

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Monday, September 10, 2012

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 DEPARTMENT
PLANNING AND DEVELOPMENT DEPARTMENT BUILDINGS & SAFETY ENGINEERING

2549 *SDG on behalf of Detroit Regional Convention Facility Authority/Cobo Center, requesting right of way vacation and dedication changes to realign Civic Center to connect directly to Jefferson Avenue without turning over and passing through Cobo Center's Atwater Parking Garage, etc.*



Architects • Planners

2349

August 24, 2012

Detroit City Council
1340 Coleman A. Young Municipal Center
Two Woodward Avenue,
Detroit, MI 48226

Re: **PETITION**
of Detroit Regional Convention Facility Authority
for **COBO CENTER**
Petition for Right-of-Way Vacation and Dedication Changes

Dear Honorable Body:

On the instructions of the Detroit Regional Convention Facility Authority, we are hereby submitting this petition for right-of-way vacation and dedication changes as described below and illustrated on the attached drawings.

On July 19th, 2011 your Honorable Body approved a special district review for major modifications to Cobo Center. These changes are consistent with that approval and are required to implement the Cobo Center Capital Improvements Program.

The requested changes shown on the attached documents realign Civic Center Drive to connect directly to Jefferson Avenue without turning over and passing through Cobo Center's Atwater Parking Garage. They also improve the traffic movement east of the new service area being constructed east of Cobo Arena.

Sincerely,

GEOFFREY HARRISON

Principal

Contact Person – Tel: 313 961-9000 extension 109

E-Mail: gharrison@sdg-assoc.com

Fax: 313 964-3233

05 AUG 22 2012

--CITY CLERK--

615 Griswold
Ford Building
Suite 103
Detroit, Michigan 48226
(313) 961-9000
Fax: (313) 964-3233



May 15, 2014

Honorable City Council:

RE: Petition No. 2549 SGD on behalf of Detroit Regional Convention Facility/Cobo Center, requesting right-of-way vacation and dedication changes to realign Civic Center Drive to connect Jefferson Avenue without turning over and passing through Cobo Center's Atwater Parking.

Petition No. 2549 of SGD on behalf of Detroit Regional Convention Facility/Cobo Center whose address is 615 Griswold, Ford Bldg. Suite 103, Detroit, Michigan 48226 originally requested the outright vacation of a portion of Civic Center Drive, variable width; also three dedications of land to provide a realigned connection to Jefferson Avenue and to widen two sections of Civic Center Drive. The request was revised due to the elevation differences between Jefferson Avenue and Civic Center Drive. The new configuration will create a cul-de-sac on Civic Center Drive below the grade of Jefferson Avenue. This request is to facilitate traffic access around Cobo Center and to the new service area being constructed east of Cobo Arena there are also other enhancements being made to the COBO frontage on Washington Boulevard and on Jefferson Avenue. This will be phase 1 of petition 2549; phase 2 of the project for minor encroachments with traffic islands, directional signs and landscaping is under review and will be reported to your Honorable Body in the near future.

On July 19, 2011 your Honorable Body approved a special district review for major modifications to Cobo Center. These changes are consistent with that approval and are required to implement the Cobo Center Capitol Improvements Program.

The request was approved by the Planning and Development Department, the Solid Waste Division – DPW, and the Traffic Engineering Division – DPW. The petition was referred to the City Engineering Division – DPW for investigation (utility clearance) and report. This is our report.

The Detroit Water and Sewerage Department (DWSD) reports there is an existing DWSD water main in the area of the outright vacation. DWSD has no objection to the requested outright vacation provided the water main is relocated in accordance with plans approved by DWSD. Also, the work must be done at the petitioners expense and at no cost to DWSD and in accordance with the attached provisions, which are to become a part of the City Council's resolution.

The Public Lighting Department (PLD) reports an underground fed street lighting circuit and a high voltage duct run in the area. PLD will reroute these facilities at project expense. The



petitioner is responsible for all PLD utility relocation cost. A provision for relocation of PLD facilities is included in the resolution.

AT&T Telecommunication reports there is a cost for the removing and/or rerouting of such services, however, the petitioner must contact their Customer Growth Group at 1-888-901-2779 to initiate cost determination process.

Comcast Cable Television reports being involved. The petitioner will be responsible for any costs associated with relocating their services.

