

ALLEY VACATION [APPROVAL] – PEE #23-01

Motion by Councilor _____,

Supported by Councilor _____,

WHEREAS, a request has been received from Brian Najor of MAD Fuel Holdings, LLC, 601 W. 12 Mile Road, Madison Heights, MI 48071, to vacate the existing 17-foot wide alley adjacent to 601 W. 12 Mile Road (TM# 44-25-14-202-003; Assessors Plat No. 2 Lots 5 thru 11) and 28767 Dartmouth Street (TM# 44-25-14-202-004; Assessors Plat No. 2 Lot 12) and to retain the existing public utility easements therein; and

WHEREAS, the Planning Commission reviewed the proposed alley vacation at their July 18th, 2023 meeting; and

WHEREAS, the Planning Commission recommended that City Council action be postponed until such time that a concept plan for the proposed development is provided and until such time that utility companies provide correspondence pertaining to necessary easements and utility relocations; and

WHEREAS, the applicant has provided the City with a conceptual site plan for future development and has provided correspondence from utility companies, satisfying the Planning Commission's recommendation; and

WHEREAS, the City Council held a public hearing on August 14th, 2023, and there were no objections from the audience;

NOW, THEREFORE, BE IT RESOLVED, that the Madison Heights City Council determines that it is necessary for the health, welfare, comfort and safety of the people of the City to:

Vacate the existing 17-foot wide alley adjacent to 601 W. 12 Mile Road (TM# 44-25-14-202-003; Assessors Plat No. 2 Lots 5 thru 11) and 28767 Dartmouth Street (TM# 44-25-14-202-004; Assessors Plat No. 2 Lot 12) and to retain the existing public utility easements therein, subject to all conditions of the utilities in their respective review letters.

BE IT FURTHER RESOLVED, that based on the findings enumerated above, the Madison Heights City Council hereby approves requested alley vacation PEE #23-01 and retention of the public utility easements therein, subject to all conditions of the utilities in their respective review letters.

BE IT FURTHER RESOLVED, that the City Clerk shall within thirty (30) days forward to the State Treasurer and County Register of Deeds a certified copy of said resolution:

Yeas:

Nays: