

Transmission Report

Date/Time
Local ID 1

05-22-2014
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11:34:32 a.m.

Transmit Header Text
Local Name 1

Clerks Office

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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, May 22, 2014

No of Pages 2

FROM: Mr. Andre Gilbert II, Junior Assistant City Council Committee Clerk
SUBJECT: Petition #260, Marine Pollution Control, request for renewal of temporary closure of part of Pulaski Avenue between the south line of W. Jefferson Avenue and the Rouge River. (Related to Petition #1285)

FAX TO THE FOLLOWING DEPARTMENT(S):

Mr. Richard Doherty, City Engineer DPW - City Engineering Division (313) 224-1464

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138

Attachment

CITY ENGINEERING DIVISION - DPW
900 CADILLAC TOWER
DETROIT, MICHIGAN 48226-2873

RECEIVED MAY 27 2014

Total Pages Scanned : 9

Total Pages Confirmed : 0

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
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Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fall
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct

2/3

Janice M. Winfrey
City Clerk

City of Detroit
OFFICE OF THE CITY CLERK

Robin R. Underwood, CMC
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Thursday, May 22, 2014

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

260 *Marine Pollution Control, request for renewal of temporary closure of part of Pulaski Avenue between the south line of W. Jefferson Avenue and the Rouge River. (Related to Peititon #1285)*



MARINE POLLUTION CONTROL

8631 WEST JEFFERSON • DETROIT, MICHIGAN 48209-2691 • 313/849-2333 • FAX 313/849-1623

#260

May 15, 2014

The Honorable City Council
Attn: Office of the City Clerk
200 Coleman A. Young Municipal Center
Detroit, MI 48226

Re: Request for Renewal of Temporary Closure of a Public Street

Honorable Council Members:

On behalf of Marine Pollution Control Corporation located at 8631 W. Jefferson Ave. in the City of Detroit I would like to respectfully request an extension of the temporary closing of part of Pulaski Avenue, 50 feet wide, between the south line of W. Jefferson Avenue and the Rouge River.

This portion of Pulaski Avenue was formerly the foot of this street and has been closed continuously since at least the early 1970s prior to our company locating here. Directly across Jefferson Avenue Pulaski Avenue has been vacated since at least the 1980s when that portion was incorporated into the DWSD's Waste Water Treatment Plant and tertiary treatment ponds were constructed on it.

In light of these facts, if possible, we would like to request that the Council consider granting a permanent closure of this portion of Pulaski Avenue which actually no longer exists in the City of Detroit for close to 50 years.

Sincerely,

Charles G. Usher
President
Marine Pollution Control Corporation

20 MAY 14 3:23

--CITY CLERK--





CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

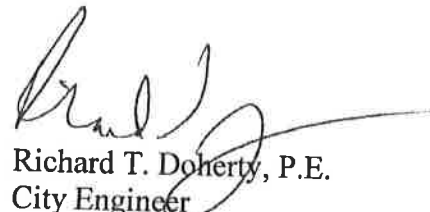
65 CADILLAC SQUARE, SUITE 900
DETROIT, MICHIGAN 48226
PHONE 313•224•3949
FAX 313•224•3471
WWW.DETROITMI.GOV

Date: April 29, 2014

Dear Petitioner, Marine Pollution Control
8631 W. Jefferson Ave
Detroit, Mi 48209

It has come to the attention of the City of Detroit, Department of Public Works, City Engineering Division (CED) that Petition No. 1285 approved on 7/31/1996 for a request for Temporary Closure of a certain right-of-way has expired. At this time CED is informing said property owner and/or petitioner that the temporary closure needs to be renewed by petitioning Detroit City Council or the street/alley needs to be re-opened immediately. If CED has not received any response to this notice within 30 days of the above date, CED will remove all structures and restore the right-of-way to CED's satisfactory condition at the expense of the property owner or petitioner per the approved resolution on file. If there are any questions please contact the Survey Bureau at 313-224-3970 from 8:00am to 4:00pm Monday through Friday for answers.

