



**DEPARTMENT OF PUBLIC
WORKS**

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October 11, 2024

Honorable City Council:

RE: Petition No. x2024-355 – Henry Ford Health System request for various encroachments within the right-of-way; including (2) Milwaukee Ave., between Lincoln St. and John C. Lodge; within Lincoln St. between W. Grand Blvd. and Milwaukee Ave.; within Milwaukee Ave. between John C. Lodge and W. Grand Blvd.; and within W. Grand Blvd. between Lincoln St. and John C. Lodge, for an existing canopy with supports and the installation of multiple pedestrian and utility bridges.

Petition No. x2024-355 – Henry Ford Health System, request for various encroachments within the right-of-way; including (2) Milwaukee Ave. (60 ft. wide), between Lincoln St. (60 ft. wide) and John C. Lodge; Lincoln St. (60 ft. wide), between W. Grand Blvd. (150 ft. wide) and Milwaukee Ave. (60 ft. wide); Milwaukee Ave. (60 ft. wide) between John C. Lodge and W. Grand Blvd. (150 ft. wide); Lincoln St. (60 ft. wide) between Milwaukee Ave. (60 ft. wide) and W. Grand Blvd. (150 ft. wide); and W. Grand Blvd. (150 ft. wide) between Lincoln St. (60 ft. wide) and John C. Lodge for an existing canopy with supports and the installation of multiple pedestrian and utility bridges.

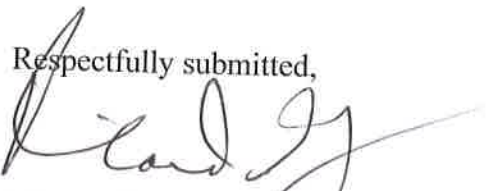
The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

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

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are 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

Cc: Ron Brundidge, Director, DPW

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Henry Ford Health System or their assigns to install and maintain various encroachments within the right-of-way, further described as: Land in the City of Detroit, Wayne County, Michigan;

1. Utility bridge on Milwaukee Ave. (60 ft. wide), dimensions of 13.9' by 60', said utility bridge will extend 60' over Milwaukee Ave., ranging from 51' to 71.5' above grade, lying northerly of and adjacent to lot 5 and lying southerly of and adjacent to lot 7 of the "Morin and Moross Subdivision" as recorded in Liber 8, Page 15 of Plats, Wayne County Records.
2. Pedestrian bridge on Milwaukee Ave. (60 ft. wide), dimensions of 21.5' by 60', said pedestrian bridge will extend 60' over Milwaukee Ave. ranging from 16' to 56.5' above grade, lying northerly of and adjacent to lots 2 and 3 of the "Eugene Robinson's Subdivision" as recorded in Liber 15, Page 34, and lying southerly of and adjacent to lot 5 of the "Morin and Moross Subdivision" as recorded in Liber 8, Page 15 of Plats, Wayne County Records.
3. Pedestrian bridge and Caisson on Lincoln St. (60 ft. wide), dimensions of 60' by 13.7', said pedestrian bridge will extend 60' over Lincoln St. for and ranging from 16.1' to 40' above grade. The Caisson shall have a 6' diameter and will range from 24' above grade to 162' below grade. Lying westerly of and adjacent to lot 32 and lying easterly of and adjacent to lot 36 of "Avery & Van Husan's Subdivision" as recorded in Liber 15, Page 13 of Plats, Wayne County Records
4. Pedestrian bridge on Milwaukee Ave (60 ft. wide), dimensions of 12.5' by 70', ranging, said pedestrian bridge will extend 70' over Milwaukee Ave. and range from 19' to 42' above grade, lying southerly of and adjacent to lot 41 and lying northerly of and adjacent to lot 44 of "Avery & Van Husan's Subdivision" as recorded in Liber 15, Page 13 of Plats, Wayne County Records.
5. Existing canopy encroaching in the westerly part of Lincoln St. (60 ft. wide), said existing canopy will extend 16.5' into the westerly part of Lincoln St., ranging from 15' to 20' above grade, along with three existing canopy supports. Said three canopy supports will extend 4.6' into the westerly part of Lincoln St. and range 20' above grade and 162' below grade, lying westerly and adjacent to lots 36 and 37 of "Avery & Hussan's Subdivision" as recorded in Liber 15, Page 13 of Plats, Wayne County Records.
6. Pedestrian bridge on W. Grand Blvd (150 ft. wide), dimensions of 20.3' by 150', said pedestrian bridge will extend 150' over W. Grand Blvd., ranging from 17.4' to 39.4' above grade, lying 120.8' to the west of the edge of the property on the north side of W. Grand Blvd and 127' to the west of the edge of the property on the south side, of "Lothrop and Duffield Boulevard Park Subdivision" as recorded in Liber 28, Page 1 of Plats, Wayne County Records.