City Council is requested to accept the dedication of the land for Street and public purposes; provided said property complies with the requirements of Detroit codes and ordinance No. 29-94; Detroit Code Sections 2-1-11 through 2-1-15 also known as the "Environmental Review Guidelines". The new public rights-of-way must be constructed to City Engineering Division – DPW specifications.

All other city departments and privately owned utility companies have no objections to the requested vacation and dedication of the public rights-of-way.

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Richard Doherty".

Richard Doherty, City Engineer
City Engineering Division – DPW

JMK/

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council

BY COUNCIL MEMBER _____

RESOLVED, all that part of Civic Center Drive, variable width (established September 19, 1972 JCC pages 2320-2321 also June 14, 2011 JCC pages 1367-1375), lying between Washington Boulevard, variable width (established June 14, 2011 JCC pages 1367-1375), and the new Civic Center Drive dedication (cul-de-sac) found later in this resolution; all being more particularly described as follows:

Land in the City of Detroit, Wayne County, Michigan, being a part of Civic Center Drive (variable width) as established by the City Council, J.C.C. 1972, Page 2320 and also as established by the City Council at session of June 14, 2011; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 808.54 feet to the south line of said Washington Boulevard;

Thence along said south line North 59°50'26" East 92.67 feet to the POINT OF BEGINNING;

Thence along the east line of said Washington Boulevard and the west line of said Civic Center Drive North 30°31'44" West 45.93 feet to a point of curvature;

Thence along the north line of said Civic Center drive the following two (2) courses:

(1) along a non-tangent curve to the left 15.64 feet, said curve having a radius of 10.00 feet, a central angle of 89°37'50", and a long chord bearing South 75°20'39" East 14.10 feet,

And (2) North 59°50'26" East 179.93 feet;

Thence South 30°13'33" East 34.91 feet to a point on the south line of said Civic Center Drive;

Thence along said south line South 59°50'26" West 190.77 feet to the POINT OF BEGINNING. Containing 6682 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

Be and the same is hereby vacated (outright) as public rights-of-way to become part and parcel of the abutting property, subject to the following provisions;

Provided, that the petitioner agrees to relocate water main; and further

Provided, that the plans for the water main shall be prepared by a registered engineer; and further

Provided, that DWSD be and is hereby authorized to review the drawings for the proposed water main and to issue permits for the construction of the water main; and further

Provided, that the entire work is to be performed in accordance with plans and specification approved by DWSD and constructed under the inspection and approval of DWSD; and further

Provided, that the entire cost of the proposed water main construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided, that the petitioner shall deposit with DWSD, in advance of engineering, inspection, and survey, such amounts as the department deems necessary to cover the costs of these services; and further

Provided, that the petitioner shall grant to the City a satisfactory easement for the new water main; and further

Provided, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

Provided, that the petitioner shall provide DWSD with as-built drawings of the proposed water main; and further

Provided, that the petitioner shall provide a one (1) year warranty for the proposed water main; and further

Provided, that upon satisfactory completion, the proposed water main shall become City property and become part of the City system and the existing water main that was abandoned shall belong to the petitioner and will no longer be the responsibility of the City; and further

Provided, that the petitioner is responsible for all PLD utility relocation costs. PLD has underground fed street lighting circuit and a high voltage duct run in the area. All necessary arrangements for facility relocation shall be made with PLD.

Provided, that all satisfactory arrangements are made with the necessary utility companies; and be it further

RESOLVED, That your Honorable Body authorize the acceptance of the following three described properties (A, B and C) owned by the City of Detroit, Michigan and under the jurisdiction of the Detroit Regional Convention Facility:

DEDICATION AREA "A"

Land in the City of Detroit, Wayne County, Michigan, being a part of a portion of Vacated Woodbridge Street, (50 feet wide); also a part of "Conant's Exchange" and "J.S. Roby Claim" of part of Section 3 of the

Governor and Judges Plan of the City of Detroit, as recorded in Liber 34, Page 548 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South $59^{\circ}51'24''$ West 120.91 feet;

Thence South $30^{\circ}09'42''$ East 60.00 feet to the south line of said Congress Street;

Thence along said south line North $59^{\circ}51'24''$ East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South $30^{\circ}09'06''$ East 731.29 feet to the south line of Jefferson Avenue (210 feet wide) extended;

Thence along said south line North $59^{\circ}50'26''$ East 318.52 feet to a point of curvature;

