

Janice M. Winfrey
City Clerk

City of Detroit
OFFICE OF THE CITY CLERK

Robin A. Underwood, CMC
Deputy City Clerk

DEPARTMENTAL REFERENCE COMMUNICATION

Tuesday, June 17, 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

304 *Focus: HOPE, request for renewal of temporary closure of right-of-way located at 15331 Idaho/15306 Rosa Park Blvd. (Related to Petition #559)*

6/2A

#304



Focus: HOPE

Celebrating Diversity Since 1968

June 12, 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 Right of Way
15331 Idaho/ 15306 Rosa Parks Blvd.
Original Petition No. 559 approved 10/30/1991

The Honorable City Council:

Focus: HOPE is a long established civil and human rights organization serving the needs of Detroit and its citizens since 1968. Its mission is to overcome racism, poverty and injustice through practical and intelligent action. Since 1971, it has been the distributor for the USDA Commodity Supplemental Food Program, feeding pregnant and post partum women, infants, children and senior citizens. Focus: HOPE currently distributes food to over 42,000 eligible participants a month.

From that beginning, Focus: HOPE expanded into providing workforce training and educational programs as pathways out of poverty. Through its Machinist Training Institute, Fast Track program and Information Technologies Center, Focus: HOPE has prepared hundreds of Detroiters, chiefly minorities and women, for productive careers. We continue to adapt our programs to empower a new generation of Detroiters.

Our most recent endeavor is a comprehensive place-based community change initiative, focused on the 100 block area immediately around Focus: HOPE's campus in the center of Detroit. The goal of this initiative (the "HOPE Village Initiative") is that by the year 2031, 100% of the residents of the target area would be educationally well-prepared, economically self-sufficient, and living in a safe and supportive environment. Physical and economic revitalization of the neighborhood, and a substantial increase in home ownership, are key components of this vision.

Focus: HOPE, 1355 Oakman Blvd., Detroit, Michigan 48238
Tel: 313-494-4362; Fax: 313-494-4572; www.focushope.edu

DETROIT
CITY CLERK

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The Honorable City Council

June 12, 2014

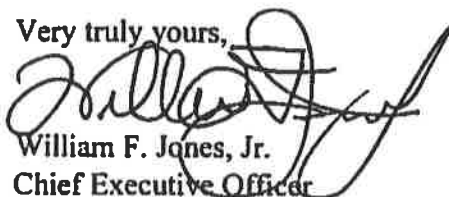
Re: Request for Renewal of Temporary Closure of Right of Way
15331 Idaho/ 15306 Rosa Parks Blvd.

In support of its various programs, Focus: HOPE has acquired various properties located near its Oakman Blvd. campus. One such property, 15331 Idaho/15306 Rosa Parks, is an older business property which, while currently vacant, has recently been renovated and is about to be occupied. This property is located at the northeast corner of Rosa Parks and Idaho Avenue, overlooking the Lodge Expressway. One side of the property abuts a portion of Idaho, a public right of way. In 1991, a temporary closure of the Idaho Right of Way south of Pear Avenue was granted to Focus: HOPE, Petition No. 559 approved 10/30/1991 (copy enclosed.) We have received notice from the City that the temporary right-of-way has expired (copy enclosed) and are requesting that it be renewed.

The particular portion of Idaho Street south of Pear Avenue that is the subject of this request is a dead end terminating at the Lodge Expressway overpass. When the expressway was installed, it cut through the neighborhood and the business strip. The Idaho stub south of Pear has been gated since at least 1991 when the initial closure was granted. The gate, however, is unlocked and the property is easily accessed by the abutting land owners and utilities. The gate seems to serve the purpose of discouraging unrelated parties from accessing these properties. If this request is not granted, the gate will be removed, however, Focus: HOPE is requesting the continued closure of the right-of-way in order to keep its property and the neighborhood secure.

If you have any questions, you may contact me at 313-494-4333 or Arnold Pirtle, Director of Facilities, at 313-494-4356. Thank you for your consideration of this request.

Very truly yours,



William F. Jones, Jr.
Chief Executive Officer

encl.

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Focus: HOPE, 1355 Oakman Blvd., Detroit, Michigan 48238
Tel: 313-494-4362; Fax: 313-494-4572; www.focushope.edu



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, Focus: Hope
 1200 Oakman Blvd.
 Detroit, Mi 48238

It has come to the attention of the City of Detroit, Department of Public Works, City Engineering Division (CED) that Petition No. 559 approved on 10/30/1991 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

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City Engineering Department
October 17, 1991

Honorable City Council;

Re: Petition No. 559, Focus: Hope, et al,
Temporary Street Closing Idaho,
south of Pear to the dead end.

Petition No. 559 of "Focus: Hope, et al" requests the temporary closing of Idaho Avenue, 60 feet wide, south of Pear Avenue to the dead end.

The request was approved by the Department of Transportation. The petition was referred (by the Community and Economic Development Department) to the City Engineering Department for investigation (utility clearances) and report. This is our report:

The Water and Sewerage Department will require unimpeded access to an existing water main. Any fence and gate installation must provide 15 feet horizontal and 13 feet vertical clearance for maintenance vehicles.

The petitioner has submitted a letter agreeing to pay all Public Lighting Department expenses to reinstall street lights, if the street is reopened for public use.