Mayor's Office – City Council Liaison

RESOLVED, that the Director of the Department of Public Works, or his or her designee, is authorized to execute any document or documents necessary or convenient to make and incorporate technical amendments, corrections, or other minor changes to any document or documents necessary or convenient in furtherance of or to effectuate the action or transaction hereby approved, including the legal description of any property described herein, in the event there are any scrivener's errors, mistakes of fact, or changes in circumstances, or as may be required to correct minor inaccuracies, or are necessitated by unforeseen circumstances or technical matters, provided that the changes do not materially alter the substance or terms of the action or transaction hereby approved;"

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs 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 caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it 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 be it further

PROVIDED, that if DWSD facilities located within the right-of-way 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 costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Henry Ford Health System or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; 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; and further

PROVIDED, that all costs for the construction, maintenance, permits and use of the encroachments shall be borne by Henry Ford Health System or their 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 Henry Ford Health System or their assigns. Should damages to utilities occur Henry Ford Health System or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; 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, that Henry Ford Health System or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement 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 of Henry Ford Health System or their assigns of the terms thereof. Further, Henry Ford Health System or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

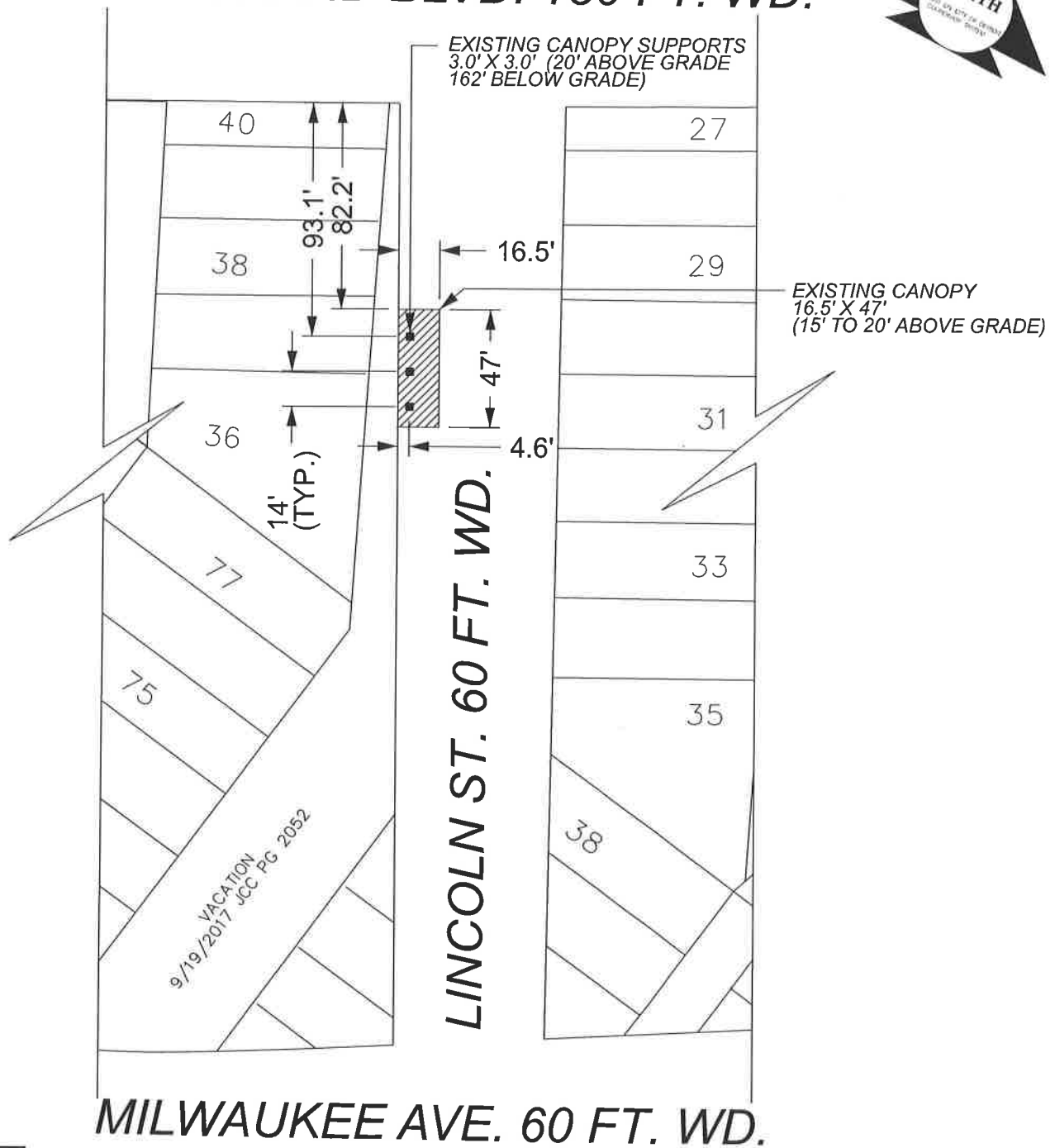
PROVIDED, this resolution is revocable at the will, whim or caprice of the City Council, and Henry Ford Health System acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and 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.

