

Department of Public Works
City Engineering Division
December 19, 1995

Honorable City Council:

Re: Petition No. 2748, Henry Ford Health Systems, West Annex Area Parking Garage — Henry Ford Hospital Complex, Utility Easement to Vacation part of Byron, north of W. Grand Blvd.

Petition No. 2748 of "Henry Ford Health Systems" (HFHS) requests the (outright) vacation of the southern 150.00 feet of Byron Avenue, 60 feet wide, between Pallister Avenue and West Grand Boulevard. This part of Byron Avenue was previously converted into a private easement for public utilities by City Council on December 6, 1995 (J.C.C. pages 3160-64).

The petition was referred to the City Engineering Division — DPW by the City Clerk for investigation (utility clearances) and report. This is our report:

The Fire Department has approved a plan for fire equipment access into the proposed development site. The Fire Department and HFHS have agreed to a hydrant adjustment plan.

HFHS must pay all expenses to cut and cap the existing 8-inches diameter water main in said part of Byron and construct new connections (outside of the outright vacated area) to the DWSD water main network. HFHS must provide DWSD an easement for the water mains before the start of construction. The new rerouted water main must be engineered and constructed by HFHS at no cost to the City. The plans and construction must be reviewed and approved by DWSD; subject to DWSD specifications, permits and inspection.

All other involved City departments and privately owned utility companies have reported no objections to the outright vacation.

I am recommending adoption of the attached resolution.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer

By Council Member Hill:

Resolved, All that part of the southern 150.00 feet of Byron Avenue (60 feet wide; said part of a public street having been vacated and converted into a private easement for public utilities by City Council on December 6, 1995 — J.C.C. pages 3160-64), lying northerly of and abutting the north line of West Grand Boulevard (150 feet wide); also lying easterly of and abutting the east line of Lot 22 of "Lothrop and Duffield Boulevard Park Subdivision of part of Quarter Section 55, Ten Thousand Acre Tract, lying North of West Grand Boulevard," City of Detroit, Wayne County, Michigan as recorded in Liber 28, Page 1, Plats, Wayne County Records; also being the southerly 150.00 feet of the westerly 60.00 feet of a strip of land in "Section 55, Ten Thousand Acre Tract", lying southerly of and abutting the

south line of said "Irving Place Subdivision," City of Detroit, Wayne County, Michigan as recorded in Liber 11, Page 5, Plats, Wayne County Records; between Pallister Avenue and West Grand Boulevard, said strip being in continuance and extension of so-called Brock Avenue as opened; (NOTE: The public street name of all that part of "Brock Avenue" was changed to "Byron Avenue" by City Council on January 26, 1915);

Be and the same is hereby vacated (outright) as part of a utility easement or right-of-way to become part and parcel of the abutting property; subject to the following provisions [associated with the cut and cap of an existing 8-inches diameter water main in said part of Byron; and to construct new connections (outside of the outright vacated area) to the Water and Sewerage Department (DWSD) water main network];

Provided, That before any construction shall be permitted within said vacated (outright) part of the private easement for public utilities, mentioned above, the Henry Ford Health System, a Michigan non-profit corporation, shall apply to the Buildings and Safety Engineering Department for a building permit. Simultaneously, the petitioner shall submit said building plans to the Water and Sewerage Department (DWSD) for review and approval. All costs for plan review associated with the cut and cap of an existing 8-inches diameter water main, and/or other construction that may be required by DWSD [designed to prevent damages and maintain any necessary public water main(s), and fire hydrant(s)], including but not limited to inspection and permits, shall be paid by the Henry Ford Health System and/or their contractors; and further

Provided, That the "Henry Ford Health System, a Michigan non-profit corporation, whose address is 1 Ford Place, Detroit, MI 48202" shall grant the Water and Sewerage Department through the Board of Water Commissioners (for and on behalf of the City of Detroit) a satisfactory easement [outside of the outright vacated area] for any rerouted 8-inches diameter water main(s) across property owned by the petitioner. After said easement has been reviewed and accepted by the Board of Water Commissioners (for and on behalf of the City of Detroit), then said grant of water main(s) easement shall be conveyed by a properly executed document, containing a legal description suitable for recording. Additionally, the Water and Sewerage Department shall record said executed document in the Wayne County Register of Deeds; and further

Provided, That upon satisfactory completion of the construction of any rerouted 8-inches diameter water main(s) [outside of the outright vacated area], the water main(s) shall become property of the City of Detroit and part of the DWSD water system network; and further

Provided, That if it becomes necessary to open-cut, drill, bore, jack, occupy or barricade public rights-of-way to construct the proposed West Annex [area] underground parking garage, such work shall be according to detailed permit application drawings (to be submitted by the Henry Ford Health System and/or their contractors to the City Engineering Division — DPW; subject to City department review and stamp approval(s) prior to any necessary public right-of-way occupancy and/or excavation. — Detroit Code Section 50, Article 3; and further

Provided, That if it becomes necessary to remove or modify the paved street return at its entrance (into West Grand Boulevard), such removal, modification and construction of new curb, sidewalk or driveway(s) shall be done under City permit and inspection according to City Engineering Division — DPW specifications with all costs borne by the Henry Ford Health System, their heirs or assigns, 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 Cleveland, Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams, and President Mahaffey — 9.

Nays — None.

31-C

1-8-97

JCC pgs. 40-41

48

~~LEVEL 32~~

HENRY FORD
HOSPITAL

CARTO. NO. 37C

CITY OF DETROIT
CITY ENGINEERING DEPARTMENT
SURVEY BUREAU

(FOR OFFICE USE ONLY)

REQUESTED OUTRIGHT VACATION OF A PORTION OF BYRON AVENUE (60' X 150') LYING EASTERLY OF AND ABUTTING THE EAST LINE OF LOT 22, FOR THE CONSTRUCTION OF THE UNDERGROUND PARKING STRUCTURE, IN THE AREA BOUNDED BY WEST GRAND BOULEVARD, POE AVENUE, BYRON AVENUE AND PALLISTER AVENUE.

IRVING PLACE SUBDIVISION
LOTHROP & DUFFIELD BOULEVARD PARK SUBDIVISION

49

REQUESTED OUT-RIGHT VACATION

KIPLING 60 FT. WD.

POE 60 FT. WD.

80 FT. WD.

69	68	67	66	65	64	63	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26	25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1	0																					
90	89	88	87	86	85	84	83	82	81	80	79	78	77	76	75	74	73	72	71	70	69	68	67	66	65	64	63	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26	25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1	0
90	89	88	87	86	85	84	83	82	81	80	79	78	77	76	75	74	73	72	71	70	69	68	67	66	65	64	63	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26	25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1	0
90	89	88	87	86	85	84	83	82	81	80	79	78	77	76	75	74	73	72	71	70	69	68	67	66	65	64	63	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26	25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1	0
90	89	88	87	86	85	84	83	82	81	80	79	78	77	76	75	74	73	72	71	70	69	68	67	66	65	64	63	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26	25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1	0

EASEMENT

EASE

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

EASEMENT

B							
A							
DESCRIPTION				DRAWN CHECK APP'D DATE			
DRAWN BY				REVISIONS			
				CHECKED			
DATE				APPROVED			
10/22/1996				JDF			