

Janice M. Winfrey  
City Clerk

Vivian A. Hudson  
Deputy City Clerk

**DEPARTMENTAL REFERENCE COMMUNICATION**

**July 5, 2006**

To: The Department or Commission Listed Below

From: Janice M. Winfrey  
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 four (4) weeks.

**/CITY PLANNING COMMISSION/PUBLIC WORKS - TRAFFIC**  
**ENGINEERING DIVISION/TRANSPORTATION DEPARTMENT/**

0702 **Twelfth Street Missionary Baptist Church**, request permanent closures of streets in area of Idaho, Midland, and Pear.

RECEIVED  
CITY ENGINEERING DIV-DPW

JUL 10 2006

By \_\_\_\_\_

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# Twelfth Street Missionary Baptist Church

1840 Midland Avenue, Detroit, MI 48238 - Office (313) 868-2659; Fax (313) 868-1803

Rev. Floyd A. Davis, Pastor

Deacon Robon Stokes  
Chairman, Board of Deacons

Deamous Underwood  
Chairman, Board of Trustees

Patricia Lee  
Church Clerk

Verna Hams  
Church Secretary

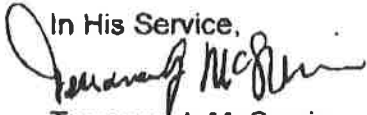
June 26, 2006

Dear City Clerk's Office,

Greetings, in the name of our Lord, and Savior Jesus Christ!

The 12th Street Missionary Baptist Church at 1840 Midland Street, Detroit MI, 48238 is requesting permission from the City of Detroit to petition to have the street of Idaho, between Midland and Pear streets blocked off. 12th Street owns a great deal of these vacant properties on Idaho between Midland and Pear. The other properties in this area are closed down vacant businesses. There are 2 to 3 open businesses still operating in this area. We have met with them and everyone agrees with having the street blocked off. We are having a terrible problem with repetitive illegal dumping and other undesirable activities in this area. This is a secluded area where people can dump at will. We propose to put up fences on each end of Idaho street that can only be entered by key or other method, by the above mentioned businesses and the 12th Street Missionary Baptist Church.

In His Service,



Terrance J. McSwain,  
Board of Trustees

Rev. Floyd A. Davis, Pastor

JUN 26 9 39 AM '06

CITY CLERK

February 5, 2007

Honorable City Council:

RE: Petition No.702 – Twelfth Street Missionary Baptist Church, request to  
Temporarily close the streets in the area of Idaho, Midland and Pear.

Petition No. 702 of “Twelfth Street Missionary Baptist Church” whose address is 1840  
Midland Avenue, Detroit, Michigan 48238, request permission to temporarily close Idaho  
Avenue, 60 feet wide, between Midland Avenue 60 feet wide, and Pear Avenue, 30 feet  
wide, in order to prevent the illegal dumping.


The petition was referred to the City Engineering Division – DPW for investigation (utility  
review) and report. This is our report.

The Fire Department reports the said area has to maintain access to properties, as well as,  
fire hydrants for biannual check for fire fighting.

All involved 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.

You will find attached an appropriate resolution, for your Honorable Body’s consideration,  
authorizing the City Engineering Division – DPW to issue permits to close said Idaho  
Avenue, 60 feet wide, on a temporary basis (for a period of five (5) years) to expire on  
February 1, 2012.

Respectfully submitted,



Nadim Haidar, Acting Head Engineer  
City Engineering Division – DPW

NRP/

Cc: Cathy Square, Director – DPW  
Mayor’s Office – City Council Liaison

BY COUNCIL MEMBER: \_\_\_\_\_

The City Engineering Division – DPW is hereby authorized and directed to issue permits to “Twelfth Street Missionary Baptist Church”, to close Idaho Avenue, 60 feet wide, between Midland Avenue 60 feet wide, and Pear Avenue, 30 feet wide lying Easterly of and abutting the East line of Lots 89 through 125, both inclusive, and lying Westerly of and abutting the West line of Lots 140 through 177, both inclusive, and the North 15.00 feet of Lot 139 all in the Robert Oakman’s Everitt “30” Subdivision” of part of the Southwest 2/4 of Section 14, T.1S.,R.11E. Greenfield (now City of Detroit) Wayne County, Michigan as recorded in Liber 27 Page 10, Plats, Wayne County Records; on a temporary basis (for a period of Five (5) years) to expire on February 1, 2012;

PROVIDED, That the petitioner shall file with the Finance Department and/or City Engineering Division – DPW 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 or unfaithful 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, That access gates are installed, and ingress/egress is provided and maintained for all property owners and businesses adjacent to or directly impacted by said closure. The TED also requires that the petitioner contact the Operations Section of TED for deploying proper signage barricades and detour routes during the closure period.

