

**City of Detroit**  
OFFICE OF THE CITY CLERK

Janice M. Winfrey  
City Clerk

Vivian A. Hudson  
Deputy City Clerk

**DEPARTMENTAL REFERENCE COMMUNICATION**

*Monday, November 19, 2012*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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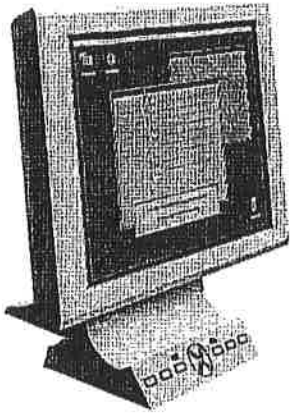
The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

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PUBLIC WORKS DEPARTMENT    PLANNING AND DEVELOPMENT DEPARTMENT

**2614**    *Sunshine, Ltd., Sunshine, Ltd. Word Processing Specialist request to temporarily close Berden Ave. between Radnor Ave. and Balduck Memorial Park due to problems in the area of 6100 Radnor.*



SunShine Ltd.  
Word Processing Specialist  
6100 Radnor  
Detroit, MI 48224  
Telephone (313) 575-3866  
E-mail Address : [C6100@hotmail.com](mailto:C6100@hotmail.com)

November 16, 2012

City of Detroit City Council  
200 Coleman A. Young Municipal Center  
Detroit, MI 48226

NOV 16 2012

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Re: Petition of SunShine Ltd. Word Processing Specialist (#3955), Relative to  
Problems in the Area of 6100 Radnor by Temporarily Closing Berden Street, etc.

Dear Sir/Madam:

This letter is an application to renew the above petition which was originally granted and adopted on April 24, 2002. I understand that the closure is temporary and that the petition has to be renewed every five years. The resolution was renewed in 2008. I am requesting that the closure is renewed. Attached please find supporting documentation received from the Engineering Division.

Should you need anything further, please do not hesitate to contact me directly at (313) 575-3866. Thank you for your time and consideration.

Very truly yours,

SUNSHINE LTD.

A handwritten signature in cursive script that reads "Carol Cook".

Carol D. Cook  
President

April 30, 2008

Honorable City Council:

RE: Petition 1563 – SunShine Ltd. Word Processing Specialist, for renewal of the temporary closure of Berden Avenue between Radnor Avenue and Balduck Memorial Park.

Petition No. 1563 of “SunShine Ltd. Word Processing Specialist” request the renewal of the temporary closing (previously adopted by City Council April 24, 2002 – J.C.C. Pgs. 1140-43) of Berden Avenue, 60 feet wide, between Radnor Avenue, 60 feet wide, and Balduct Memorial Park, to continue to abate the nuisance conditions in said area.

The request was approved by the Traffic Engineering Division – DPW and the Planning and Development Department. This Petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The Traffic Engineering Division – DPW (TED) requires that the petitioner contact the Operations Section of TED for deploying proper signage and barricades, if necessary.

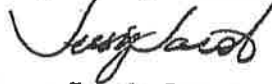
The Recreation Department and/or General Services, the Water and Sewerage Department, AT&T Telecommunications, Comcast Cablevision, Detroit Edison, and the Fire Department (all) continue to require unimpeded access to service the public and/or their existing facilities. Any fence and gate installation must provide 13 feet horizontal and 15 feet vertical clearance for utility maintenance vehicles.

Any fence and gate installation must be installed in such a manner to only limit vehicular traffic and the sidewalk must be left unimpeded by any obstructions.

All other 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.

