



CITY OF DETROIT
GENERAL SERVICES DEPARTMENT

115 ERSKINE ST.
DETROIT, MICHIGAN 48201
PHONE 313 • 224-1100
FAX 313 • 628-1915

September 11, 2024

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, MI 48226

RE: **Consent To Grade Temporary Construction Easement – 5995 Hurlbut
The Michigan Department of Transportation**

Honorable City Council:

The City of Detroit, Department of Parks and Recreation (“DPR”) has received an offer from the Michigan Department of Transportation (“MDOT”) to acquire a Consent to Grade Temporary Construction Easement (“Temporary Construction Easement”) over a portion of certain City-owned real property at 5995 Hurlbut (the “Property”) for the amount of Five Hundred and 00/100 Dollars (\$500.00).

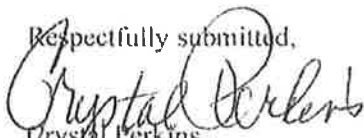
The Property is bounded by E. Edsel Ford Fwy., Hurlbut St, Shoemaker St, and Cadillac Ave. It is zoned R2 (Single Family Residential District) and consists of a park measuring a total of approximately 1.758 acres. MDOT is proposing to grade the northern 1200 sq ft of the site (as illustrated in the attached Exhibit B).

MDOT wishes to acquire access to the Property to facilitate the completion of its I-94 Modernization Project. The project involves the reconstruction of an approximately seven-mile stretch along the I-94 (Edsel Ford Fwy) corridor. The purpose of the project is to improve the safety, capacity, connectivity, and condition of the freeway. It will include the widening of the freeway, new bridges, new interchanges, the construction of retaining walls, improvements of service roads and a new drainage system. Along some areas grading and sidewalk reconstruction will be required, to allow new roadways and existing properties to match up smoothly without changes in elevation.

The terms of the Temporary Construction Easement are as outlined in that certain Michigan Department of Transportation Consent to Grade Agreement, CS 82025, JN 122367, Parcel 3196 (5995 Hurlbut), attached to the resolution submitted herewith. It is anticipated that the improvements to 5995 Hurlbut will be completed within a thirty-six (36) month period.

In support of the improvements proposed by MDOT along the I-94 corridor, we hereby request that your Honorable Body adopt the attached resolution with a **Waiver of Reconsideration** and authorize the Director of P&DD, or his or her authorized designee to execute the Consent to Grade Agreement with the Michigan Department of Transportation.

Respectfully submitted,


Crystal Perkins
Director

cc: Malik Washington, Mayor's Office

RESOLUTION

BY COUNCIL MEMBER _____

NOW, THEREFORE, BE IT RESOLVED, that Detroit City Council hereby approves the grant of a non-exclusive Consent to Grade Temporary Construction Easement to the Michigan Department of Transportation, in, on and across that certain part of the City's real property at 5995 Hurlbut Detroit, MI (the "Property"), as more particularly described in the attached Exhibit A incorporated herein, to the Michigan Department of Transportation for the amount of Five Hundred and 00/100 Dollars (\$500.00); and be it further

RESOLVED, that the additional terms of the Consent to Grade Agreement shall be outlined in that certain Michigan Department of Transportation Consent to Grade Agreement, CS 82025, JN 122367, Parcel 3196 (5995 Hurlbut), attached to the resolution submitted herewith as Exhibit B; and be it further.

RESOLVED, that the Director of the Planning and Development Department, or his or her authorized designee, is authorized to execute the Consent to Grade Agreement and other such documents necessary consistent with this resolution; and be it further.

RESOLVED, that the P&DD Director, or his or her authorized designee, is authorized to execute any required instruments to make and incorporate technical amendments or changes to the Consent to Grade Agreement (including but not limited to corrections to or confirmations of legal descriptions, or timing of tender of possession of particular parcels) in the event that changes are required to correct minor inaccuracies or are required due to unforeseen circumstances or technical matters that may arise prior to the conveyance of the Property, provided that the changes do not materially alter the substance or terms of this transaction; and be it finally

RESOLVED, that the Consent to Grade Agreement be considered confirmed when executed by the P&DD Director, or his or her authorized designee, and approved by the Corporation Counsel as to form.

