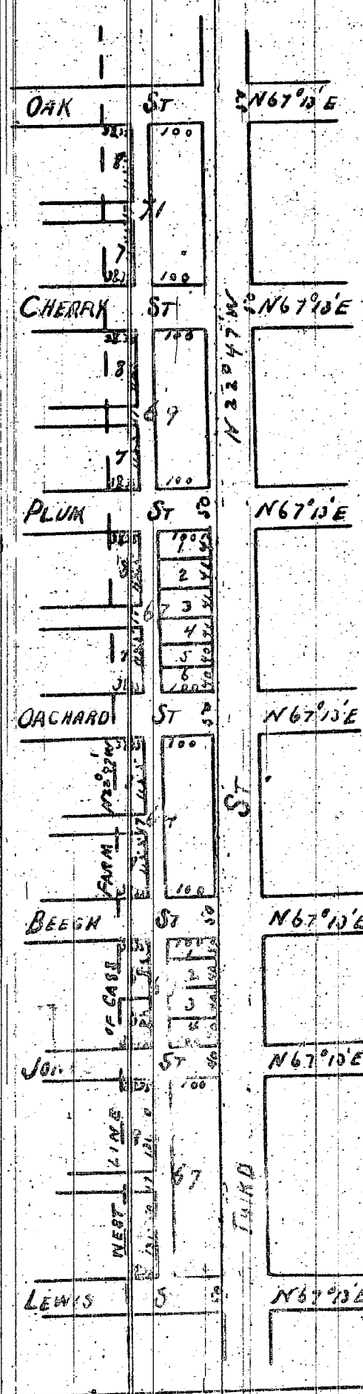
PLAT OF SUBDIVISION
— " OF BLOCKS 52, 61, 67 " —
— " & PART OF BLOCKS 57, 64, 69 & 71 " —
— " OF THE CASS FARM " —
CITY OF DETROIT

Received for Record Oct. 14 1863 at 10 1/2 O'clock A.M.
E. N. Lacroix
Register of Deeds
By E. P. Rankin Dep.

I certify the above to be correct from Survey and Calculation Detroit March 15th 1863
John F. Munro Sur.

State of Michigan } ss
Wayne County }
On this sixteenth day of March A.D. 1863 before me a Notary Public for said County personally appeared John F. Munro known to me to be the person whose certificate above attached, who acknowledged this plat to be his proper official act for the purposes therein set forth
A.H. Adams Notary Public
Wayne County Mich.

State of Michigan } ss. On this sixteenth day of
Wayne County } March A.D. 1863 before me a Notary Public
for said County personally appeared Lewis
Cass Jr. Attorney for Lewis Cass who acknowledges this plat of Subdivision to be the free
act and deed of said Lewis Cass by him his
legally authorized attorney
A.H. Adams (Seal)
Notary Public
Wayne County
Mich.

