

TRUE COPY CERTIFICATE

STATE OF MICHIGAN, }
City of Detroit } ss

CITY CLERKS OFFICE, DETROIT

I, Janice M. Winfrey, City Clerk of the City of Detroit, in said

State, do hereby certify that the annexed paper is a TRUE COPY OF RESOLUTION

adopted (passed) by the City Council at session of

September 19, 2017

and approved by Mayor

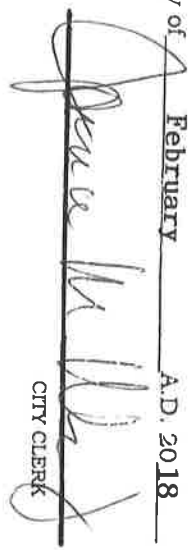
September 27, 2017

as appears from the Journal of said City Council in the office of the City Clerk of Detroit, aforesaid; that I have compared the same with the original, and the same is a correct transcript therefrom, and of the whole of such original

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, at

Detroit, this 22nd

day of February A.D. 2018


CITY CLERK



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

~~#166~~

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 601
DETROIT, MI 48226
PHONE: (313) 224-3949 • TTY: 711
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August 11, 2017

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Honorable City Council:

RE: Petition No. 930, Giffels Webster, request to vacate portions of Lincoln Street, Trumbull Avenue, Sterling Street, Ferry Park Avenue, and corresponding alley rights-of-way.

Petition No. 930, Giffels Webster, on behalf of Henry Ford Health Systems request for outright vacation of Lincoln Avenue, 60 feet wide from Milwaukee Avenue, 60 feet wide to West Grand Boulevard, 150 feet wide; also Trumbull Avenue, 60 and 50 feet wide, from 207 feet north of Holden Avenue, 66 feet wide to West Grand Boulevard; also Sterling Avenue, 60 feet wide from Ferry Park Avenue, 60 feet wide to West Grand Boulevard; also Ferry Park Avenue, 60 feet wide, from Sterling Avenue westerly for approximately 80 feet; also part of the north-south alleys, 20 feet wide, in the block of Holden Avenue, West Grand Boulevard, Trumbull Avenue and Lincoln Avenue; also all of the north-south alley, 20 feet wide in the block of Holden Avenue, West Grand Boulevard, Sterling Avenue and Trumbull Avenue; also part of the east-west alley, 18 feet wide, in the block of Ferry Park Avenue, West Grand Boulevard, Holden Avenue, and Sterling Avenue. The Ferry Park Avenue vacation has an additional request to establish a 20 foot wide easement. The request also is for new street and alley right-of-way dedications for Lincoln Street, 100 feet wide from Milwaukee Avenue to West Grand Boulevard; also for Milwaukee Street, variable width, from Lincoln Street to West Grand Boulevard; also for a cul-de-sac on Ferry Park Avenue, west of Sterling Avenue; also for a 10 and 15 foot widening of Milwaukee Street from Lincoln Avenue to John C. Lodge Freeway Service Drive; also for an alley outlet, 20 feet wide, for the remaining open portion of the north-south alley in the block of Holden Avenue, West Grand Boulevard, Trumbull Avenue and Lincoln Avenue.

The request is being made in order to consolidate properties and to permit construction of the Henry Ford Health System South Campus Project.

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

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

The Public Lighting Department (PLD) is involved but has no objection. Public Lighting Authority (PLA) reports involvement; and will require relocation at project cost to be paid by Henry Ford Health System. The estimated cost is \$11,131. Provisions for PLA are a part of the resolution.

ENTERED SEP 18 2017 - MV NP (3-0)
BB 9-18-17



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

DTE Energy – Electric reports being involved, but has no objection provided DTE equipment is removed and relocated with the cost borne by the petitioner. The estimated cost is \$44,983.94 for the Phase 3 removals. Costs for Phases 1 and 2 have been received. Provisions for DTE Energy are a part of the resolution.