Thence along a non-tangent curve to the right 36.07 feet, said curve having a radius of 32.00 feet, a central angle of $64^{\circ}35'08''$ and a long chord bearing South $65^{\circ}11'10''$ East 34.19 feet to a point of reverse curvature; thence along a curve to the left 13.35 feet, said curve having a radius of 103.00 feet, a central angle of $07^{\circ}25'37''$ and a long chord bearing South $36^{\circ}36'22''$ East 13.34 feet to the POINT OF BEGINNING;

Thence continuing along said curve to the left 76.61 feet said curve having a radius of 103 feet, a central angle of $42^{\circ}37'45''$ and a long chord bearing South $61^{\circ}37'45''$ East 74.86 feet to a point of reverse curvature; Thence along said curve to the right 21.54 feet, said curve having a radius of 22.00 feet, a central angle of $56^{\circ}06'14''$ and a long chord bearing South $54^{\circ}53'09''$ East 20.69 feet;

Thence South $26^{\circ}50'02''$ East 30.94 feet; Thence South $56^{\circ}39'35''$ West 10.47 feet; Thence South $30^{\circ}09'34''$ East 100.34 feet; Thence South $73^{\circ}41'12''$ West 25.38 feet; Thence North $70^{\circ}13'33''$ West 105.69 feet; Thence North $30^{\circ}13'33''$ West 127.48 feet; Thence North $59^{\circ}50'26''$ East 57.34 feet to the POINT OF BEGINNING. Containing 0.363 acre (15,810.44 sq. ft.) of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

DEDICATION AREA "B"

Land in the City of Detroit, Wayne County, Michigan, being a part of Shelby Street (46.70 feet wide) vacated by action of Common Council on June 10, 1958, J.C.C. Page 1224; also a part of vacated Woodbridge Street (50 feet wide); also a part of "Conant's Exchange", of part of Section 3 of the Governor and Judges Plan of the City of Detroit, as recorded in Liber 34, Page 548 of Plats, Wayne County Records; also a part of Lot A, of 'Plat of the Jones Property Known as the Beard and Greely Claims, Section 3, Governor and Judges Plan of the City of Detroit', as recorded in Liber 1, Page 290 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South $59^{\circ}51'24''$ West 120.91 feet;

Thence South $30^{\circ}09'42''$ East 60.00 feet to the south line of said Congress Street;

Thence along said south line North $59^{\circ}51'24''$ East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South $30^{\circ}09'06''$ East 808.54 feet to the south line of said Washington Boulevard;

Thence partially along said south line of Washington Boulevard and also the south line of Civic Center Drive (variable width) as established by City Council, J.C.C. 1972, Page 2320 North 59°50'26" East 339.46 feet to a point of curvature;

Thence continuing along said south line of Civic Center Drive on a tangent curve to the right 15.51 feet, said curve having a radius of 56.17 feet, a central angle of 15°49'26", and a long chord bearing North 67°45'10" East 15.46 feet to the POINT OF BEGINNING;

Thence continuing along said south line the following two (2) courses:

(1) along a tangent curve to the right 72.72 feet, said curve having a radius of 56.17 feet, a central angle of 74°10'34", and a long chord bearing South 67°14'51" East 67.75 feet,

And (2) South 30°09'34" East 56.58 feet;

Thence partially along the north line of Civic Center Drive as established by the City Council at session of June 14, 2011, South 59°50'28" West 20.50 feet;

Thence North 30°08'58" West 34.63 feet;

Thence North 56°39'36" East 10.47 feet;

Thence North 26°50'02" West 30.94 feet to a point of curvature;

Thence along a tangent curve to the left 21.54 feet, said curve having a radius of 22.00 feet, a central angle of 56°06'14", and a long chord bearing North 54°53'09" West 20.69 feet to a point of reverse curvature;

Thence along a tangent curve to the right 35.32 feet, said curve having a radius of 103.00 feet, a central angle of 19°38'58", and a long chord bearing North 73°06'47" West 35.15 feet to the POINT OF BEGINNING. Containing 1400.44 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

DEDICATION AREA "C"