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,

CLYDE R. HOPKINS,

Director

By Council Member Ravitz:

Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Focus: Hope, et al" to close Idaho Avenue, 60 feet wide, south of Pear Avenue to the dead end lying westerly of and abutting the west line of the south 17.46 feet of Lot 138, Lots 134 thru 137, and a private drive (33 feet wide) of "Robert Oakman's Everitt '30' Subdivision of part of the Southwest Quarter of Section 14, Town 1 South, Range 11 East, Greenfield Township", City of Detroit, Wayne County, Michigan as recorded in Liber 27, Page 10, Plats, Wayne County Records; also lying easterly of and abutting the east line of the northerly 213.02 feet of that portion of said plat having been vacated by order of (Wayne County) Circuit Court File No. 63576 on March 20, 1916 (L. 1089, P. 571)); being more particularly described as follows: Beginning at the point of intersection of the westerly line of Idaho Avenue (60 feet wide) with the southerly line of Pear Avenue (30 feet wide); thence N.86°48'33"E., along the southerly line extended easterly of said Pear Avenue, 61.09 feet to a point on the easterly line of said Idaho Avenue (60 feet wide) thence S.2°05'14"W., along the easterly line of said Idaho Avenue, 193.88 feet; thence S.63°35'50"W., 49.28 feet; thence S.87°52'51"W., 17.58 feet, to a point on the westerly line of said Idaho Avenue (60 feet wide); thence N.2°05'14"W., along the westerly line of said Idaho Avenue, 213.02 to the point of beginning, containing 12,538 square feet or 0.2878 acres, more or less; on a temporary basis to expire on December 1, 1998;

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 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 public street closing shall be subject to 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 Department. 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, 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 Department by the petitioner at the petitioner's expense; and

Provided, The petitioner's fence and gate installation shall provide 15 feet horizontal and 13 feet vertical clearance for utility maintenance vehicles;

Provided, The petitioner shall pay all Public Lighting Department expenses to reinstall street lights, if the street is reopened for public use; 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 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 Butler, Cleveland, Eberhard, Hill, Hood, Kelley, Ravitz, and President Mahaffey — 8.

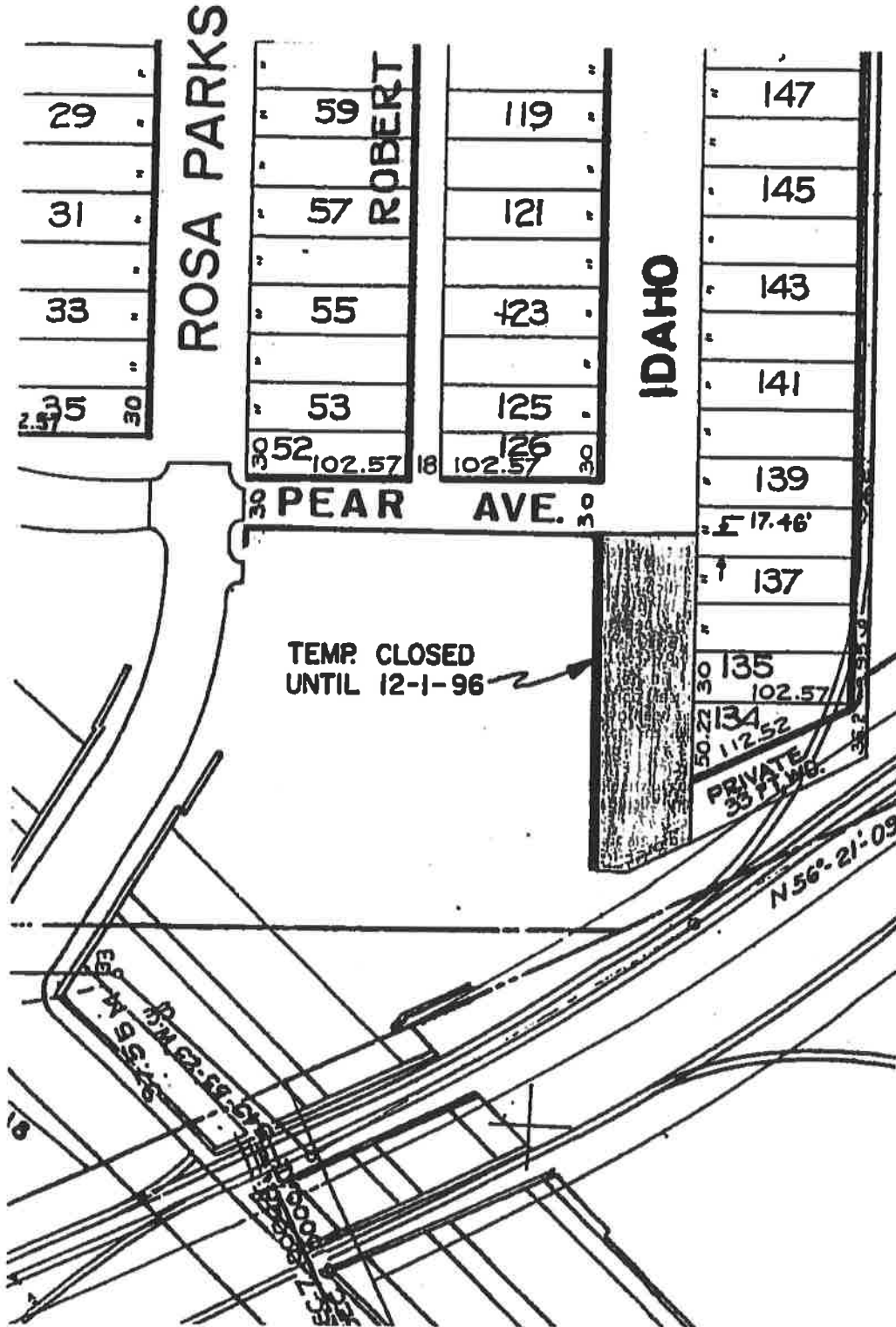
Nays — None.

OCT. 30, 1991

J.C.C. Pgs. 2350-51

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PET. DEGRON
CITY CLERK
CARTO NO. 25-F