DTE Energy – Gas reports involvement with existing gas main lines in the subject area. The petitioner will have to pay the cost for removing and relocating the gas lines. Provisions for DTE Energy – Gas are a part of the resolution.

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

All other city departments and utilities have reported no objections to the vacation 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

Benson

RESOLVED, that Lincoln Avenue, 60 feet wide from Milwaukee Avenue, 60 feet wide to West Grand Boulevard, 150 feet wide; also Trumbull Avenue, 60 and 50 feet wide, from 207 feet north of Holden Avenue, 66 feet wide to West Grand Boulevard; also Sterling Avenue, 60 feet wide from Ferry Park Avenue, 60 feet wide to West Grand Boulevard; also Ferry Park Avenue, 60 feet wide, from Sterling Avenue westerly for approximately 80 feet; also part of the north-south alleys, 20 feet wide, in the block of Holden Avenue, West Grand Boulevard, Trumbull Avenue and Lincoln Avenue; also all of the north-south alley, 20 feet wide in the block of Holden Avenue, West Grand Boulevard, Sterling Avenue and Trumbull Avenue; also part of the east-west alley, 18 feet wide, in the block of Ferry Park Avenue, West Grand Boulevard, Holden Avenue, and Sterling Avenue and all being Land in the City of Detroit, Wayne County, Michigan further described as follows:

- 1) Lincoln Avenue, 60 feet wide from the northerly line of Milwaukee Avenue, 60 feet wide to the southerly line of West Grand Boulevard, 150 feet wide, and lying easterly of and adjoining the easterly line of Lots 2 through 13 and the south 6 feet of Lot 1 and the north 21.05 feet of Lot 14 "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records; and lying westerly of and adjoining the westerly line of Lots 6, 7, and 8 Block 4 "Moran and Moross Subdivision of part of Sections No. 31 and 36 T1s.R.11&12E and part of the Baker and Forsyth Farms" as recorded in Liber 8, Page 15 Plats, Wayne County Records; and bounded on the north by the southerly line of West Grand Boulevard, 150 feet wide, and bounded on the south by the northerly line and its westerly extension of Milwaukee Avenue, 60 feet wide.
- 2) Trumbull Avenue, 60 and 50 feet wide, from 207 feet north of Holden Avenue, 66 feet wide to West Grand Boulevard, 150 feet wide and lying easterly of and adjoining the easterly line of Lots 60 through 77 and lying westerly of and adjoining the westerly line of Lots 38 through 55 "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records; also being the easterly 30 feet of of Lots 36, 37, 38, 39, and the easterly 30 feet of the southerly 18 feet of Lot 40 (deeded for opening Trumbull Jan. 18, 1910) and lying westerly of and adjoining the westerly line of Lots 28 through 35, both inclusive and the southerly 18 feet of Lot 27 "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records.
- 3) Sterling Avenue, 60 feet wide from Ferry Park Avenue, 60 feet wide to West Grand Boulevard, 150 feet wide, and lying easterly of and adjoining Lot 29 and

part of Lot 30 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; also lying westerly of and adjoining the westerly line of Lots 78 through 85 and part of Lot 86 "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records; also that part of Lot 42 (deeded for opening Sterling Avenue May 13, 1910) "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records, and bounded on the north by the southerly line of West Grand Boulevard, 150 feet wide and bounded on the south by the northerly line of Milwaukee Avenue as dedicated further in this same resolution and said line described as: Commencing at the Northwest corner of lot 25 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records, thence along the Southerly Right-of-way line of West Grand Boulevard (150 feet wide) North $62^{\circ}13'54''$ East 60.00 feet; thence South $27^{\circ}46'06''$ East 70.60 feet to the Point of Beginning; thence along a tangent curve to the left 461.83 feet, said curve having a radius of 294.00 feet, central angle of $90^{\circ}00'10''$ and a long chord bearing South $72^{\circ}46'11''$ East 415.79 feet to the Point of Ending.

