



CITY OF DETROIT  
DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION

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October 2, 2015

Honorable City Council:

**RE: Petition No. 724 – Greektown Preservation Society, request to establish Detroit Donates – A program that allows for the repurposing of parking meters in both public and private spaces downtown. The money that is collected will go toward certified non-profit organizations that service the homeless.**

Petition No. 724 of Greektown Preservation Society request to install and maintain certain encroachments at 20 locations, some locations in the public rights-of-way. The proposed encroachments are for repurposed parking meters.

The requested encroachments with repurposed parking meters is being made to provide an alternative method of donating money to the homeless population. The money collected will be donated to certified non-profit organizations that service the homeless. A reduction in the homeless population is the goal of the repurposed meters, and the money collected will be used to address the root causes of homelessness rather than just the symptoms.

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

The request was approved by the Solid Waste Division – DPW. The Traffic Engineering Division – DPW (TED) reports involvement, but they have no objection to the petitioner's request provided certain provisions are met. The TED provisions have been made a part of the resolution.

Municipal Parking Department (MPD) has no objection provided that the meters are clearly positioned and marked in such a way as to not be confused with actual parking meters. The MPD provision has been made a part of the resolution.

Detroit Water and Sewerage Department (DWSD) reports no objection to the encroachments provided that the provisions for encroachments are strictly followed.

All other City Departments and privately owned utility companies have reported no objections. Provisions protecting utility installations are part of the attached resolution.

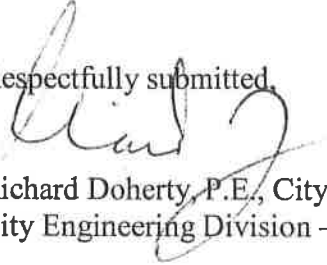
City Engineering Division – DPW has found that 4 of the 20 requested installations are on private property or park property and subsequently are not a part of this resolution. The locations on private property or park property are located at: Rivard Plaza on the Riverwalk, Capitol Park,



Grand Circus Park and Renaissance Center property. The remaining 16 locations located within the public rights-of-way are described within the resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

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

JK/

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

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

RESOVLED, The City Engineering Division – DPW is hereby authorized and directed to issue permits to “Greektown Preservation Society.” and/or their assigns, to install and maintain encroachments with repurposed parking meters in various public rights-of-way in the City of Detroit, Wayne County, Michigan at 17 locations listed as follows:

- 1) Cobo Hall location on the south side of West Congress, 60 feet wide lying westerly of Washington Boulevard, variable width, lying northerly of and adjoining the northerly line of Lots 6 and 7 “Military Reserve, a tract of land granted by an Act of Congress and divided into Lots by order of the Common Council by John Mullett, Surveyor Detroit, Wayne County, Michigan” as recorded in Liber 5, Page 218 of City Records, Wayne County Records.
- 2) DTE and MGM location on the northwest corner of 3<sup>rd</sup> Street, variable width and Bagley Avenue, 90 feet wide, and adjoining Lot 7, Block 57 “Cass Western Addition to the City of Detroit, between the Chicago and Grand River Roads by Lewis Cass, 1851” as recorded in Liber 42, Pages 138 - 141 of Deeds, Wayne County Records.
- 3) Holiday Inn location at the southeast corner of Washington Boulevard, variable width and Michigan Avenue, 100 feet wide adjoining property described as: Lot 7 “Military Reserve, a tract of land granted by an Act of Congress and divided into Lots by order of the Common Council by John Mullett, Surveyor Detroit, Wayne County, Michigan” as recorded in Liber 5, Page 218 of City Records, Wayne County Records.
- 4) Bucharest Grill location, at 2040 Park Avenue adjoining property described as: Lot 19 “A Plat of Park Lots 84, 85 and 86” as recorded in Liber 7, Page 27 of Deeds, Wayne County Records.
- 5) Woodward Avenue, (northbound) variable width south of Monroe Avenue, 120 feet wide and east of Campus Martius adjoining property described as: Lot 2 “Plat of Lots 45 and 46 Section 6 Governor and Judges Plan City of Detroit as laid out by the Commissioner for the dividing the Estate of the late John R. Williams” as recorded in Liber 1, Page 68 of Plats, Wayne County Records.
- 6) Campus Martius, southern portion proximate to the Soldiers and Sailors Monument on property described as: Campus Martius, the public square in Detroit at the intersection of Woodward Avenue, Monroe Avenue, Cadillac Square, Fort street and Michigan Avenue and bounded by the “Military Reserve” and “Plat of the City of Detroit as laid out by the Governor and Judges” as recorded in the Governor and Judges Journal – Wayne County, Michigan.
- 7) Detroit Opera House, 1520 Broadway, location on the north side of Broadway, 100 feet wide, between John R. Street, 60 feet wide and Witherell Avenue, 60 feet wide, adjoining property described as: Lots 16 through 21 and vacated Broadway adjoining “Governor

and Judges Plan of Section 9 of the City of Detroit” as recorded in Liber 34, Page 552 of Deeds, Wayne County Records.