Sincerely,


Richard T. Doherty, P.E.
City Engineer
City of Detroit/DPW
Engineering Division

Department Of Public Works
City Engineering Division
July 25, 1996

Honorable City Council:
Re: Petition No. 1285 Marine Pollution Control Temporary Street Closing Extended part of Pulaski between W. Jefferson and the Rouge River
Petition No. 1285 of "Marine Pollution Control" requests an extension of the temporary closing of part of Pulaski Avenue, 50 feet wide, between the south line of W. Jefferson and the Rouge River.

The last petition (Petition No. 43) to temporarily close the public street was granted by Council on September 12, 1990 (J.C.C. pages 1901-02). This petition has expired (on July 1, 1995).

The petition was referred to the City Engineering Division — DPW by the City Planning Commission for preparation of a renewal temporary street closing resolution, extending 5 more years; subject to the customary provisions governing a temporary public street closing.

I am recommending adoption of the attached resolution.

Respectfully submitted
SUNDAY JAIYESIMI,
City Engineer

By Council Member Scott:

Whereas, The following petitions to temporarily close part of Pulaski Avenue, 50 feet wide, between the south line of W. Jefferson and the Rouge River have been previously granted by City Council:

Petition No. 2507 on December 10, 1975 (J.C.C. pages 2469-70);

Petition No. 2505 on May 2, 1984 (J.C.C. pages 801-02);

Petition No. 43 on September 12, 1990 (J.C.C. pages 1901-02);

Whereas, the last temporary closing renewal expired on July 1, 1995, and the petitioner has requested a further extension (Petition No. 1285; referred to the City Engineering Division — DPW by the City Planning Commission); and

Whereas, the petitioner has 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 permits to "Marine Pollution Control" to close part of Pulaski Avenue, 50 feet wide, between W. Jefferson and the Rouge River as platted in "Tait and Harbaugh's Addition to the Village of Delray of part of Private Claim 11 in rear of Private Claim 45, Springwells (Township)," City of Detroit, Wayne County, Michigan as recorded in Liber 11, Page 81, Plats, Wayne County Records; also as platted in the "Henry W. Skinner Subdivision of Lot C," City of Detroit, Wayne County, Michigan as recorded in Liber 25, Page 81, Plats, Wayne County Records; on a temporary basis to expire on September 1, 2001;

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 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, The property owned by the petitioner and adjoining the temporary

the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the street; and

PROVIDED, No building or other structure (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 insure unimpeded 24-hour-per-day access to the City and utility companies; 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

PROVIDED, All of the petitioner's public property fence and gate installation(s) 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, display of merchandise, or signs within the temporarily closed public street. Further, the placement 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 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 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 Cleveland, Cockral, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams and President Mahaffay — 9.

Nays — None.