- 4) Ferry Park Avenue, 60 feet wide, from Sterling Avenue westerly for approximately 80 feet and lying southerly of and adjoining the southerly line of Lots 30, 31, 32, and part of Lot 33 and lying northerly of and adjoining the northerly line of part of Lot 78 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; and being more particularly described as follows: Commencing at the southwest corner of Lot 36 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; thence $N62^{\circ}13'54''E$ along the northerly line of Ferry Park Avenue, 111.82 feet to the Point of Beginning; thence 82.84 feet along the arc of a non-tangent curve, concave to the west, with a radius of 47.50 feet, a delta of $99^{\circ}55'07''$, and a long chord of 72.73 feet which bears $S6^{\circ}38'50''W$; thence $N62^{\circ}13'54''E$ along the southerly line of Ferry Park Avenue 76.76 feet to the westerly line of Sterling Avenue; thence $N8^{\circ}26'22''E$ along the westerly line of Sterling Avenue 74.36 feet to the northerly line of Ferry Park Avenue; thence $S62^{\circ}13'54''W$ along the northerly line of Ferry Park Avenue 79.58 feet to the Point of Beginning, EXCEPT the southerly 20.00 feet of the northerly 29.50 feet thereof. (said portion to be vacated and converted to easement further in this same resolution)

- 5) Part of the north-south alley, 20 feet wide, 1st easterly of Trumbull Avenue in the block of Holden Avenue, West Grand Boulevard, Trumbull Avenue and Lincoln Avenue being all that remaining portion of the alley, 20 feet wide and variable width, originally platted as Seventh Street and later renamed Wade Street and lying easterly of and adjoining the easterly line of Lots 28 through 35 and the southerly 18 feet of Lot 27 and the vacated 20 foot strip adjoining said Lots; also lying westerly of and adjoining the westerly line of Lots 14, 15, 16 and 17 and vacated parts of street, variable width, and alleys, 15 and 20 feet wide, adjoining said Lots "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records; also lying westerly of and adjoining the westerly line of Lot 1 and vacated 20 foot strip adjoining and vacated alley, 15 feet wide adjoining "Chope's Subdivision of Lots 18 to 25 inclusive of William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich" as recorded in Liber 12, Page 96 of Plats, Wayne County Records.
- 6) Part of the north-south alley, 20 feet wide, 1st westerly of Lincoln Avenue in the block of Holden Avenue, West Grand Boulevard, Trumbull Avenue and Lincoln Avenue lying easterly of and adjoining the southeasterly line of Lot 3 and the vacated alley, 15 feet wide adjoining "Chope's Subdivision of Lots 18 to 25 inclusive of William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich" as recorded in Liber 12, Page 96 of Plats, Wayne County Records; also lying easterly of and adjoining Lots 16, 17 and vacated 15 foot alley adjoining and lying easterly of and adjoining the easterly line of the street, 60 feet wide originally platted as Seventh Street and later renamed Wade Street, and lying westerly of and adjoining the westerly line of Lots 4 through 14, both inclusive except that part of said Lot 4 taken for the widening of West Grand Boulevard to 150 feet wide, "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records; also lying easterly of and adjoining the easterly line of Lots 38 through 48, both inclusive and the northerly 10.00 feet of Lot 49, and lying westerly of and adjoining the westerly line of Lots 27 through 37, both inclusive and the northerly 10.00 feet of Lot 26 "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records.
- 7) All of the north-south alley, 20 feet wide, in the block of Holden Avenue, West Grand Boulevard, Sterling Avenue and Trumbull Avenue lying easterly of and adjoining the easterly line of Lots 78 through 97, both inclusive, and lying

westerly of and adjoining the westerly line of Lots 58 through 77, both inclusive "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records.

