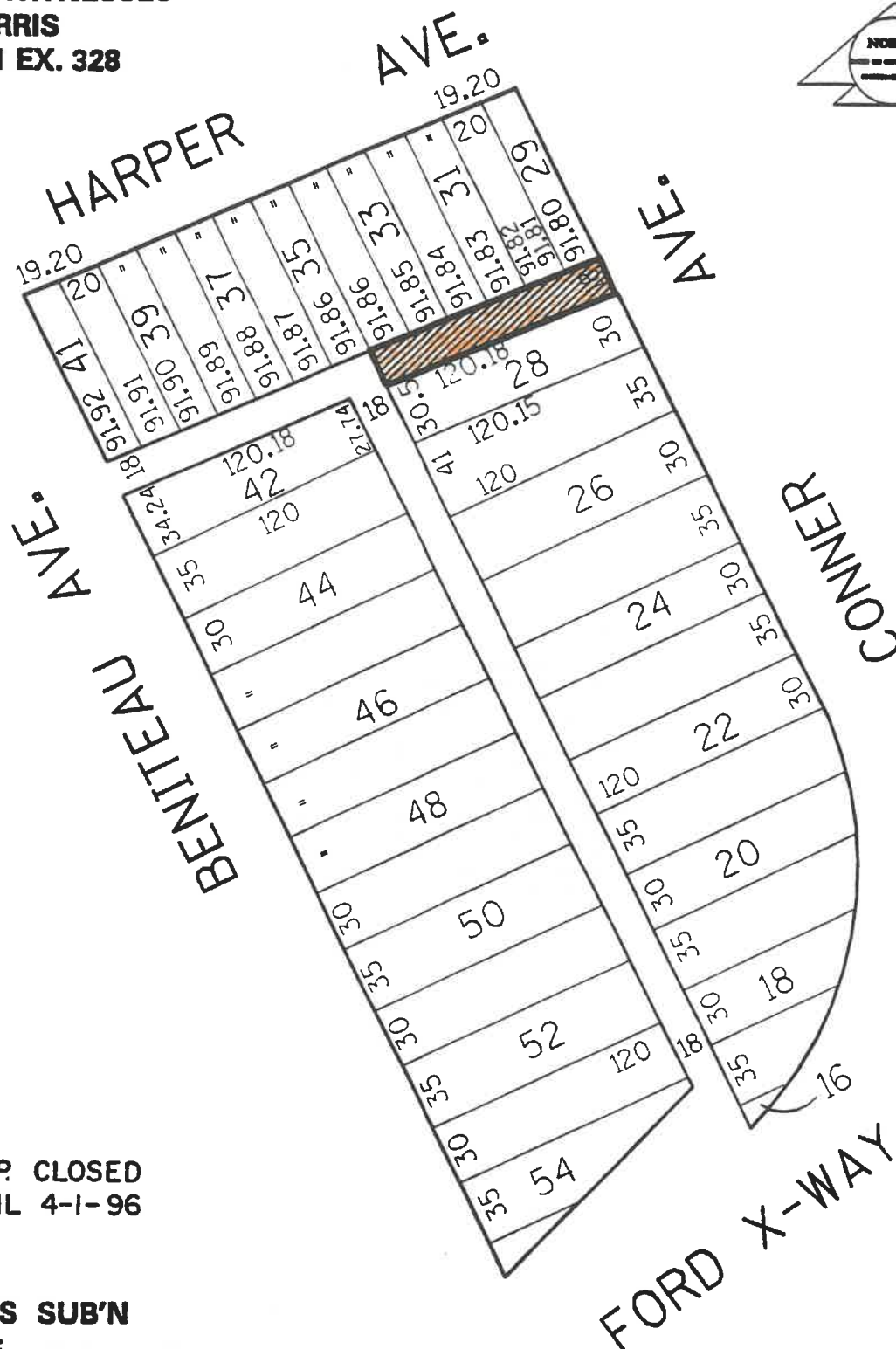
Adopted as follows:

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

Nays — None.

MARCH 13, 1991
J.C.C. P&S. 530-31

PETITION NO. 873
 CONNER PARK CONGREGATION
 OF JEHOVAH'S WITNESSES
 CO ALVIN MORRIS
 HONE: 963-6011 EX. 328



 TEMP. CLOSED
 UNTIL 4-1-96

E.W. GUENTHER'S SUB'N
 CARTO. NO. 57-E
 SCALE: 1" = 100'

REQUESTED TEMPORARY CLOSING
 OF THE E/W ALLEY 18 FT. WD. IN THE BLK
 BND BY BENITEAU, CONNER, HARPER
 & FORD X-WAY.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01
 DRWG. NO. X-873

DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS				
DRAWN BY JAMES FOSTER		CHECKED		
DATE 2-28-91		APPROVED		