- 8) Fox Theatre at 2211 Woodward Avenue on the west side of Woodward Avenue, 120 feet wide, between Columbia Avenue, 50 feet wide and Montcalm Avenue, 50 feet wide, adjoining property described as: Units 1, 2 and 3 “Fox Center Wayne County Condominium Subdivision Plan No. 563” as recorded in Liber 32434, Pages 164-231 of Deeds, Wayne County Records.
- 9) Comerica Park, location on west side of Brush Street, 50 feet wide, north of Adams Avenue, 50 feet wide, adjoining property described as: Lot 38 “Map of Houghton’s Section of the Brush Farm” as recorded in Liber 7, Page 174 of City Records, Wayne County Records.
- 10) Ford Field, location on east side of Brush Street, 50 feet wide, south of Adams Avenue, 50 feet wide, adjoining property described as: Lot 45 “Map of Houghton’s Section of the Brush Farm” as recorded in Liber 7, Page 174 of City Records, Wayne County Records.
- 11) Redsmoke Barbeque at 573 Monroe Avenue adjoining property described as: Lot 6 lying northerly of and adjoining Monroe Avenue “Plat of the Antoine Beaubien Farm” as recorded in Liber 27, Page 197 of Deeds, Wayne County Records.
- 12) Astoria Bakery at 541 Monroe Avenue adjoining property described as: East ½ of Lot 142 “Plat of part of the L. Beaubien Farm in the City of Detroit as surveyed into town lots for the proprietors” as recorded in Liber 6, Pages 475-478 of City Records, Wayne County Records.
- 13) Santorini Estiatorio at 501 Monroe Avenue adjoining property described as: Lot 139 “Plat of part of the L. Beaubien Farm in the City of Detroit as surveyed into town lots for the proprietors” as recorded in Liber 6, Pages 475-478 of City Records, Wayne County Records.
- 14) Firebird Tavern at 419 Monroe Avenue adjoining property described as: East ½ of Lot 135 “Plat of part of the L. Beaubien Farm in the City of Detroit as surveyed into town lots for the proprietors” as recorded in Liber 6, Pages 475-478 of City Records, Wayne County Records.
- 15) Old Shillelagh Pub at 349 Monroe Avenue adjoining property described as: Lot 14, Block 8 “Plat of part of the Brush Farm in the City of Detroit as subdivided into Lots by John Mullett, Surveyor(A) Northwest corner of Biddles cornerstore at the intersection of the east line of Randolph St. with the south line of Jefferson Ave. (B) intersection of the west line of Brush Farm with the south line of Jefferson Ave. Wayne County Register of Deeds” as recorded in Liber 7, Pages 224 and 225 of City Records, Wayne County Records.

16) Rosa Parks Transit Center location on the north side of Michigan Avenue, 100 feet wide, east of Cass Avenue, 80 feet wide, adjoining property described as: Lot 52 "Governor and Judges Plan of Section No. 10 of the City of Detroit" as recorded in Liber 34 Page 553 of Deeds, Wayne County Records.

Provided, that by approval of this petition/request the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the street, and at all time, DWSD its agent or employees, shall have the right to enter upon the street to maintain, repair, alter, service, inspect, or install its facilities. All cost incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection by DWSD shall be borne by the petitioner. All cost associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the street shall be borne by DWSD; and further

Provided, that all construction performed under this petition shall not be commence until after (5) days written notice to DWSD. Seventy-two hours notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and further

Provided, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and further

Provided, that if DWSD facilities located within the street shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all cost incident to the repair, replacement, or relocation of such broken or damage DWSD facilities; and further

Provided, the petition shall hold DWSD harmless for any damage to the encroaching device constructed or installed under this petition, which may be caused by the failure of DWSD's facilities; and further

