

City of Detroit
OFFICE OF THE CITY CLERK

Janice M. Winfrey
City Clerk

Vivian A. Hudson
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Wednesday, November 20, 2013

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

3013 *Jewish Vocational Services Inc., request for renewal of the temporary closure of the northerly portion of the north-south public alley in the area of Woodward, John R., Willis and Canfield.*

3013



Realizing Life's Potential

S2

September 9, 2013

ROSE AND SIDNEY DIEM BUILDING
20500 Southfield Road, Southfield, Michigan 48076-2063
Phone: 248.559.5000 • FAX: 248.559.5145 • Email: info@jvsdet.org
JVSDET.ORG

2013 NOV 20 P 12

DETROIT
CITY CLERK

City of Detroit
Honorable City Council
Attn: City Clerk, Room 200
Coleman A. Young Municipal Center
Detroit, Michigan 48226

Re: Petition No. 2016 – Jewish Vocational Services Inc., for renewal of the temporary closure of the northerly portion of the north-south public alley in the area of Woodward, John R., Willis and Canfield.

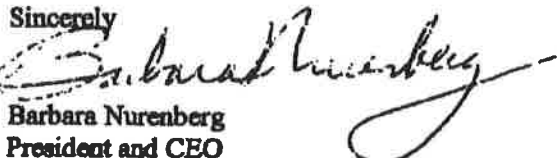
Honorable City Council:

Petition No. 2016 of "Jewish Vocational Services Inc.", requested the renewal of the temporary closing of the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, 120 feet side, John R. Street, 60 feet side, Canfield Avenue, 60 feet wide, and Willis Avenue, 100 feet wide. This was granted with an expiration date of February 2014.

Council granted the first temporary public alley closing (Petition No. 9104) on June 9, 1970 (J.C.C. Pgs. 1424-25). City Council approved other extension in 1973, 1976, 1980, 1987, 1993, 1998, and 2003. The last renewal in 2009 will expire in February 2014 and JVS requests an extension/renewal of this agreement until 2019.

Jewish Vocational Service (JVS) does hereby continue its acceptance of the terms and conditions of the City Council Resolution of February 2, 2009 granting Petition Number 2016, which authorizes the closing of an alley on the block bounded by Woodward, John R., Willis and Canfield. JVS agrees to comply with its requirements; and further, that pursuant to the terms of said Resolution, JVS does hereby agree to defend and save harmless the City of Detroit from any and all claims, damages and expenses which may be imposed upon, incurred by or asserted against the City by reason of the granting of said petition.

If you have any questions, please do not hesitate to contact Susan Earp at 248 233 4280, or via email at searp@jvsdet.org.

Sincerely

Barbara Nurenberg
President and CEO

BARBARA NURENBERG, PRESIDENT AND CEO & LEAH D. ROSENBAUM, EXECUTIVE VICE PRESIDENT AND COO

Founded in 1941 as Jewish Vocational Service



JVS is an Equal Opportunity Employer and Service Provider
Recipient of an Equal Opportunity Award from the U.S. Dept. of Justice
JVS is a 501(c)(3) Non-Profit Organization
Auxiliary and Support Services Available to Individuals with Disabilities upon request



Department of Public Works
City Engineering Division

January 13, 2004

Honorable City Council:

Re: Petition No. 2016 — Jewish

Vocational Services Inc., for renewal of the temporary closure of the northerly portion of the north-south public alley in the area of Woodward, John R., Willis and Canfield.

Petition No. 2016 of "Jewish Vocational Services Inc.", requests the renewal of the temporary closing of the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, 120 feet wide, John R. Street, 60 feet wide, Canfield Avenue, 60 feet wide, and Willis Avenue, 100 feet wide.

Council granted the first temporary public alley closing (Petition No. 9104) on June 9, 1970 (J.C.C. Pgs. 1424-25). City Council approved other extensions in 1973, 1976, 1980, 1987, 1993 and 1998. The last renewal (Petition No. 239) expired on May 1, 2003.

I am recommending adoption of the attached (renewal) resolution.

Respectfully submitted,
SUNDAY JAIYESIMI

City Engineer

City Engineering Division — DPW

By Council Member Bates:

Whereas, The following petitions to temporarily close the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, John R. Street, Willis and Canfield Avenue have been previously granted by City Council:

Petition No. 9104 on June 9, 1970 (J.C.C. Pgs. 1424-25)

Petition No. 6684 on July 17, 1973 (J.C.C. Pgs. 1880-81)

Petition No. 4156 on October 27, 1976 (J.C.C. Pg. 2187)

Petition No. 3982 on October 5, 1980 (J.C.C. Pg. 2507)

Petition No. 1492 on September 4, 1987 (J.C.C. Pgs. 1990-91)

Petition No. 2931 on March 31, 1993 (J.C.C. Pgs. 546-47)

Petition No. 239 on April 22, 1998 (J.C.C. Pgs. 901-02); and

Whereas, The last temporary closing renewal expired on May 1, 2003 and the petitioner requests a further extension (Petition No. 2016; referred to the City Engineering Division — DPW); and

