



May 8, 2017

Honorable City Council:

**RE: Petition No. 1027, Wayne State University, request for an outright vacation of street and alley conversions to public utility easements on Anthony Wayne Drive, Vacated Putnam Ave., vacated Fourth Ave. and West Kirby Blocks.**

Petition No. 1027, Wayne State University request for outright vacation of Merrick, 70 feet wide from Anthony Wayne Drive, variable width to Fourth Avenue, 50 feet wide; also for the outright vacation of 2 North-South public alleys in the blocks of Putnam Avenue, 70 feet wide, Merrick Avenue, Kirby Avenue, 60 feet wide, Anthony Wayne Drive and Fourth Avenue.

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

All the requested rights-of-way were previously vacated and converted to easements by Detroit City Council on May 10, 1966, J.C.C. pages 1325-1329.

The request is being made in order to facilitate the construction of new building to address the demand for on-campus housing. Wayne State University is prepared to work with the City and utility agencies on any infrastructure disposition issues.

The request was approved by the Solid Waste Division – DPW, and the Traffic Engineering Division – DPW.

AT&T reports being involved. The developer will need to contact AT&T for the relocation and removal of their facilities.

DTE Energy – Gas reports that there is an existing gas main in Merrick Avenue that will need to be relocated at the developer's expense.

The Detroit Water and Sewerage Department (DWSD) reports no objection if the petitioner agrees to relocate the sewers in accordance with the DWSD provisions for relocation at no cost to DWSD. The DWSD provisions are a part of the resolution.

All other city departments including Public Lighting Department and the Public Lighting Authority report no involvement or no objections to the proposed outright vacations



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All other utilities have reported no objections to the vacations and provisions for all utility relocations have been made a part of the attached 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

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

**RESOLVED**, that all of Merrick Avenue, 70 feet wide lying between the westerly line of Anthony Wayne Drive variable width, and the easterly line of Fourth Avenue, 70 feet wide, being land in the City of Detroit, Wayne County, Michigan described as: lying northerly of and adjoining the northerly line of Lots 1 and 2 and the alley between said Lots, except that part of Lot 2 taken for the widening of Anthony Wayne Drive "Fletcher's Subdivision of Blocks 26, 27 & 30 Crane Farm" as recorded in Liber 1, Page 278 of Plats, Wayne County Records, also lying southerly of and adjoining the southerly line of Lots 1 and 9 and the alley between said Lots, except that part of Lot 9 taken for the widening of Anthony Wayne Drive "Plat of the Subdivision of part of Block No. 31, Crane Farm" as recorded in Liber 9, Page 83 of Plats, Wayne County Records.

ALSO, all of the North-South public alley, 16.9 feet wide, in the Block bounded by Putnam Avenue, 70 feet wide, Merrick Avenue, 70 feet wide, Fourth Avenue, 50 feet wide, and Anthony Wayne Drive, variable width, being land in the City of Detroit, Wayne County, Michigan described as: lying easterly of and adjoining the easterly line of Lots 1, 4, 5, 8, 9, 12, 13, 16, 17, 20, 21 and 24 also lying westerly of and adjoining the westerly line of Lots 2, 3, 6, 7, 10, 11, 14, 15, 18, 19, 22 and 23, all in "Fletcher's Subdivision of Blocks 26, 27 & 30 Crane Farm" as recorded in Liber 1, Page 278 of Plats, Wayne County Records.

ALSO, all of the North-South public alley, 16.9 feet wide, in the Block bounded by Merrick Avenue, 70 feet wide, Kirby Avenue, 60 feet wide, Fourth Avenue, 50 feet wide, and Anthony Wayne Drive, variable width, being land in the City of Detroit, Wayne County, Michigan described as: lying easterly of and adjoining the easterly line of Lots 1 thru 8, both inclusive, and lying westerly of and adjoining the westerly line of Lots 9, 10, 11 and 12, and Out Lot 31 all in "Plat of the Subdivision of part of Block No. 31, Crane Farm" as recorded in Liber 9, Page 83 of Plats, Wayne County Records; plus that part of the alley, 16.9 feet wide, deeded to the City of Detroit for alley purposes on January 15, 1891 as recorded in Liber 371, Page 276, being a part of Lot 34 "Plat of the Crane Farm being Rear Concession of Private Claim 247 known as the Jones Farm" as recorded in Liber 1, Page 117 of Plats, Wayne County Records