An appropriate resolution, containing the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,



Jessy Jacob, Interim City Engineer  
City Engineering Division – DPW

Cc: Alfred Jordan, 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 “Sunshine Ltd. Word Processing Specialist” at 6100 Radnor Avenue, Detroit, Michigan 48224, in care of Carol Cook (owner) to close part of Berden Avenue, 60 feet, east of Radnor Avenue, described as lying Southerly of and abutting the South line of Lot 27 and lying Northerly of and abutting the North line of Lot 28 of “Leonard – Hillger Land Company Subdivision” of a part of Lots 16, 17 and 18 of Plat Private Claim 300, prepared for the heirs of Oliver Rivard, Dec’d and recorded in Liber 221, Page 332 of Deeds, Grosse Pointe and Gratiot Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 41 Page 77 Plats, Wayne County Records; on a temporary basis (for a period of Five (5) years) to expire on May 31, 2013;

PROVIDED, That the permit shall be issued after the City Clerk has recorded a certified copy of the resolution with Wayne County Register of Deeds; and

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 street closing; 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, 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

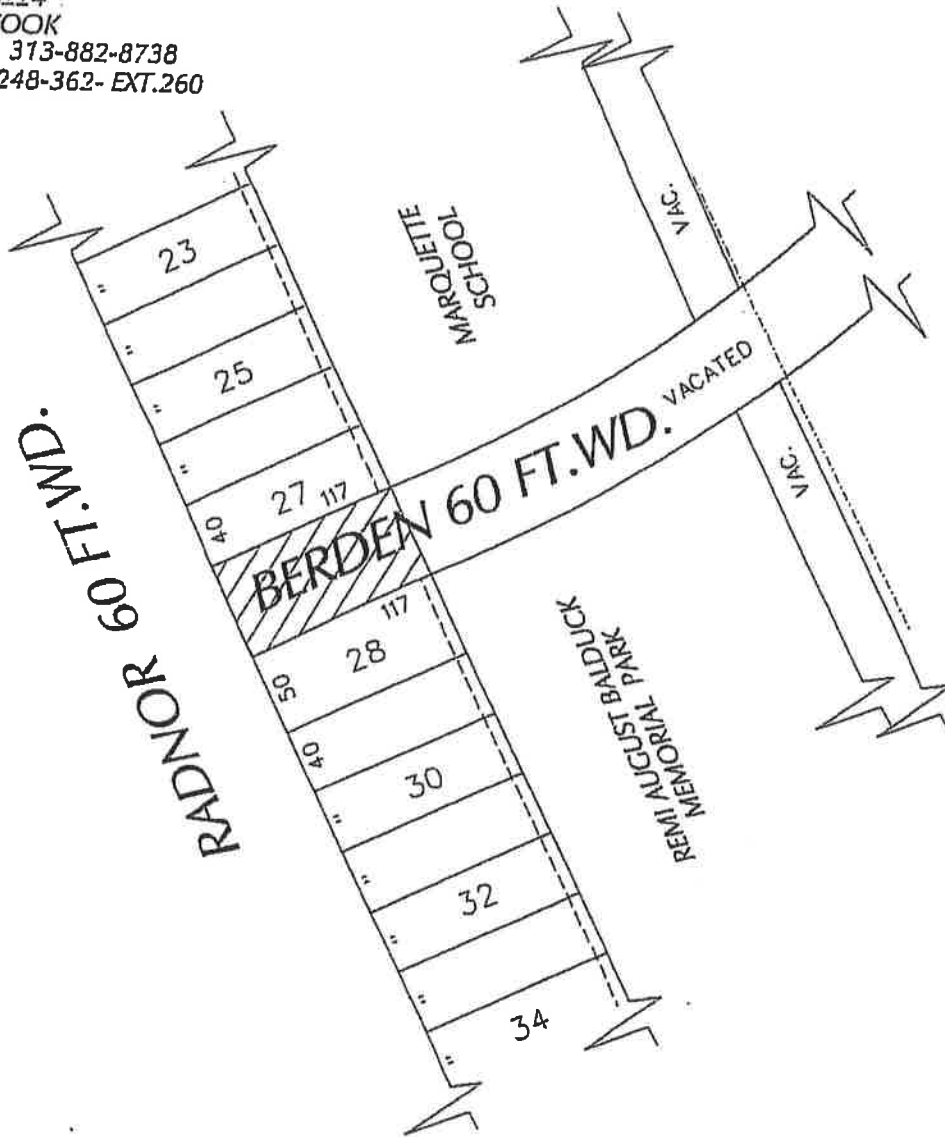
PROVIDED, The petitioner's fence, gate and barricade installations shall provide 13 feet horizontal and 15 feet vertical clearance(s) for utility maintenance vehicles and must only be installed in such a way to not prohibit pedestrian traffic within the sidewalk space; and

