

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Friday, August 08, 2008

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.

DPW - CITY ENGINEERING DIVISION CITY PLANNING COMMISSION
PLANNING AND DEVELOPMENT DEPARTMENT WATER & SEWERAGE DEPARTMENT

2859 *Delta Environmental Consultants (Delta), requesting (ROE) permit to install one monitoring well on parcel adjacent to Amoco Service Station No. 5284, located at 6150 Chalmers Ave.*

RECEIVED
AUG 11 2008

2/9/08 No well in R.O.W.

LEN
TOD

65E	548
65B	547
65A	504
65F	503

2859

2009 JUL 16 A 11: 05

July 8, 2008

City of Detroit
City Council
1200 Coleman A. Young Municipal Center
2 Woodward Avenue
Detroit, MI 48226

**Re: Right of Entry Permit Request
Permit Request to Install Monitoring Well on City-Owned Parcel
located at 6001 Marlborough, Detroit, MI, Parcel ID: 21-059467, near
Amoco Service Station No. 5284, 6150 Chalmers Ave., Detroit, MI**

Dear City Council:

Delta Environmental Consultants (Delta), on behalf of their client, BP Products North America, Inc. (BP), is requesting a right-of-entry (ROE) permit to install one monitoring well on the parcel adjacent to the Amoco Service Station No. 5284 (former), located at 6150 Chalmers Avenue, Detroit, MI. A confirmed release related to the underground storage tanks at this location was reported to the Michigan Department of Environmental Quality – Remediation and Redevelopment Division (MDEQ – RRD). Installation of monitoring wells to determine the extent of impact is essential for the completion of the corrective action required by the MDEQ – RRD.

Delta and its client propose one monitoring well on the northwestern portion of the above mentioned parcel south of the subject site and alley and east of Chalmers Avenue. The monitoring wells will be approximately six inches in diameter and installed at a total depth of approximately 8 feet below ground surface (bgs). Soil samples will be collected from the well during installation and water samples will be collected periodically following installation. The monitoring well will be covered with an 8" steel, flush mounted well vault, set in a 2' x 2' concrete pad.

Delta anticipates moving forward with the installation of the wells as soon as permission is granted by the City Council. Following installation, the monitoring well will be sampled on a regular basis for a period of one year to five years. The duration of the monitoring well will be dependent on the findings of the environmental investigation and closure of the release. The City of Detroit will be notified when the well will be removed. Please see the attached map for the approximate proposed location and refer to the attached well construction diagram for installation details. Please see the attached map for the approximate proposed location and refer to the attached well construction diagram for installation details.

If you have any questions please call me at 248-699-0237 or the project manager Scott Clearwater at 248-699-0248.