- 8) Part of the of the east-west alley, 18 feet wide, in the block of Ferry Park Avenue, West Grand Boulevard, Holden Avenue, and Sterling Avenue lying northerly of and adjoining the northerly line of Lots 30 and 31, and lying southerly of and adjoining the southerly line of Lots 25, 26, 27 and 28 and bounded on the east by the westerly line of Sterling Avenue, 60 feet wide "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats, Wayne County Records.

Be and the same are hereby vacated (outright) as public rights-of-way 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; and further

PROVIDED that the petitioner make the necessary arrangements with the Public Lighting Authority (PLA) for the rerouting of their facilities in the subject area. The petitioner or their assigns shall pay the expense of the relocation and \$11,131 is the preliminary estimate; and further

PROVIDED, that the petitioner or their assigns shall be responsible to make the necessary arrangements with AT&T for the removal/relocation of their services in the subject area, and further

PROVIDED, that the petitioner or their assigns shall be responsible to make satisfactory arrangements with DTE - Electric for the removal and relocation of their facilities. DTE Energy estimates that the cost is \$44,983.94 for the Phase 3 removals. Costs for Phases 1 and 2 have been received; and further

PROVIDED, that the petitioner or their assigns shall make the necessary arrangements with DTE Energy - Gas Division for removing rerouting or abandoning of the gas lines in the subject area. 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 services in abandoning/removing and/or relocating/rerouting, including the survey, design and drawing of the gas utilities; and further

PROVIDED, that the petitioner shall design and construct proposed sewers and water mains and to make connections to the existing public sewer and water mains as required

by the Detroit Water and Sewerage Department (DWSD) prior to the construction of the proposed sewers and water mains; and further

PROVIDED, that the plans any sewers and water mains 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 water mains 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 and water mains 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 petitioner shall grant to the City a satisfactory easement for the sewers and water mains; and further

PROVIDED, that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

PROVIDED, that the petitioner/property owner shall provide DWSD with as-built drawings on the proposed sewers and water mains; and further

PROVIDED, that the petitioner shall provide a (1) one year warranty for the proposed sewers and water mains; and further

PROVIDED, that upon satisfactory completion, the sewers and water mains shall become City property and become part of the City system. Any exiting sewers and water mains that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City; 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

Be it also RESOLVED, that part of Ferry Park Avenue, 60 feet wide between Sterling Avenue, 66 feet wide and Holden Avenue, 66 feet wide and being further described as: Land in the City of Detroit, Wayne County, Michigan being the southerly 20.00 feet of

the northerly 29.50 feet of the following: part of Ferry Park Avenue lying southerly of and adjoining the southerly line of Lots 30, 31, 32, and part of Lot 33 and lying northerly of and adjoining the northerly line of part of Lot 78 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; and being more particularly described as follows: Commencing at the southwest corner of Lot 36 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; thence N62°13'54"E along the northerly line of Ferry Park Avenue, 111.82 feet to the Point of Beginning; thence 82.84 feet along the arc of a non-tangent curve, concave to the west, with a radius of 47.50 feet, a delta of 99°55'07", and a long chord of 72.73 feet which bears S6°38'50"W; thence N62°13'54"E along the southerly line of Ferry Park Avenue 76.76 feet to the westerly line of Sterling Avenue; thence N8°26'22"E along the westerly line of Sterling Avenue 74.36 feet to the northerly line of Ferry Park Avenue; thence S62°13'54"W along the northerly line of Ferry Park Avenue 79.58 feet to the Point of Beginning.

