



**DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION**

Coleman A. Young Municipal Center  
2 Woodward Ave., Suite 601  
Detroit, Michigan 48226

Phone 313•224•3949 TTY: 711  
Fax 313•224•3471  
www.detroitmi.gov

May 12, 2025

Honorable City Council:

**RE: Petition No. x2025-111 – General Services Department, City of Detroit, request for encroachment within the northerly part of Charlevoix St., adjacent to the parcel commonly known as 2912 Garland St. for the installation of a small park development located in the right-of-way at the northeast corner of Charlevoix and Garland St.**

Petition No. x2025-111 – General Services Department, City of Detroit, request for encroachment within the northerly part of Charlevoix St., 150 ft. wide, adjacent to the parcel commonly known as 2912 Garland St. for the installation of a small park development located in the right-of-way at the northeast corner of Charlevoix St. and Garland St.

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  
Mayor's Office – City Council Liaison

COUNCIL MEMBER \_\_\_\_\_

**RESOLVED**, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to General Services Department or their assigns to install and maintain various encroachments within Charlevoix Street and Garland St., further described as: Land in the City of Detroit, Wayne County, Michigan;

1. New raised flower bed, lying 6.0' southerly of Lot 69 of "Aberle's Subdivision" as recorded in Liber 18, Page 83 of Plats, Wayne County Records. Said flower bed measures 23.31' x 6.25' x 1.83', and ranges from 0.33' below grade to 1.37' above grade.
  - a. Within the new raised bed will be five (5) irrigation heads and 1" irrigation line from 0.0' to 1.0' below grade
2. Proposed 1" irrigation meter in Wabash Box with Faux Stone Cover, measuring 2.06' x 3.0' x 2.0', with 1" irrigation line running from it to the raised flower bed, lying southerly of Lot 69 of "Aberle's Subdivision" as recorded in Liber 18, Page 83 of Plats, Wayne County Records. Said meter and irrigation line will range from 0.0' to 1.0' below grade
  - a. Lying westerly of said irrigation meter will be a DWSD stop box tap from 0.0' to 5.0' below grade. With 1" irrigation line lying 0.0' to 5.0' below grade from the Garland St. right- of -way.
3. Proposed panel sign, lying 19.34' southerly of Lot 69 of "Aberle's Subdivision" as recorded in Liber 18, Page 83 of Plats, Wayne County Records. Said panel sign is 4.0' x 1.6' x 1' and ranges from 0.04' to 5' above grade.
  - a. Said panel sign will be mounted on two (2) steel welded square tubes, measuring 0.33' x .033' x 0.01', with two (2) steel angle welded plates, measuring 0.16' x .016' x 0.01', with steel mounting plates, measuring 1.0' x 1.0' x 0.04', mounted into the concrete.
4. Proposed R.P.Z. Stainless Steel Enclosure, measuring 4.0' x 2.0' x 1.0', with a concrete base, measuring 4.5' x 2.5', lying 4.59' southerly of Lot 69 of "Aberle's Subdivision" as recorded in Liber 18, Page 83 of Plats, Wayne County Records. Said R.P.Z. Enclosure and concrete base will range from 0.5' below grade to 4.0' above grade.
5. New concrete, lying 6.0' to 38.64' southerly of Lot 69 of "Aberle's Subdivision" as recorded in Liber 18, Page 83 of Plats, Wayne County Records. Said concrete will surround the westerly side and the southerly side of the raised flower bed, it will meet up with the city sidewalk with a path on the westerly side and meet up with the city sidewalk on the southerly side, running underneath an existing guard rail. Said concrete ranges from 0.0' to 0.5' below grade

**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, General Services Department, City of Detroit 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 cost for the construction, maintenance, permits and use of the encroachments shall be borne by General Services Department, City of Detroit 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 General Services Department, City of Detroit or their assigns. Should damages to utilities occur General Services Department, City of Detroit 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

