



June 14, 1999

Honorable City Council:

RE: Petition No. 1145 - Hines/General Motors Corporation,  
Temporary closure of Atwater Street

Petition No. 1145 of "Hines/General Motors Corporation" requests the temporary closing of Atwater Street between St. Antoine Street and Bates Street.

Hines is the project manager for the General Motors Corporation Development at the Renaissance Center.

The temporary public street closing of Atwater Street is necessary for 19 months to facilitate road demolition, reconstruction and the construction of a five-story winter garden at the south side of the Renaissance Center.

Atwater Street from Jefferson Avenue on the west and Rivard Street on the east will be closed to the general public. Proper signage has been investigated and approved by the Traffic Engineering Division - DPW.

Hines has reached satisfactory agreements with adjacent property owners and public transportation providers.

The request was approved by the Planning and Development Department and the Department of Transportation.

Traffic Engineering Division - DPW has no objection to the requested 19 month temporary closure for reconstruction of Atwater Street adjacent to the Renaissance Center, provided that access to local traffic is maintained, and all detour routes and signage plans are approved by the Traffic Engineering Division prior to closure.

The Detroit Water and Sewerage Department (DWSD) will require unimpeded access to an existing water main. Any fence and gate installation must provide 13-foot horizontal and 15-foot vertical clearance(s) for maintenance vehicles.



June 14, 1999

Honorable City Council:  
Page 2

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.

Also, a waiver of reconsideration is respectfully requested to proceed with a major construction project in Detroit.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Sunday Jaiyesimi", written over a horizontal line.

Sunday Jaiyesimi, City Engineer  
City Engineering Division - DPW

JDF:kd

cc: Clyde D. Dowell, Director-DPW  
Felix Sharpe, Mayor's Office  
Elicia Bass, Mayor's Office  
File

**WHEREAS**, The temporary closing of Atwater Street will take place in phases to begin June 1999 and ending December 2000; and

**WHEREAS**, The phases consist of the public closure which will be between St. Antoine Street on the east to Miller Parking Garage (Bates Street) on the west, and to include closure of the south end of Renaissance Drive West, except for emergency access only; and

**WHEREAS**, The phases consist of the closing of Atwater Street between Rivard Street and West Jefferson Avenue to local traffic, all signage prepared by Metro Transportation Group, Incorporated and approved by the Traffic Engineering Division - DPW; and be it further

**RESOLVED**, The City Engineering Division - DPW is hereby authorized and directed to issue permits to "Hines/General Motors Corporation" and its agents or assigns to close Atwater Street, 50-foot wide, lying between and abutting the west line of Rivard Street (50-foot wide) and the south line of West Jefferson Avenue (210-foot wide); on a temporary basis to expire on December 31, 2000;

**PROVIDED**, The Detroit Water and Sewerage Department (DWSD) forces shall have free and easy access to the water main and sewer facilities at all times to permit proper operation, maintenance and , if required, alteration or repair of the water main and sewer facilities. Free and easy access shall mean that no structures or storage of materials will be allowed upon the temporarily closed street to hinder the movement of maintenance equipment; and further

**PROVIDED**, Where a fence is placed across the temporarily closed portion of a street/alley, then a gate must be installed to permit access for DWSD forces. The gate shall remain unlocked 24 hours a day, unless a guard is stationed near the gate to allow the DWSD ingress and egress at any time to and from the temporarily closed street. The minimum dimensions of the gate or gates shall provide 15 foot vertical and 13 foot horizontal clearances for freedom of DWSD equipment movement; and further

**PROVIDED**, That should the water main and/or sewer facilities be broken or damaged as a result of any action on the part of the petitioner or assigns, then in such event, the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged water main and appurtenances, and waives all claims for damages; and further

**PROVIDED**, The petitioner observes the rules and regulations of the City Engineering Division - DPW. 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; and further

**PROVIDED,** That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Division - DPW by the petitioner at the petitioner's expense; and further

**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 nineteen (19) month period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and further

**PROVIDED,** This permit shall not be assigned or transferred without the written approval of the City Council.