Be and the same is hereby vacated as a public right-of-way and converted into private easement for public utilities of the full width of the right-of-way, which easements shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said rights-of-way and by their heirs, executors, administrators and assigns, forever to wit:

First, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public street herein above described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public street in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth,

Second, said utility easement or right-of-way in and over said vacated street herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer, conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easement with any necessary equipment to perform the above mentioned task, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

Third, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including, but not limited to, concrete slabs or driveways,

retaining or partition walls, shall be built or placed upon said easement, nor change of surface grade made, without prior approval of the City Engineering Division – DPW,

Fourth, that if the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement; such owners shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility; and

Provided, that an easement, the full width of the existing right-of-way, is reserved for the Detroit Water and Sewerage Department for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth; and be it further

Provided, that free and easy access to the sewers, water mains, fire hydrants and appurtenances within the easement is required for Detroit Water and Sewerage Department equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer or water main facilities; and be it further

Provided, that the Detroit Water and Sewerage Department retains the right to install suitable permanent main location guide post over its water mains at reasonable intervals and at points deflection; and be it further

Provided, that said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with the Detroit Water and Sewerage Department; and be it further

Provided, that if any time in the future, the owners of any lots abutting on said vacated streets shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incident to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewers and water mains, and shall also be liable for all claims for damages resulting from his action; and be it further

Be it also RESOLVED, that that your Honorable Body authorize the acceptance of the following described properties being land in the City of Detroit, Wayne County, Michigan, owned by Henry Ford Health System and/or the City of Detroit for public street and alley purposes:

- 1) West Milwaukee Avenue and Lincoln Avenue dedication being land in the City of Detroit, Wayne County, Michigan and being Lot 25 and part of Lots 26, 30, and 32 and vacated alley adjoining "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; also part of Sterling Avenue, 66 feet wide; also part of Lots 67, 68, 69, 70, 71 86, 87 and 88 and vacated alley adjoining, and part of Lots 33, 34, 35, 36, 37, 39, 40, 41 42, 43, 44, 45, and 46 and vacated alley adjoining and part of vacated Trumbull Avenue, 60 feet wide "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records; also part of Lincoln Avenue and vacated Lincoln Avenue, 60 feet wide and Milwaukee Avenue, 60 feet wide, and part of Lots 8 through 17, both inclusive, and vacated alleys adjoining "William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich." as recorded in Liber 4, Page 95 of Plats, Wayne County Records; also part of Lots 1, 2, and 3, and vacated alleys adjoining "Chope's Subdivision of Lots 18 to 25 inclusive of William C. Maybury's Subdivision of Lot No. 18 of Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Mich" as recorded in Liber 12, Page 96 of Plats, Wayne County Records; All of the above being more particularly described as follows: Beginning at the Northwest corner of lot 25, Lothrop & Duffield Land Co. Ltd's Sub., as recorded in Liber 23, Page 38, Wayne County Records, thence along the Southerly Right-of-way line of West Grand Boulevard (150 feet wide) North 62°13'54" East 60.00 feet; thence South 27°46'06" East 70.60 feet; Thence along a tangent curve to the left 461.83 feet, said curve having a radius of 294.00 feet, central angle of 90°00'10" and a long chord bearing South 72°46'11" East 415.79 feet; Thence North 62°13'44" East 354.55 feet; Thence North 27°46'06" West 364.58 feet to the Southerly Right-of-way line of said West Grand Boulevard; Thence along said line, North 62°13'54" East 100.00 feet; Thence South 27°46'06" East 364.54 feet; Thence North 62°13'54" East 38.88 feet; Thence South 09°02'32" West 87.43 feet; Thence South 08°26'22" West 150.00 feet; Thence North 84°13'20" West 61.84 feet; Thence North 08°26'22" East 24.43 feet; Thence along a tangent curve to the left 76.88 feet, said curve having a radius of 302.11 feet, central angle of 14° 34'46" and a long chord bearing North 01°08'58" East 76.67 feet; Thence South 62°13'44" West 352.39 feet; Thence