Land in the City of Detroit, Wayne County, Michigan, being a part of the "J.S. Roby Claim", of part of "Section 3 of the Governor and Judges Plan of the City of Detroit", as recorded in Liber 34, Page 548 of Plats, Wayne County Records; also a part of Lot A, of 'Plat of the Jones Property Known as the Beard and Greely Claims, Section 3, Governor and Judges Plan of the City of Detroit', as recorded in Liber 1, Page 290 of Plats, Wayne County Records; being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South 59°51'24" West 120.91 feet;

Thence South 30°09'42" East 60.00 feet to the south line of said Congress Street;

Thence along said south line North 59°51'24" East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South 30°09'06" East 808.54 feet to the south line of said Washington Boulevard;

Thence partially along said south line of Washington Boulevard and also the south line of Civic Center Drive (variable width) as established by City Council, J.C.C. 1972, Page 2320 North 59°50'26" East 339.46 feet to a point of curvature;

Thence continuing along said south line of Civic Center Drive on a tangent curve to the right 88.23 feet, said curve having a radius of 56.17 feet, a central angle of 90°00'00", and a long chord bearing South 75°09'34" East 79.44 feet;

Thence continuing along said south line South 30°09'34" East 56.58 feet;

Thence along the north and west line of Civic Center Drive as established by the City Council at session of June 14, 2011, the following three (3) courses:

(1) South 59°50'28" West 20.50 feet,
And (2) South 30°09'42" East 164.29 feet to a point of curvature,
And (3) along a tangent curve to the right 7.69 feet, said curve having a radius of 91.65 feet, a central angle of 04°48'36", and a long chord bearing South 27°45'14" East 7.69 feet to the POINT OF BEGINNING;
Thence along the west and north line of said Civic Center Drive the following four (4) courses:
(1) along a tangent curve to the right 51.23 feet, said curve having a radius of 91.65 feet, a central angle of 32°01'41", and a long chord bearing South 09°20'05" East 50.57 feet,
And (2) South 06°40'45" West 55.35 feet to a point of curvature,
And (3) along a tangent curve to the left 72.38 feet, said curve having a radius of 174.00 feet, a central angle of 23°49'55", and a long chord bearing South 05°14'12" East 71.85 feet to a point of curvature,
And (4) along a non-tangent curve to the right 8.51 feet, said curve having a radius of 590.00 feet, a central angle of 00°49'36", and a long chord bearing South 61°35'35" West 8.51 feet;
Thence North 32°58'55" West 1.58 feet to a point of curvature;
Thence along a non-tangent curve to the left 10.68 feet, said curve having a radius of 9.81 feet, a central angle of 62°22'22", and a long chord bearing North 26°04'29" East 10.16 feet to a point of curvature;
Thence along a non-tangent curve to the right 30.35 feet, said curve having a radius of 329.51 feet, a central angle of 05°16'38", and a long chord bearing North 09°04'04" West 30.34 feet;
Thence North 23°24'30" West 28.23 feet;
Thence North 06°34'08" East 72.83 feet to a point of curvature;
Thence along a tangent curve to the left 17.34 feet, said curve having a radius of 51.00 feet, a central angle of 19°28'56", and a long chord bearing North 03°15'15" West 17.26 feet to a point of reverse curvature;
Thence along a tangent curve to the right 11.90 feet, said curve having a radius of 23.00 feet, a central angle of 29°38'17", and a long chord bearing North 01°49'26" East 11.77 feet;
Thence North 16°38'34" East 13.38 feet to the POINT OF BEGINNING. Containing 1536.02 square feet of land, more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

Provided, that the petitioner shall design and construct the proposed Civic Center Drive as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW specifications; and further

Provided, that the entire work is to be performed in accordance with plans and specifications approved by CED and constructed under the inspection and approval of CED; and further

Provided, that the entire cost of the proposed Civic Center Drive construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided, that proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division – DPW; and

Be It Also RESOLVED,

That the City of Detroit does hereby grant to Detroit Regional Convention Facility/Cobo Center An encroachment easement for an underground parking structure, an elevated deck, and a future roof structure over Civic Center Drive, City of Detroit, Wayne County Michigan being described as:

Commencing at the intersection of the west line of First Street (60 feet wide) with the north line of Congress Street (60 feet wide), said point also being the southeast corner of Lot 12 of Block 13 of "Map of the Western Addition to the City of Detroit as Surveyed into Lots by John Mullett, Surveyor", as recorded in Liber 7, Page 164 of City Records, Wayne County Records;

Thence along said north line of Congress Street South $59^{\circ}51'24''$ West 120.91 feet;