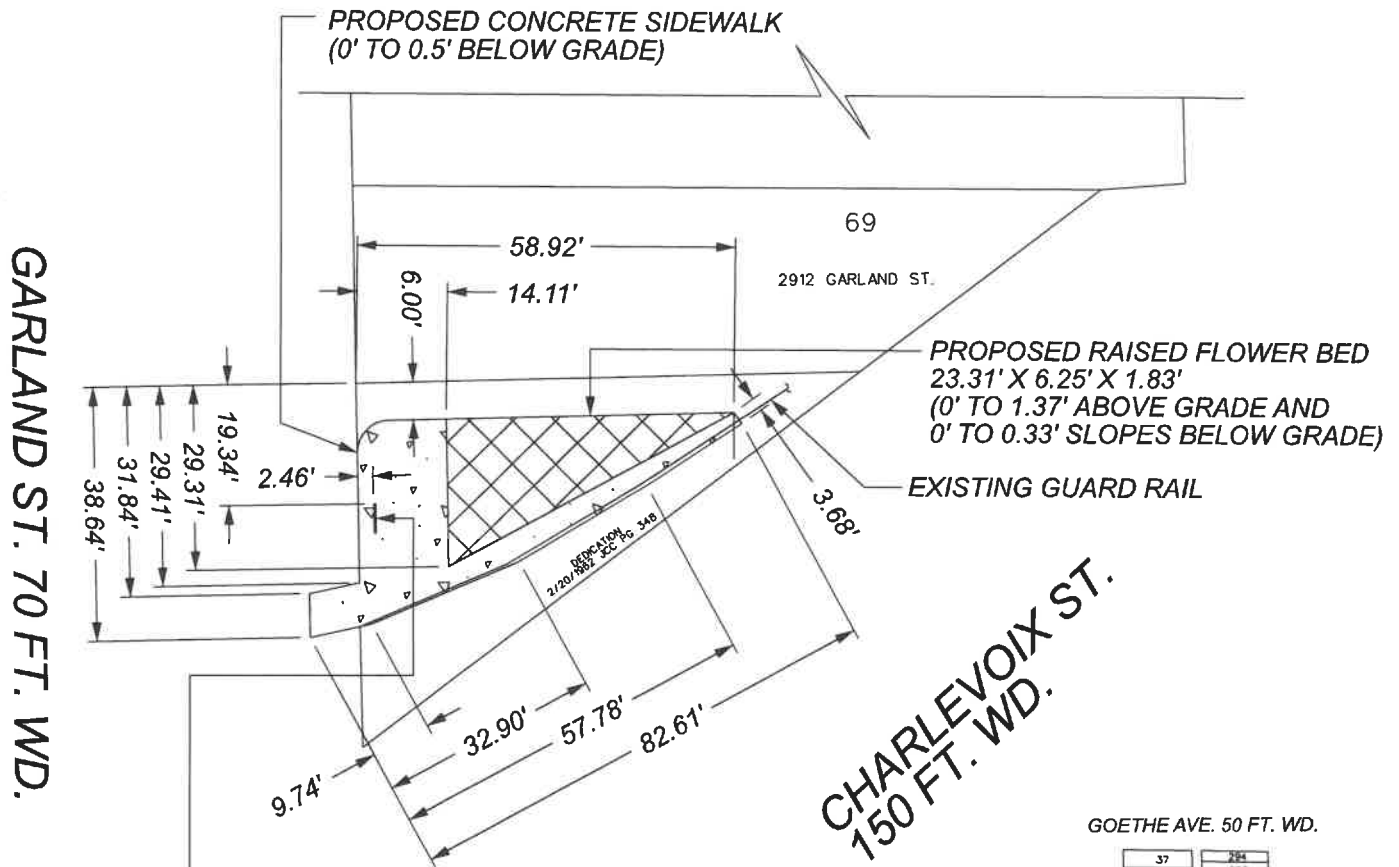
PROVIDED, that General Services Department, City of Detroit or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of General Services Department, City of Detroit or their assigns of the terms thereof. Further, General Services Department, City of Detroit 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 General Services Department, City of Detroit 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.



-  - REQUEST ENCROACHMENT  
(For New Panel Sign)
-  - REQUEST ENCROACHMENT  
(For New Raised Flower Bed)
-  - REQUEST ENCROACHMENT  
(For New Concrete Sidewalk)

(FOR OFFICE USE ONLY)

CARTO 55 B

<b>B</b>					
<b>A</b>					
<b>DESCRIPTION</b>		<b>DRWN</b>	<b>CHKD</b>	<b>APPD</b>	<b>DATE</b>
<b>REVISIONS</b>					
<b>DRAWN BY</b>	AP	<b>CHECKED</b>	LC / TS		
<b>DATE</b>	05-14-2025	<b>APPROVED</b>	GE		