Whereas, The petitioner complied with the terms, conditions, and restrictions of previously granted Council resolutions; therefore be it

Resolved, The City Engineering Division — DPW is hereby authorized and directed to issue permits to "Jewish Vocational Services, Inc." (a.k.a. "United Jewish Charities") to close the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, John R. Street, Canfield Avenue, and Willis Avenue lying Westerly of and abutting the West line of Lot 4; also lying Easterly of and abutting the East line of the north 50.38 feet of Lot

3, Lot 1, and Lot 2 (Park Lot 30) of "Fisher and Shearer's Subdivision of Park Lots 30 and 31," City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 15, Plats, Wayne County Records; on a temporary basis to expire on February 1, 2009;

Provided, 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 alley 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, The property owner 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, No building or other structure (except necessary line fence), shall be constructed on or over the alley. 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 alley. The city and all utility companies retain their rights to service, inspect, maintain, repair, install remove or replace utilities in the temporary closed public alley; Further the petitioner shall comply with all specific conditions

imposed to insure unimpeded 24 hour-per-day access to the city and utility companies; and

Provided, The petitioner's fence and gate installation(s) shall be subject to the review and approval of City Engineering Division — DPW (if necessary, in conjunction with Traffic Engineering Division — DPW, Buildings and Safety Engineering Department, and the Fire Marshal); and

Provided, This resolution does not permit the storage of materials, merchandise, or signs on any adjacent public sidewalk space (meaning the space between the lot line of the property and the street curb line) 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 caprice of the City Council without causes. 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 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.

Adopted as follows:

Yeas — Council Members Bates, K. Cockrel, Jr., S. Cockrel, Collins, Everett, McPhail, Tinsley-Talabi, Watson, and President Mahaffey — 9.

Nays — None.

JANUARY 21, 2004
J.C.C. Pgs. 222-24

**CONTINUATION OF WRITTEN ACCEPTANCE OF THE TERMS
AND CONDITIONS OF DETROIT CITY COUNCIL RESOLUTION**

RE PETITION NO. 2016, ADOPTED January 21, 2004

Jewish Vocational Service, a Michigan non-profit corporation (Permittee) whose address is 29699 Southfield Rd., Southfield, MI 48076, by and through Barbara Nurenberg, its President, does hereby continue its acceptance of the terms and conditions of the City Council Resolution of January 21, 2004 granting Petition Number 2016, which authorizes the closing of an alley on the block bounded by Woodward, John R, Willis and Canfield. Permittee agrees to comply with its requirements; and further, that pursuant to the terms of said Resolution, Permittee does hereby agree to defend and save harmless the City of Detroit from any and all claims, damages and expenses which may be imposed upon, incurred by or asserted against the City by reason of the granting of said petition.

Wherefore, we have hereunto set our hands on this 26th day of January, 2009.

Witnessed By:



Petitioner: Jewish Vocational Service,
a Michigan non-profit corporation

By:



Its: President

Approved as to form and execution:



Assistant Corporation Counsel

Date *2-2-2009*

State of Michigan)

County of Oakland)

On this 26 day of January, 2009, before me, a Notary Public in and for said County, appeared Barbara Nurenberg to me known personally, who being duly sworn, did say that she is the President of Jewish Vocational Service, and that the Continuation of Written Acceptance of the Terms and Conditions of the City Council Resolution Approving Petition No. 2016, was signed on behalf of said company.



Notary Public

SCOTT I. MIRKES
NOTARY PUBLIC, STATE OF MI
COUNTY OF OAKLAND
MY COMMISSION EXPIRES Sep 7, 2011
ACTING IN COUNTY OF Oakland



February 6, 2014

Honorable City Council:

RE: Petition No. 3013 – Jewish Vocational Services Inc., request for renewal of the temporary closure of the northerly portion of the north-south public alley in the area of Woodward, John R., Willis and Canfield

Petition No. 3013 of Jewish Vocational Services Inc., request the renewal of the temporary closing of the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, 120 feet wide, John R. Street, 60 feet wide, Canfield Avenue, 60 feet wide and Willis Avenue, 100 feet wide.

City Council granted the first temporary public alley closing on the subject alley on June 9, 1970 (JCC Pgs 1424-25). City Council has approved extensions and renewals of this temporary closing including January 21, 2004 (JCC Pgs 222-24).

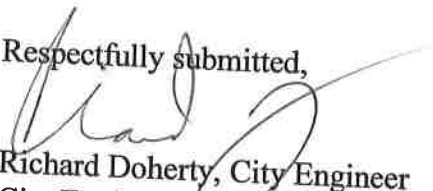
The petition was referred to the City Engineering Division – DPW for investigation (utility review) and report. This is our report.

All involved City departments and privately owned utility companies have reported no objections to the temporary closure of this alley, provided they have the right to ingress and egress at all times to their facilities.