Thence South $30^{\circ}09'42''$ East 60.00 feet to the south line of said Congress Street;

Thence along said south line North $59^{\circ}51'24''$ East 754.29 feet to the west line of Washington Boulevard extended as established by City Council at session of June 14, 2011 (variable width);

Thence along said west line South $30^{\circ}09'06''$ East 731.29 feet to the south line of Jefferson Avenue (210 feet wide) extended;

Thence along said south line North $59^{\circ}50'26''$ East 431.24 feet; Thence South $30^{\circ}09'34''$ East 118.87 feet to a point on the easterly line of Civic Center Drive (variable width) said point also being the POINT OF BEGINNING; Thence continuing along said Civic Center Drive South $30^{\circ}09'34''$ East 36.50 feet; Thence South $59^{\circ}50'26''$ West 88.05 feet; Thence South $24^{\circ}41'06''$ East 77.20 feet to the westerly line of Civic Center Drive; Thence along said westerly line North $70^{\circ}13'33''$ West 82.93 feet; Thence continuing along said westerly line North $30^{\circ}13'33''$ West 127.48 feet to the northerly line of Civic Center Drive; Thence along said northerly line North $59^{\circ}50'26''$ East 58.36 feet to a point on a curve on the easterly line of Civic Center Drive; Thence along said curve to the right 126.49 feet, said curve having a radius of 85.66 feet, a central angle of $84^{\circ}36'25''$ and a long chord bearing South $77^{\circ}51'21''$ East 115.31 feet to the POINT OF BEGINNING, containing 0.416 acre (18,134.85 sq. ft.) of land more or less. Subject to any easements or restrictions recorded or unrecorded, if any.

Provided, The maintenance of the encroachments shall be subject to the rules, regulations, permits and annual inspection of the Building, Safety Engineering and Environmental Department as required by the Building Code. Also the maintenance of the public street (Civic Center Drive) above and below the encroachments shall be according to the permits, specifications, and inspection of the Department of Public Works – City Engineering Division as required by Detroit Code Section 50-4-24; and further

Provided, The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities within the public rights-of-way; and further

Provided, By approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all time, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

Provided, That all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours notice shall also be provided in

accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

Provided, That construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

Provided, That if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

Provided, That the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

Provided, That if at any time in the future the petitioner shall request removal and/or relocation of DWSD's facilities in the right-of-way being encroached upon the petitioner agrees to pay all costs for such removal and/or relocation; and be it further

Provided, That the contractor call MISS DIG 72 hours prior to starting any underground construction where they plan the underground encroachment; and be it further

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Detroit Regional Convention Facility/Cobo Center; and further

Provided, That all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Detroit Regional Convention Facility/Cobo Center or its assigns. Should damages to utilities occur, Detroit Regional Convention Facility/Cobo Center or its assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

Provided, That Detroit Regional Convention Facility/Cobo Center shall file with the Finance Department and/or City Engineering Division – DPW an indemnity in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance by Detroit Regional Convention Facility/Cobo Center of the terms thereof. Further, Detroit Regional Convention Facility/Cobo Center shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the proposed encroachments; and further

Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the

public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

Provided, That said permits issued by the Department of Public Works – City Engineering Division and/or Building, Safety Engineering and Environmental Department are granted with the distinct understanding that in the event that the City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies (governing the maintenance of encroachments within the public rights-of-way) are amended to provide for the levying thereafter, of a fee, charge, or rental, to be hereinafter determined upon, for the occupancy of the public streets, alleys or other public places, that the permittee will pay said fee, charge, or rental provided for in said City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies; also said permittee does hereby bind itself thereunto, and to accept said permits on the conditions hereby imposed, and in the event said permittee shall contest the validity of said City Charter, or Detroit Code(s), or ordinances, or resolution(s), or City policies of said fee, charge or rental, or upon refusal to pay same, these permits shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the City Council, and Detroit Regional Convention Facility/Cobo Center acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, That the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and further

Provided, The filing of the Indemnity Agreement and the securing of the necessary permit(s) referred to herein shall be construed as acceptance of this resolution by the permittee; and further

