

March 30, 2007

To the Public Works Committee

Subject: Common Council Resolution File Number 061417

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 061417, which amends a special privilege for change of ownership to Downer Delaware LLC for moveable planters, benches and a covered walk in the public right-of-way and for addition of six additional moveable planters, a backup driveway, and a step for the premises at 2551-97 North Downer Avenue. This special privilege combines three previously separate special privileges.

Three tenants of the subject premises requested permission for three moveable planters, four benches, and one covered walk. Permission was granted for said items under three separate special privilege resolutions, one to each tenant. Common Council Resolution File Number 981694, granted in 1999, permitted the covered walk to encroach into the public way. Common Council Resolution File Number 920655, granted in 1992, permitted the benches. Finally, Common Council Resolution File Number 881166, granted in 1989, permitted three moveable planters.

A site visit to the property revealed the presence of six additional moveable planters, a concrete step, and a backup driveway in the public way. The moveable planters are located in the west, 15-foot wide sidewalk area of North Downer Avenue, abutting the building. The concrete step and backup driveway are located in the north, 19-foot 3-inch wide sidewalk area of East Webster Place.

It should be noted that the attached special privilege resolution combines three previously separate special privileges, which were granted to tenants of the premises. Combining the special privileges will allow for more efficient file management.

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We are not aware that the presence of said items has had an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will change the name of the special privilege grantee and will allow said items to continue to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Martin G. Collins
Commissioner
Department of Neighborhood Services

MDL:lja

Attachment

c: Alderman Michael D'Amato