

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

URGENT

Victor A. Hudson
Deputy City Clerk

AMENDED

DEPARTMENTAL REFERENCE COMMUNICATION

Monday, February 09, 2009

RECEIVED
FEB 11 2009

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

2887 *A'Jene Maxwell, request conversion of alley to easement in the alley behind the 5200-5400 block of St. Aubin.*

12-9-94
Sec. Pg. 2702-04

CEED
TED
NOEL

6
0
0
6
MI
0
3
CITY CLERK
DETROIT MI

2881

PETITION FOR CONVERSION OF ALLEY TO EASEMENT
Detroit, MI

Date 7/16 2008

TO THE HONORABLE CITY COUNCIL:

Gentlemen: We, the undersigned owners of the property abutting the alley:

Subject alley commences at St. Aubin Street behind 5463 and 5403 St. Aubin and continues behind 5403 and 5359 St. Aubin (which may be known as the vacated E. Kirby Street) and continues behind 5359 to 5301 St. Aubin and ending at St. Aubin Street between 5301 and 5249 St. Aubin, as more particularly depicted on Exhibit A attached hereto.

Location of Alley

do respectfully petition your Honorable Body to vacate said alley and convert same into a public easement.

Further, the undersigned representing not less than two-thirds (66-2/3%) ownership of property abutting said alley hereby agree that all existing utilities in said alley are to remain in their present location, and that if at any time in the future a request is made to remove or relocate any existing poles or other utilities in the easement, the property owners making such request and upon whose property the pole or other utilities are located will pay all costs incurred in such removal or relocation unless such charges are waived by the utility owners,

We do further agree that no buildings or structures of any nature whatsoever (except necessary line fences) shall be built upon the easement or any part thereof, so that said easement shall be forever accessible for maintenance of utilities.

SPONSORING PETITIONER

[Signature] 36255 Michoud
Ave
734-329-8030
Wayne, MI 48184

(Name)

(Address)

(Phone No.)

| Lot No. | Signature of Deed Holder | Signature of Wife or Other Co-Owner | Address | Date |
|--------------|--------------------------|-------------------------------------|------------------------|------|
| 4856 | <i>[Signature]</i> | | 5463 St. Aubin | |
| 4873 | <i>[Signature]</i> | | 5331 St. Aubin | |
| 4874 | <i>[Signature]</i> | | 5327 St. Aubin | |
| 4875 | <i>[Signature]</i> | | 5321 St. Aubin | |
| 4876 | <i>[Signature]</i> | | 5313 St. Aubin | |
| 4877 | <i>[Signature]</i> | | 5307 St. Aubin | |
| 4878 | <i>[Signature]</i> | | 5301 St. Aubin | |
| 4867 to 4868 | <i>[Signature]</i> | | 5403 to 5359 St. Aubin | |
| 4878 to 4879 | <i>[Signature]</i> | | 5301 to 5249 St. Aubin | |

(Over)

DETROIT.3191446.1

Please contact AJENÉ MAXWELL (313) 465-7558

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, August 12, 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.

PLANNING AND DEVELOPMENT DEPARTMENT

2887 *A'Jene Maxwell, request conversion of alley to easement in the alley behind the 5200-5400 block of St. Aubin.*

Date: April 10, 2008

RE: Residential Alley Vacation and Conversion to Easement

Dear Property Owner:

In response to your request, we are sending petition forms for obtaining the consent of involved property owners in your residential block.

An alley vacation and conversion to easement is a legislative action taken by the City Council that permanently eliminates the use of the alley as a right-of-way. Property ownership is converted from a public right-of-way to private property with easement to allow for utility access.

A key factor to consider in the review of a request to close an alley, is to check whether the subject alley is the only means of access to an abutting property's garage. A property owner is always within his/her right to refrain from signing the petition if there is a valid reason of inconvenience created by this proposed vacation. Another reason is when lot(s) in the block are too narrow for a driveway to allow access to public utilities located in the alley.

However, if a garage is provided with both street and alley entrance, the property owner may decide to support the closing of the alley and sign the petition.

An appropriate petition drawing will be attached to your request and referred to the involved City Agencies and Utility Companies for their evaluation and recommendation to the City Council. The Detroit City Code, also indicates that a public hearing is to be conducted for each request to close a residential alley.

Please mail your completed petition form to the address shown below. It needs a petition number prior to its standard processing.

City of Detroit
Office of the City Clerk
2 Woodward, Room 200
Detroit, Michigan 48226

Any additional information or questions that you may have can be directed to our office at (313) 628-0112.

Thank you for helping make Detroit a better place to live.

Respectfully yours,


L. G. San Pedro
P&DD Engineering Services

Attachment:
cc: P&DD Files

she needs consent of the taxpayer.

Transaction Report

Broadcast

Transaction(s) completed

| No. | TX Date/Time | Destination | Duration | P. # | Result | Mode |
|-----|--------------|--------------|----------|------|--------|-------|
| 548 | AUG-14 11:02 | 313 224 1629 | 0'00'26" | 004 | OK | N ECM |

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

Thursday, August 14, 2008

No. of Pages 4

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

SUBJECT: *Petition #2887, A'Jene Maxwell, request conversion of alley to easement in the alley behind the 5200-5400 block of St. Aubin.*

FAX TO THE FOLLOWING DEPARTMENT(S):

... Mr. Douglass Diggs, Director

Planning and Development Department (313) 224-1629