Sincerely,

DELTA CONSULTANTS



Anita H. Ketola
Staff Professional
Attachments

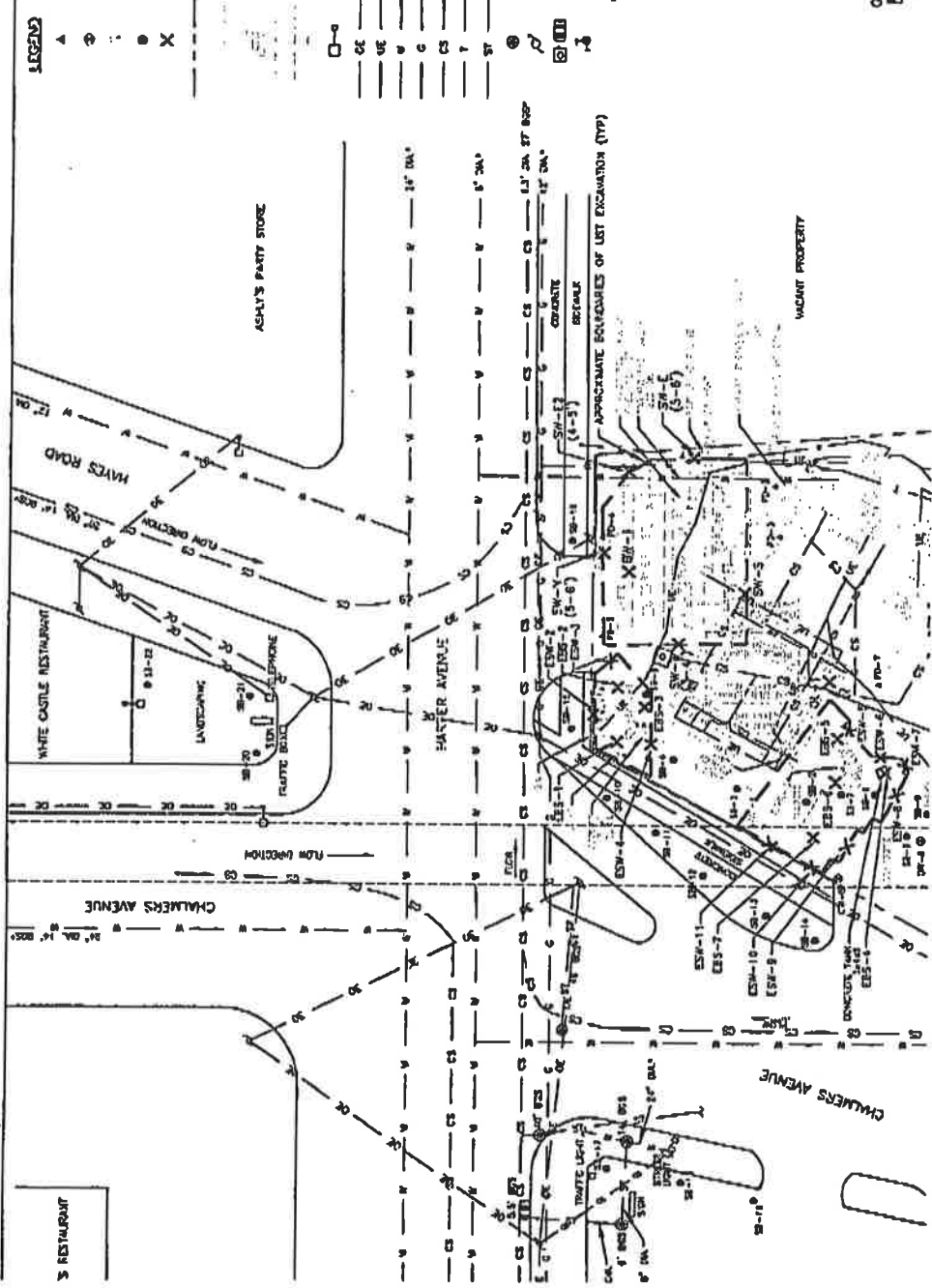
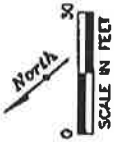