MAP-24-113

W. GRAND BLVD. 150 FT. WD.



MILWAUKEE AVE. 60 FT. WD.

-  - REQUEST ENCROACHMENT (For Existing Canopy Supports)
-  - REQUEST ENCROACHMENT (For Existing Canopy)

(FOR OFFICE USE ONLY)

CARTO 31 D

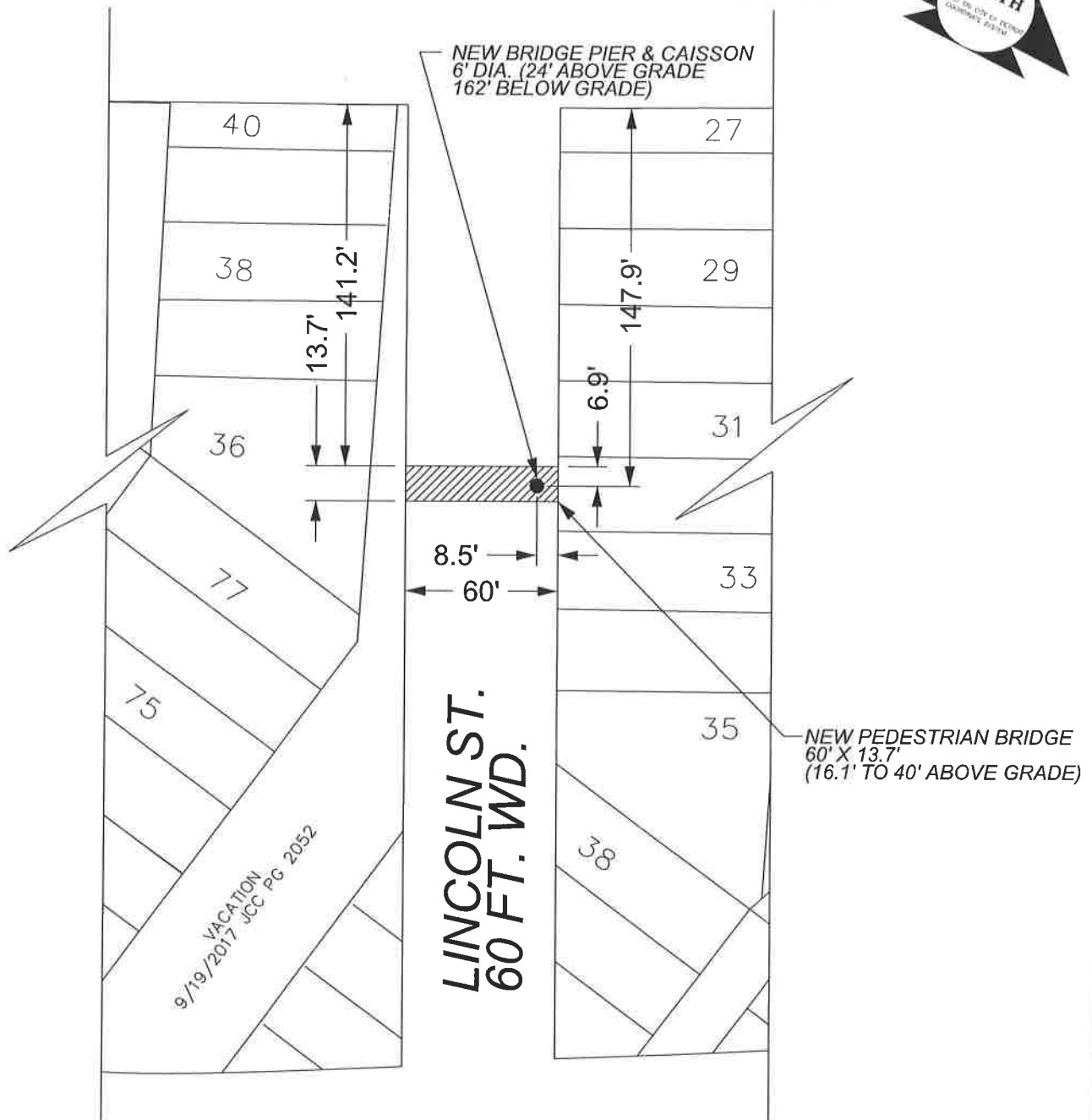
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	DESCRIPTION	DRWN	CHKD	APPD	DATE
	REVISIONS				
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	DATE	08-07-2024	APPROVED	RW	