Provided, that if at any time in the future the petitioner shall request removal and/or relocation of DWSD's facilities in the street being encroached upon the petitioner agrees to pay all cost for such removal and/or relocation; and further

Provided, that the following conditions of the Department of Public Works – Traffic Engineering Division are met: The petitioner shall get approval from Municipal Parking Department prior to the installation of the said parking meters. The parking meters shall be installed in such a manner as to not obstruct the direct line of pedestrian/sidewalk traffic and to leave a minimum 5 feet wide clear unobstructed sidewalk for pedestrian use adjacent to the proposed parking meters at all times. The petitioner shall be responsible to maintain the parking meters and any accessories associated with them, and further

Provided, that the meters are clearly positioned and marked in such a way as to not be confused with actual parking meters; therefore the actual type of meters and the locations shall be approved by Municipal Parking Department prior to installation; and further

Provided, that the petitioner shall obtain approval from Public Lighting Authority (PLA) for the location of the encroachments. PLA is in the process of a street lighting upgrade in the downtown area, and the encroachments may have to be moved during construction; and further

Provided, That the petitioner shall file with the Finance Department and/or City Engineering Division – DPW an indemnity agreement in a form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and 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 proposed encroachments; and further

Provided, all costs for the construction, maintenance, permits, and use of the project encroachment(s) within the said public right-of-ways shall be borne by the petitioner. The installation and maintenance of said encroachment(s) shall comply with the rules and regulations of the City Engineering Division – DPW (in conjunction with Buildings and Safety Engineering Department, if necessary), and Traffic Engineering Division – DPW; and further

Provided, If it becomes necessary to repair or replace the utilities located or to be located in the public right-of-way, by the acceptance of this permission, the project encroachment(s) owners for themselves, their heirs or assigns, waive claims for any damages to the encroaching installations and agree to pay the costs incurred in their removal, if their removal becomes necessary, and to restore the property affected to a condition satisfactory to the City Engineering Division – DPW (in conjunction with Buildings and Safety Engineering Department, if necessary) at the encroachment owner's expense; and further

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission which is granted expressly on the condition that the encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

Provided, This resolution is revocable at the will, whim or caprice of the City Council, and permittee hereby waives any right to claim damages or compensation for removal of encroachment(s), and further, that the permittee acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, the installation and maintenance of encroachment with the repurposed parking meters lying within said area referred to herein shall be construed as acceptance of this resolution by "Greektown Preservation Society" and/or their assigns; and further

Provided, that the project encroachment(s) permit shall not be assigned or transferred without the written approval of the City Council; and further

Provided, that the petitioner shall obtain approval from the property owners at the locations of the repurposed meters; and further

Provided, That the City Clerk shall within 30 days record a certified copy of this resolution and indemnity agreement (if attached) with the Wayne County Register of Deeds.

PETITION NO. 724  
 DOWNTOWN DETROIT PARTNERSHIP  
 C/O DETROIT DONATES  
 600 RENAISSANCE CENTER, SUITE 1740  
 DETROIT, MICHIGAN 48243  
 C/O VADIM AVSHALUMOV  
 PHONE NO. 313 580-8247



MONTCALM ST. 50 FT. WD.

THIRD AVE. VARIOUS WIDTHS

RIVARD ST. 50 FT. WD.



- REQUEST ENCROACHMENT  
 (Repurposed Parking Meters)

(FOR OFFICE USE ONLY)