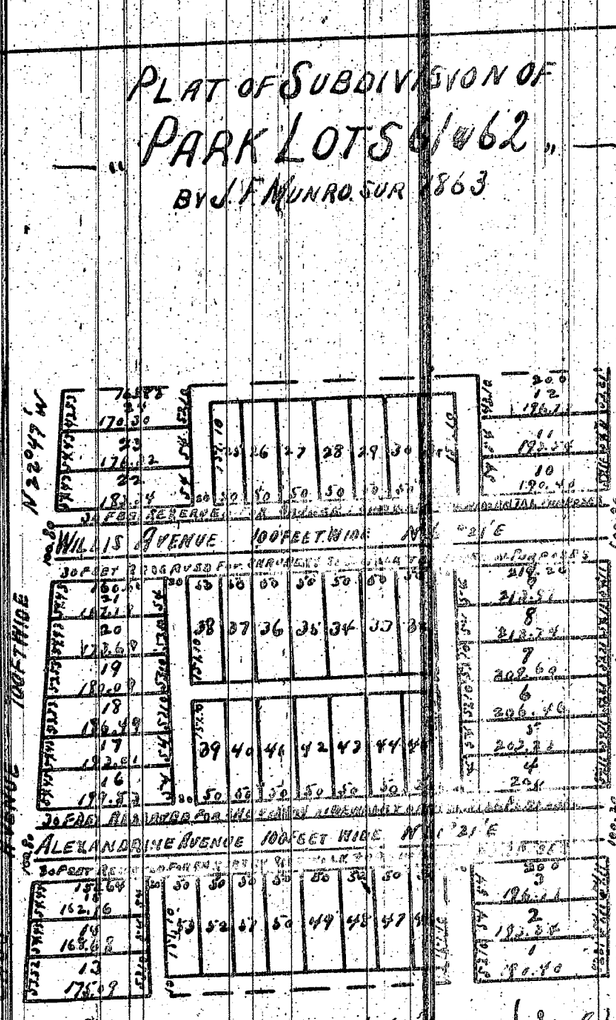


Approved June 9, 1863
E. A. Brush
H. P. Baldwin } Commissioners on Plan of City

The within plan of Subdivision of Blocks Numbered fifty two (52) fifty seven (57) sixty one (61) sixty four (64) sixty seven (67) sixty nine (69) and seventy one (71) on the Cass Farm in the City of Detroit County of Wayne and State of Michigan is hereby executed by me this fifth day of February A.D. 1863
Witness my hand and seal at Detroit the day and year above mentioned
A.H. Adams
Wm Fraser } Lewis Cass (seal)
By his atty
Lewis Cass Jr.

This is to certify that the above plat has been compared with the original plat of record in the office of Register of Deeds, Wayne County, and found to be a true copy of the same.
A.H. Williamson
Surveyor.

PLAT OF SUBDIVISION OF
— " PARK LOTS 61 & 62 " —
BY J.F. MUNRO SUR 1863



Received for Record Oct. 18. 1863 at 3 1/2 O'clock P.M.
E. N. Lacroix Reg.
By E. P. Rankin Dep.

State of Michigan } ss. On this 29th day of September A.D. 1863 before me
County of Wayne } personally came Alexandrine M. Willis and
Richard Sloan Willis known to me to be the persons who signed the above
plan of the Subdivision of Park Lots numbered sixty one (61) and sixty two
(62) and acknowledged that they had signed the same for the purpose of mak-
ing a legal Subdivision of said Park Lots and that the same was their free
act and deed. And the said Alexandrine M. Willis wife of said Richard
S. Willis on a private examination taken separate and apart from her
said husband acknowledged that she had executed the same freely and
without any fear of or compulsion from any person
James E. Fiske (Seal)
Notary Public
Wayne County
Mich.

I certify this plat to be correct from actual Survey and Calculation
Detroit Sept 29. 1863
John F. Munro (Seal)

State of Michigan } ss. On this 29th day of September A.D. 1863 before me
Wayne County } the Subscriber a Notary Public in and for said
County personally appeared John F. Munro and acknowledged that he
had made the foregoing certificate
(Seal) E. P. Rankin
Notary Public
Wayne Co. M.

Alexandrine M. Willis (Seal)
Richd Sloan Willis (Seal)

Approved Oct 18. 1863
E. A. Brush
H. P. Baldwin } Commissioners on Plan of the City
Geo. Jerome

The undersigned Constituting the Board of Commissioners upon the plans of the City of Detroit do hereby Consent to the Subdivision of Park Lots 61 & 62 into Blocks and Streets in due manner and forms indicated by the above plat and they do hereby approve of such plat of the Subdivision
Dated Detroit Sept 29. 1863
H. P. Baldwin } Commissioners
Geo. Jerome }

I hereby certify that these plats are correct copies of the plats now on record in the Register of Deeds office, being made under the supervision of the Auditor General by tracing the plats on record and affixing thereto carefully compared copies of the dedications and certificates.
Dated this 5th day of Aug. 1910
Geo. W. Bennett
Clerk And Guild. Dept.