REQUEST ENCROACHMENT
 INTO LINCOLN ST.
 AT 2764 W. GRAND BLVD.



CITY OF DETROIT	
CITY ENGINEERING DIVISION	
SURVEY BUREAU	
JOB NO.	24-113
DRWG. NO.	01

MAP-24-113

W. GRAND BLVD. 150 FT. WD.



MILWAUKEE AVE. 60 FT. WD.

-  - REQUEST ENCROACHMENT
(For New Bridge Pier and Caisson)
-  - REQUEST ENCROACHMENT
(For New Pedestrian Bridge)

(FOR OFFICE USE ONLY)

CARTO 31 D

B					
A					
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	REVISIONS				
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	DATE	APPROVED	RW		
	08-07-2024				

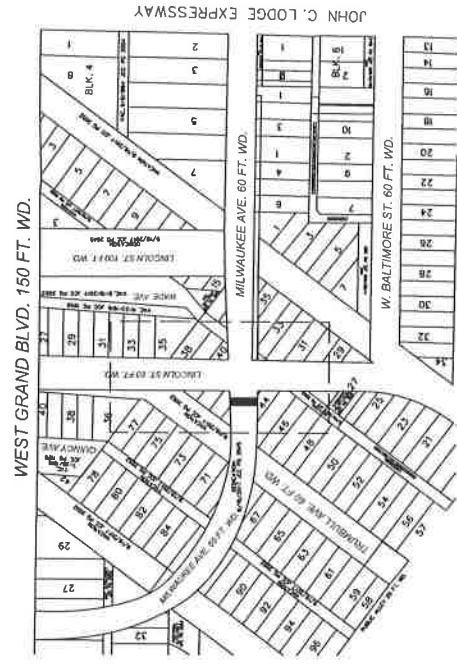
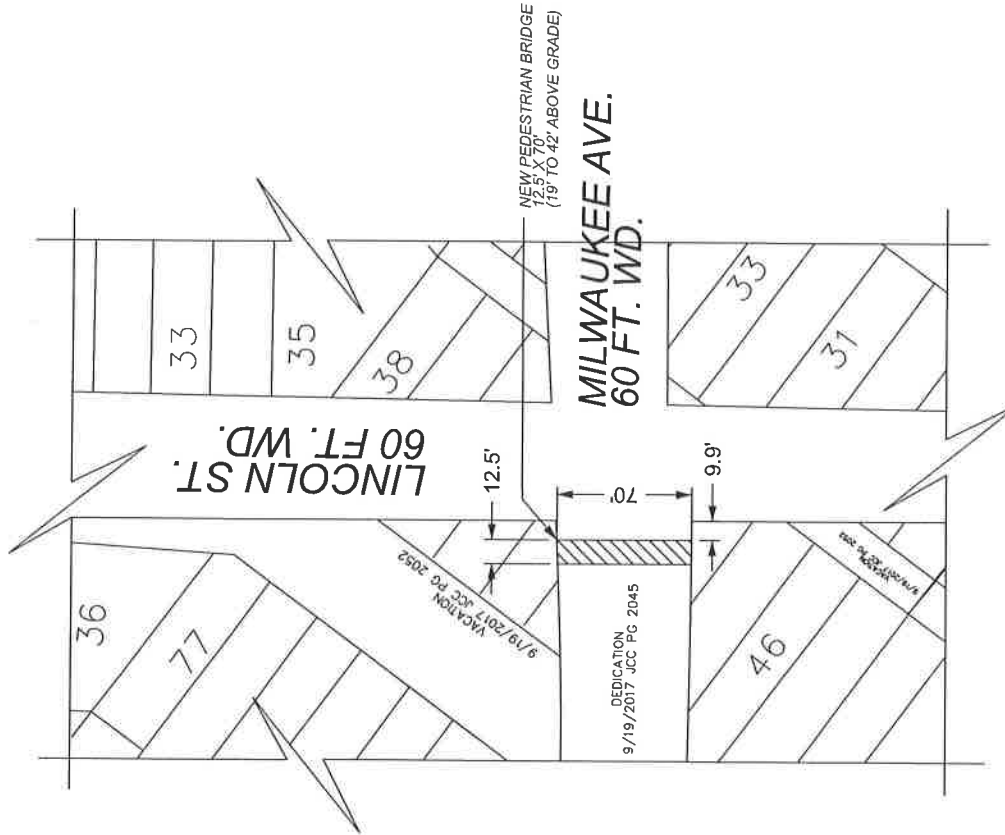
**REQUEST ENCROACHMENT
INTO LINCOLN ST.
AT 2764 W. GRAND BLVD.**