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, No buildings or other structures of any nature whatsoever (except necessary barricades), shall be constructed on or over the public rights-of-way. The petitioner shall observe the rules and regulations of the City Engineering Division – DPW. The City of Detroit retains all rights and interests in the temporarily closed public rights-of-way. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public rights-of-way. Further, the petitioner shall comply with all specific conditions imposed to ensure unimpeded 24-hour-per-day access to the City and utility companies; and

PROVIDED, All of the petitioner’s public property fence, gate and barricade installations shall be subject to the review and approval of the City Engineering Division – DPW (if necessary, in conjunction with the Traffic Engineering Division – DPW, and the Planning and Development Department); and

PROVIDED, This resolution does not permit the storage of materials, displays of merchandise, or signs within the temporarily closed public rights-of-way. Further, the placement of materials, merchandise, or signs on any adjacent berm area is prohibited; 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 Division – DPW by the petitioner at the petitioner's expense; and

PROVIDED, The petitioner's fence, gate and barricade installations shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles; and

PROVIDED, This resolution is revocable at the will, whim or caprices of the Detroit 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 Detroit 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.

PETITION NO. 702  
 TWELFTH STREET MISSIONARY BAPTIST CHURCH  
 1840 MIDLAND STREET  
 DETROIT, MI 48238  
 c/o TERRANCE J. McSWAIN  
 PHONE NO. 313-868-2659

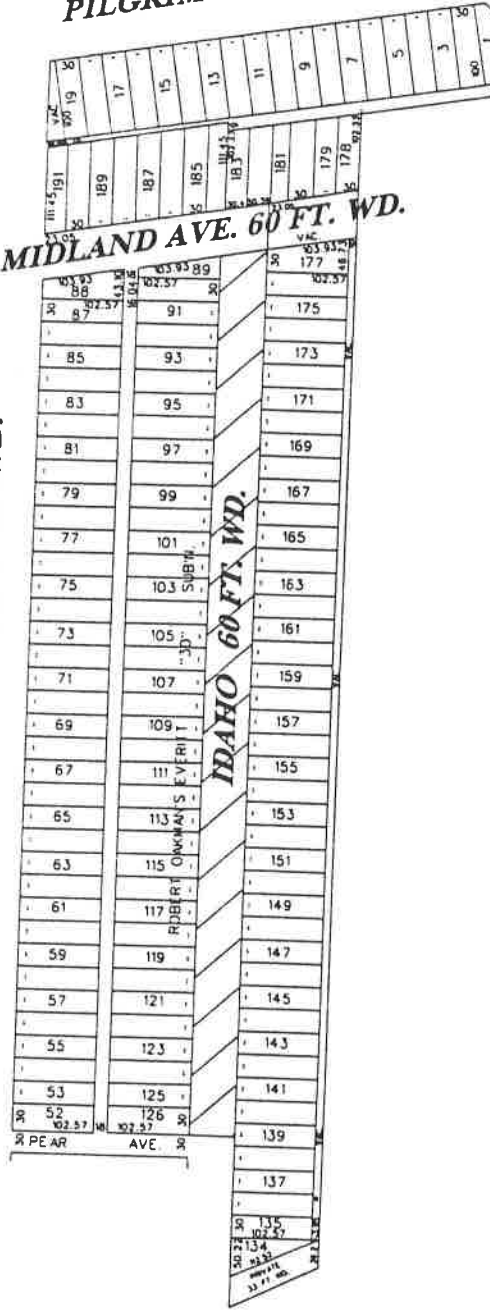


PILGRIM AVE. 60 FT. WD.

MIDLAND AVE. 60 FT. WD.

ROSA PARKS BL VD. 12 th 60 FT. WD.

IDAHO 60 FT. WD.



 -TEMPORARY CLOSURE

(FOR OFFICE USE ONLY)

CARTO 25f

DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS				
CHECKED	AHB			
APPROVED				
DATE	7/27/06			

REQUESTED TEMPORARY CLOSURE OF  
 IDAHO 60 FT. WD. BTWN. PEAR AND MIDLAND.

CITY OF DETROIT  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU  
 JOB NO. 01-01  
 DRWG. NO. x702.dgn