

OFFICIAL CITY CLERK DETROIT

# City of Detroit

OFFICE OF THE CITY CLERK

Jackie L. Currie  
City Clerk

Vernon C. Allen  
Deputy City Clerk

## DEPARTMENTAL REFERENCE COMMUNICATION

February 10, 1999

**To: The Department or Commission Listed Below**

**From: Jackie L. Currie  
Detroit City Clerk**

**The following petition is herewith referred to you for report and recommendation to the City Council.**

**In accordance with that body's directive, kindly return the same with your report in duplicate within the usual time limit.**

**/PUBLIC WORKS DEPARTMENT - CITY ENGINEERING  
DIVISION/**

**1214 Center for Creative Studies, requesting vacation of utility easement in vacated alley in the area of John R, Brush, Frederick Douglass and Kirby Ave.**

FEB 99 2:1 09

1214



Center for Creative Studies

College of Art and Design  
Institute of Music and Dance

201 East Kirby  
Detroit, Michigan 48202-4034  
Phone (313) 664-7400  
Fax (313) 872-8377

February 8, 1999

Honorable City Council  
City of Detroit  
1340 City-County Building  
Detroit, Michigan 48226

Re: Vacation of utility easement in vacated alley between  
John R and Brush Streets and Frederick Douglass  
and vacated Kirby Avenue

Honorable City Council:

The Center for Creative Studies ("CCS") respectfully requests that the City of Detroit vacate a utility easement located in the previously vacated alley between John R and Brush Streets and Frederick Douglass and vacated Kirby Avenue. The vacation is necessary to permit the construction of a new classroom/studio building of approximately 100,000 square feet, as contemplated by the enclosed plans, which would otherwise encroach on the easement. The plans also show a new parking deck to be constructed along Brush Street. A request to vacate a utility easement located in the vacated portion of Kirby Avenue between John R and Brush Streets to accommodate the construction of the parking deck was previously submitted to the City Council (Petition No. 1165). The site plan for the parking deck and new building also requires City Council approval, and we anticipate submitting the site plan to the City Planning Commission by February 12, 1999.

As explained in our letter requesting the vacation of the utility easement in the vacated portion of Kirby Avenue, the deck and building represent the first phase of CCS's master plan to expand and upgrade its facilities to accommodate the needs of a growing student population and faculty and to enhance CCS's status as a first-class educational institution. The industrial design, graphic communication, animation and digital media and interior design departments will be housed in the new building which will contain state of the art technology.

If you have any questions regarding the enclosed, please contact Anne Beck, Vice President for Administration and Finance at (313) 664-7473. Your consideration of this request is greatly appreciated.

Sincerely,

Richard L. Rogers  
President

cc: Mr. Marcus Loper  
Mr. Marcell R. Todd, Jr.  
Mr. James I. Marusich

RLR:bn



September 24, 1999

Honorable City Council:

RE: Petition No. 1214 - "Center for Creative Studies,"  
requesting outright vacation of utility easement  
in the block bounded by John R., Brush, Frederick  
Douglass and Kirby Avenues.

Petition No. 1214 of "Center for Creative Studies" requests the outright vacation of the east-west private easement for public utilities, 20 feet wide, (said public alley having been previously vacated by City Council on March 26, 1986 - J.C.C. pages 542-545) in the block bounded by John R. Brush, Frederick Douglass and Kirby Avenues. The petitioner plans to construct a new classroom/studio building of approximately 100,000 square feet.

The request was approved by the Planning and Development Department, Sanitation Division-DPW, and the Traffic Engineering Division-DPW. The petition was referred to the City Engineering Division-DPW for investigation and report. This is our report.

An agreement covering reversionary ownership interest and joint access in the vacated alley are part of the previous resolution dated March 26, 1986. Any amendments, additions or waivers to the original agreement must be consented to by all parties involved.