Be and the same are hereby vacated (outright) as public rights-of-way and easements to become part and parcel of the abutting property, subject to the following provisions:

**PROVIDED**, that petitioner/property owner make satisfactory arrangements with any and all utility companies for cost and arrangements for the removing and/or relocating of the utility companies and city departments services or granting of easements if necessary, and further

**PROVIDED**, that the petitioner contact AT&T at (888) 901-2779 for the cost of removal of their facilities; and further

**PROVIDED**, that the petitioner contact DTE Energy Gas Company Public Improvement Department: Michael Fedele at 313-389-7211 (Supervisor) or Laura Forrester at 313-389-7261 (Gas Planner) for the estimated cost of abandoning/removing and/or relocating/rerouting, including the survey, design and drawing of the gas utilities; and further

PROVIDED, that the plans for the sewers abandonment shall be prepared by a registered engineer; and further

PROVIDED, that DWSD be and is hereby authorized to review the drawings for the proposed sewers and to issue permits for the construction of the sewers; and further

PROVIDED, that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

PROVIDED, that the entire cost of the proposed sewers construction, including inspection, survey and engineering shall be borne by the petitioner; and further

PROVIDED, that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

PROVIDED, that the remaining section of the DWSD sewer in the outright vacated alley will become the property of the petitioner; and further

PROVIDED, that any construction in the public rights-of-way such as removal and construction of new driveways, curbs and sidewalks shall be done under city permit and inspection according to City Engineering Division – DPW specifications with all costs borne by the abutting owner(s), their heir or assigns; and further

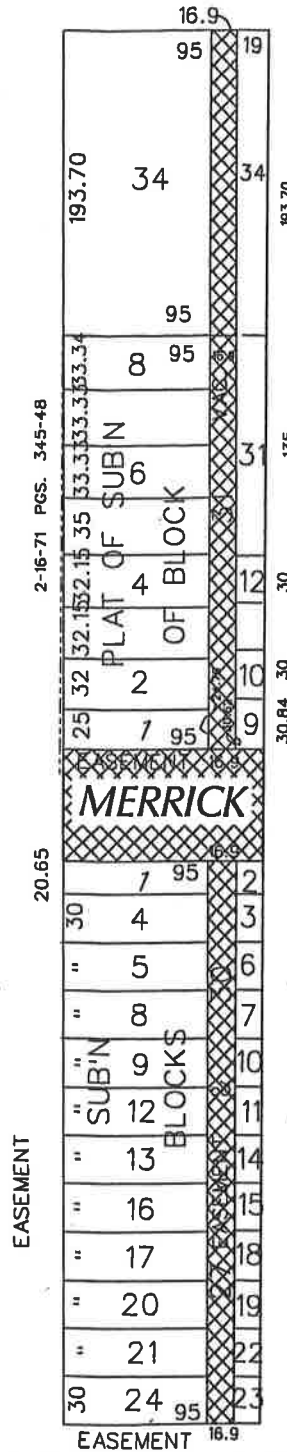
PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 1027  
 WAYNE STATE UNIVERSITY  
 5700 CASS AVE., SUITE 4900  
 DETROIT, MICHIGAN 48202  
 C/O VERN E. LANEY  
 PHONE NO. 313 577-4335

W. KIRBY AVE. 60 FT. WD.



FOURTH AVE. 50 FT. WD.



ANTHONY WAYNE DR. VARIOUS WIDTHS

PUTNAM AVE. 70 FT. WD.



- OUTRIGHT VACATION

(FOR OFFICE USE ONLY)

CARTO 30 B

REQUEST TO OUTRIGHT VACATE  
 THE NORTH/SOUTH PUBLIC ALLEY  
 16.9 FT. WD. AND MERRICK AVE. 70 FT. WD.  
 IN THE AREA BOUND BY  
 PUTNAM, FOURTH, W. KIRBY AVE.  
 AND ANTHONY WAYNE DR.

CITY OF DETROIT  
 CITY ENGINEERING DEPARTMENT  
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X 1027

| B           |         |          |      |      |  |
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| A           |         |          |      |      |  |
| DESCRIPTION | DRWN    | CHKD     | APPD | DATE |  |
| REVISIONS   |         |          |      |      |  |
| DRAWN BY    | WLW     | CHECKED  |      |      |  |
| DATE        | 10-3-16 | APPROVED |      |      |  |