Provisions protecting the rights of the utilities and the City are a part of this resolution.

I am recommending adoption of the attached (renewal) resolution.

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, The previous petitions to temporarily close the northerly portion of the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, John R. Street, Canfield Avenue and Willis Avenue have been granted by City Council.

Whereas, The petitioner complied with the terms, conditions and restrictions of the previously granted Council resolutions; therefore be it

RESOLVED, The City Engineering Division – DPW is hereby authorized and directed to issue a permit to Jewish Vocational Services Inc. to temporary close the north-south public alley, 15 feet wide, in the block bounded by Woodward Avenue, 120 feet wide, John R. Street, 60 feet wide, Canfield Avenue, 60 feet wide and Willis Avenue, 100 feet wide lying westerly of and abutting the West line of Lot 4; also lying easterly of and abutting the East line of Lots 1 and 2 and the north 50.38 feet of Lot 3 (Park Lot 30) of “Fisher and Shearer’s Subdivision of Park Lots 30 and 31” City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 15, Plats, Wayne County Records; on a temporary basis to expire March 1, 2019;

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 shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closing, and

PROVIDED, No buildings or other structures of any nature whatsoever (except necessary line fence), 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, 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 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, that 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, that this permit shall not be assigned or transferred without the written approval of the Detroit City Council; and further

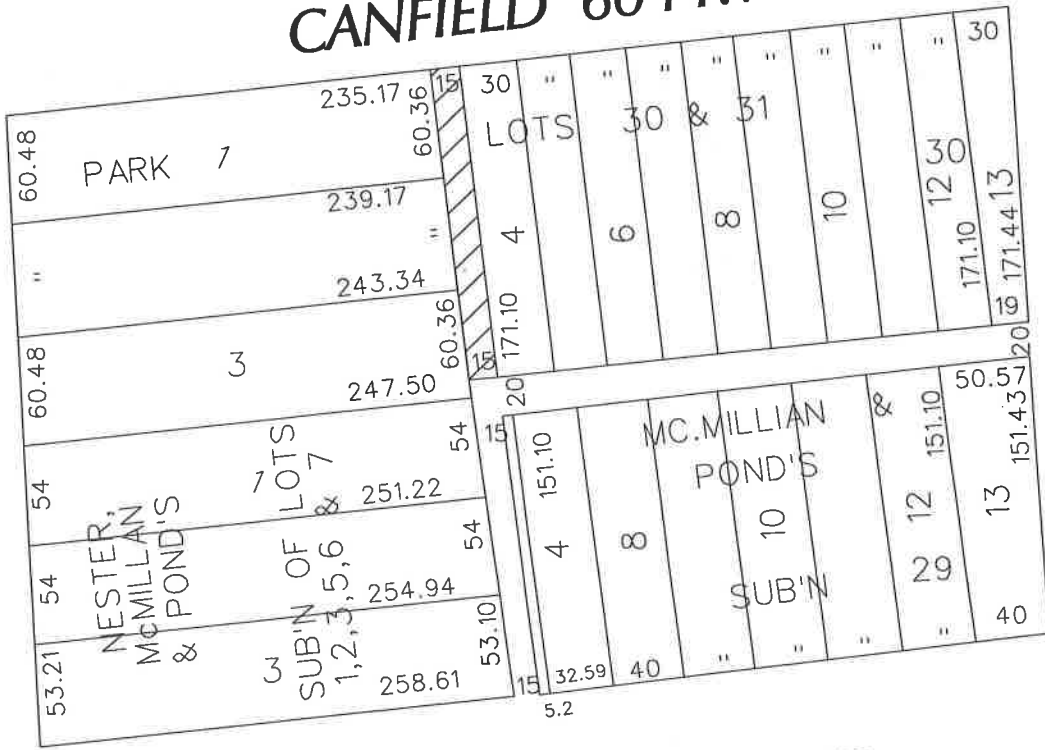
PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 3013
 JEWISH VOCATIONAL SERVICES INC.
 29699 SOUTHFIELD ROAD
 SOUTHFIELD, MI 48076
 c/o SUSAN EARP
 PHONE NO. 1-248-233-4280
 EMAIL SEARP@IVADET.ORG



WOODWARD 120 FT.WD.

CANFIELD 60 FT.WD.



JOHN R. 60 FT.WD.

WILLIS AVE. 100 FT.WD.

- TEMPORARY CLOSING

CARTO 30 F

(FOR OFFICE USE ONLY)

B											
A RENEWAL 2014				JK							
DESCRIPTION		DRWN	CHKD	APPD	DATE						
REVISIONS											
DRAWN BY NP				CHECKED							
DATE 1-6-04				APPROVED							
REQUESTED RENEWAL OF TEMPORARY CLOSURE OF THE PUBLIC ALLEY, 15 FT. WD., IN THE AREA OF WOODWARD, JOHN R., CANFIELD AND WILLIS.								CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU			
								JOB NO. 01-01			
								DRWG.NO. x3013.dgn			