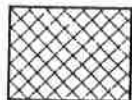
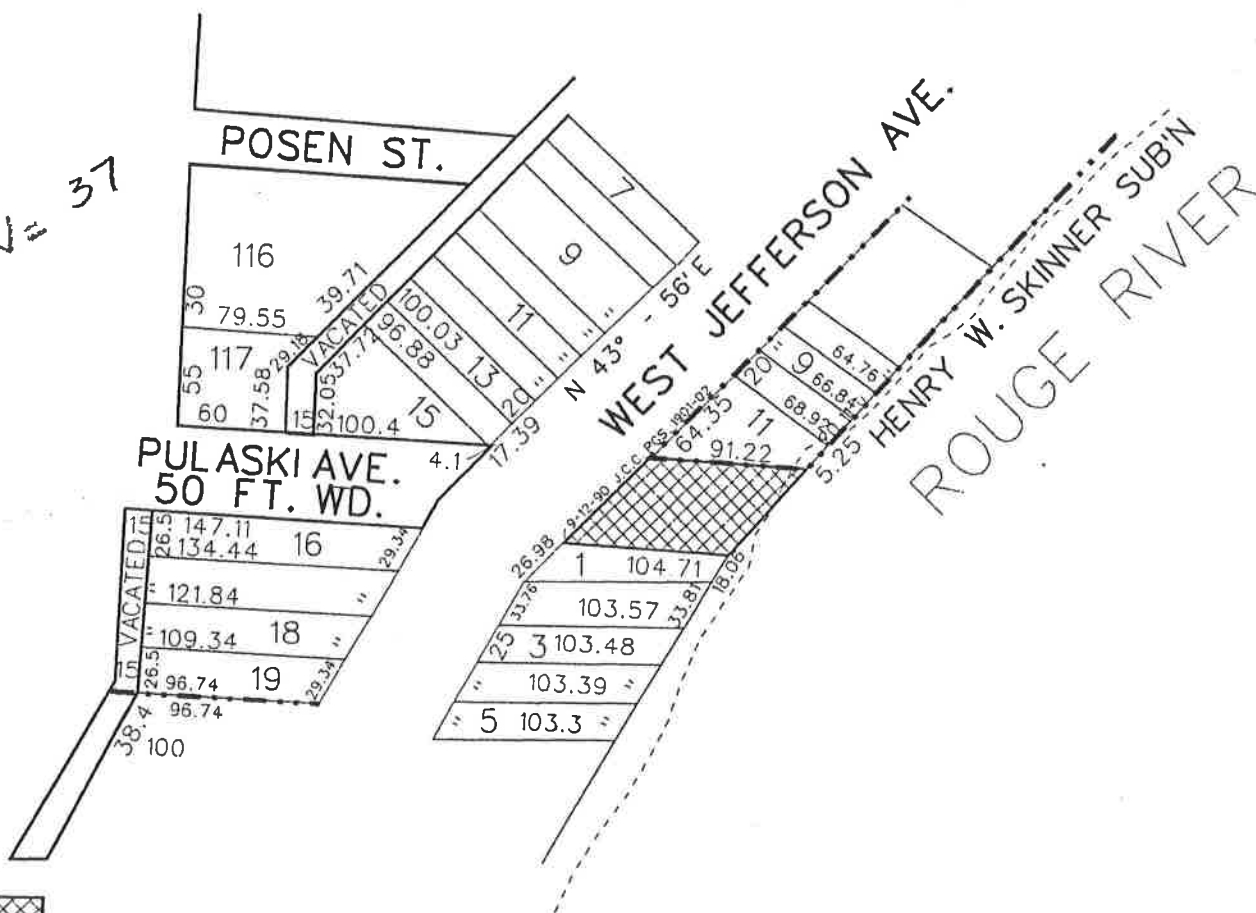
7-31-96
JCC Pgs 1825-26

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PETITION NO.1285
 MARINE POLLUTION CONTROL
 8631 WEST JEFFERSON
 DETROIT MI. 48209-2651
 PHONE: (313) 849-2333
 FAX: (313) 849-4623



LV# 37



AREA OF REQUESTED CLOSING

2

FOR OFFICE USE ONLY

SCALE 1-100
 CARTO. NO. 1B

REQUESTING RENEWAL OF PERMIT
 TO TEMPORARILY CLOSE A PART OF
 PULASKI AVE. BETWEEN THE SOUTH LINE OF
 W. JEFFERSON AND THE ROUGE RIVER.