(See Attached Exhibits A and B)

WAIVER OF RECONSIDERATION

EXHIBIT A

LEGAL DESCRIPTION

Property situated in the City of Detroit, Wayne County, Michigan, described as follows:

W HURLBUT PT OF LOTS 86,117,118 AND VAC ALLEY ADJ LYG S OF FORD FWY BLK 2 CHRISTYS
SUB L23 P47 PLATS, W C R 19/421 LOTS 1 THRU 8 and N 20 FT LOT 9 & LOTS 49 50 THRU 56
and PT OF LOT 57 LYG S OF FORD FWY AND VAC ALLEY ADJ BESSENGER & MOORES CADILLAC
AVE SUB NO 2 L27 P69 PLATS, W C R 19/149 76,566 SQ FT

A/K/A 5995 Hurlbut
Tax ID No. 19004605-6

Description Correct
Office of the Assessor

By: _____
Land Records Maintenance
City of Detroit

EXHIBIT B

Michigan Department
of Transportation

CONSENT TO GRADE

TO THE MICHIGAN DEPARTMENT OF TRANSPORTATION
*This information required by Act 286, P.A. of 1964, in order to
grant Michigan Department of Transportation access to property.*

For the sum of \$500 (Five Hundred Dollars)

the grantors Detroit Parks & Recreation

2 WOODWARD AVE, STE 908, DETROIT, MI 48226

grant to the Michigan Department of Transportation, whose address is 425 W. Ottawa, PO. Box 30050, Lansing
MI 48909, consent to GRADE including, but not limited to, the right to any

drainage structure replacement or repair, the right to remove trees, shrubs, and vegetation as necessary in the
judgment of the Michigan Department of Transportation and the right of temporary occupancy by public utilities

upon a parcel of land situated in the CITY of DETROIT

County of WAYNE State of Michigan, described as:

W Hurlbut pt of 86, 117, 118 and Vac Alley adj lyg S of Ford Fwy Blk 2 Christys Sub L23 P47 Plats, W C R
19/421 1 thru 8 N 20 ft 9&49 50 thru 56 pt of 57 lyg S of Ford Fwy and Vac Alley adj Bessenter & Moores
Cadillac Ave Sub No 2 L27 P69 Plats, W C R 19/149 76,566 Sq Ft
Commonly known as: 5995 Hurlbut, Detroit, MI 48213

This consent is effective from commencement to completion of construction activities on the parcel. The City of
Detroit reserves the right to revoke this consent if construction activities have not commenced within 36-months
of execution of the consent. If electing to revoke the consent, the City of Detroit shall provide written notification
to the Michigan Department of Transportation 60-days prior to the date of revocation.

Signed this _____ day of _____, 20__

X _____
Grantor -
Title -

X _____
Grantor -
Title -

X _____
Grantor -
Title -

X _____
Grantor -
Title -

PROPERTY TAX CODE 19004605-6		STATIONING	
CONTROL SECTION 82025	PARCEL 3196	NAME Detroit Parks & Recreation	
JOB NO 122367	FEDERAL ITEM NO	FEDERAL PROJECT	

CORPORATE NOTARY ACKNOWLEDGEMENT

Notary Public, State of _____ County of _____ (Commission)

The foregoing instrument was acknowledged before me in _____ County, this _____ day of _____, 20____
 Acting in the County of _____

by _____ the _____ and
 Name of Officer Title of Officer

by _____ the _____ and
 Name of Officer Title of Officer

by _____ the _____ and
 Name of Officer Title of Officer

of _____ a _____, on behalf of the
 Name of corporation/partnership/entity Type of corporation/partnership/entity

Corporation/partnership/entity _____

My Commission Expires on _____

NOTARY PUBLIC –

Drafted by:

Michigan Department of Transportation
 18101 W NINE MILE RD
 SOUTHFIELD, MI 48075

When recorded return to:

ATTN: TOM JAY
 Michigan Department of Transportation
 18101 W NINE MILE RD
 SOUTHFIELD, MI 48075

