

City Engineering Department

November 10, 1993

Honorable City Council:

Re: Petition No. 3691, Pinnacle Limited
Dividend Housing Association, For-
est Park Rehabilitation Project —
Parcel 2 Easement to Vacation

southerly 4.00 feet of converted
Brady between Rivard and Russell.
Petition No. 3691 of "Pinnacle
Estates" requests the outright vacation
of the southerly 4.00 feet of the Brady
Street utility easement (50 feet wide;
having been previously converted into an
easement for underground utilities by
City Council on March 31, 1993 — J.C.C.
pages 549-52) between Rivard and
Russell Streets.

The petition was referred to the City
Engineering Department for investiga-
tion (utility clearances) and report. This is
our report:

Generally, the Water and Sewerage
Department (DWSD) will require stand-
ard minimum horizontal and vertical
clearances from any existing water
mains. However, the petitioner has made
a field measurement to locate the exist-
ing thirty-inches diameter water main,
and tie the main dimensionally into the
proposed new buildings. DWSD has
reviewed and approved the requested
utility easement reduction from 50.00
feet to 46.00 feet wide.

All other involved city departments and
privately-owned utility companies have
reported no objections to the utility ease-
ment reduction.

An appropriate resolution is attached
for consideration by your Honorable
Body.

Respectfully submitted,
CLYDE R. HOPKINS,
Director

By Council Member Ravitz:

Whereas, "Pinnacle Limited Dividend
Housing Association (a/k/a 'Pinnacle
Estates')" has developed plans to build
into the southerly 4.00 feet of the Brady
Street utility easement (50 feet wide;
having been previously converted into an
easement for underground utilities by
City Council on March 31, 1993 — J.C.C.
pages 549-52) between Rivard and
Russell Streets; and

Whereas, "Pinnacle Estates" has
made a field measurement to locate the
existing thirty-inches diameter water
main, and tie said water main dimen-
sionally into the proposed new buildings.
Also, the Water and Sewerage Depart-
ment (DWSD) has reviewed and
approved the requested utility easement
reduction from 50.00 feet to 46.00 feet
wide; and

Whereas, All other involved city
departments and privately-owned utility
companies have reported no objections
to the requested utility easement reduc-
tion; therefore be it

Resolved, All that part of the southerly
4.00 feet of the Brady utility easement
(50 feet wide; having been previously
converted into an easement for under-
ground utilities by City Council on March

31, 1993 — J.C.C. pages 549-52)
between Rivard and Russell Streets;
being more particularly described as fol-
lows: Beginning at the point of intersec-
tion of the easterly line of Rivard Street
(50 feet wide) with the southerly line of
said Brady Street; thence N.
26°09'33"W., along the easterly line of
said Rivard, 4.00 feet; thence
N.63°48'42"E., along a line 4.00 feet
northerly of and parallel to the southerly
line of said Brady Street, 351.65 feet;
thence S.15°39'33"E., along the
westerly line of Russell Street (having
been established in the City Council res-
olution adopted on March 31, 1993 —
J.C.C. pages 549-52), 4.07 feet; thence
S.63°48'42"W., along the southerly line
of said Brady Street, 350.91 feet to the
point of beginning;

Be and the same is hereby vacated as
a part of the (referenced) public utility
easement to become a part and parcel of
the abutting property; and be it further

Resolved, That for the purpose of "cor-
rection" the following legal descriptions
(part of the resolution adopted on March
31, 1993 — J.C.C. pages 549-52) are
hereby inserted as a replacement for
paragraphs 4 and 9 within said resolution
[corrections boldface]:

[4] "All that part of the remaining north-
south public alley, 19.24 feet wide; and
all that part of the remaining east-west
public alley, 20 feet wide, in the block
bounded by Rivard Street, Russell Street
(as proposed), Mack Avenue (120 feet
wide), and Brady Street; said remaining
public alleys being within the bounds of
the following described parcel: Begin-
ning at a point on the easterly line of
Rivard Street, 50 feet wide, 18.08 feet
southerly along the easterly line of
Rivard Street, from the northwesterly
corner of Lot 34 of "Wesson's Section of
the Mullett Farm," City of Detroit, Wayne
County, Michigan as recorded in Liber 1,
Page 96, Plats, Wayne County Records;
thence N.26°09'33"W., along the
easterly line of Rivard Street, 138.08 feet
to the intersection of said line with the
southerly line of Brady Street, 50 feet
wide; thence N.63°48'42"E., along said
southerly line, 350.91 feet to the (pro-
posed) westerly line of Russell Street;
thence S.15°39'33"E., along said (pro-
posed) westerly line 66.55 feet; thence
83.59 feet along the arc of a curve, con-
cave to the southeast, not tangent to the
previous line, having a radius of 805.00
feet, a delta of 5°56'57", and a long
chord of 83.55 feet which bears
S.52°03'56"W., to a point of tangency;
thence S.49°05'28"W., 136.52 feet to a
point of curvature; thence 126.88 feet
along the arc of a curve, concave to the
northwest, having a radius of 695.00
feet, a delta of 10°27'36", and a long

chord of 126.70 feet which bears
S.54°19'16"W., to the point of beginning;
also"