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. 1563  
 SUNSHINE LTD., WORD PROCESSING SPECIALISTS  
 6100 RADNOR  
 DETROIT, MI 48224  
 c/o CAROL D. COOK  
 PHONE NO. 313-882-8738  
 WORK NO. 248-362-EXT.260



 -TEMPORARY CLOSING

CARTO 106-F  
 LAND CO'S SUB'N

(FOR OFFICE USE ONLY)

B										REQUEST TEMPORARY CLOSURE OF THE REMAINING PORTION OF BERDEN AVE., 60 FT. WD., EAST OF RADNOR. AVE	<b>CITY OF DETROIT</b> CITY ENGINEERING DEPARTMENT SURVEY BUREAU		
A												JOB NO. 01-01	
DESCRIPTION		DRWN	CHKD	APPD	DATE							DRWG. NO. x1563.dgn	
DRAWN BY NP		REVISIONS											
DATE 5/30/07		CHECKED											
		APPROVED											

**RESOLUTION ADOPTED BY THE DETROIT CITY COUNCIL ON  
WEDNESDAY, APRIL 24, 2002**

**TAKEN FROM THE DETROIT LEGAL NEWS OF  
MONDAY, APRIL 29, 2002**

Department of Public Works  
City Engineering Division  
April 2, 2002

Honorable City Council:  
Re: Petition No. 3955 -- Sunshine Ltd.  
Word Processing Specialist, relative  
to problems in the area of 6100  
Radnor.

Petition No. 3955 of "Sunshine Ltd.  
Word Processing Specialist" at 6100  
Radnor, Detroit, Michigan 48224, in care of Carol Cook (owner), request that the  
City investigate the closing of Berden  
Avenue, 60 feet wide, between Radnor  
Avenue and Baldick Memorial Park, in  
order to abate alleged nuisance conditions.

The request was approved by the  
Planning and Development Department  
and the Solid Waste Division -- DPW, and  
the Traffic Engineering Division -- DPW  
with certain restrictions. The petition was  
referred to the City Engineering Division  
-- DPW for investigation (utility review)  
and report. This is our report:

The Detroit City Council on March 3,  
1970, J.C.C. Pgs. 448-449, adopted a policy  
for processing street and alley-closing  
requests intended to abate nuisances  
rather than to consolidate property. The  
policy mentions that "Trafficways in the  
City of Detroit provide access to land uses  
as well as paths of movements for both  
pedestrian and vehicular traffic". In the  
case of this petition the trafficway in question  
is being used, in part, to access  
Baldick Park and Marquette Elementary  
School property as well as the garages at  
6100 Radnor (petitioner) and 6016  
Radnor. However, this street is occasioned  
by problems associated with this  
traffic.

The City Engineering Division (CED)  
has followed the steps of the City Council  
Policy as adopted. Therefore, CED is recommending  
that the street in question be  
closed on a temporary basis for a period  
of five (5) years, subject to the terms of  
the attached resolution. If this closing is  
continued for the five- (5) year period, the  
City Council may (upon written request  
and if the circumstances justify accordingly)  
grant an extension.

The Traffic Engineering Division --  
DPW (TED) also requires that the petitioner  
contact the Operations Section of  
TED for deploying proper signage and  
barricades prior to actual closure.

The Recreation Department, the  
Detroit Water and Sewerage Department  
Ameritech/Michigan Bell Telephone  
Company, Comcast Cablevision, Detroit  
Edison Company and the Fire  
Department (all) will require unimpeded  
access to service the public and/or their  
existing facilities. Any fence and gate  
installation must provide 13 feet horizontal  
and 15 feet vertical clearance(s) for  
utility maintenance vehicles.