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Department of Public Works
City Engineering Division
December 20, 1994

Honorable City Council:

Re: Petition No. 2092 The Children's Center of Wayne County Requesting permission to fence a portion (north side) of W. Alexandrine between Cass and Woodward; also parking lot, play-area and landscape improvements.

Petition No. 2092 of "The Children's Center of Wayne County" requests permission to encroach into the north side of W. Alexandrine Avenue, 100 feet wide, between Cass and Woodward Avenues to install and maintain ornamental fences; also parking lot, play-area and landscape improvements are planned. The size of the requested area for berm encroachments is about 20 feet by 240 feet in front of property owned by the petitioner. A ten feet wide public sidewalk area will remain.

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

The petitioner must pay all costs to construct and maintain the proposed encroachments within the north berm area. The "Children's Center" (or their assigns) must obtain permits from the City Engineering Division — DPW for the barricade, occupancy and/or construction within the north berm area. The "Children's Center" must apply to the Department of Public Works (in conjunction with any building permits required by Buildings and Safety Engineering Department, if necessary) for the review and approval of "curb cuts" to change, remove and/or replace driveways into W. Alexandrine Avenue. All public property work, including maintenance, shall be subject to city permits, inspection, and specifications.

Plant materials within the north berm area must be approved by the Recreation Department in accord with Detroit Code Section 57-2-18.

Ameritech/Michigan Bell Telephone Company, the Detroit Edison Company, Public Lighting Department, and the Water and Sewerage Department have reported facilities in the area.

The Public Lighting Department (PLD) will require a minimum vertical clearance of one foot, and a minimum horizontal clearance of three and one-half feet between PLD street lighting, electrical power circuits (and any other PLD facilities, including poles) and the proposed north berm area encroachments.

The Water and Sewerage Department (DWSD) will require a minimum vertical clearance of one foot, and a minimum horizontal clearance of three and one-half feet between DWSD sewers, drains, water mains, fire hydrants, catch basin, sewer and water manholes (and any other DWSD facilities) and the proposed north berm area encroachments.

All other involved city departments and privately-owned utility companies have requested the petitioner make use of "Miss Dig" facilities before any excavations are made within the north berm area of W. Alexandrine. Should damages to utilities occur the petitioner shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations.

An appropriate resolution, granting the petition, is attached for consideration by your Honorable Body.

Respectfully submitted,
SUNDAY JAIYESIMI
City Engineer

By Council Member Ravitz:

RESOLVED, The City Engineering Division — DPW is hereby authorized and directed to issue permits to "The Children's Center of Wayne County" to use a portion of the north berm area of W. Alexandrine Avenue, 100 feet wide, between Cass and Woodward Avenues to install and maintain ornamental fences; also parking lot, play-area and landscape improvements; said part of public street right-of-way described as follows:

All that part of W. Alexandrine Avenue, 100 feet wide, between Cass and Woodward Avenues, being more particularly described as follows: Commencing at the southwestern corner of Lot 16 of the "Plat of Subdivision of Park Lots 61 and 62", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 128, Plats, Wayne County Records; thence N.61°21'00"E., along the north line of W. Alexandrine Avenue (100 feet wide), 79.53 feet to the point of beginning; thence N.61°21'00"E., along the north line of W. Alexandrine Avenue (100 feet wide), 240.00 feet to the southeastern corner of Lot 40 of said "Plat of Subdivision of Park Lots 61 and 62", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 128, Plats, Wayne County Records; thence S.28°39'00"E., along the east line extended south of said Lot 40, 20.00 feet; thence S.61°21'00"W., along a line of 20.00 feet south of and parallel to the north line of W. Alexandrine Avenue (100 feet wide), 241.61 feet; thence N.24°02'35"W., 20.06 feet to the point of beginning; containing about 4,816 square feet or 0.1106 acre more or less;