The petitioner must construct a manhole over the existing 15" x 20" sewer in the right-of-way of Brush approximately 10 feet east of the west property line of Brush. The manhole construction is to be done at the petitioner's expense and under Detroit Water and Sewerage Department (DWSD) Permit and inspection, in accordance with plans approved by the DWSD.

The petitioner has reached satisfactory agreements with Ameritech/Michigan Bell Telephone Company, Detroit Edison Company and Michigan Consolidated Gas Company regarding their facilities in the east-west private easement for public utilities.

All other city departments and privately owned utility companies have reported no objections to the outright vacation of the (converted) utility easement.

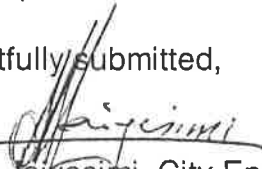


September 24, 1999

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

Respectfully submitted,

  
Sunday Jaiyesimi, City Engineer  
City Engineering Division-DPW

JDF:ks

cc: Stephanie R. Green, Interim Director-DPW  
Gerarda McCarthy, Mayor's Office



RESOLVED, That all that part of the east-west private easement for public utilities, 20 feet wide, in the block bounded by John R, and Brush Streets, Frederick Douglass and Kirby Avenues lying north of and abutting the north line of lots 19 to 30 of "Farnsworth Subdivision of Park Lots 38 and 39," City of Detroit as recorded in Liber 1, Page 16, Plats, Wayne County Records; also lying south of and abutting the south line of Lots 7 to 12 of "Ferry's Subdivision of Park Lot 40 and of Lots 1 to 18, inclusive, of Farnsworth's Subdivision of Park Lots 38 and 39", City of Detroit, Wayne County, Michigan as recorded in Liber 18, Page 71, Plats, Wayne County records; also lying between and abutting the rear line of lots 1 to 5 and 10 to 14, Block 26, of "Brush's Subdivision of that part of the North line of Farnsworth Street and the South line of Harper Avenue, City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records; also lying north of and abutting the north line of that part of surplus property lying East of and adjoining Lot 30 of the above mentioned "Farnsworth's Subdivision" as recorded in Liber 1, Page 16, Plats, Wayne County Records, and lying West of and adjoining Lot 14, Block 26 of the above mentioned "Brush's Subdivision" as recorded in Liber 17, Page 28, Plats, Wayne County Records;

Be and the same is hereby vacated (outright) as an public utility easement to become a part and parcel of the abutting property; subject to the following provisions,