Any fence and gate installation must be  
installed in such a manner to only limit  
vehicular traffic and the sidewalks must  
be left unimpeded by any obstructions.

All other 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.

An appropriate resolution, containing  
the necessary conditions, is attached for  
consideration by your Honorable Body.

Respectfully submitted,

By Council Member Collins:

The City Engineering Division -- DPW  
is hereby authorized and directed to issue  
permits to "Sunshine Ltd. Word  
Processing Specialist" at 6100 Radnor,  
Detroit, Michigan 48224, in care of Carol  
Cook (owner) to close part of Berden  
Avenue, 60 feet wide, east of Radnor  
Avenue, described as lying southerly of  
and abutting the south line of Lot 27 and  
lying northerly of and adjacent to the  
north side of Lot 28 of "Leonard -- Hillger  
Land Co. Subdivision" of a part of Lots 16,  
17, & 18 of Plat of Private Claim 300, prepared  
for the heirs of Oliver Rivard, Dec'd and  
recorded in Liber 221, Page 332 of  
Deeds, Grosse Pointe & Grafton Twp.,  
Wayne Co., Michigan, as recorded in  
Liber 41, Page 77 Plats, Wayne County  
Records; on a temporary basis (for a  
period of five (5) years) to expire on May  
1, 2007;

Provided, That the petitioner shall file  
with the Finance Department 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 street closing; and

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

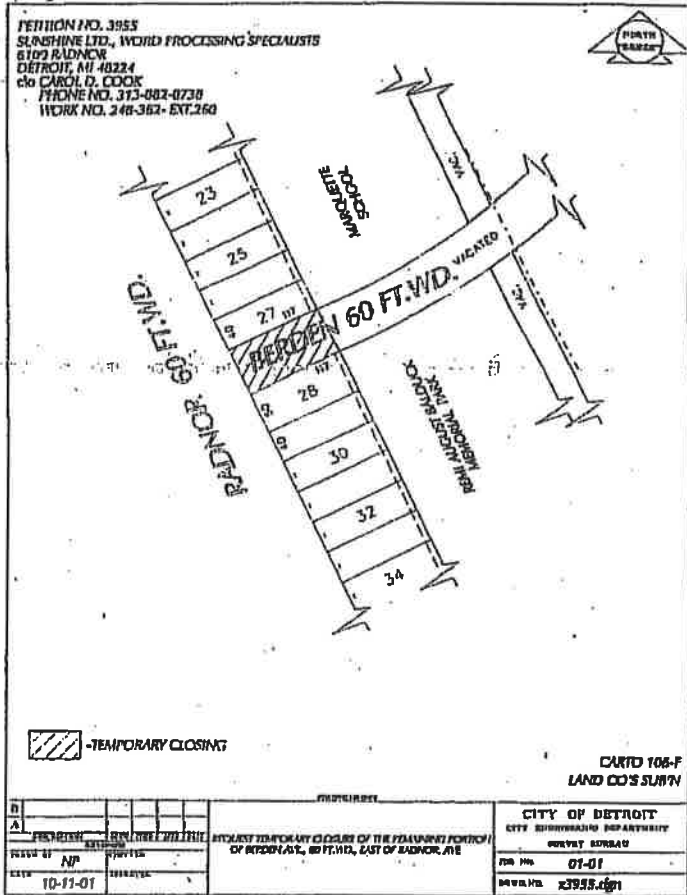
Provided, No buildings or other structures  
of any nature whatsoever (except  
necessary line fence), shall be constructed  
on or over the street. The petitioner  
shall observe the rules and regulations of  
the City Engineering Division -- DPW.  
The City of Detroit retains all rights and  
interests in the temporarily closed public  
street. The City and all utility companies  
retain their rights to service, inspect,  
maintain, repair, install, remove or replace  
utilities in the temporarily closed public  
street. 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 and gate 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 street. 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 and  
gate installation shall provide 13 feet horizontal  
and 15 feet vertical clearance(s) for  
utility maintenance vehicles and must  
only be installed in such a way to not  
prohibit pedestrian traffic within the sidewalk



Adopted as follows:  
Yeas -- Council Members Bates, K.  
Cockrel, Jr., S. Cockrel, Collins, McPhail,  
Scott, Tinsley-Talabi, and President  
Mihalley -- 8.  
Nays -- None.





