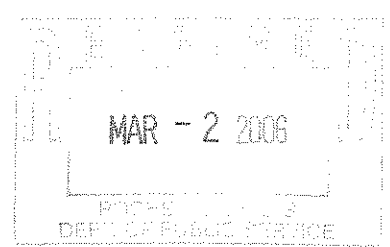


ROCHESTER HILLS MUNICIPAL OFFICES
Department of Public Service
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309-3033



APPLICATION and REQUEST for VACATION
of
STREETS, ALLEYS or PUBLIC GROUNDS

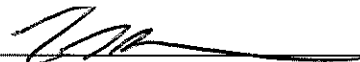
Date: 02/10/2006 Application Fee: \$200.00 Dated Paid: _____

Applicant Name: Becker/Dean Holding Land Development – Erich D. Becker

Applicant Address: 1460 Walton Blvd

City, State, and Zip: Rochester, Michigan 48307

Phone: (248) 652-1737 Fax: (248) 652-1747

I,  (signature) hereby apply for and request the City to vacate, discontinue or abolish (description of street, alley, public ground or part thereof, to be vacated)

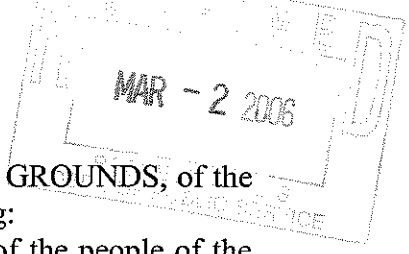
20 ft. wide alley adjacent to Lots 1409, 1410 and 1411, starting eastward off of Dequindre Rd. at the north-end of Lots 1409, 1410 and 1411 (except E .50 ft); See attached Survey

Sidwell number of applicant's property 15-25-483-009
Property
Address: 1961 E. Auburn Rd., Rochester Hills, MI 48307

Sidwell number of abutting property 15-25-483-008

Abutting property owner's name: McNeil Holdings, LLC; Attn: Sean Clauw

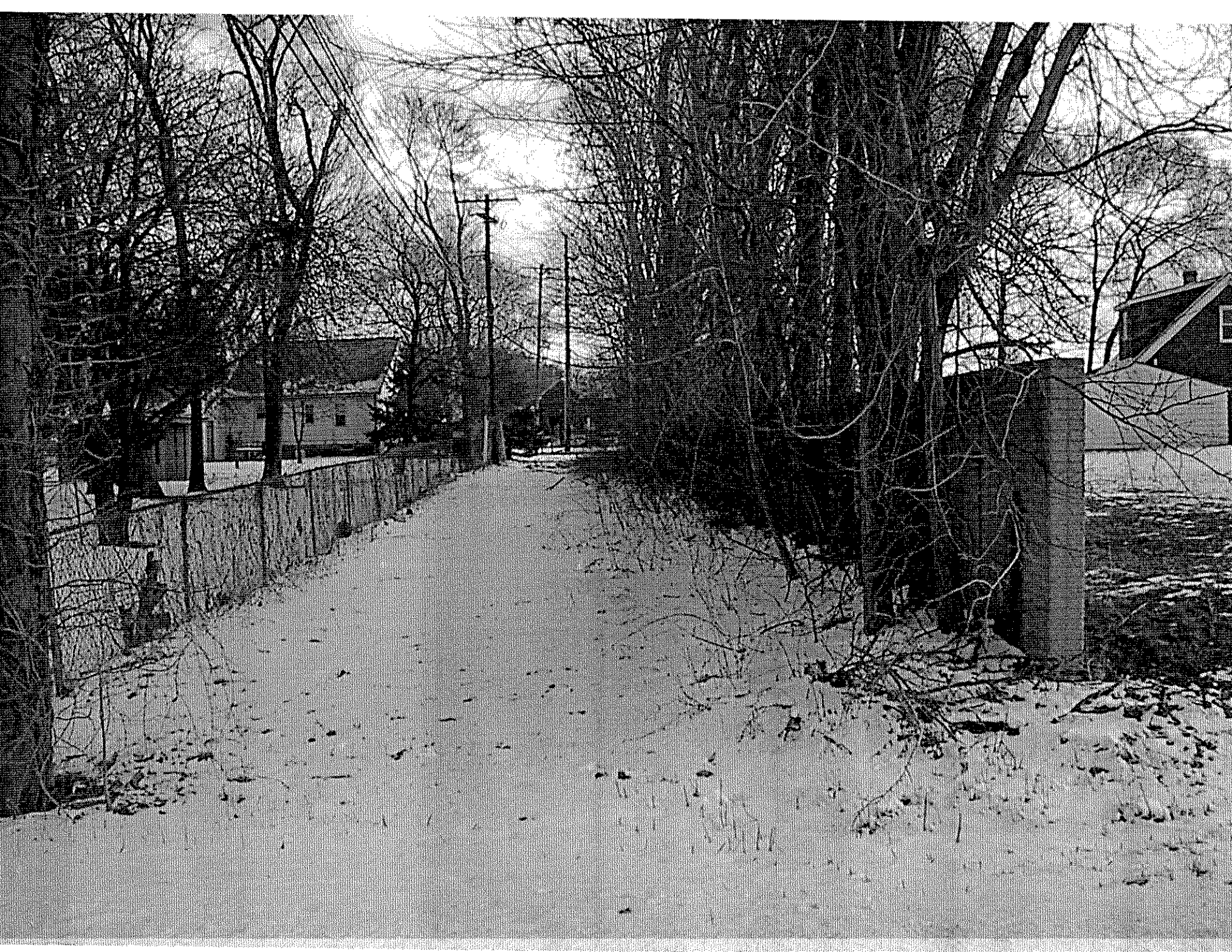
Address: PO Box 180167, Utica, MI 48318-0167



