



CITY OF DETROIT
GENERAL SERVICES DEPARTMENT

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

The Honorable Detroit City Council
2 Woodward Avenue
1340 Coleman A. Young Municipal Center
Detroit, MI 48226

March 21, 2025

RE: Request for Authorization of New Electricity Easement at Jayne Park, District 3

Honorable City Council:

The General Services Department (“GSD”) on behalf of DTE Electric Company (“DTE”) is requesting authorization from your Honorable Body to grant a new underground electricity easement within Jayne Park located in District 3 at 13280 Conant Detroit, MI 48212, Parcel ID 13024945.002.

DTE indicates the need for a new commercial feeder at this location requiring a new 10’ underground easement to support the re-lighting of a sports field. The administrative address of the new easement will be 4001 Charles Street Detroit, MI 48212.

The area of easement and authorized agreement are Exhibits for your review.

The GSD on behalf of DTE respectfully requests your authorization of this request with a Waiver of Reconsideration.

Sincerely,

Crystal Perkins
Director, General Services Department



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RESOLUTION

COUNCIL MEMBER _____

WHEREAS the General Services Department on behalf of DTE Electric Company (“DTE”) is requesting authorization from your Honorable Body to create a new 10’ underground electricity easement in, on and across a portion of Jayne Park at 13280 Conant Detroit MI 48212, Parcel ID 13024945.002, and

WHEREAS the new underground electricity easement will support a new commercial feeder and the re-lighting of a sports field. The administrative address of the new easement will be 4001 Charles Street Detroit, MI 48212.

THEREFORE, BE IT:

RESOLVED, the Detroit City Council authorizes DTE to create a new 10’ underground electricity easement at Jayne Park located in District 3 at 13280 Conant Detroit, MI 48212 with a Waiver of Reconsideration.

##

DTE Electric Company Overhead and Underground Easement Agreement 74804519-74804554

On _____, 2025, for good and valuable consideration, Grantor grants to Grantee a non-exclusive underground easement ("Right-of-Way") in, on, and across a part of Grantor's Land referred to herein as the "Right-of-Way Area," upon the terms and conditions set forth herein.

"Grantor" is: City of Detroit, a Michigan public body corporate,
Whose address is 2 Woodward Avenue Detroit, Michigan 48226.

"Grantee" is: DTE Electric Company, a Michigan corporation,
One Energy Plaza, Detroit, Michigan 48226.

"Grantor's Land" is in the City of Detroit, County of Wayne, and State of Michigan, and is described on Exhibit "A" Attached hereto and made a part hereof.

Tax Identification Number(s): 13024945.002
More commonly known as: 13280 Conant (AKA 4001 Charles St), Detroit, MI 48212

The "Right-of-Way Area" is a ten foot (10') wide strip of land on part of Grantor's Land. The centerline of the Right-of-Way Area shall be established in the as-built location of the centerline of Grantee's Facilities and shall be installed on Grantor's Land in the approximate location described or shown on Exhibit "B" attached hereto and made a part hereof.

- Purpose:** Grantor is the fee simple owner of the Grantor's Land and has requested that Grantee provide power to the Grantor's Land. The purpose of this Right-of-Way is to permit the construction, reconstruction, modification, addition to, repair, replacement, inspection, operation, and maintenance of underground utility facilities to service Grantor's land which may consist of underground vaults, pipelines, poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers, and accessories (collectively, the "Grantee's Facilities") in the Right-of-Way Area.
- Access:** Grantee has the right of pedestrian and vehicular ingress and egress to and from the Right-of-Way Area over and across Grantor's Land.
- Buildings or other Permanent Structures:** Except for those improvements which exist as of the date of this Right of Way, no buildings or other permanent structures or improvements may be constructed or placed in the Right-of-Way Area without Grantee's prior, written consent. Grantor agrees, at its own expense, to remove any improvement other than the now existing or subsequently approved improvements and that materially interferes with the safe and reliable operation, maintenance, and repair of Grantee's facilities upon the written demand of Grantee. If Grantor fails to comply with such demand, Grantor agrees that Grantee may remove any such improvement and bill Grantor for the cost thereof, which cost Grantor shall pay within thirty (30) days after demand therefor.
- Excavation:** Pursuant to 2013 Public Act 174, MISS DIG (1-800-482-7171 or 811 in some areas) must be called before any excavation in the Right-of-Way Area may proceed.
- Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches, and roots growing or that could grow or fall in the Right-of-Way Area and except for now existing or subsequently approved improvements, remove any ancillary structures, improvements, fences, or landscaping in the Right-of-Way Area that would interfere with the safe and reliable construction, operation, maintenance and repair of Grantee's facilities. No landscaping, trees, plant life, structures, improvements, or fences may be planted, grown, or installed within 8 feet of the front door, or within 2 feet of the other sides, of transformers or switching cabinet enclosures, and Grantee shall not be responsible for any damage to, or removal of, landscaping, trees, plant life, structures, improvements and/or fences located in such areas.
- Restoration:** If Grantee's agents, employees, contractors, subcontractors, vehicles, or equipment damage Grantor's Land while entering or upon Grantor's Land for the purposes stated in this Right-of-Way, then Grantee will restore Grantor's Land as nearly as is reasonably practicable to the condition in which it existed prior to such damage. Restoration with respect to paved surfaces shall