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X1285B.DGN

DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS				
DRAWN BY TILLMAN	CHECKED			
DATE 05/24/96	APPROVED			



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

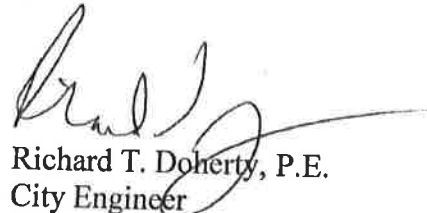
65 CADILLAC SQUARE, SUITE 900
DETROIT, MICHIGAN 48226
PHONE 313•224•3949
FAX 313•224•3471
WWW.DETROITMI.GOV

Date: April 29, 2014

Dear Petitioner, Marine Pollution Corp.
8631 W. Jefferson Ave
Detroit, Mi 48209

It has come to the attention of the City of Detroit, Department of Public Works, City Engineering Division (CED) that Petition No. 43 approved on 7/12/1990 for a request for Temporary Closure of a certain right-of-way has expired. At this time CED is informing said property owner and/or petitioner that the temporary closure needs to be renewed by petitioning Detroit City Council or the street/alley needs to be re-opened immediately. If CED has not received any response to this notice within 30 days of the above date, CED will remove all structures and restore the right-of-way to CED's satisfactory condition at the expense of the property owner or petitioner per the approved resolution on file. If there are any questions please contact the Survey Bureau at 313-224-3970 from 8:00am to 4:00pm Monday through Friday for answers.

Sincerely,


Richard T. Doherty, P.E.
City Engineer
City of Detroit/DPW
Engineering Division

Community & Economic
Development Department
February 13, 1990

Honorable City Council:
Re: Petition #43 — Marine Pollution Cor-
poration to renew closing of Pulaski

south of West Jefferson at Rouge
River — previously granted 4-15-84.
Investigation by the staff of this depart-
ment has disclosed that the grant for the
temporary closing of the above
described alley has expired and peti-
tioner now wishes an extension of time.
There have been no complaints since
this alley closing has been in effect and
no change in the conditions.

The Department of Transportation,
Planning and Traffic Engineering Divi-
sion and other interested City depart-
ments have been contacted and there
are no objections to the extension of
time.

After careful consideration of all the
factors involved, it is the recommenda-
tion of the Community and Economic
Development Department that the tem-
porary closing of the alley, as shown on
Plan #600-795 be extended for an addi-
tional five (5) year period subject to all
the provisions as they apply to the exten-
sion of a temporary closing.

Respectfully submitted,
DALE SAUNDERS
Director

By Council Member Ravitz:

Resolved, That the Department of City
Engineering be and is hereby authorized
and directed to issue permit to Marine
Pollution Corporation, owner of the prop-
erty adjoining herein concerned, to
extend the closing of 50 foot wide
Pulaski Street south of W. Jefferson on a
temporary basis for a period not exceed-
ing five (5) years from July, 1990 in
accordance with the Community and
Economic Development Department
Plan No. 600-795.

Provided, That Petitioner shall be sub-
ject to any tax which may be levied
against it pursuant to law with regards to
such use of public property; and further

Provided, Petitioner first furnished an
agreement, in form approved by the Law
Department, saving and protecting the
City of Detroit harmless from any and all
claims, damages or expenses that may
arise by reason of the issuance of said
permit, and providing for the faithful per-
formance by the grantee of the terms
hereof, and files same with the Finance
Department; and further

Provided, That said permit shall be
issued only after a certified copy of this
resolution has been duly recorded in the
office of the Wayne County Register of
Deeds, by and at the permittee's
expense; and further

Provided, That no building or other
structure is constructed in said alley; that
Petitioner shall observe the rules and
regulations of the Department of City
Engineering, and further subject to the
following provisions:

The City of Detroit retains all rights and
interests in the area herein temporarily
closed;

The City and all utility companies
retain their rights to establish, maintain
and service any utilities in said area of
temporarily closed alley; and further

Provided, That at the expiration of said
permit, all obstructions therein shall be
removed at the expense of the grantee,
and the public property affected shall be
restored to a condition satisfactory to the
Department of Public Works and at the
permittee's expense; and further

Provided, That grantee acquires no
implied nor other privileges hereunder
not expressly stated herein; and further