2009 JUL 16 A 11: 05

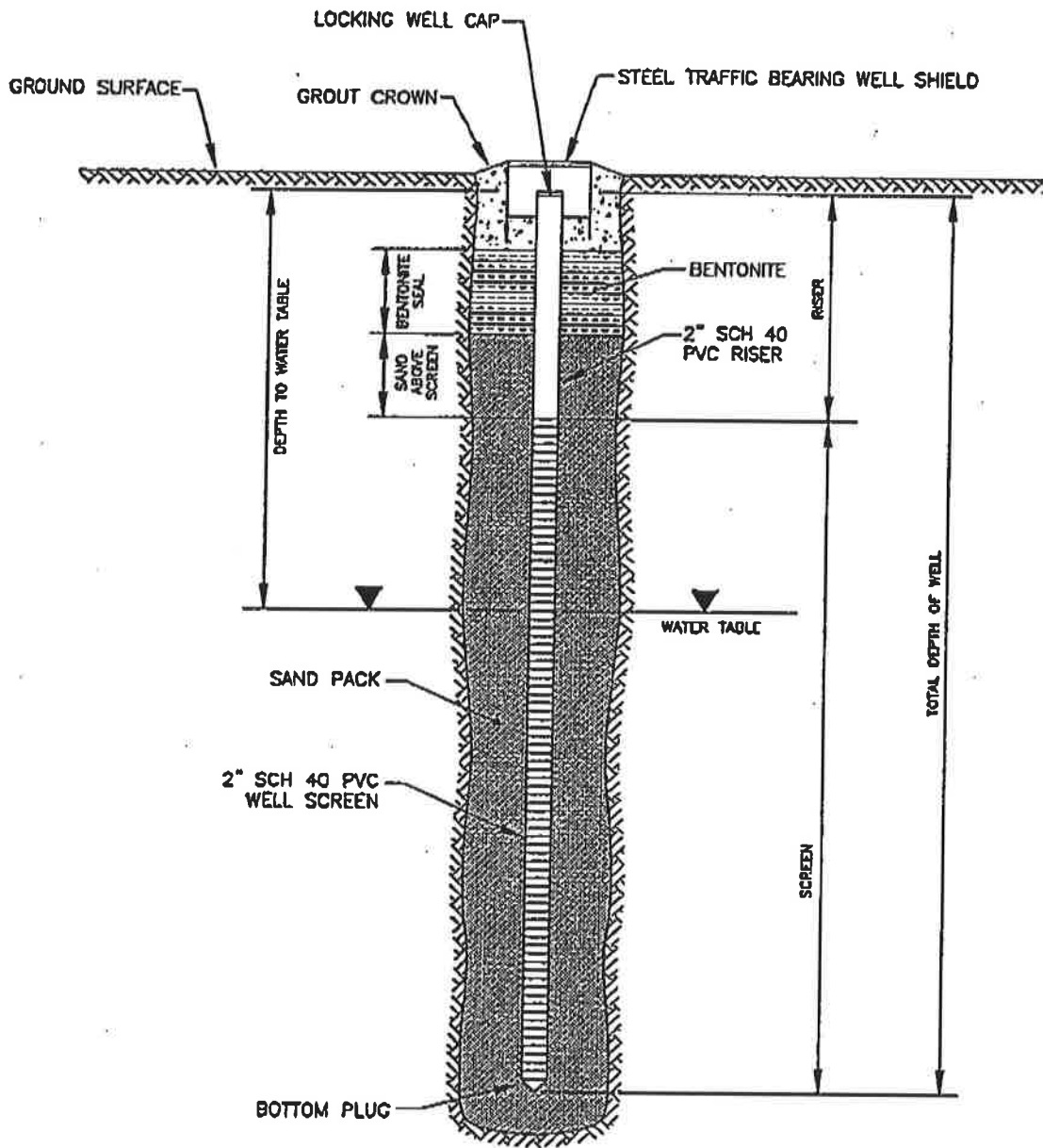



LEGEND

- ▲ PD 502 BORING
- ⊙ MONITORING WELL
- DESTROYED MONITORING WELL
- ⊙ SOL BORING
- ⊙ EXCAVATION SAMPLE LOCATION
- ⊙ PROPERTY LINE
- LIGHTER GRAY DASHED LINES INDICATE FORMER SITE FEATURES
- FORMER PUMP ISLAND
- FORMER UNDERGROUND STORAGE TANK
- FORMER FILL PORTS
- LIGHT POLE
- OVERHEAD ELECTRIC LINE
- UNDERGROUND ELECTRIC LINE
- WATER LINE
- GAS LINE
- COMBINED SANITARY STORM LINE
- TELEPHONE LINE
- STORM SEWER LINE
- ⊙ MANHOLE
- ⊙ POWER POLE
- ⊙ CATCH BASIN
- ⊙ HYDRANT
- UTILITY DEPTHS APPROXIMATE



RESTAURANT



 Delta Environmental Consultants, Inc. 3205 Randall Parkway Suite 104 Wilmington, North Carolina 28401			
PROJECT NO.	FIGURE NO.	CLIENT/LOCATION	
PROJECT MANAGER	2		
DESIGNED BY	DRAWING DESCRIPTION		
DRAWN BY	AS-BUILT OBSERVATION WELL DIAGRAM		
REVIEWED BY	DATE	SCALE	CAD NO.
		NONE	MW-GEN

UNIFORM SURETY BOND

08656519
(SURETY BOND NUMBER)

NOTE: Unless instructions on the attached sheet are followed, this bond will be invalid.

KNOW ALL MEN BY THESE PRESENTS, THAT (1) DELTA ENVIRONMENTAL CONSULTANTS, INC., a Minnesota Corporation at principal,

Business Address (2) 5910 Rice Creek Parkway, #100, Shoreview, MN 55126

and (3) FIDELITY AND DEPOSIT COMPANY OF MARYLAND as surety are held and firmly bound unto the City of Detroit, County of Wayne, State of Michigan, in the penal sum of

(4) \$2,500.00 Dollars, lawful money of the United States of America, to be paid to the City of Detroit, or to its certain Attorney, to which payment well and truly to be made, we and each of us do bind ourselves, our heirs, executors, and administrators, jointly and severally, and every one of them firmly by these presents.