consist of asphalt cold patching of the damaged portion of any asphalted surfaces when the weather conditions suggest such use and the cement patching of the damaged portion of any cemented surfaces. Grantee shall have no liability, however, for the restoration or cost of any improvements located within the Right-of-Way Area, including, but not limited to, parking islands, gutters, fences or landscaping such as trees, bushes, or flowers (but not a simple lawn which, if damaged, will be patched and re-seeded by Grantee) that are damaged by Grantee in the course of constructing, reconstructing, modifying, adding to, repairing, replacing, operating or maintaining its facilities as described in paragraph 1 above.

- 7. **Term:** This Right-of-Way shall be binding upon the Grantor and Grantee, and their respective successors and assigns, unless terminated in accordance with Section 8 below.
- 8. **Termination:** This Right-of-Way is terminable by the Grantor only after Grantee's Facilities are no longer used for the provision of electrical power to Grantor's Land. Grantor shall pay for all actual, reasonable costs incurred by Grantee to remove the Grantee's Facilities.
- 9. **Relocation:** Upon written request of the Grantor, Grantee shall relocate all or a portion of Grantee's Facilities to another portion of the Grantor's Land, so long as: (a) the Grantor provides Grantee with an acceptable replacement Right-of-Way Area on Grantor's Land to install new Grantee's Facilities, (b) the Grantor agrees to an amendment to this Right-of-Way to identify and incorporate the modified Right-of-Way Area; and (c) the Grantor pays for all actual, reasonable costs incurred by Grantee to relocated the Grantee's Facilities and document same in the amendment to this Right-of-Way.
- 10. **Recording:** This Right-of-Way may be recorded by Grantee or Grantor in the Register of Deeds for Wayne County, Michigan.
- 11. **Exemptions:** Exempt from transfer tax pursuant to MCL 207.505(a) and MCL 207.526(a).
- 12. **Governing Law:** This Right-of-Way shall be governed by the laws of the State of Michigan.

Grantor:
CITY OF DETROIT, a Michigan public body corporate

Name: _____
Title: _____

Acknowledged before me in Wayne County, Michigan, on _____, 2025, by _____, the _____ of the City of Detroit, a Michigan public body corporate.

Sign: _____
Print: _____
Acting in _____ County, Michigan

<p>Approved as to form:</p> <p>_____ Corporation Counsel, City of Detroit</p>	<p>Approved by the Detroit City Council on: _____</p>
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Drafted by:
Al Ayoub, DTE Electric Company
Planning, Design & Engineering
12000 Dixie, Redford Twp. MI 48239

EXHIBIT A

PARCEL DESCRIPTION

E CONANT ALL THAT PT OF FRL SEC 17, T 1 SR 12 E DESC AS FOLS: BEG AT NW COR FENELON AVE & CHARLES AVE TH S 88D 45M 30S W 1129.54 FT ALG N LINE CHARLES AVE TH N 1D 13M 10S W 474 FT TH S 88D 45M 30S W 747.67 FT TH N 26D 33M 02S W 640.01 FT ALG E LINE CONANT AVE TH N 63D 28M 26S E 469.48 FT TH N 88D 47M 34S E 1678.74 FT ALG S LINE LUCE AVE TH S 3D 09M 03S E 1254.96 FT ALG W LINE FENELON AVE TO PTE OF BEG CRAIG & MAYBURYS SUB L10 P26 PLATS W.C.R.