along a non-tangent curve to the right 180.81 feet, said curve having a radius of 364.00 feet, central angle of $28^{\circ}27'37''$ and a long chord bearing South $76^{\circ}27'32''$ West 178.95 feet; Thence North $08^{\circ}26'22''$ East 5.94 feet; Thence North $81^{\circ}27'56''$ West 110.00 feet; Thence North $78^{\circ}11'27''$ West 60.10 feet; Thence North $08^{\circ}26'22''$ East 18.30 feet; Thence along a non-tangent curve to the right 126.10 feet, said curve having a radius of 354.00 feet, central angle of $20^{\circ}24'33''$ and a long chord bearing North $51^{\circ}23'03''$ West 125.43 feet; Thence South $62^{\circ}13'54''$ West 9.65 feet; Thence North $27^{\circ}46'06''$ West 152.70 feet to the Point of Beginning.

- 2) Ferry Park Avenue cul-de-sac dedication being land in the City of Detroit, Wayne County, Michigan, and being part of Lots 33, 34, 35, and 36 "Lothrop and Duffield Land Co. Ltd's Subdivision of part of Fractional Section 36, T.1S.,R.11E. and part of Fractional Section 1,T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 23, page 38 of Plats Wayne County Records; All of the above being more particularly described as follows: Beginning at the Southwest corner of lot 36, Lothrop & Duffield Land Co. Ltd's Sub., as recorded in Liber 23, Page 38, Wayne County Records, Thence along a non-tangent curve to the left 31.56 feet, said curve having a radius of 32.07 feet, central angle of $56^{\circ}22'09''$ and a long chord bearing North $34^{\circ}34'10''$ East 30.30 feet; Thence along a non-tangent curve to the right 107.87 feet, said curve having a radius of 47.50 feet, central angle of $130^{\circ}06'45''$ and a long chord bearing North $71^{\circ}37'47''$ East 86.14 feet; Thence South $62^{\circ}13'54''$ West 111.82 feet to the Point of Beginning.
- 3) Alley dedication being land in the City of Detroit, Wayne County, Michigan and being the southerly 20 feet of Lot 26 "Avery and Van Husan's Subdivision of Lots 16 & 17 Mandlebaum's Subdivision of the eastern part of Fractional Section 36, T.1S.,R.11E. and eastern part of Fractional Section 1, T.2S.,R.11E. Detroit, Wayne County, Michigan" as recorded in Liber 11, Page 13 of Plats, Wayne County Records; and being more particularly described as follows: Beginning at the Southeast corner of lot 26, Avery and Van Husan's subdivision, as recorded in Liber 11, Page 13, Wayne County Records, Thence along the South line of said lot, North $81^{\circ}27'56''$ West 125.00 feet; Thence North $08^{\circ}26'22''$ East 20.00 feet; Thence South $81^{\circ}27'56''$ East 125.00 feet; Thence South $08^{\circ}26'22''$ West 20.00 feet to the Point of Beginning.
- 4) Milwaukee Avenue dedication for widening being the northerly 10 feet of Lots 2, 3, 4, 5, 6, and the westerly 16 feet of Lot 1 "Eugene Robinson's Subdivision of Lots 3, 4, 5, 7, 10, 11, 12, 13, 14, 15 16, 17, 18, 19, 20, 21, 27, 28, and 29 Block 6 of Moran and Moross Subdivision of part of Fractional Sections 31 & 36 T1S, R.11&12E. and part of the Baker and Forsyth Farms" as recorded in Liber 15, Page 34 of Plats, Wayne County Records; and the north 10.00 feet of Lot 1 "Jacksons Subdivision of Lot 5, Block 6 and Lot 4, Block 5 of Moran and Moross Subdivision of part of Fractional Sections 31 & 36 T1S, R.11&12E. and part of the Baker and Forsyth Farms" as recorded in Liber 21, Page 15 of Plats, Wayne County Records; and being more particularly described as: Beginning at the Northwest corner of lot 6, Eugene Robinson's Sub, as recorded in Liber 15, Page 34, Wayne County Records, Thence North

62°13'54" East 232.00 feet; Thence South 27°45'34" East 10.00 feet; Thence South 62°13'54" West 232.00 feet; Thence North 27°45'34" West 10.00 feet to the Point of Beginning.

