



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1373**

An ordinance to Add Parks to the Street Name Ordinance

1. THE CITY OF YPSILANTI HEREBY ORDAINS that Article VI., Sections 94-161, et seq. be amended to read as follows:

• **ARTICLE VI. STREET AND PARK NAMES**

• **Sec. 94-161. - City council to control.**

The city council shall have the exclusive control of the name of all highways, streets, alleys, bridges and parks within the city.

(Code 1983, § 4.60)

• **Sec. 94-162. - Retention of existing names.**

(a)

The existing name of any such highway, street, alley, bridge or park shall not be changed without an ordinance adopted by the affirmative vote of seven of the authorized members of city council after a public hearing.

(b)

Such public hearing must be published once per week for two successive weeks prior to the public hearing in the official newspaper of the city.

(c)

The notice of public hearing must also be posted in not less than three places on the highway, street, alley, bridge or park affected.

(Code 1983, § 4.60(1))

• **Sec. 94-163. - Opportunity to be heard.**

All interested parties attending a public hearing regarding changing the name of any highway, street, alley, bridge or park shall be given a reasonable opportunity to be heard.

(Code 1983, § 4.60(2))

- **Sec. 94-164. - Change upon good cause shown.**

The name of any such highway, street, alley or bridge shall be changed only upon good cause shown. The name of any park shall be changed only after review and recommendation of the City Parks and Recreation Commission and upon good cause shown.

(Code 1983, § 4.60(3))

- **Sec. 94-165. - Petition to change name.**

A petition to change the name of any highway, street, alley, bridge or park may be instituted by resolution of a majority of city council present at a legally constituted meeting or by petition of any ten city electors, or 50 percent of the property owners or occupants of lands abutting such highway, street, alley, bridge or park.

The petition shall be referred by the City Clerk to the Parks and Recreation Commission for review and recommendation and then go to the City Council for consideration.

(Code 1983, § 4.60(4))

- **Sec. 94-166. - Notice of public hearing.**

Notice of the public hearing of City Council shall be sent to all of the owners of property abutting such highway, street, alley, bridge or park as shown by the most recent city tax roll. Such notice shall be sent by first class mail, postage fully prepaid, addressed to the owner at the address shown on the tax rolls.

(Code 1983, § 4.60(5))

- **Sec. 94-167. - Notice to utility companies.**

Notice of the public hearing shall also be given to the Ypsilanti Community Utility Authority, Detroit Edison, Michigan Consolidated Gas Company, Michigan Bell Telephone Company, and any other utility company with an easement within the right-of-way of the highway, street, alley, bridge or park affected.

(Code 1983, § 4.60(6))

- **Sec. 94-168. - Factors of consideration.**

In considering the change of any name for a highway, street, alley, bridge or park within the city, the city council shall consider the following:

(1)
The historic nature of the names in question.

(2)
The wishes of the property owners.

(3)

The wishes of the public at large.

(4)

The existence of similar names within the area and the possibility of any confusion resulting from change of name.

(5)

Any possible costs or inconvenience caused by the change of name.

(6)

The benefit to the city by the change of name.

(7)

Honor to a worthy recipient by the change of name.

(8)

Any other factor which is relevant to the decision.

(Code 1983, § 4.60(7))

- **Sec. 94-169. - Recipients of name changes.**

Within 30 days of the successful passage of any ordinance changing the name of any highway, street, alley, bridge or park within the city, the city clerk shall send by first class mail postage fully prepaid a copy of such ordinance to the following:

(1)

Ypsilanti Community Utility Authority.

(2)

Detroit Edison Company.

(3)

Michigan Consolidated Gas Company.

(4)

United States Post Office.

(5)

The County of Washtenaw.

(Code 1983, § 4.60(8))

- **Sec. 94-170. - Recordation with county.**

Within 30 days of change of name of any such highway, street, alley, bridge or park within the city, the city clerk shall cause a certified copy of the ordinance to be recorded with the office of the county register of deeds.

(Code 1983, § 4.60(9))

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS 2nd DAY OF March, 2021.

Andrew Hellenga, City Clerk

Attest

I do hereby confirm that the above Ordinance No. 1373 was published according to Section 11.13 of the City Charter on the 11th day of March, 2021.

Andrew Hellenga, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the 2nd day of March, 2021.

Andrew Hellenga, City Clerk

Notice Published: February 8, 2021

First Reading: February 16, 2021

Second Reading: March 2, 2021

Published: March 11, 2021

Effective Date: April 1, 2021