CITY OF DETROIT
CITY ENGINEERING DIVISION
SURVEY BUREAU

JOB NO. 24-113

DRWG. NO. 02

MAP-24-113



 - REQUEST ENCROACHMENT
(For New Pedestrian Bridge)

(FOR OFFICE USE ONLY)

CARTO 31 D

B							
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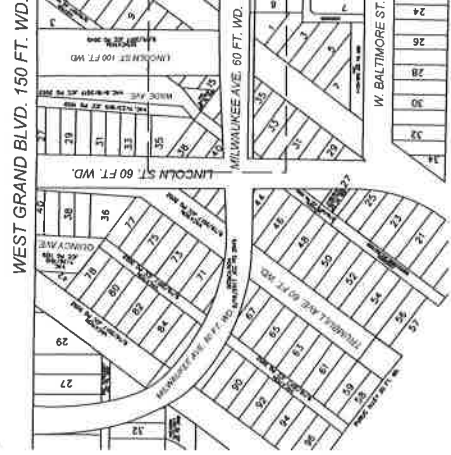
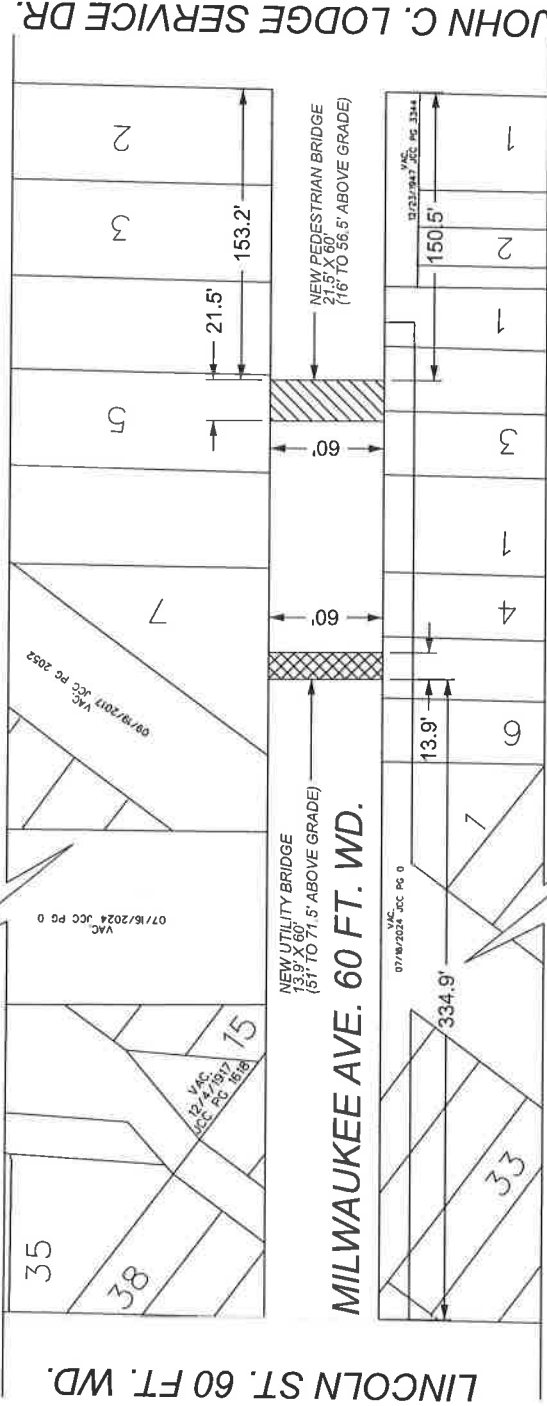
REQUEST ENCROACHMENT
INTO MILWAUKEE AVE.
AT 2764 W. GRAND BLVD