May 6, 2013

Honorable City Council:

RE: Petition No. 2614 – Sunshine Ltd., Word Processing Specialist request to temporarily close Berden Avenue between Radnor Avenue, and Balduck Memorial Park.

Petition No. 2614 of “Sunshine Ltd., Word Processing Specialist whose address is 6100 Radnor Avenue, Detroit, Michigan 48224 c/o Carol D. Cook request for the renewal of the temporary closure (previously adopted on June 10, 2008 JCC pages 1501-3) of Berden Avenue, 60 feet wide, between Radnor Avenue, 60 feet wide, and Balduck Memorial Park, to continue to abate the nuisance conditions in said area.

The last petition (#1563) to temporarily close the referenced public street was granted by City Council on June 10, 2008 JCC pages 1501-3. This petition will expire on May 31, 2013.

The petition was referred to the City Engineering Division – DPW for preparation of a renewal temporary street closing resolution, extending 5 more years; subject to the customary provisions governing a temporary public street closing, and any other provisions/conditions set by Traffic Engineering Division – DPW for the temporary closure of said street.

There is an appropriate resolution, containing the necessary conditions, attached for consideration by your Honorable Body.

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 \_\_\_\_\_

Whereas, Two petitions to temporarily close Berden Avenue, 60 feet wide, between Radnor Avenue, 60 feet wide, and Balduct Memorial Park have been previously granted by City Council: Petition No. 3955 on April 24, 2002 JCC pages 1140-43; Petition 1563 on June 10 2008 JCC pages 1501-03;

Whereas, the last temporary closing renewal expires on May 31, 2013 and the petitioner has requested a further extension (Petition No. 2614; referred to the City Engineering Division – DPW); and

Whereas, the Petitioner/abutting property owner(s) is hereby held to the same conditions and provisions set in the previously granted Council resolutions; therefore be it

RESOLVED, THAT The City Engineering Division – DPW is hereby authorized and directed to issue permits to “Sunshine Ltd. Word Processing Specialist” at 6100 Radnor Avenue, Detroit, Michigan 48224, in care of Carol Cook (owner) to close part of Berden Avenue, 60 feet, east of Radnor Avenue, described as lying Southerly of and abutting the South line of Lot 27 and lying Northerly of and abutting the North line of Lot 28 of “Leonard – Hillger Land Company Subdivision” of a part of Lots 16, 17 and 18 of Plat Private Claim 300, prepared for the heirs of Oliver Rivard, Dec’d and recorded in Liber 221, Page 332 of Deeds, Grosse Pointe and Gratiot Township (now City of Detroit) Wayne County, Michigan as recorded in Liber 41 Page 77 Plats, Wayne County Records; on a temporary basis (for a period of Five (5) years) to expire on June 1, 2018;

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, the property owned by the petitioner and adjoining the temporary public alley closing shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the alley; 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 must only be installed in such a way to not prohibit pedestrian traffic within the sidewalk space; 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, 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 temporary area is prohibited; and