In consideration of this surety, the principal may perform the lawful services by permit or license that are subject in the occupation of (5) BUILDER OF ARTIFICIAL STONE SIDEWALKS provided that he meet all of the requirements as stated in said resolution or code of the City of Detroit Ordinances, or Building Codes (6) CHAPTER 50 of MUNICIPAL CODE as well as any other conditions that may be required under any present or future ordinances or codes that may be enacted by the City of Detroit.

Now, THEREFORE, The condition of this obligation is such that the said principal shall save harmless and indemnify the City of Detroit from all claims, damages, expenses, suits and proceedings of every kind and nature which may arise by reason of the issuance of said permit and/or license, and shall observe the faithful performance of the terms of said ordinance, code, or permit, then this obligation to be null and void, otherwise to remain in full force and effect. Coverage hereunder shall be for the term starting as of

(7) December 8, 2007 and expiring on (8) December 1, 2008

Signed, sealed and dated this (9a) 8 day of JANUARY, 2008

Sealed and delivered in presence of:

WITNESSES TO PRINCIPAL

(12) _____
(Signature of witness)

(13) _____
(Print or type name of witness)

(14) _____
(Address of witness)

DELTA ENVIRONMENTAL CONSULTANTS, INC.

(9) Dulson
(Signature of Principal, if a Corporation)

(10) Daniel J. Skrydel
(Print or type name of Principal)

(11) Controller
(Print or type title of Principal)

WITNESS TO SURETY

(15) _____
(Signature of witness)

(16) Barbara Kellar
(Print or type name of witness)

(17) 4000 Olson Memorial Highway, #300
Minneapolis, MN 55422
(Address of witness)

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

(18) _____
(Name of Surety Company)

(19) John N. Swanson (Seal)
(Signature of Secretary or Trust)

(20) John N. Swanson
(Print or type name of Secretary or Trust)

APPROVED AS TO FORM AND EXECUTION

Date: 5/6/08 Reg. No. B86690
James M. Edward
Assistant Corporation Counsel

REV. 7-06

RECEIVED
MAY 06 2008

CITY OF DETROIT
CONTRACTS SECTION
LAW DEPARTMENT

**Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint Laurie PFLUG, Dennis G. LOOTS, Allan J. KLOTSCH, Richard G. DONOVAN, Ray C. HENNINGSON, Jill N. SWANSON, B. L. KELLAR and Nina E. WERSTEIN, all of Minneapolis, Minnesota, as its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as aforesaid, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds and undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the properly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that which was made on behalf of Laurie PFLUG, Dennis G. LOOTS, Allan J. KLOTSCH, Richard G. DONOVAN, Ray C. HENNINGSON, Jill N. SWANSON, B. L. KELLAR, Nina E. WERSTEIN, dated April 18, 2003.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 21st day of November, A.D. 2005.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



T. E. Smith *Paul C. Rogers*
T. E. Smith Assistant Secretary By: Paul C. Rogers Vice President

State of Maryland }
City of Baltimore } ss:

On this 21st day of November, A.D. 2005, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Dennis R. Hayden
Dennis R. Hayden Notary Public
My Commission Expires: February 1, 2009

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2 The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages, and to affix the seal of the Company thereto."

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 9 day of January, 2005.

A. D. Sanchez
Assistant Secretary

FAX TRANSMITTAL

Office of the City Clerk

Coleman A Young Municipal Center
Two Woodward Avenue, Suite 200
Detroit, Michigan 48226
Telephone: (313) 224-2070 Fax: (313) 224-2075

Friday, August 08, 2008

No. of Pages 8

FROM: *Ms. Jessie Robertson, Junior Assistant City Council Committee Clerk*

SUBJECT: *Petition #2859, Delta Environmental Consultants (Delta), requesting (ROE) permit to install one monitoring well on parcel adjacent to Amoco Service Station No. 5284, located at 6150 Chalmers Ave.*

FAX TO THE FOLLOWING DEPARTMENT(S):

Mr. Victor Mercado, Director	Water & Sewerage Department	(313) 224-6067
Mr. Douglass Diggs, Director	Planning and Development Department	(313) 224-1629
Ms. Cathy Square, Director	DPW - City Engineering Division	(313) 224-1464
Mr. Marcell Todd, Director	City Planning Commission	(313) 224-4336

Attachment