- 5) Milwaukee Avenue dedication for widening being the northerly 5 feet of Lot 1 and the northerly 5 feet of the easterly 37.83 feet of Lot 2, and vacated Milwaukee Street, 10 feet wide, adjoining said Lot 1 and part of Lot 2 all in Block 6 "Moran and Moross Subdivision of part of Sections No. 31 and 36 T1S.R.11&12E and part of the Baker and Forsyth Farms" as recorded in Liber 8, Page 15 Plats, Wayne County Records; and being more particularly described as follows: Beginning at the Northeast corner vacated Milwaukee, 10 feet wide adjoining lot 1, Moran and Moross Sub, as recorded in Liber 08, Page 15, Wayne County Records, Thence South 27°45'34" East 15.00 feet; Thence South 62°13'54" West 87.83 feet; Thence North 27°45'34" West 15.00 feet, Thence North 62°13'54" East 87.83 feet to the Point of Beginning.

PROVIDED, That in dedication number 1 the portion described that is northerly from the intersection of Milwaukee Avenue and Trumbull Avenue up to East Grand Boulevard shall be named Trumbull Avenue; and that part westerly from the intersection of Milwaukee Avenue and Trumbull Avenue including the curving portion extending then northerly to East Grand Boulevard shall be named Milwaukee Avenue, and further

PROVIDED, That the petitioner shall design and construct the new streets as required by the City Engineering Division – DPW (CED)/Street Design Bureau and the Traffic Engineering Division – DPW; and further

PROVIDED, That the petitioner or their assigns shall be responsible for arranging the financing of the entire cost of the proposed street construction, including inspection, survey and engineering; and further

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

PROVIDED, That all taxes with respect to property of which the Dedication Area is a part of shall be paid and proof thereof furnished to the Law Department and/or City Engineering Division – DPW; and further

PROVIDED, That proof of compliance with Detroit Ordinance No. 29-94, Detroit Code Sections 2-1-11 through 2-1-15 also known as the Environmental Review Guidelines, is furnished to the Law Department and/or City Engineering Division – DPW; and further

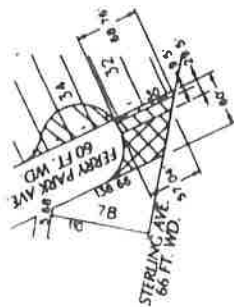
PROVIDED, That the fee owner submit a properly executed deed acceptable to the Law Department and/or City Engineering Division – DPW; and

PROVIDED, That the petitioner obtain Traffic Engineering Division, signature of approval on the final design and plans for the construction of the streets; and be it 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. 930
 GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O JOHN REDASH
 PHONE NO. 313 962-4442

"REVISED"



