



Comcast Cable
41112 Concept Drive
Plymouth, MI 48170

3/27/2008

Ms. Jacqueline Beaudry
City Clerk
City of Ann Arbor
100 N. Fifth Avenue
Ann Arbor, MI 48107

2008 MAR 31 AM 9:54
CITY OF ANN ARBOR
CITY CLERK
PROF

Dear Ms. Beaudry:

We are in receipt of your letter of March 5, notifying us of the proposed alley vacation of the Boulevard Heights Alley, located between South Maple Road, Collingwood Drive, Abbot Avenue and Jackson Avenue in the City of Ann Arbor.

This is a matter of considerable concern to Comcast. Comcast maintains a facility, known as an Optical Transfer Node (OTN), on Collingwood Drive across the street from the proposed alley vacation. Comcast cables, including fiber optic cabling, coming from that OTN and contained in the utility easement along that alley carry cable television, Internet and telephone traffic for much of the city – including the City of Ann Arbor's Wide Area Network (WAN). Disruption of this fiber optic cabling would be a serious matter for Comcast and our customers in the City (including the City itself), and the cost to the City of relocating the fiber optic cabling, if that were to be necessary, would be high.

I note that the resolution calling for this alley vacation (R-08-059) specifies that the approval is to be contingent upon the maintenance of easements for public utilities. On the strength of that assurance, and with the understanding that Comcast retains its right to occupy said easement, Comcast has no objection to the proposed vacation. Comcast further asserts its future right of continued access to the easement in the event that maintenance or repair of its assets within the easement are necessary.

Please make Comcast's concern about this matter and our understanding of our future rights in the event of its approval known to the City Council. I will attend the public hearing on April 8, 2008, to be available in the event that there are questions or concerns to be discussed.

Sincerely,

Frederick G. Eaton
Government Affairs Manager
Michigan Region

Cc: Rod Batdorff

Sent via First Class Mail