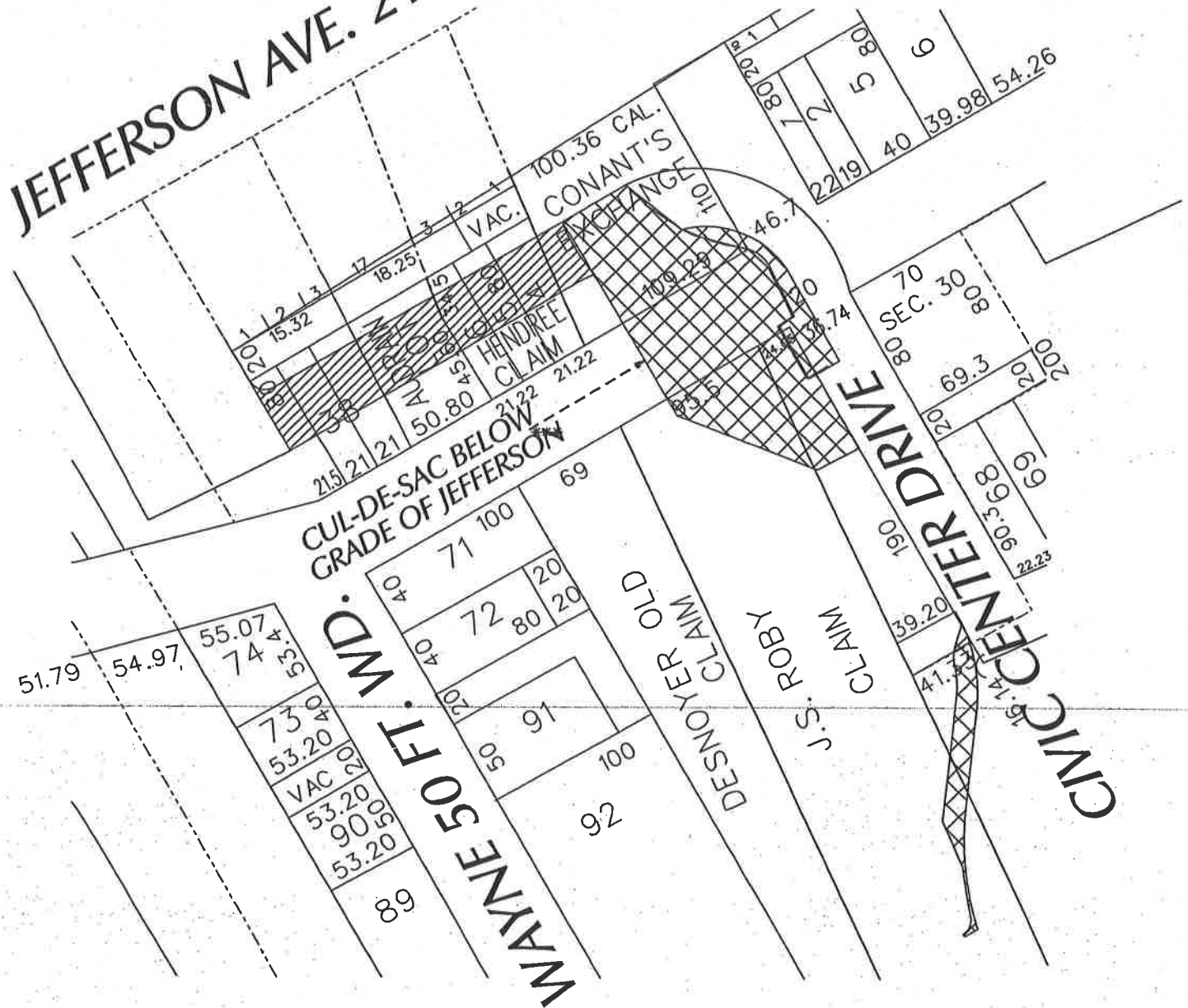
Provided, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.



PETITION NO. 2549
 SDG
 615 GRISWOLD
 SUITE 103
 DETROIT, MICHIGAN 48226
 PHONE NO. 313 961 9000 EXT. 109
 C/O GEOFFREY HARRISON

REVISED!
 PHASE 1



JEFFERSON AVE. 210 FT. WD.