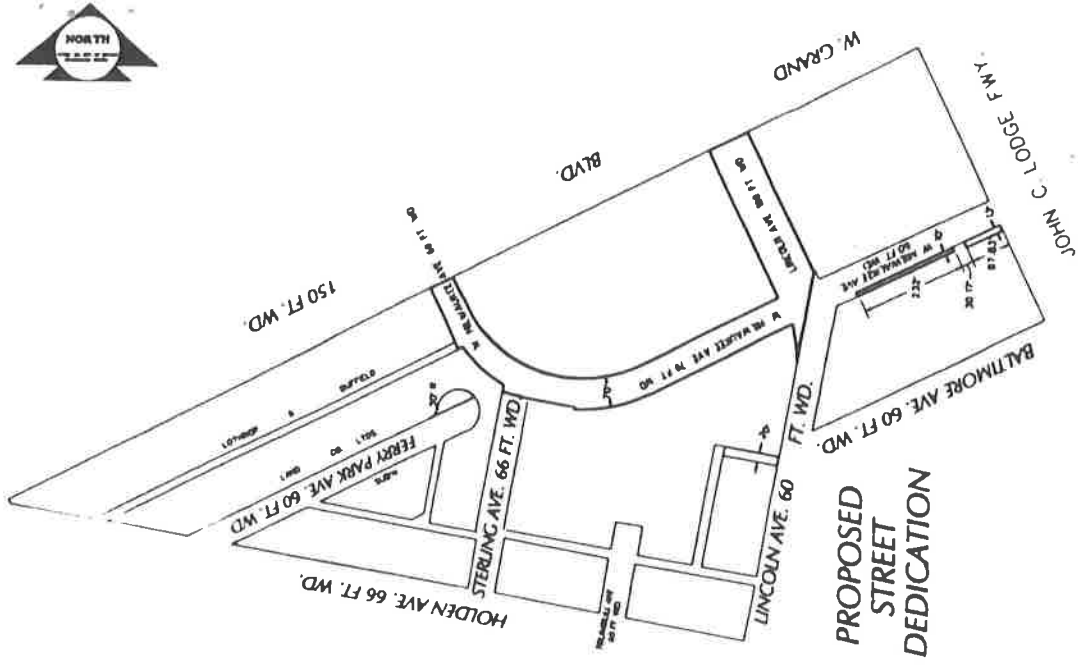
- REQUESTED FOR DEDICATION
- CONVERSION TO EASEMENT
- OUTRIGHT VACATION

NO.	SECTION	OWNER	STATUS
1	100 FT. WD.	W. ADAMS	W. ADAMS
2	100 FT. WD.	W. ADAMS	W. ADAMS
3	100 FT. WD.	W. ADAMS	W. ADAMS
4	100 FT. WD.	W. ADAMS	W. ADAMS
5	100 FT. WD.	W. ADAMS	W. ADAMS
6	100 FT. WD.	W. ADAMS	W. ADAMS
7	100 FT. WD.	W. ADAMS	W. ADAMS
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10	100 FT. WD.	W. ADAMS	W. ADAMS
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94	100 FT. WD.	W. ADAMS	W. ADAMS
95	100 FT. WD.	W. ADAMS	W. ADAMS
96	100 FT. WD.	W. ADAMS	W. ADAMS
97	100 FT. WD.	W. ADAMS	W. ADAMS
98	100 FT. WD.	W. ADAMS	W. ADAMS
99	100 FT. WD.	W. ADAMS	W. ADAMS
100	100 FT. WD.	W. ADAMS	W. ADAMS

FOR OFFICE USE ONLY

REQUEST TO OUTRIGHT VACATE VARIOUS PUBLIC STREETS AND ALLEYS VARIOUS WIDTHS
 REQUEST CONVERSION TO EASTMENT A PORTION OF FERRY PARK AVE., 20 FT. WD.
 AND

REQUEST FOR DEDICATION LINCOLN AVE. 100 FT. WD., FERRY PARK AVE., 30 FT. RADIUS AND W. MILWAUKEE AVE. VARIOUS WIDTHS
 IN THE AREA BOUND BY JOHN C. LODGE FWY., BALTIMORE, LINCOLN, HOLDEN AVE. AND W. GRAND BLVD.



CARTO 31 D
 CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU
 JOB NO. 01-01
 SHEET NO. X 930

DATE 04-04-16
 DRAWN BY WLW

NB
#27

**ADOPTED AS FOLLOWS
COUNCIL MEMBERS**

			YEAS	NAYS
Janee		AYERS	✓	
Scott		BENSON	✓	
Raquel		CASTANEDA-LOPEZ	✓	
*George		CUSHINGBERRY, JR.	✓	
Gabe		LELAND	✓	
Mary		SHEFFIELD	✓	
Andre		SPIVEY	✓	
James		TATE	✓	
Brenda	PRESIDENT	JONES	Left	Table
		*PRESIDENT PRO TEM		
			8	0