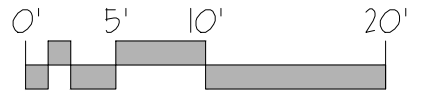
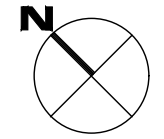


PROPOSED OUTDOOR PATIO PLAN

3/32" = 1'-0"



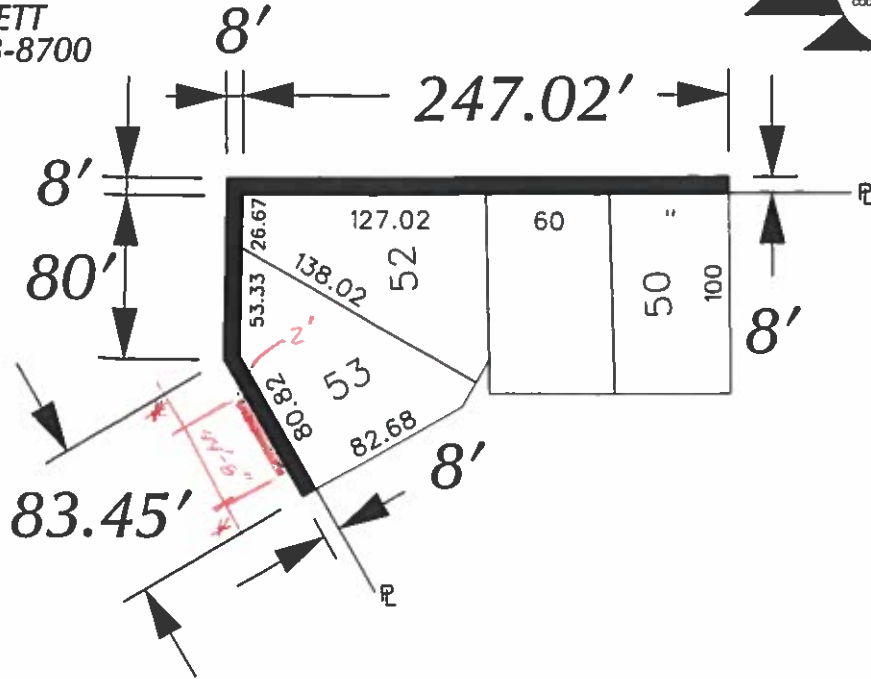
Aria Group Architects Inc.
 830 North Blvd.
 Oak Park, Illinois 60301
 708.445.8400
 708.445.1788 Fax

DESCRIPTION:
 PROPOSED OUTDOOR PATIO
 MOVABLE FURNITURE AND PLANTERS

JOB NAME: SHAKE SHACK - DETROIT, MI

DRAWN BY: BK	CHKD BY: --
SCALE: AS NOTED	
DATE: 01/16/2017	
JOB NUMBER	SHEET
163273	A1

PETITION NO. 147
 BEDROCK REAL ESTATE SERVICES
 660 WOODWARD
 DETROIT, MICHIGAN 48226
 C/O VERONICA RICKETT
 PHONE NO. 313 373-8700



CADILLAC SQUARE 200 FT. WD.

S.89° -51'W. 7-22-98 J.C.C. PGS. 1926-27



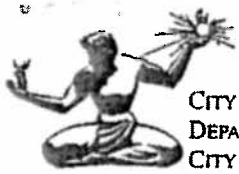
- AREA OF ENCROACHMENT
 (With Outdoor Seating, Bicycle Rack, Benches and Planters, etc...)
 (FOR OFFICE USE ONLY)

CARTO 28 F

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	CHECKED				
DATE	APPROVED				
05-12-14					

REQUEST TO ENCROACH INTO
 WOODWARD AND CADILLAC SQ.
 IN THE BLOCK BOUND BY
 WOODWARD, CADALLIC SQ.
 BATES AND CONGRESS ST.

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 147



August 25, 2014

Honorable City Council:

RE: Petition No. 147– Bedrock Real Estate Services, request for approval of seasonal encroachment approximately six (6) – eight (8) feet around the perimeter of the referenced building on Woodward and Cadillac Square, 660 Woodward.

Petition No. 147– Bedrock Real Estate Services on behalf of 660 Woodward Associates LLC, whose address is 660 Woodward Avenue, Detroit Michigan 48226 request permission to encroach and maintain outdoor seating areas, bicycle racks, benches and planters etcetera on the sidewalk at the ground floor of the First National Building on Woodward Avenue, 190 feet wide and Cadillac Square, 200 feet wide.

The encroachment petition was referred to the City Engineering Department – DPW for investigation and report. This is our report.

Traffic Engineering Division – DPW reports no objection to the requested area of encroachments provided a nine (9) feet wide clear sidewalk for pedestrian traffic is maintained. City Engineering Division – DPW reports no objection provided there is no obstruction to a continuous path for the use by wheel chairs and that City policy, provisions and requirements are followed.

The Public Lighting Department (PLD) reports no objections.

Detroit Water and Sewerage Department (DWSD) reports no objections to the encroachments provided that the provisions for encroachments are followed. The specific DWSD encroachment provisions are a part of this resolution.

The Planning and Development Department has approved and issued a Certificate Of Appropriateness (COA) containing certain conditions that must be kept. This resolution contains a provision requiring compliance with the COA.

All other involved City departments and privately owned utility companies request the petitioner(s) make use of "Miss Dig" facilities before any construction take place.



There is an appropriate resolution, granting the encroachment petition, attached for consideration by your Honorable Body.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty". The signature is fluid and cursive, with a long, sweeping tail that extends to the right.