-  - AREA OF OUTRIGHT VACATION
-  - AREA OF DEDICATION

(FOR OFFICE USE ONLY)

CARTO 28 E

B				
A	V & D CHANGED	JK	5/14/14	
	DESCRIPTION	DRWN	CHKD	APPD DATE
	REVISIONS			
	DRAWN BY	CHECKED		
	KSM			
	DATE	APPROVED		
	11-14-12			

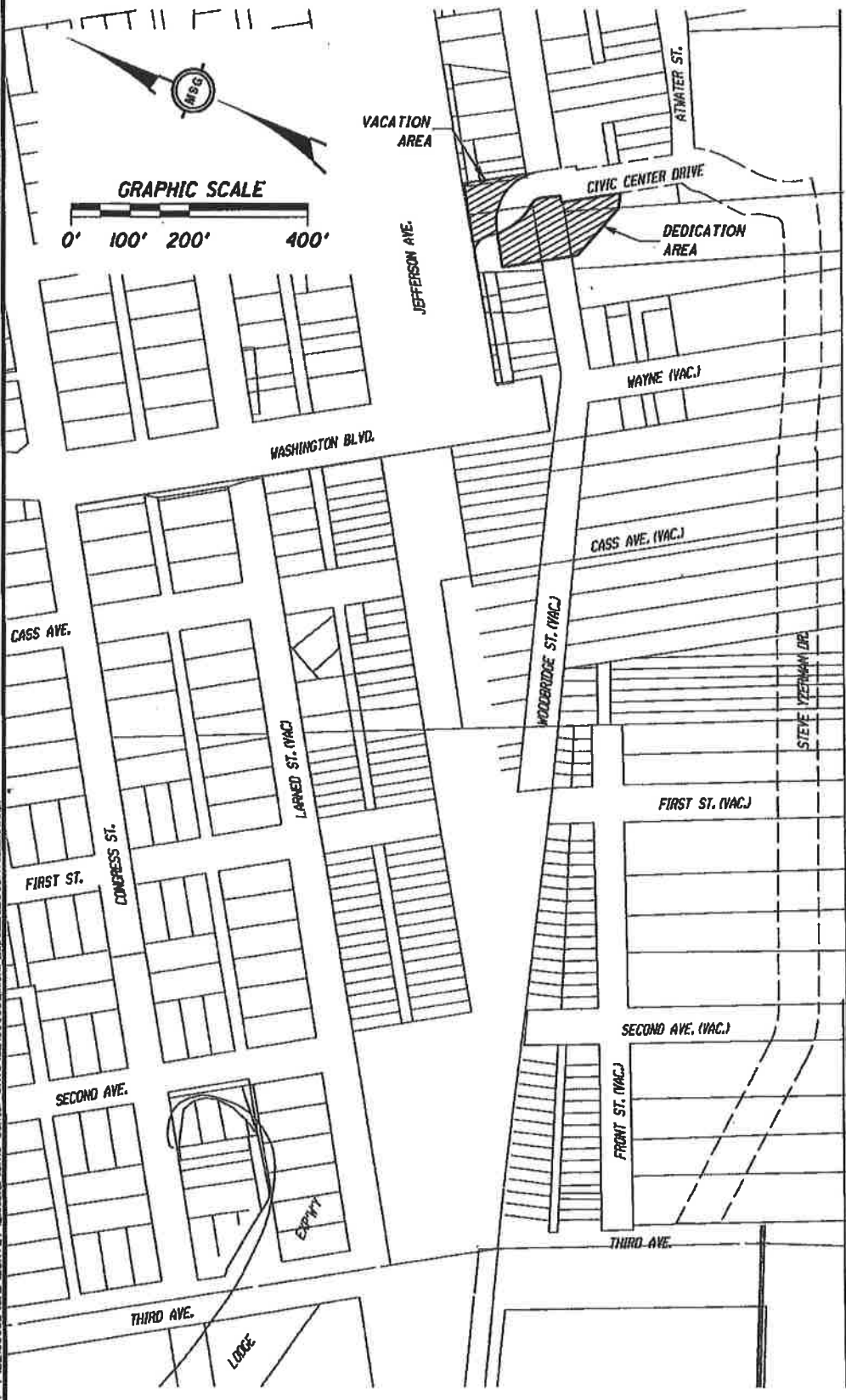
REQUEST OUTRIGHT VACATION
 AND DEDICATION FOR
 WIDENING AND CUL-DE-SAC
 OF CIVIC CENTER DRIVE

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X2549.dgn

CIVIC CENTER DRIVE DEDICATION AND VACATION AREAS

12/19/2013 04:44:16 PM

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65 CADILLAC SQUARE
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