

RESOLUTION NO. 2026-02

**A RESOLUTION DECLARING INTENT
TO VACATE REMAINING WESTERN ½ OF BIRCH STREET**

City of Gladstone
County of Delta, State of Michigan

At a Meeting of the Gladstone City Commission, held, on the 9th day of March, 2026.

WHEREAS, Chapter XII, Sec. 2 of the Gladstone City Charter provides:

When the commission shall deem it advisable to vacate, discontinue or abolish any street, alley or public ground, or any part thereof, they shall by resolution so declare and in the same resolution shall appoint a time, not less than four weeks thereafter, when they shall meet and hear objections thereto. Notice of such meeting, with a copy of said resolution, shall be published once not less than two weeks before the time appointed for such meeting, in a newspaper published and circulated in the city.

WHEREAS, Birch Street is an undeveloped public right-of-way dedicated in the plat of Bay Park Addition, recorded in Liber B of Plats, Page 103, of the Delta County Records.

WHEREAS, despite being dedicated for public use, Birch Street has never been improved, constructed, opened, or maintained for public travel. It exists only as an unimproved “paper street.”

WHEREAS, the eastern one-half of Birch Street was previously vacated in conjunction with the development of the Bay View Manor (now Waterview Apartments) site.

WHEREAS, the Gladstone Housing Commission has formally requested that the City vacate the remaining western ½ of Birch Street to facilitate the redevelopment and replacement of the Fairview Manor public housing facility.

NOW THEREFORE BE IT RESOLVED, that City Commission deems it advisable and necessary for the health, welfare, comfort, and safety of the people of the City to vacate the remaining western ½ of Birch Street.

BE IT FURTHER RESOLVED, that, as required by Chapter XII, Sec. 2 of the Gladstone City Charter, a public hearing shall be held for the purpose of hearing any objections to vacating the remaining western ½ of Birch Street on April 13, 2026.

BE IT FURTHER RESOLVED, that the City Clerk shall publish notice of said public hearing along with a copy of this resolution once not less than two weeks before the hearing in a newspaper published and circulated in the City.

BE IT FURTHER RESOLVED, that legal counsel for the City shall proceed with securing vacation of the remaining western ½ of Birch Street following the public hearing.

BE IT FURTHER RESOLVED, that the City Clerk shall record this resolution with the Delta County Register of Deeds within 30 days, and provide a copy to the Director of the Department of Energy, Labor, and Economic Growth as required by the Land Division Act. MCL 560.257(2).

ROLL CALL VOTE:

Yeas: _____

Nays: _____

Abstain: _____

Absent: _____

THE RESOLUTION WAS DECLARED ADOPTED.

Kimberly Berry, City Clerk