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Encroachments to consist of ornamental fences, parking lots, play-area equipment, paved walkways, trees, shrubs and other landscape improvements within the boundary of the above described north berm area of public street right-of-way; said encroachments being, generally, patterned after the drawing entitled: "Preliminary Site Plan; Project — The Children's Center; prepared by John Grissim & Associates, landscape architects and site planners, 37801 Twelve Mile Road, Farmington Hills, MI 48331 (810-553-2500); dated Feb. 26, 1992 (NOT FOR CONSTRUCTION);

PROVIDED, The petitioner shall file with the Finance Department an indemnity agreement approved by the Law Department, saving and protecting the City of Detroit from any and all claims which may arise therefrom. Also, the petitioner shall be required by the Law Department in conjunction with the Finance Department — Risk Management Division to present proof of financial capability (bonds or insurance) to pay any claims, damages or expenses that may arise as a result of the installation, maintenance or use of a proposed parking lot, play-area equipment, ornamental fences, plant materials and landscape improvements within public street rights-of-way; and further

PROVIDED, That such use of public property shall be under the rules and regulations of the City Engineering Division — DPW in conjunction with the Traffic Engineering Division — DPW and the Recreation Department; and further

PROVIDED, That the property owned by the petitioner and adjoining the herein above described part of public street right-of-way shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total area of said north berm; and further

PROVIDED, All costs for the construction, maintenance, permits and use of the parking lot, play-area expansion, ornamental fence, plant materials and landscape improvements shall be borne by the petitioner; and further

PROVIDED, The City of Detroit retains all rights and interests in said above described area of public street right-of-way. Further, the city and all utility companies retain their rights to establish, maintain, inspect and service any utilities within or over said area. The utility companies shall have the right to cross or use the driveways and yards of the adjoining property for ingress and egress at any time to and over said area with any necessary equipment to perform the above mentioned tasks. The utility companies shall use due care in such crossing or use. Any property damaged by the utility companies (other than that specifically prohibited by this resolution) shall be restored to a satisfactory condition; and further

PROVIDED, Said encroachments within the north berm area of W. Alexandrine Avenue shall be installed and maintained in accord with detailed permit application drawings (to be submitted by the petitioner or their assigns), generally, patterned after the drawing entitled: "Preliminary Site Plan; Project — The Children's Center; prepared by John Grissim & Associates, landscape architects and site planners, 37801 Twelve Mile Road, Farmington Hills, MI 48331 (810-553-2500); dated Feb. 26, 1992 (NOT FOR CONSTRUCTION). [NOTE; The city reserves the right to require any necessary review-approval of public utilities and/or affected city departments after "final construction plans' have been submitted to the City Engineering Division — DPW.]; and further

PROVIDED, The "Children's Center" (or their assigns) shall obtain permits from the City Engineering Division — DPW for the barricade, occupancy and/or construction within the north berm area. The "Children's Center" shall apply to the Department of Public Works (in conjunction with any building permits required by Buildings and Safety Engineering Department, if necessary) for the review and approval of "curb cuts" to change, remove and/or replace driveways into W. Alexandrine Avenue. All public property work, including maintenance, shall be subject to city permits, inspection, and specifications; and further

PROVIDED, "The Children's Center for Wayne County" shall apply to the Recreation Department for a permit to plant trees and shrubs (or any other plant materials) within said north berm area in accord with Detroit Code Section 57-2-18; and further

PROVIDED, The berm encroachments shall be installed and maintained according to the specifications of the Public Lighting Department (PLD), including the minimum vertical clearance of one foot and a minimum horizontal clearance of three and one-half feet between PLD traffic signal conduit, handholes, poles, and street lighting conduit (and any other PLD facilities) and the proposed north berm area encroachments; and further

PROVIDED, The berm encroachments shall be installed and maintained according to the specifications of the Water and Sewerage Department (DWSD), including minimum vertical clearance of one foot and a minimum horizontal clearance of three and one-half feet between DWSD sewers, drains, water mains, fire hydrants, catch basins, sewer and water manholes or shut-offs (and any other DWSD facilities) and the proposed north berm area encroachments; and further