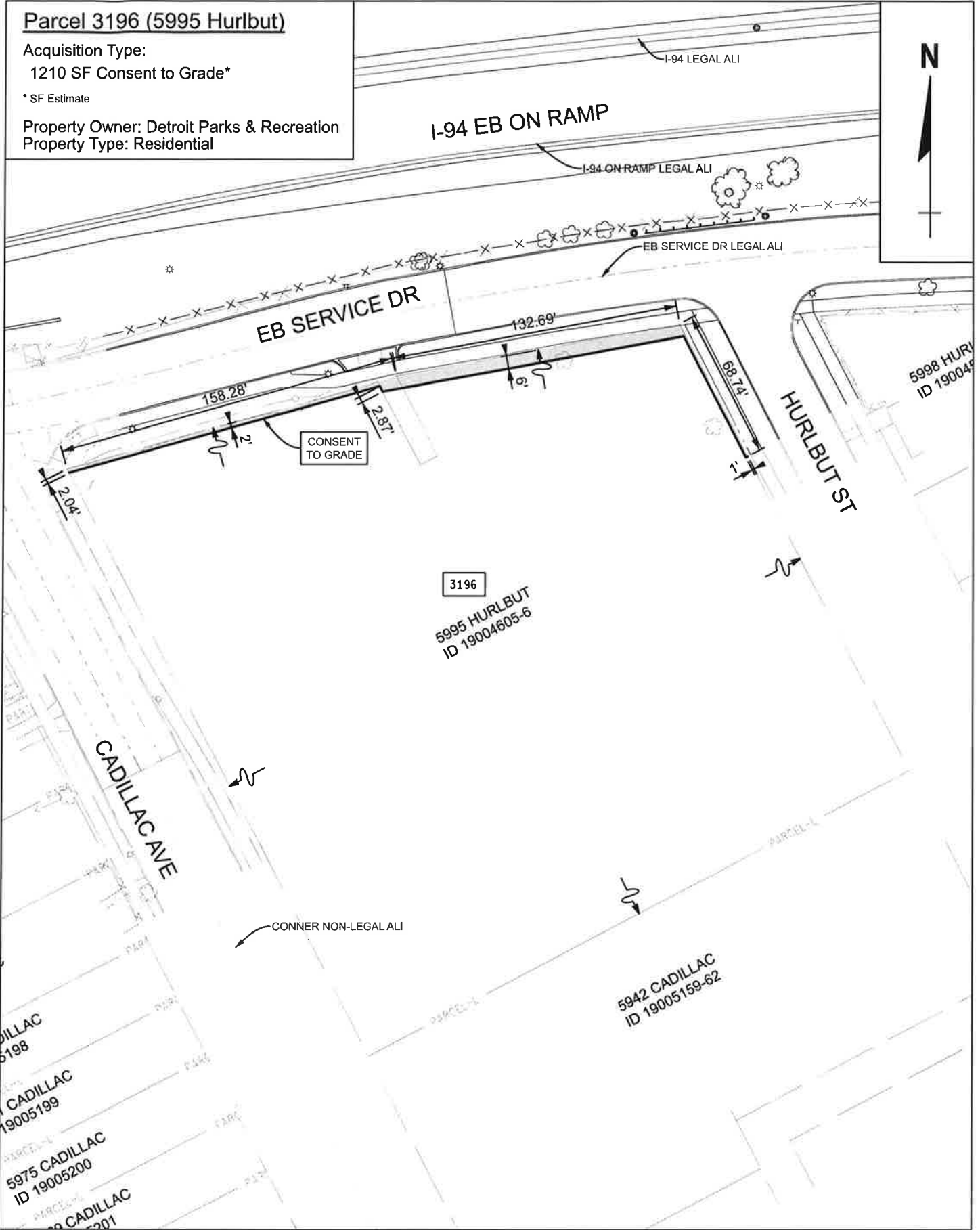
PROPERTY TAX CODE 19004605-6		STATIONING	
CONTROL SECTION 82025	PARCEL 3196	NAME Detroit Parks & Recreation	
JOB NO 122367	FEDERAL ITEM NO		FEDERAL PROJECT

Parcel 3196 (5995 Hurlbut)

Acquisition Type:
1210 SF Consent to Grade*

* SF Estimate

Property Owner: Detroit Parks & Recreation
Property Type: Residential



5995 HURLBUT EXHIBIT "B"
CS 82025 MICHIGAN DEPARTMENT OF TRANSPORTATION JN 122367