



June 28, 2011

Honorable City Council:

RE: Petition No. 789 – Marathon Petroleum Company (MPC), request the City accept an easement for traffic signal poles on Oakwood and Pleasant Marathon’s DHOUP Expansion.

Petition No. 789 of “Marathon Petroleum Company (MPC)” request the Honorable City Council to accept an easement over private land, 5.00 feet wide by 104.26 feet long, for the installation of traffic signal poles and foundations on Oakwood Avenue, 83 feet wide, between Pleasant Avenue, 50 feet wide, and the New York Central Railroad Right-of-way. This request will improve the traffic issues at Marathon’s main entrance to its DHOUP site.

The Traffic Engineering Division – DPW, approved and recommend that the petitioner/ Marathon Petroleum Company (MPC) grant the City of Detroit an easement for the installation of traffic signal poles and foundations. The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

All other city departments and private utility companies have reported no objection to the granting of the easement for the traffic signal project.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, City Engineer  
City Engineering Division – DPW

NRP/

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

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

RESOLVED, That your Honorable Body authorized the acceptance of the following described easement over property owned by Marathon Petroleum Company (MPC), subject to the approval of the Traffic Engineering Division – DPW, City Engineering Division – DPW and any other public or privately owned utility company, if necessary;

Land in the City of Detroit, Wayne County, Michigan being on the Southside of Oakwood Avenue, 83 feet wide, between Pleasant Avenue, 50 feet wide, and the New York Central Railroad Right-of-way being a 5.00 feet wide easement, Part of Private Claim 37, more particularly described as follows: Beginning at a point North  $71^{\circ}46'53''$  East, 867.53 feet along the South right-of-way line of Oakwood Avenue and from the intersection of the South right-of-way line of Oakwood Avenue and the East right-of-way line of Conrail (a.k.a. New York Central R.R.); Thence perpendicular to said South right-of-way line South  $18^{\circ}13'07''$  East, 5.00 feet; Thence parallel with said South right-of-way line North  $71^{\circ}46'53''$  East, 104.26 feet; Thence North  $18^{\circ}13'07''$  West, 5.00 feet to a point on said South right-of-way line of Oakwood Avenue; Thence along said South right-of-way South  $71^{\circ}46'53''$  West, 104.26 feet to the Point of Beginning;

PROVIDED, That Marathon Petroleum Company (MPC) and their assigned heirs build and/or construct the traffic signal poles and foundations to City Engineering and/or Traffic Engineering Division – DPW standards and specifications; and be it further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Traffic Engineering Division – DPW. The easement area shall be constructed and maintained under their rules and regulations; also in accord with plans submitted to and approved by these departments; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by City Engineering Division and/or Traffic Engineering – DPW forces. The cost of such inspection shall, at the discretion of City Engineering Division and/or Traffic Engineering – DPW, be borne by the petitioner; and be it further

PROVIDED, this resolution is revocable at the will, whim or caprice of the City Council, and “Marathon Petroleum Company (MPC)” acquires no implied or other privileges here under not expressly stated herein; and further

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