CITY OF DETROIT
CITY ENGINEERING DIVISION
SURVEY BUREAU

JOB NO. 24-113

DRWG. NO. 03

MAP-24-113



-  - REQUEST ENCROACHMENT
(For New Utility Bridge)
-  - REQUEST ENCROACHMENT
(For New Pedestrian Bridge)

(FOR OFFICE USE ONLY)

CARTO 31 D

**REQUEST ENCROACHMENT
INTO MILWAUKEE AVE.
BETWEEN LINCOLN ST. AND JOHN C. LODGE
SERVICE DRIVE**

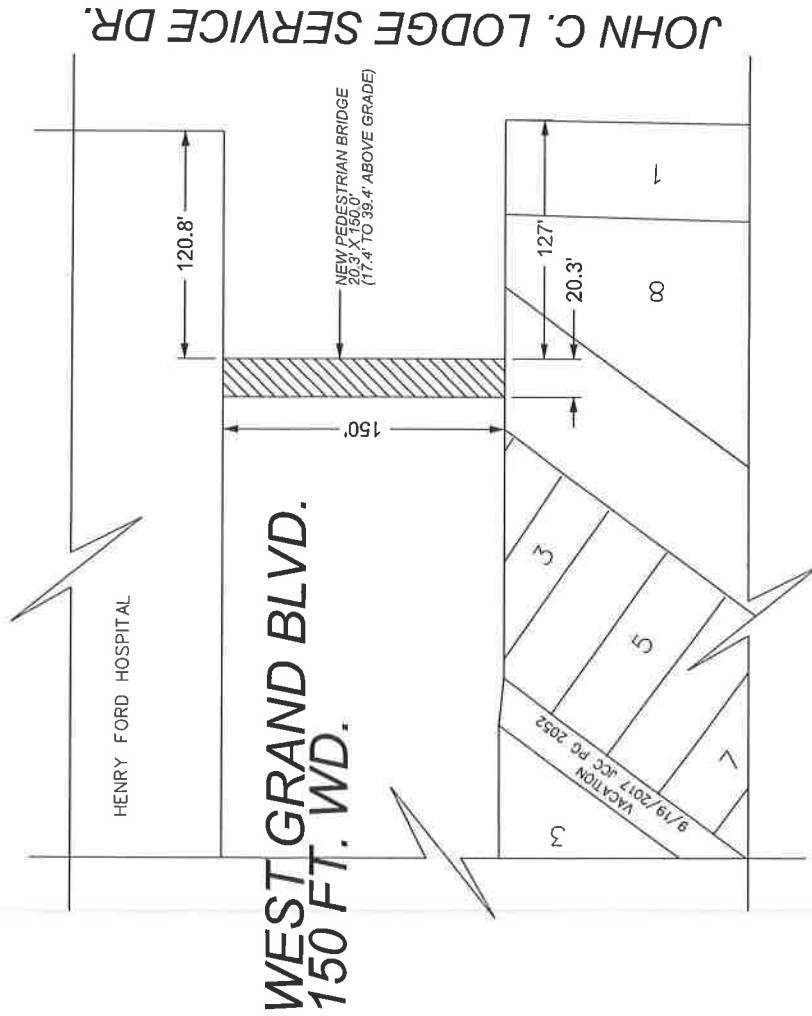
CITY OF DETROIT
CITY ENGINEERING DIVISION
SURVEY BUREAU

JOB NO. 24-113

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MAP-24-113



- REQUEST ENCROACHMENT
(For New Pedestrian Bridge)

(FOR OFFICE USE ONLY)

CARTO 31 D

**REQUEST ENCROACHMENT
INTO W. GRAND BLVD.
BETWEEN LINCOLN ST. AND JOHN C. LODGE
SERVICE DRIVE**

CITY OF DETROIT
CITY ENGINEERING DIVISION

SURVEY BUREAU

JOB NO. 24-113

DRWG. NO. 05

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DESCRIPTION	DRWN	CHEK	APPD	DATE	
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DATE	08-07-2024	APPROVED	RW		