Chapter 94, ARTICLE IV: VACATING, STREETS, ALLEYS OR PUBLIC GROUNDS, of the City of Rochester Hills Ordinances, Sec. 94-172: Purpose states the following: “As it is occasionally necessary for the health, welfare, comfort and safety of the people of the city to vacate, discontinue or abolish an existing street, alley, public ground, or part thereof, a procedure is established as provided in this article.” (Code 1976, §4-10.01)

Bearing in mind the above Ordinance, please explain the basis on which you believe the City should consider the vacation of the street, alley, public ground or part thereof.

This property described as an “alley” is an area that runs parallel to your applicant’s properties known as Lots 1409 through 1411 (except E .5ft of Lot 1411. Your applicant requests vacation of this property to the property owners of Lots 1409 through 1411, respectively. Neither the City nor the citizens of Rochester Hills have a need for access to this property, as it leads through a heavily wooded area to a perpendicular street. As a “public” alley, it is a hazard to allow citizens free access to this area, to the extent that young citizens with access to this area could utilize it for a haven of illegal activity. It is not “patrolable” by police, as it is not actually a roadway for vehicles to pass through. Again, see attached photos. I request that the city vacate either the property that directly abuts the business property to your applicant as the adjacent owner, with an easement for utilities, the only purpose for its existence. It is necessary for the health, safety and welfare of the people to vacate this property, as it relieves the city of a maintenance liability, a potentially dangerous area, an area that cannot be policed, and an area that it not used, nor has it ever been used by the City of Rochester Hills or its citizens.





40	40	40	40
1333	135	1404	135
478-027		478-026	

40	40	40	40
1418	135	1489	133.66
479-045		479-037	

DAMES

40	40	40	40
1332	135	1405	135
482-018		482-022	
40	40	40	40
1331	135	1406	135
482-019		1407	
40	40	482-023	40
1330	135	1408	135
482-004		1329	
77.20	48.40	138.18	49.60

40	40	40	40
1417	135	1490	133.44
483-001		1416	
40	40	483-002	40
1415	135	1491	133.29
46.80	18.00	136.28	49.55

140	45	45	45	45	48.18
1323	48.18	140	1324	482-024	140
140	45	1325	140	1326	45
48.18	45	45	45	45	48.18
140	45	1327	482-021	140	1328
48.18	45	45	45	45	48.18
183.18	93.19				

Hessel

48.18	45.00	45.00	45.00	45.00	46.19
1409	140	1410	483-009	140	1412
140	140	1411	140	1413	483-006
48.18	45.00	45.00	45.00	45.00	45.98
137.68	45.00	45.00	90.98		

x = your applicant

TURN RD

43.27	45.00	45.00	45.00	45.00	80.32
1891	1892	1893	120.00		
283.58					