CARTO 28 A, B, D, E, F  
 29 E, F, 38 D

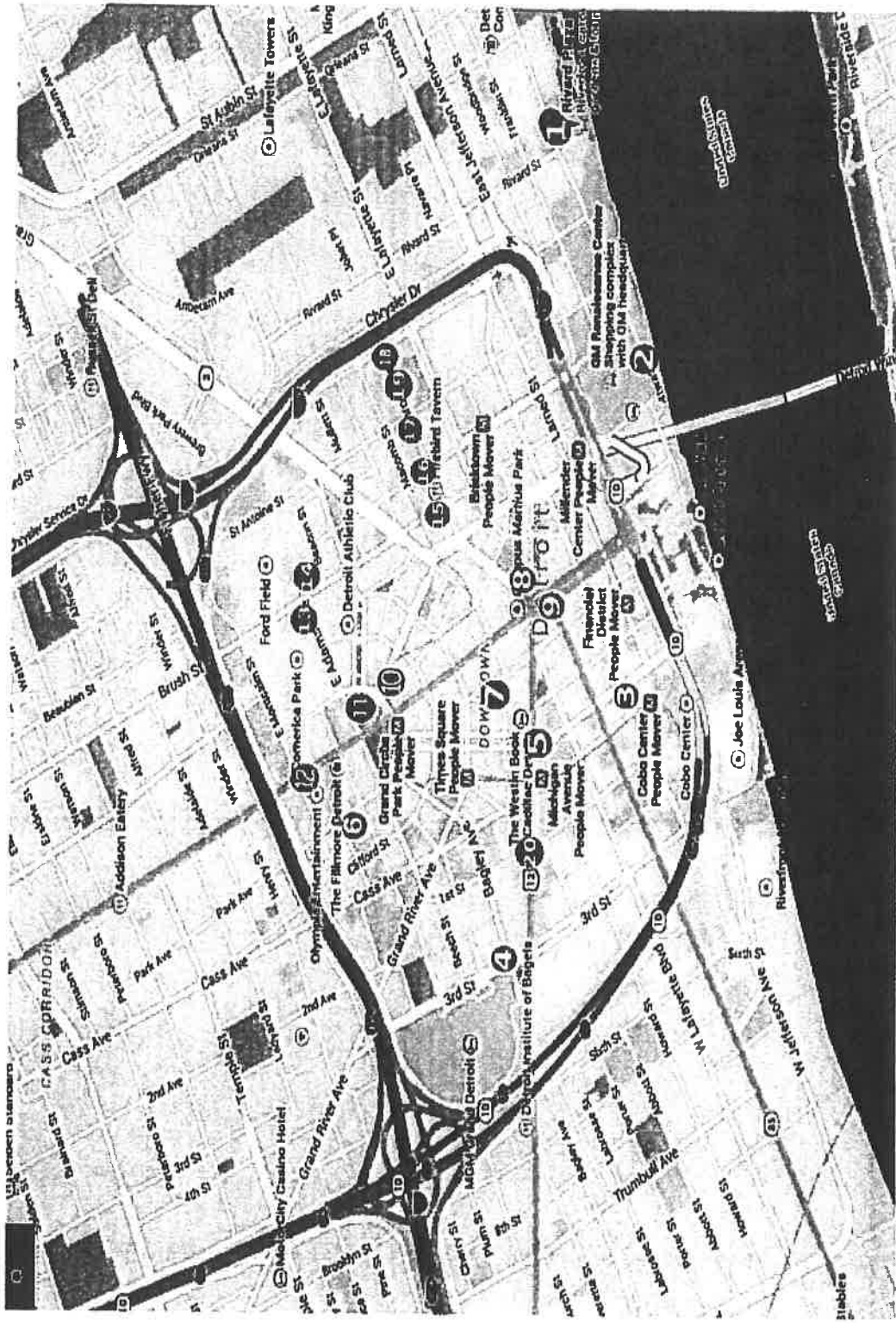
B					
A					
	DESCRIPTION	DRWN	CHKD	APPD	DATE
	REVISIONS				
	DRAWN BY	CHECKED			
	DATE	APPROVED			
	06-24-15				

REQUEST ENCROACHMENT  
 (Repurposed Parking Meters)  
 INTO VARIOUS LOCATIONS AND WIDTHS  
 IN THE BLOCKS BOUND BY  
 THIRD AVE., MONCALM AND RIVARD ST.  
 AND DETROIT RIVER

CITY OF DETROIT	
CITY ENGINEERING DEPARTMENT	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 724



# Detroit Donates: Meter locations



# Detroit Donates: Location Legend

- |    |                                      |    |                                 |
|----|--------------------------------------|----|---------------------------------|
| 1  | Riverfront Conservancy, Rivard Plaza | 11 | Grand Circus Park               |
| 2  | Detroit Riverfront                   | 12 | Fox Theater                     |
| 3  | Cobo Hall                            | 13 | Comerica Park                   |
| 4  | DTE/ MGM                             | 14 | Ford Field                      |
| 5  | Outside Holiday Inn Express          | 15 | Red Smoke Barbeque              |
| 6  | Bucharest Grill                      | 16 | Astoria Pastry Shop             |
| 7  | Capitol Park                         | 17 | Santorini Estiatorio Restaurant |
| 8  | Woodward Avenue & Monroe Avenue      | 18 | Firehouse Tavern                |
| 9  | Campus Martius Park                  | 19 | The Old Shillelagh              |
| 10 | Detroit Opera House                  | 20 | Rosa Parks Transit Center       |