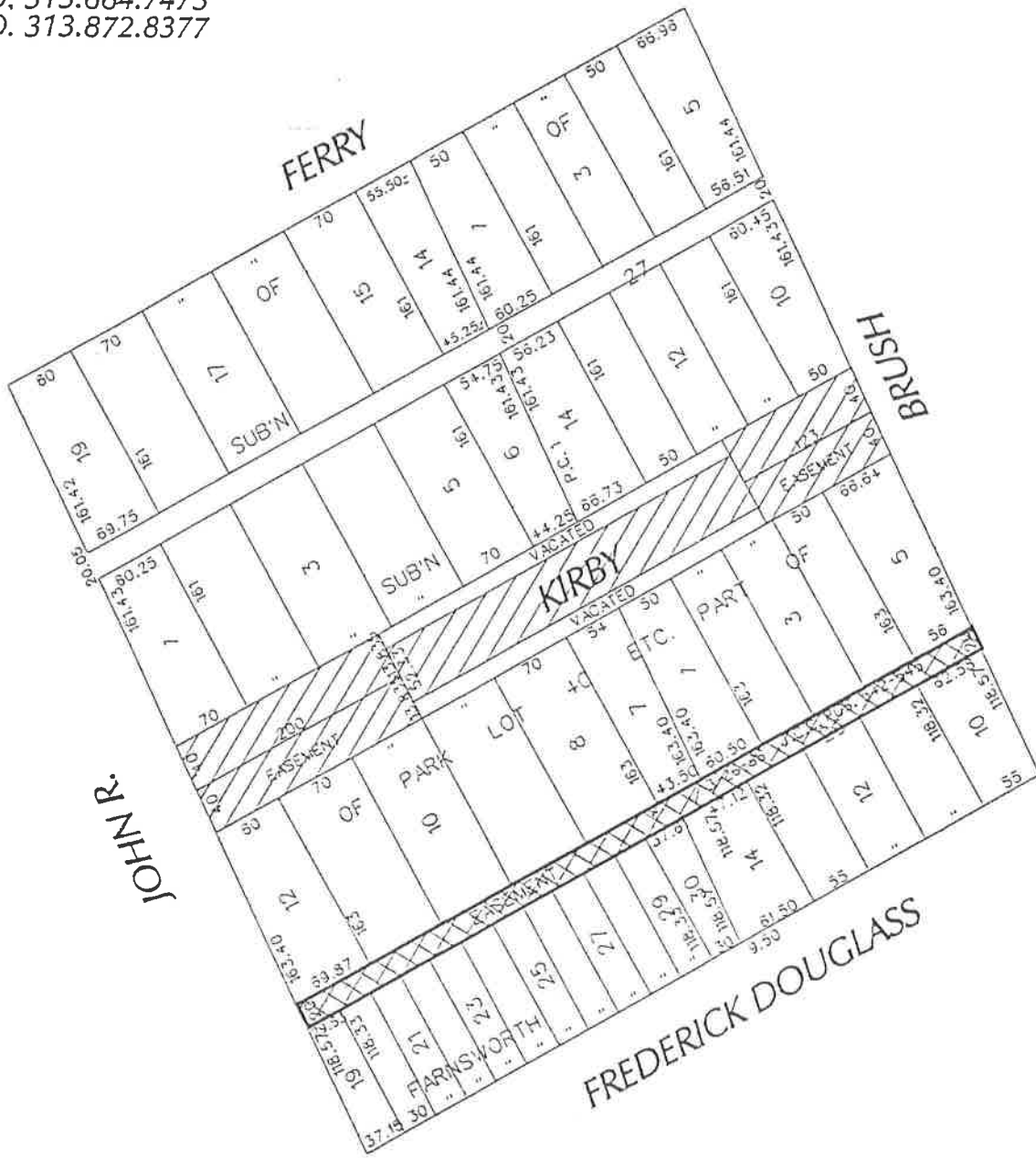
PROVIDED, That the 15" x 20" lateral sewer will become the property of the petitioner and would no longer be the responsibility of the City; and further

PROVIDED, That the petitioner is also to construct a manhole over the existing 15" x 20" sewer in the right-of-way of Brush Street approximately 10 feet east of the west right-of-way line of Brush Street. The manhole construction is to be done at the petitioner's expense and under Detroit Water and Sewerage Department (DWSD's) Permit and Inspection, in accordance with plans approved by DWSD; and further

PROVIDED, The previous agreement date October 3, 1985 covering reversionary ownership interests and joint access in the vacated alley shall not be terminated, cancelled or superseded by this resolution; and further

PROVIDED, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds.

PETITION NO. 1214  
 CENTER FOR CREATIVE STUDIES  
 201 EAST KIRBY  
 C/O RICHARD L. ROGERS  
 PHONE NO. 313.664.7473  
 FAX NO. 313.872.8377



OUT-RIGHT VACATION (OF THE REMAINING EASEMENT)



PENDING PETITION NO. 1165 (OUT-RIGHT VACATION)

CARTO. NO. 30-A

(FOR OFFICE USE)

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	CHECKED				
DATE	APPROVED				
	N.R.P.				
	3.30.99				

OUT-RIGHT VACATION OF THE EASEMENT  
 ALLEY 20 FT. WD. SOUTH OF KIRBY, IN THE  
 BLK. BND. BY JOHN R., BRUSH, KIRBY AND  
 FREDERICK DOUGLASS.

CITY OF DETROIT  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X1214.DGN