PROVIDED, If it becomes necessary to repair or replace the utilities located or to be located in the public rights-of-way, by the acceptance of this permission, the 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 at "The Children's Center'" expense; and further

PROVIDED, All of the petitioner's public property fence and gate installations shall be subject to the review and approval of the City Engineering Division — DPW (in conjunction with Traffic Engineering Division — DPW, Planning and Development Department, and Recreation Department, if necessary); and further

PROVIDED, The petitioner's public property fence and gate installations shall provide 13 feet horizontal and 15 feet vertical clearances for utility maintenance vehicles; and further

PROVIDED, Permission to use said north berm area (to install and maintain ornamental fences, parking lots, play-area and landscape improvements) may be rescinded at any time by the Department of Public Works. Further, the issuance of permits does not waive the rights of the city to use the area for street widening or other purposes; and further

PROVIDED, The petitioner shall be liable for all claims, demands, costs, damages, expenses, and causes of action of every kind and character arising in favor of any person, or other legal entity on account of personal injuries or death or damage to property caused by or claimed or alleged to have arisen out of use, misuse, or failure to properly install and maintain ornamental fences, parking lots, play-area equipment and landscape improvements within said north berm area of W. Alexandrine Avenue. The installation and maintenance of said encroachments shall comply with rules and regulations of the City Engineering Division — DPW, and the Recreation Department; and further

PROVIDED, That said permittee shall be subject to any tax under the provisions of the General Property Tax Act which may be levied against it pursuant to law; 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 said encroachment shall be removed at the expense of the permittee 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 at the permittee's sole cost and expense; and further

PROVIDED, That said permits issued by the City Engineering Division — DPW, Recreation Department and/or the Buildings and Safety Engineering Department are granted with the distinct understanding that in the event the City Charter, or Detroit Codes, or ordinances, or resolutions, or City policies (governing the placement of encroachments in public rights-of-way) are amended to provide for the levying thereafter, of a fee, charge or rental, to be hereafter determined upon, for the occupancy of public streets, alleys or other public places, that the permittee will pay said fee, charge or rental provided for in said Charter, or codes, or ordinances, or resolutions, or policies; also said permittee does hereby bind itself thereunto, and to accept said permits on the conditions hereby imposed, and in the event said permittee shall contest the validity of said Charter, or codes, or ordinances, or resolutions, or policies of said fee, charge or rental, or upon refusal to pay same, these permits shall immediately become void; and further

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

PROVIDED, That the petitioner shall call "Miss Dig" (to obtain the approximate field location of buried utilities) at least 72 hours prior to the installation-construction of ornamental fences, parking lots, play-area equipment, paved walkways, trees, shrubs and any other landscape improvements within public rights-of-way; and further

PROVIDED, The filing of the indemnity agreement and the securing of the necessary permits referred to herein shall be construed as acceptance of this resolution by the permittee; and further

PROVIDED, That the encroachment permit shall not be assigned or transferred without the written approval of the City Council; 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.

Adopted as follows:

Yeas — Council Members Cockrel, Everett, Hill, Hood, Ravitz, Scott, Tinsley-Williams, and President Mahaffey — 8.

Nays — None.

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JAN 23 1995

STATE OF MICHIGAN) ss. SHORT FORM - TRUE COPY CERTIFICATE
CITY OF DETROIT)

I, Jackie L. Currie CITY CLERK of the City of Detroit, do hereby certify that the annexed paper is a True Copy of a Resolution

adopted by the City Council on January 11, 1995

and approved by the Mayor on January 23, 1995

Detroit Legal News dated January 16, 1995

as appears from the ~~JOURNAL~~ of said City Council, on file in my office.

Li 27872
Pa 182 & 183
R'cd February 7, 1995

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said City, at Detroit, on

February 6, 1995

Jackie L. Currie
City Clerk

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