[9] "Resolved, All that part of Brady
Street, 50 feet wide, lying between and
abutting the easterly line of Rivard Street
(50 feet wide) and the (proposed)
westerly line of Russell Street as platted
in the "Wesson's Section of the Mullett
Farm being all that portion of said farm
lying between Prospect and Russell
Streets, and bounded on the Northwest
by the northerly line of Lot 2 in the rear
concession of said Mullett Farm, and on
the Southeast by the Centre of Morse
Street," City of Detroit, Wayne County,
Michigan as recorded in Liber 1, Page
96, Plats, Wayne County Records; being
more particularly described as follows:
Beginning at the point of intersection of
the easterly line of said Rivard Street
with the southerly line of said Brady
Street; thence N.26°09'33"W., along the
easterly line of said Rivard, 50.00 feet;
thence N.63°48'42"E., along the
northerly line of said Brady Street,
360.18 feet; thence S.15°39'33"E., along
the (proposed) westerly line of said
Russell Street, 50.86 feet; thence
S.63°48'42"W., along the southerly line
of said Brady Street, 350.91 feet to the
point of beginning;" (and be it further)

Resolved, 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:

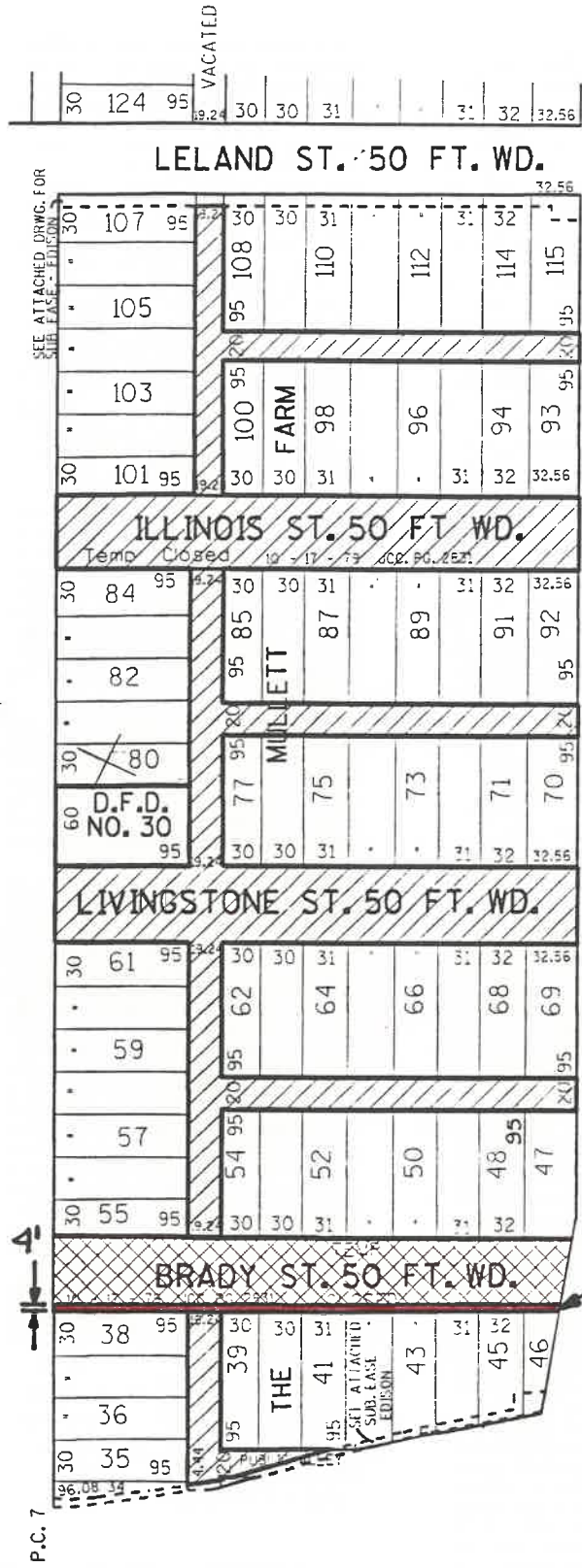
Yeas — Council Members Butler,
Cleveland, Eberhard, Everett, Hill,
Hood, Kelley, Ravitz, and President
Mahaffey — 9.

Nays — None.

Nov. 17, 1993
J.C.C. Pgs. 2347-48

SEE ALSO —
MARCH 31, 1993
J.C.C. Pgs. 549-52

PETITION NO.2219
C. & E.D.D.
C/O JACK MANN
PHONE:(313) 224-6539



REQUESTED AREA FOR OUT-RIGHT VACATION
REQUESTED AREA FOR AN EASEMENT

(FOR OFFICE USE ONLY)

| | | | | | | | | | | | | | |
|------------------------|--|----------|--|------|--|------|--|------|--|--|--|---|--|
| B | | | | | | | | | | FOREST PARK PARCEL NO.2 | | CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU | |
| A | | | | | | | | | | REQUESTING AREA BND. BY RIVARD, RUSSELL, MACK R.O.W.'S BE VACATED ; EXCEPT BRADY & LELAND INTO AN EASEMENT | | JOB NO. 01-01 | |
| DESCRIPTION | | DRAWN | | CHKD | | APPD | | DATE | | | | DRWG. NO. X2219 | |
| DRAWN BY V MARSHALL | | CHECKED | | | | | | | | | | | |
| DATE | | APPROVED | | | | | | | | | | | |