COMMONLY KNOWN AS: 13280 CONANT, HAMTRAMCK, MI 48212
PARCEL NUMBER: 13024945.002



LEGAL CHECK

DTE UNDERGROUND ELECTRIC EASEMENT

A 10 FEET WIDE DTE UNDERGROUND EASEMENT BEING PART OF THE FRACTIONAL SECTION 17, TOWN 1 SOUTH, RANGE 12 EAST, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS, COMMENCING AT THE NORTHWEST CORNER OF THE WESTERLY RIGHT-OF-WAY LINE OF FENELON AVENUE (50 FEET WIDE) AND THE NORTHERLY RIGHT-OF-WAY LINE OF CHARLES AVENUE (66 FEET WIDE); THENCE N03°09'03"W 19 FEET ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF FENELON AVENUE TO THE POINT OF BEGINNING; THENCE S88°45'30"W 716 FEET PARALLEL TO SAID NORTHERLY RIGHT-OF-WAY LINE OF CHARLES AVENUE; THENCE N01°14'30"W 10 FEET; THENCE N88°45'30"E 716 FEET PARALLEL TO SAID NORTHERLY RIGHT-OF-WAY LINE OF CHARLES AVENUE TO SAID WESTERLY RIGHT-OF-WAY LINE OF FENELON AVENUE; THENCE S03°09'03"E 10 FEET ALONG SAID WESTERLY RIGHT-OF-WAY LINE OF FENELON AVENUE TO THE POINT OF BEGINNING.

LEGAL CHECK

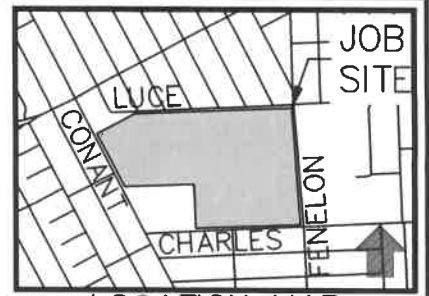


Know what's below.
Call before you dig.

PLANNER: NICK DESTRAMPE PHONE: (734)706-0778 SOUTHEAST REGION SRW:74804554 CWO:74804519	Address 4001 Charles St	Title EXHIBIT A
	Parcel Number 13024945.002	Date 2/06/25
	County WAYNE	Community CITY OF DETROIT
	Township T1S	Range R12E
	Section 17	State MICHIGAN
Project Number 1047-24-4280	Checked by ND	Drawn by GB
	Crew/Book	Drawing Scale NONE
		Sheet Number 01 OF 01