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

Benson

Whereas, The City Engineering Division – DPW is hereby authorized and directed to issue permits to 660 Woodward Associates LLC and/or his/her assign, to install and maintain encroachments with outdoor seating areas, bicycle racks, benches, planters and other small removable items within Woodward Avenue, 190 feet wide, and Cadillac Square, 200 feet wide in the block bounded by Woodward Avenue, 190 feet wide, Bates Street, 60 feet wide, Congress Street, 60 feet wide, and Cadillac Square, 200 feet wide; also being more particularly described follows:

Land in the City of Detroit, Wayne County, Michigan being the South 8 feet of Cadillac Square, 200 feet wide lying North of and adjoining the North line of Lots 50, 51 and 52; also the easterly 8 feet of Woodward Avenue, 190 feet wide, lying westerly of and adjoining the westerly line of Lots 52 and 53, all in the “Plan of Section numbered one in the City of Detroit, in the Territory of Michigan confirmed by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board. Attest: Peter Audrain, Sec’y.” as recorded in Liber 34, Page 550 of Deeds, Wayne County Records.

Provided, that 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 encroachments with outdoor seating areas, bicycle racks, benches, planters and other small removable items within the rights-of-way must maintain a pedestrian sidewalk path that is at least 9.00 feet wide; and further

Provided, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations.

Provided, That all cost for the construction, maintenance, permits and use of the encroachments shall be borne by "660 Woodward Associates LLC" and/or its assigns; and further

Provided, That all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by "660 Woodward Associates LLC" and/or its assigns. Should damages to any utilities occur "660 Woodward Associates LLC" and/or its assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

Provided, If it becomes necessary to repair or replace the utilities located or to be located within the public rights-of-way, by acceptance of this permission, "660 Woodward Associates LLC" (owners) for themselves, or their assigns, (by acceptance of permits for construction near underground utility lines, conduits, people mover facilities or mains) waives all claims for damages to the encroaching installations and agree to pay all costs incurred in their removal (or alteration), if removal (or alteration) becomes necessary; and further

Provided, That "660 Woodward Associates LLC" and/or its assigns shall file with the Finance Department and/or City Engineering Division – DPW an indemnity in 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 the faithful or unfaithful performance by "660 Woodward Associates LLC" of the terms thereof. Further, "660 Woodward Associates LLC" and/or its assigns shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the proposed encroachments; and further

Provided, the property owned by "660 Woodward Associates LLC" and the encroachment shall be subject to proper zoning or regulated use (board of Zoning Appeals Grant); and further

Provided, that that the encroachments comply with the Certificate of Appropriateness (COA) as issued May15, 2014. Included in the COA that the seating areas be removed during the months of December through March and no off premises advertising signs be installed; and further

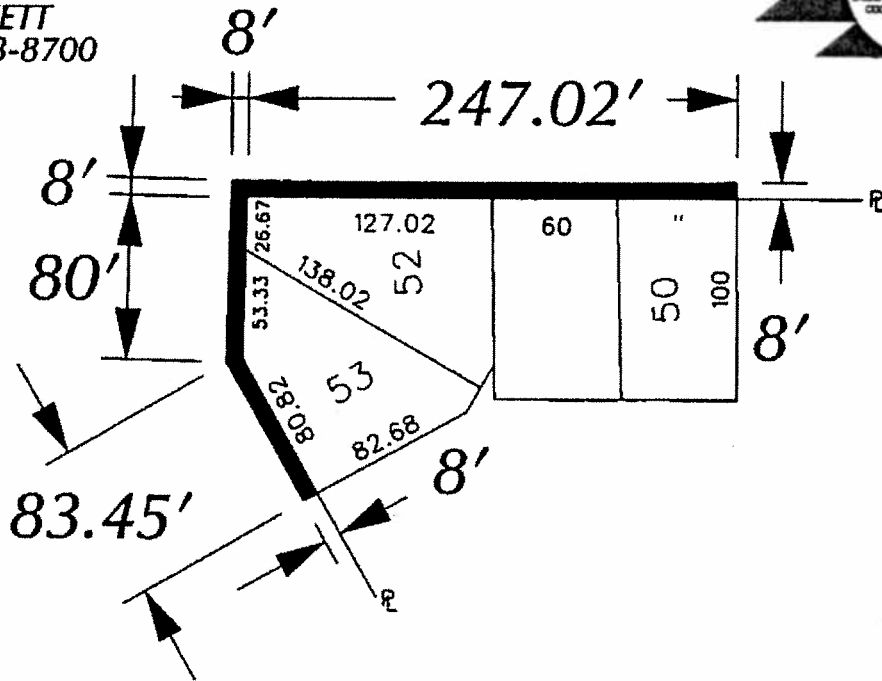
Provided, That no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall 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 "660 Woodward Associates LLC" acquires no implied or other privileges hereunder not expressly stated herein; and further

Provided, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council and this encroachment will be/shall be assigned under "660 Woodward Associates LLC"; 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.

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CADILLAC SQUARE 200 FT. WD.



- AREA OF ENCROACHMENT
 (With Outdoor Seating, Bicycle Rack, Benches and Planters, etc...)
 (FOR OFFICE USE ONLY)

CARTO 28 F

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DESCRIPTION		DRWN	CHKD	APPD	DATE
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CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 147

**ADOPTED AS FOLLOWS
COUNCIL MEMBERS**

		YEAS	NAYS
Scott	BENSON		
Raquel	CASTANEDA-LOPEZ		
*George	CUSHINGBERRY, JR.		
Saunteel	JENKINS		
Gabe	LELAND		
Mary	SHEFFIELD		
Andre L.	SPIVEY		
James	TATE		
Brenda	PRESIDENT JONES		
*PRESIDENT PRO TEM			
		80	