



CITY OF DETROIT  
CITY ENGINEERING DIVISION  
DEPARTMENT OF PUBLIC WORKS

COLEMAN A YOUNG MUNICIPAL CENTER  
SUITE 601  
TWO WOODWARD AVENUE  
DETROIT, MICHIGAN 48226-3473  
PHONE 313 • 224 • 3949  
FAX 313 • 224 • 3471

May 11, 2015

Honorable City Council:

**RE: Petition No. 532, Sinbad's Land Company, LLC, request to renew temporary street closure of a portion of Freud Avenue.**

Petition No. 532 – Sinbad's Land Company, LLC, request to renew the temporary closure of Freud Avenue, 60 feet wide, from St. Clair Avenue, 60 feet wide, eastward to the Harding Canal.

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

The request is for a renewal of an existing closure that has no record of objections. The request is being made to continue to usage of the street by the petitioner. Freud Avenue does not have a bridge over the Harding Canal creating a dead end street.

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

I am recommending adoption of the attached resolution.

Respectfully submitted,

  
Richard Doherty, P.E., City Engineer  
City Engineering Division – DPW

/JMK

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

**Michael Duggan. MAYOR**

BY COUNCIL MEMBER \_\_\_\_\_

WHEREAS, The previous petitions to temporarily close Freud Avenue, 60 feet wide, including petition 4112 approved February 18, 1976 (J.C.C. pages 325-326) have been granted by City Council, and

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 Sinbad’s Land Company, LLC whose address is 100 St. Clair Avenue, Detroit, MI, 48214 or their assigns to temporarily close Freud Avenue, 60 feet wide, from the easterly line of St. Clair Avenue, 60 feet wide, to the westerly line of Harding Canal and described as land in the City of Detroit, Wayne County, Michigan being that part of Freud Avenue, 60 feet wide, lying easterly of and abutting the easterly line extended southerly of St. Clair Avenue, and lying westerly of the west bank of the Harding Canal ( a north-south canal easterly of St. Clair Avenue and westerly of Harding Avenue) being a part of “Plat of the partition of the East ½ of P.C. 725, lying South of Mack Avenue, known as the Renaud Farm” recorded in Liber 226, pages 87, 92 and 93 of Deeds, Wayne County Records; on a temporary basis for (5) years to expire June 1, 2020;

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, 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, 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 line fence), shall be constructed on or over the public right-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 right-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 right-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 right-of-way. Further, the placement of materials, merchandise, or signs on any adjacent temporary area is prohibited; and

PROVIDED, that if there is still a need for access from any of the abutting property owners to said temporary closed street, access shall and must be maintained for those properties; 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 caprice 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. 532  
 SINDBAD'S LAND COMPANY, LLC  
 100 ST. CLAIR ST.  
 DETROIT, MICHIGAN 48214  
 C/O MARC B. BLANCKE  
 PHONE NO. 313 822-7817



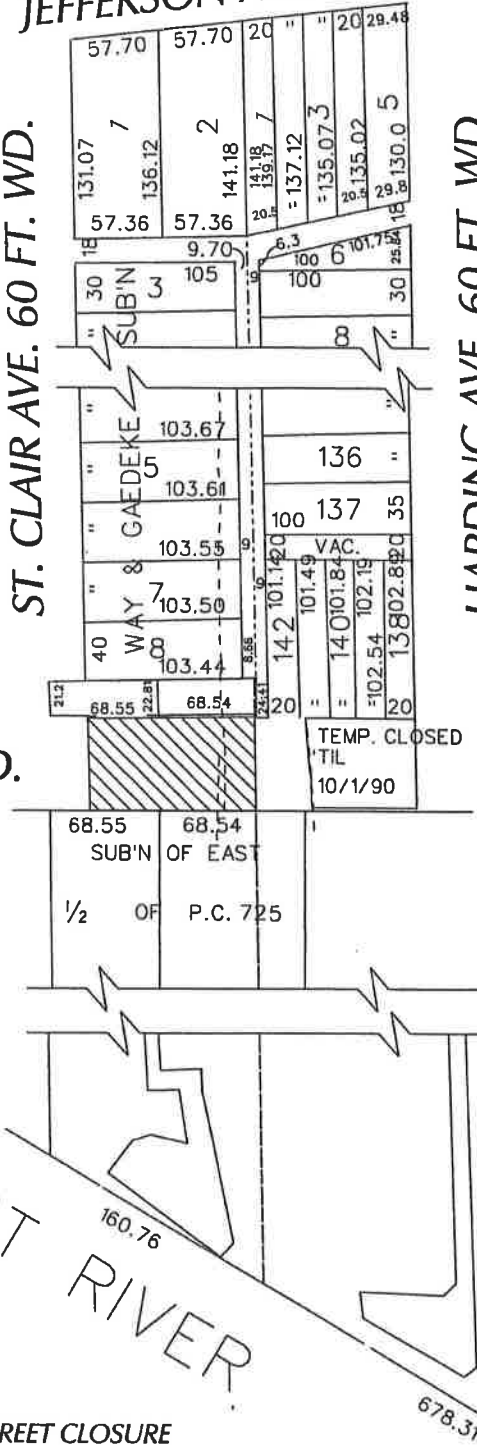
JEFFERSON AVE. E. 120 FT. WD.

ST. CLAIR AVE. 60 FT. WD.

HARDING AVE. 60 FT. WD.

FREUD AVE. 60 FT. WD.

DETROIT RIVER



- RENEWAL OF TEMPORARY STREET CLOSURE

(FOR OFFICE USE ONLY)

CARTO 54 B & E

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	CHECKED				
DATE	APPROVED				
02-12-15					

RENEWAL OF TEMPORARY STREET CLOSURE  
 ON A PORTION OF FREUD AVE 60 FT. WD.  
 IN THE BLOCK BOUND BY  
 ST. CLAIR, JEFFERSON AVE. E., HARDING AVE.  
 AND DETROIT RIVER

CITY OF DETROIT  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X 532