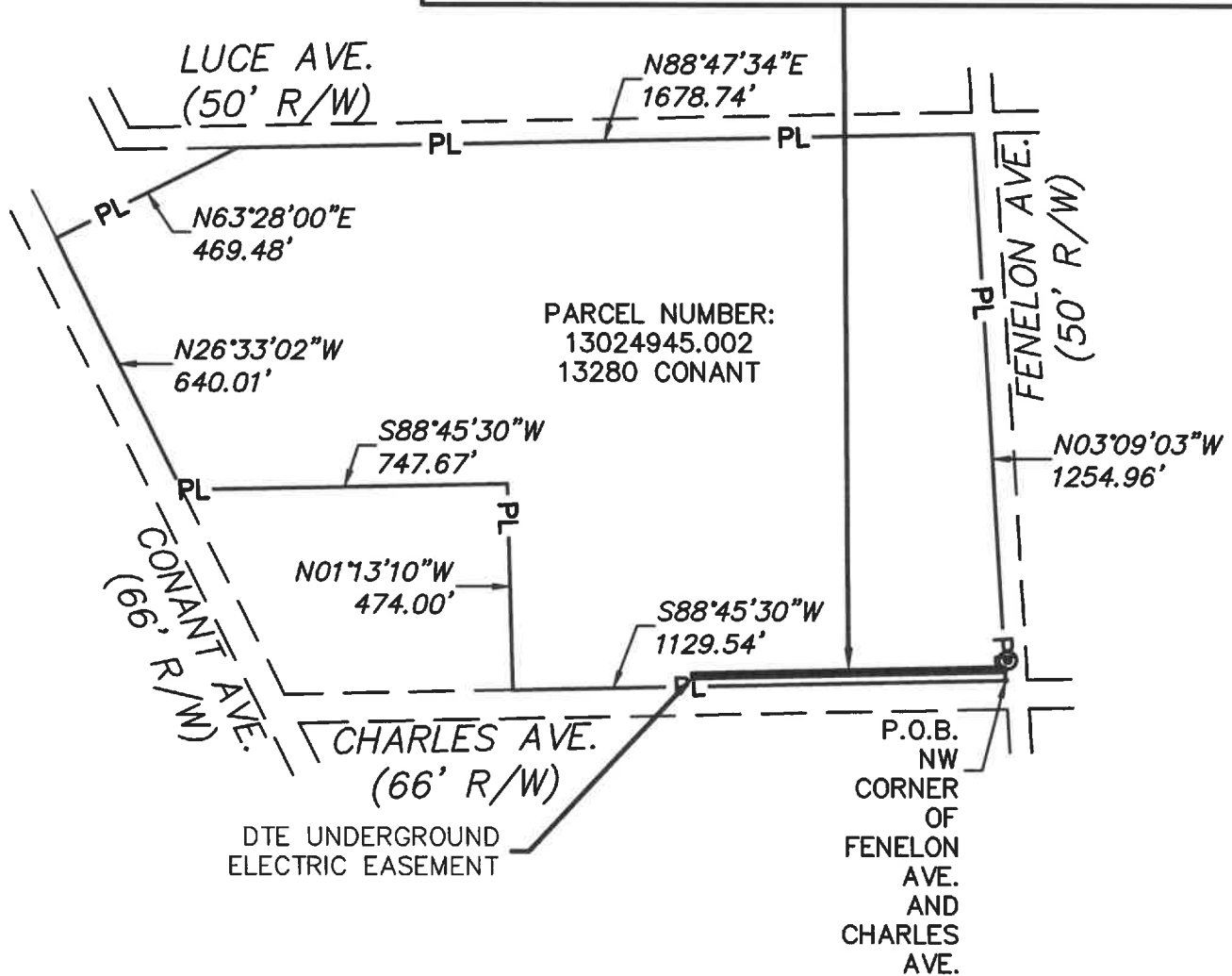
EXHIBIT B



LOCATION MAP
(NOT TO SCALE)

CENTERLINE OF 10 FOOT WIDE EASEMENT

NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE CALL MISS DIG 1-800-482-7171 OR 811



LEGEND

- CABLE POLE / RISER
- EASEMENT AREA
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT

UNDERGROUND ELECTRIC EASEMENT
NOTE: THE EASEMENT MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CALL MISS-DIG AT 1-800-482-7171 OR 811.

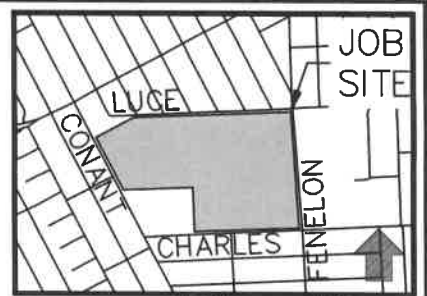


Know what's below.
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PLANNER: NICK DESTRAMPE PHONE: (734)706-0778 SOUTHEAST REGION SRW:74804554 CWO:74804519	Address 4001 Charles St	Title EXHIBIT B
	Parcel Number 13024945.002	Date 2/06/25
County WAYNE	Community CITY OF DETROIT	Drawing Scale
Township T1S	Range R12E	Section 17
State MICHIGAN	Project Number 1047-24-4280	Checked by ND
State MICHIGAN	Drawn by GB	Sheet Number 01 OF 02
State MICHIGAN	Crew/Book	NONE



EXHIBIT B



LOCATION MAP
(NOT TO SCALE)

CENTERLINE OF 10 FOOT WIDE EASEMENT

NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE CALL MISS DIG 1-800-482-7171 OR 811

PARCEL NUMBER:
13024945.002
13280 CONANT

DTE UNDERGROUND
ELECTRIC EASEMENT

$N01^{\circ}14'30''W$
10'

$N88^{\circ}45'30''E$
716'

$S03^{\circ}09'03''E$
10'

$S88^{\circ}45'30''W$
716'

$N03^{\circ}09'03''W$
19'

CHARLES AVE.
(66' R/W)

FENELON AVE.
(50' R/W)

P.O.C.
NW CORNER OF FENELON
AVE. AND CHARLES AVE.

LEGEND

- CABLE POLE / RISER
- EASEMENT AREA
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- PAD-MOUNTED TRANSFORMER
- DIRECTION OF TRANSFORMER DOOR OPENING
- UNDERGROUND ELECTRIC EASEMENT

NOTE: THE EASEMENT MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CALL MISS-DIG AT 1-800-482-7171 OR 811.



Know what's below.
Call before you dig.

PLANNER: NICK DESTRAMPE PHONE: (734)706-0778 SOUTHEAST REGION SRW:74804554 CWO:74804519	Address 4001 Charles St	Title EXHIBIT B	
	Parcel Number 13024945.002	Date 2/06/25	Drawing Scale NONE
County WAYNE	Community CITY OF DETROIT	Sheet Number 02 OF 02	
Township T1S	Range R12E	Section 17	State MICHIGAN
Project Number 1047-24-4280	Checked by ND	Drawn by GB	Crew/Book