



June 22, 2011

Honorable City Council:

RE: Petition No. 788 – Residents of 18600-18700 Blocks of Washburn/Wyoming, request the alley closure in the area of Washburn, Wyoming, Margarita, and Clarita.

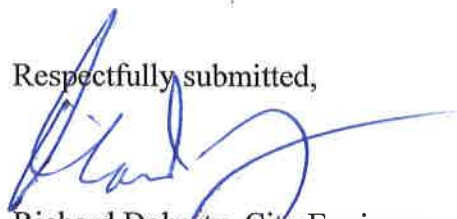
Petition No. 788 of “Residents of 18600-18700 Blocks of Washburn/Wyoming” whose address is 18674 Washburn Street, Detroit, Michigan 48221, request permission to temporarily close the north – south public alley, 20 feet wide, in the bounded by Clarita Avenue, 50 feet wide, Margareta Avenue, 50 feet wide, Washburn Street, 60 feet wide, and Wyoming Avenue, 86 feet wide. This closure is necessary to prevent the illegal dumping and activities within described alley.

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

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 North – South public alley, 20 feet wide, on a temporary basis (for a period of five (5) years) to expire on July 1, 2016.

Respectfully submitted,



Richard Doherty, City Engineer
City Engineering Division – DPW

NRP/

Cc: Ron Brundidge, 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 “Residents of 18600-18700 Blocks of Washburn/Wyoming and/or Loretta M. Lewis”, to close the north – south public alley in the bounded by Clarita Avenue, 50 feet wide, Margareta Avenue, 50 feet wide, Washburn Street, 60 feet wide, and Wyoming Avenue, 86 feet wide lying Easterly of and abutting the East line of Lots 275 through 291, both inclusive, and lying Westerly of and abutting the West line of Lots 292 through 321, both inclusive, all in the “Palmyra Woods Subdivision” of part of the North ½ of the Northeast ¼ Section 8, T.1S.R.11E., City of Detroit and Township of Greenfield, Wayne County, Michigan as recorded in Liber 45, Page 85, Plats, Wayne County Records; on a temporary basis (for a period of Five (5) years) to expire on July 1, 2016;

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 Council has approved and/or 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. 788
 RESIDENTS OF 18600-18700 BLOCKS OF
 WASHBURN/WYOMING
 c/o Ms. LORETTA LEWIS
 18674 WASHBURN ST.
 PHONE NO. 313-862-2795



CLARITA 50 FT. WD.

WASHBURN 60 FT. WD.

WYOMING 86 FT. WD.

43.93	106.01	20.90	90.01	321	20.29
275	106	40.91	90.00		20
35		22.85	319	"	"
"	277		317	"	"
"			315	"	"
"	279		313	"	"
"			311	"	"
"	281		309	"	"
"			307	"	"
"	283		305	"	"
"			303	"	"
"	285		301	"	"
"			299	"	"
"	287		297	"	"
"			295	"	"
"	289		293	"	20
43.92	106	44.02	292	"	26.63
291		20.54	291	"	20

MARGARETA 50 FT. WD.



TEMPORARY CLOSURE

(FOR OFFICE USE ONLY)

CARTO 89 C

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		CHECKED			
DATE		APPROVED			
6-21-11					

REQUESTED TEMPORARY CLOSURE OF THE
 NORTH - SOUTH PUBLIC ALLEY, 20 FT. WD.
 IN BLK. BND. BY MARGARETA, CLARITA,
 WYOMING, AND WASHBURN.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU
 JOB NO. 01-01
 DRWG. NO. x788.dgn