**REQUEST ENCROACHMENT  
INTO CHARLEVOIX ST.  
AT 2912 GARLAND ST.**

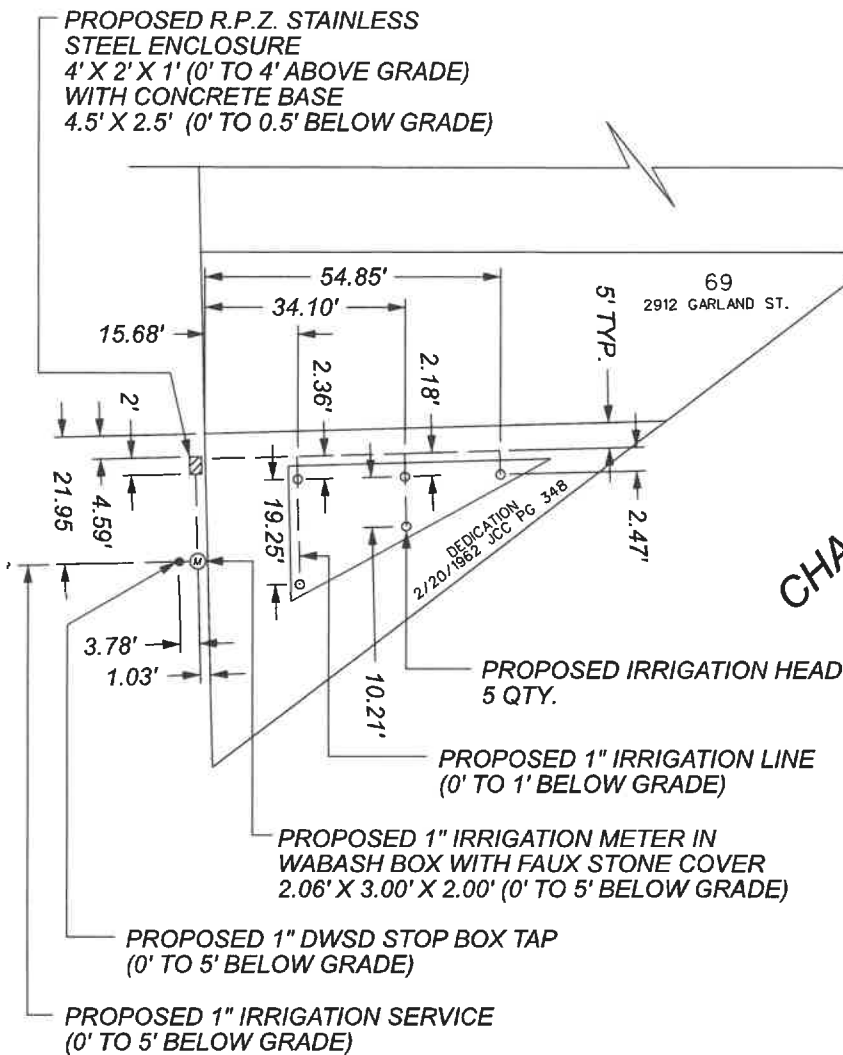
**CITY OF DETROIT**  
CITY ENGINEERING DIVISION  
SURVEY BUREAU

**JOB NO.** 25-11

**DRWG. NO.** 01



GARLAND ST. 70 FT. WD.



CHARLEVOIX ST. 150 FT. WD.

GOETHE AVE. 50 FT. WD.

37	284
38	283
39	291
41	289
43	287
45	285
47	283
49	281
51	279
53	277
55	275
57	273
59	271
61	269
63	267
65	265
67	
69	

GARLAND ST. 70 FT. WD.

ST. CLAIR ST. 70 FT. WD.

CHARLEVOIX ST. 150 FT. WD.

CARTO 55 B

- (M) - REQUEST ENCROACHMENT  
(For New Irrigation Meter)
- - REQUEST ENCROACHMENT  
(For New Irrigation Head)
- - REQUEST ENCROACHMENT  
(For New DWSD Stop Box Tap)
- - REQUEST ENCROACHMENT  
(For New Irrigation Line and Service)
- ▨ - REQUEST ENCROACHMENT  
(For New Stainless Steel Enclosure)

(FOR OFFICE USE ONLY)

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	AP	CHECKED	LC / TS		
DATE	05-14-2025	APPROVED	GE		

REQUEST ENCROACHMENT  
INTO CHARLEVOIX ST.  
AT 2912 GARLAND ST.

CITY OF DETROIT  
CITY ENGINEERING DIVISION  
SURVEY BUREAU

JOB NO. 25-11

DRWG. NO. 02