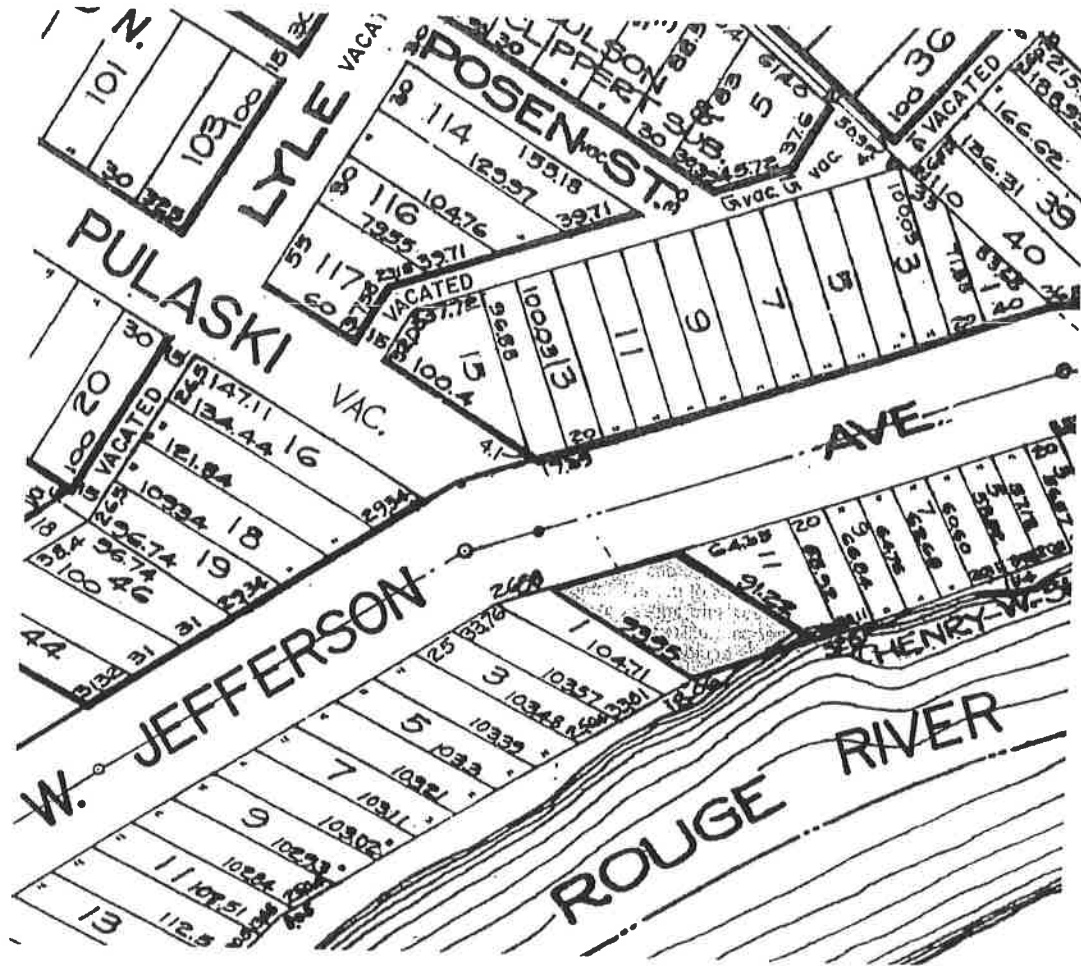
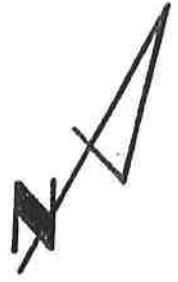
Provided, This resolution is revocable
at the will, whim or caprice of the City
Council.

Adopted as follows:

Yeas — Council Members Butler,
Cleveland, Collins, Hill, Hood, Kelley,
Ravitz, and President Mahaffey — 8.

Nays — None.

SEPT. 12, 1990
J.C.C. PGS. 1901-02



TEMP. CLOSED FOR 5 YEARS
FROM JULY 1990

PET. NO. 43
CARTO NO. I-B