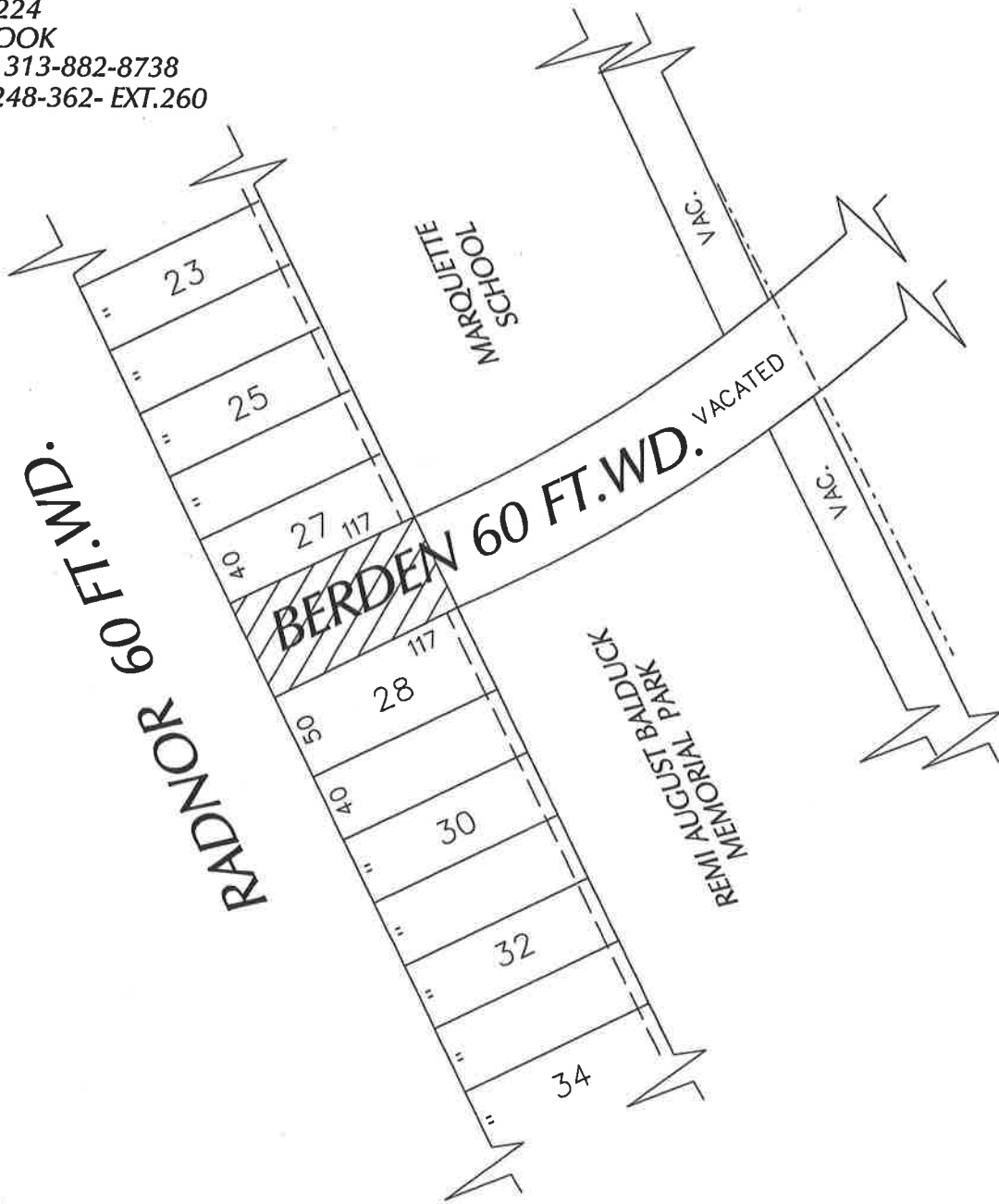
PROVIDED, that at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Division – DPW by the petitioner at the petitioner's expense; and

PROVIDED, 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. 2614  
 SUNSHINE LTD., WORD PROCESSING SPECIALISTS  
 6100 RADNOR  
 DETROIT, MI 48224  
 c/o CAROL D. COOK  
 PHONE NO. 313-882-8738  
 WORK NO. 248-362- EXT.260



-TEMPORARY CLOSING

CARTO 106-F  
 LAND CO'S SUB'N

(FOR OFFICE USE ONLY)

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	NP/KSM				CHECKED
DATE	3/21/13				APPROVED

REQUEST TEMPORARY CLOSURE OF THE REMAINING PORTION OF BERDEN AVE., 60 FT.WD., EAST OF RADNOR. AVE

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	x1563.dgn